



THE CORPORATION OF THE CITY OF VERNON

A G E N D A

**REGULAR OPEN MEETING OF COUNCIL
CITY HALL COUNCIL CHAMBER
MONDAY, JANUARY 23, 2012
AT 8:40 A.M.**

- 1. CALL TO ORDER**
- 2. RESOLUTION TO CLOSE MEETING**
 - A. BE IT RESOLVED** that the meeting be closed to the public in accordance with Section 90(1) (a), (d), (e), and (l) of the *Community Charter*.

AGENDA

- 3. ADJOURN TO OPEN COUNCIL AT 1:30 P.M.**
 - A. THAT** the Agenda for the January 23, 2012 Regular Open Meeting of Council be adopted as circulated.
- 4. ADOPTION OF MINUTES AND RECEIPT OF COMMITTEE OF THE WHOLE AND PUBLIC HEARING RECORD**

MINUTES

- A. THAT** the minutes of the Regular Meeting of Council held January 9, 2012, be adopted; **(P. 8)**

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held January 9, 2012, be received;

AND FURTHER, that the minutes of the Special Committee of the Whole Meetings of Council (Transit and Budget), held on January, 4th, 12th and 13th, 2011, be received.

- 5. GENERAL MATTERS**

DELEGATION - GREATER VERNON CYCLING ADVISORY COMMITTEE

- A. Mr. Ward Strong, Greater Vernon Cycling Advisory Committee, re: Progress on Cycling Infrastructure in Vernon & Traffic Safety Concerns.**

PRESENTATION - SOCIAL PLANNING COUNCIL – FINAL REPORT 2011 (P. 23)

- B. Ms. Annette Sharkey, Executive Director Social Planning Council for the North Okanagan, re: Partners In Action – Final Report 2011**

PRESENTATION – NORTH OKANAGAN RESTORATIVE JUSTICE – QUARTERLY REPORT (P. 29)

PRESENTATION - SAFE COMMUNITIES UNIT – QUARTERLY REPORT (P. 43)

NOTICES ON TITLE – SECTION 57 – COMMUNITY CHARTER
See Item 8.B.(i) (P. 72)

- C. Ms. Margaret Clark, Restorative Justice Coordinator, North Okanagan Restorative Justice Program, re: Year in Review – 2011.
- D. Mr. Jim Patenaude, Manager, Protective Services, re: Quarterly Report for Community Policing / Safe Communities Unit.
- E. Pursuant to Section 57(2) & (3) of the Community Charter, Council will ***provide an opportunity*** to address Council in regard to the following Section 57 “Notices against land title that building regulations contravened”:
- (i) **Okanagan Hills Development Corporation** – Lot 1, DL 62, ODYD, Plan KAP79842; PID 026-548-933 (2640 Lakeshore Drive) – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires a building permit for alterations and additions to existing buildings.
 - (ii) **0803002 BC Ltd. - Lot 19, Sec 18, Twp 5, ODYD, Plan KAP73508; PID 025-666-754 (1449 Copper Mountain Court)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires a valid building permit, inspections and issuance of an occupancy permit.
 - (iii) **Roger & Barbara Lee - Lot 20, Blk 5, Sec 35, Twp 9, Plan 384, ODYD, PID 012-467-863 (2100 – 32 Avenue)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the building, a final inspection, and the issuance of an occupancy permit.
 - (iv) **Protect Holdings Ltd. - Strata Lot 2, Sec 2, Twp 8, ODYD KAS1957; PID 023-918-250 (4611 – 23 Street)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the work and the issuance of an occupancy permit.
 - (v) **Barry Eyres and Lorie Preston-Eyres - Lot 2, Sec 31, Twp 9, ODYD, Plan KAP78953; PID 026-773-660 (364 Cordon Lane)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the work and the issuance of an occupancy permit.

- (vi) **Patrick Legare and Sholana Heinrich - Lot 5, Blk 25, Sec 3, Twp 8, ODYD, Plan327E; PID 003-171-868 (2304 – 36 Avenue)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the building, inspections, and the issuance of an occupancy permit.
- (vii) **Walter Moeller - Lot 38, Sec 35, Twp 9, ODYD, Plan 26858; PID 004-990-170 (2105 – 21 Avenue)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the building, inspections, and the issuance of an occupancy permit.
- (viii) **Calvin Enns and Sherry Wake - Lot 20, Blk 7, Sec 35, Twp 9, ODYD; PID 012-468-070 (1902 – 32 Avenue)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the work, final building inspections and the issuance of an occupancy permit.

6. UNFINISHED BUSINESS

VERNON 2014 RBC CUP BID

- A. At the Regular Open meeting of Council held on January 9, 2012, Mr. Don Klepp, representing the Vernon 2014 RBC Cup Bid Committee, appeared before Council and **requested** the following:

1. A motion of support for the 2014 RBC Cup bid
2. A letter for the bid package
3. A first surety amount of \$5,000

O'KEEFE RANCH TASK FORCE (P. 47)

- B. Memorandum dated January 17th, 2012, from the Manager of Corporate Services, re: O'Keefe Ranch Task Force.

TOURISM PARTNERING EFFORTS 2011 AND PLANS FOR 2012 (P. 50)

- C. Memorandum dated January 12, 2012, from the Manager, Tourism, re: Tourism Partnering Efforts 2011 and plans for 2012.

FULL SERVICE GAS AND FUEL SERVICE STATIONS (P. 53)

- D. THAT Council forms an Ad Hoc Committee to review the issue of full service gas and fuel stations in Vernon. The committee would include representatives from Independent Living Vernon, the Fuel Services Industry and a member of Council. The committee would be requested to review the issue in Vernon and other communities in British Columbia and provide a recommendation to Council.

7. MATTERS REFERRED: COMMITTEE OF THE WHOLE AND IN-CAMERA

8. NEW BUSINESS

A. Correspondence:**RECONSIDERATION
REQUEST (P. 61)**

- (i) Memorandum dated January 17th, 2012 from Manager of Corporate Services, re: Reconsideration request from Mr. Kowalchuk, 6609 Scott Road, denied variance.

**DVA REQUEST FOR FREE
PARKING
(P. 67)**

- (ii) Letter dated January 9th, 2012, from the Events & Marketing Manager, Downtown Vernon Association, re: Request for free parking during winter carnival events, Monday February 5th to Saturday February 11th, 2012.

**ALTERNATIVES TO SODIUM
CHLORIDE FOR ICE
TREATMENT (P. 69)**

- (iii) THAT Council approves the recommendation from the Transportation Demand Management Committee and approves staff providing information to business owners, through the Downtown Vernon Association, on alternatives to sodium chloride for ice treatment in an effort to save the trees that are planted downtown.

**COSTS FOR ADDITIONAL
RESOURCES TO CLEAR
SNOW AT BUS STOPS (P.70)**

- (iv) THAT Council approves the recommendation from the Transportation Demand Management Committee and to have operational staff cost out the additional resources necessary to increase the priority snow clearing of bus stops.

**COSTS FOR ADDITIONAL
RESOURCES TO CLEAR
SNOW ON PRIORITY
SIDEWALKS (P. 71)**

- (v) THAT Council approves the recommendation from the Transportation demand Management Committee and requests operational staff to cost out the additional resources necessary to secure additional snow removal on priority sidewalk areas;

AND FURTHER, that Bylaw staff, in cooperation with Operational staff, consider the costs of bylaw enforcement compared to the cost of the city providing snow removal.

B. Reports:**BYLAW CONTRAVENTION
NOTICES (P. 72)**

- (i) THAT Council authorizes the Corporate Officer to register a Notice on Title pursuant to Section 57 of the *Community Charter* for contraventions to the Building and Plumbing Bylaw #4900 against the titles to the properties described as:

1. **Lot 1, DL 62, ODYD, Plan KAP79842; PID 026-548-933 (2640 Lakeshore Road)** – for failure to comply with the requirements of Building and Plumbing

Bylaw #4900 that requires a building permit for alterations and additions to existing buildings;

2. **Lot 19, Sec 18, Twp 5, ODYD, Plan KAP73508; PID 025-666-754 (1449 Copper Mountain Court)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires a valid building permit, inspections and issuance of an occupancy permit;
3. **Lot 20, Blk 5, Sec 35, Twp 9, Plan 384, ODYD, PID 012-467-863 (2100 – 32 Avenue)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the building, a final inspection, and the issuance of an occupancy permit;
4. **Strata Lot 2, Sec 2, Twp 8, ODYD KAS1957; PID 023-918-250 (4611 – 23 Street)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the work and the issuance of an occupancy permit;
5. **Lot 2, Sec 31, Twp 9, ODYD, Plan KAP78953; PID 026-773-660 (364 Cordon Lane)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the work and the issuance of an occupancy permit;
6. **Lot 5, Blk 25, Sec 3, Twp 8, ODYD, Plan327E; PID 003-171-868 (2304 – 36 Avenue)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the building, inspections, and the issuance of an occupancy permit;
7. **Lot 38, Sec 35, Twp 9, ODYD, Plan 26858; PID 004-990-170 (2105 – 21 Avenue)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the building, inspections, and the issuance of an occupancy permit; and
8. **Lot 20, Blk 7, Sec 35, Twp 9, ODYD; PID 012-468-070 (1902 – 32 Avenue)** – for failure to comply with the requirements of Building and Plumbing Bylaw #4900 that requires completion of the work, final building inspections and the issuance of an

occupancy permit.

**SUBDIVISION AND
DEVELOPMENT SERVICING
BYLAW 3843 – SCHEDULE G
– STREET LIGHTING
AMENDMENT (P. 78)**

- (ii) THAT Council approves amendments to Schedule G – Street Lighting of the Subdivision and Development Servicing Bylaw #3843 by adding the requirements for anti-theft hand hole cover plates and anti-theft junction box lids as indicated in Attachment 1, *(of the report dated January 10th, 2012)*, in order to provide theft and vandalism protection.

**CONTAMINATED SITES
REGULATION SITE PROFILE
SYSTEM – FEES AND
CHARGES BYLAW AND
CORPORATE POLICY
UPDATES (P. 82)**

- (iii) THAT Council support the proposed changes to Fees and Charges Bylaw #3909, as follows, to be included as an amendment at the time of the 2012 annual review of the Bylaw:

- a) Insert a new fee of \$100 for a Contaminated Sites Regulation Schedule 1 Site Profile submission;

AND FURTHER, that Council update the Corporate Policy Manual on Contaminated Sites Within City Boundaries, replacing the existing text with the following:

POLICY: The City has opted into the Site Profile System of the Contaminated Sites Regulation under the Environmental Management Act.

PROCEDURES: The City will process Schedule 1 Site Profiles as per the provincial Contaminated Sites Regulation Site Profile System and further engage with the Province in administering this Regulation within City boundaries as appropriate.

**REZONING APPLICATION
FOR LOT 30, PLAN 1257, SEC
3, TP. 8, ODYD (3915 – 31
STREET) (P. 109)**

- (iv) THAT Council support the application submitted by Jeffery Boschert to rezone the property at 3915 31 Street from R2 – Large Lot Residential to C2 – Transitional Commercial, subject to the following conditions:

- a) That a covenant be registered on the property title that prohibits any expansion of the existing building or any future development on the property until such time as construction of, or a contribution to, the required off-site infrastructure works is provided; and
- b) That the owner dedicates approximately a 1.75m road right of way for the length of the property along 31 Street.

**IMPLEMENTATION OF 2012
TRANSIT IMPROVEMENTS**

- (v) Report from Transportation Technician *to be distributed* Friday, January 20th, 2012.

9. LEGISLATIVE MATTERS

Bylaws:

**FIRST & SECOND READINGS
AND PUBLIC HEARING DATE**

- (i) THAT Bylaw #5352, “3915 – 31st Street Rezoning Amendment Bylaw Number 5352, 2012” a bylaw to rezone the subject lands from R2 – Large Lot Residential” to C2 – Transitional Commercial, be **read a first and second time**;

AND FURTHER, that the Public Hearing for Bylaw #5342 be scheduled for **Monday, February 27, 2012**, at 5:30 p.m., in Council Chambers. (*Borschert*) **(P. 126)**

10. COUNCIL INFORMATION UPDATES

- A. Mayor and Councillors Reports.

CLOSE

11. CLOSE OF MEETING

Council will reconvene the Committee of the Whole meeting to continue Budget deliberations.

12. INFORMATION ITEMS

- A. Two Letters dated December 22, 2011 from UBCM, re: 2011 Resolutions. **(P. 129)**
- B. Minutes from the Rick Hansen 25th Anniversary Committee dated November 22, 2011. **(P. 134)**
- C. Minutes from the following Committees of Council:
- (i) Advisory Planning – December 13, 2011. **(P. 141)**
 - (ii) Communities in Bloom – December 5, 2011. **(P. 146)**
 - (iii) Transportation Demand Management – November 8, 2011. **(P. 149)**
 - (iv) Vernon Athletic Commission – October 28th, 2011. **(P.156)**
 - (v) Affordable Housing Advisory Committee – December 1, 2011. **(P. 160)**
 - (vi) Tourism Advisory Committee – November 2, 2011. **(P. 164)**