

THE CORPORATION OF THE CITY OF VERNON

**MINUTES OF A REGULAR OPEN MEETING OF COUNCIL
HELD MONDAY, JUNE 25, 2018**

PRESENT: Mayor A. Mund

Councillors: B. Spiers, J. Cunningham, S. Anderson,
B. Quiring, D. Nahal, C. Lord

Staff: W. Pearce, CAO
P. Bridal, DCAO, Director, Corporate Services
S. Blakely, Manager, Legislative Services
D. Law, Director, Financial Services
N. Nilsen, Communications Officer and Grants Coordinator
S. Koenig, Director, Operations
K. Poole, Manager, Economic Development & Tourism
S. Kozin, Manager, Water Reclamation Centre

**Attended as required*

Others: Media and Members of the Public

Mayor Mund called the Regular Open meeting to order at 8:41 am and requested a motion to move to Committee of the Whole.

Mayor Mund reconvened the Regular Open meeting and requested a motion to move to In Camera.

**RESOLUTION TO
CLOSE MEETING**

Moved by Councillor Quiring, seconded by Councillor Anderson:

BE IT RESOLVED that the meeting be closed to the public in accordance with Section 90 of the *Community Charter as follows:*

(c) labour relations or other employee relations;

(d) the security of the property of the municipality;

(e) the acquisition, disposition or expropriation of land or improvements, if the Council considers that disclosure could reasonably be expected to harm the interests of the municipality;

(g) litigation or potential litigation affecting the municipality;

(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

(k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the Council, could reasonably be expected to harm the interests of the municipality if they were held in public

CARRIED.

Mayor Mund called the Regular Open meeting back to order at 1:31 pm.

PRESENT: Mayor A. Mund

Councillors: B. Spiers, J. Cunningham, S. Anderson,
D. Nahal, C. Lord, B. Quiring

Staff: W. Pearce, Chief Administrative Officer
P. Bridal, DCAO/Director, Corporate Services
S. Blakely, Manager, Legislative Services
D. Law, Director, Financial Services
K. Poole, Manager, Economic Development & Tourism
S. Koenig, Director, Operation Services
M. Dowhaniuk, Manager, Infrastructure Management*
N. Nilsen, Communications Officer/Grants Coordinator
C. Broderick, Manager, Current Planning*
D. Ross, Director, Recreation
A. Stuart, Manager, Financial Planning & Reporting*
B. Bandy, Manager, Real Estate*
E. Morrison, Transportation Planner*
R. Nuriel, Planner, Economic Development*
S. Abbott, Parks Planner*
D. Lind, Interim Fire Chief*
C. Corbett, Long Range Planner*
E. Stranks, Manager, Engineering Development Services*

*Attended, as required

Others: Media and Members of the Public

ADOPTION OF THE AGENDA:

APPROVAL OF ITEMS LISTED ON THE AGENDA

Moved by Councillor Cunningham, seconded by Councillor Lord:

THAT the agenda for the June 25, 2018, Regular Open meeting of the Council of The Corporation of The City of Vernon be adopted.

CARRIED.

ADOPTION OF MINUTES:

COUNCIL MEETINGS

Moved by Councillor Anderson, seconded by Councillor Cunningham:

THAT the minutes of the Regular Meeting of Council held June 11, 2018, be adopted;

AND FURTHER, that the minutes of the Special Regular Meeting of Council held on June 7, 2018, be adopted;

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held June 11, 2018, be received.

CARRIED.

BUSINESS ARISING FROM THE MINUTES:

GENERAL MATTERS:

**PRESENTATION –
VERNON WINTER
CARNIVAL SOCIETY
(0230-40)**

Ms. Deb White, Chair, Vernon Winter Carnival Society (WCS), provided a presentation regarding the proposed Relocation of the Winter Carnival Building.

The following points were reviewed:

- Spoke to Council in March regarding history of WCS
- Requested assistance to find new home at that point
- Have been working with Real Estate Manager to discuss needs
- Actively seeking new home, but have not been successful
- Archives are large and need room to display
- Mould Air Quality study for current building shows safe – no health concerns
- WCS Carries liability insurance (will provide copy)
- Fully aware of WCS responsibility to maintain the building
- WCS recently upgraded furnace and hot water tank
- Office is not currently manned but is checked three times per week
- If permitted to remain in building the WCS will not request funding for improvements from the City or the Regional District
- Requesting permission from the City of Vernon to remain in current WCS building with understanding the WCS will continue to search for a new location.

Moved by Councillor Quiring, seconded by Councillor Anderson:

THAT Pursuant to Council Procedure Bylaw 4840, Section 12 (c), that Council considers the request from the Vernon Winter Carnival Society at the June 25, 2018 meeting. (requires 2/3 majority vote of Council).

CARRIED, with Councillor Lord Opposed.

REGULAR OPEN MEETING OF COUNCIL MONDAY, JUNE 25, 2018

Moved by Mayor Mund, seconded by Councillor Anderson:

THAT Council authorizes the Vernon Winter Carnival Society (WCS) to remain as licensees at their current location 3401 35 Avenue for a one year term (June 25, 2019) **conditional** that:

1. WCS are responsible for all repairs and maintenance to the building;
2. WCS accepts all liability for the building and indemnifies and holds the City harmless for any issues relating to the condition and safe use of the building;
3. WCS continues to actively seek a new location for their operations;
4. WCS will not request funding in relation to maintenance or repairs to the current WCS Building from the City of Vernon or the Regional District of North Okanagan;
5. WCS acknowledges that the offer of alternative space provided by the City in June 2018 may not be available in the future;
6. No further extensions to the license agreement will be offered at this location.

CARRIED.

**PRESENTATION –
O’KEEFE RANCH AND
INTERIOR HERITAGE
SOCIETY
(0230-37)**

Ms. Sherrilee Franks, Transition Manager, O’Keefe Ranch introduced Dr. Linda McGrew, Management Consultant, Carolyn Farris, Secretary/Treasurer, Kerry MacLeod, Marketing and Events Specialist. Ms. Franks provided a presentation regarding an Update on Activities, Events and General Operation and Request for \$25,000 Funding.

The following points were reviewed:

- Events
- Curatorial
- Community Involvement
- Fundraising
- **Requested:**
 1. Permission for Carol Fletcher to provide food services in gift shop and the grounds
 2. Permission to allow bee hives to be placed on site to harvest honey
 3. \$25,000 Grant Request.

Moved by Councillor Anderson, seconded by Councillor Lord:

THAT Pursuant to Council Procedure Bylaw 4840, Section 12 (c), Council considers the requests from the O’Keefe Ranch and Interior Heritage Society at the June 25, 2018 Regular Council meeting. (requires 2/3 majority vote of Council)

CARRIED.

Moved by Councillor Anderson, seconded by Councillor Lord:

THAT Council approves the following requests received from the O'Keefe Ranch and Interior Heritage Society at the June 25, 2018 Regular meeting:

1. Permission for Carol Fletcher to provide food services in gift shop and the grounds
2. Permission to allow bee hives to be placed on site to harvest honey

CARRIED.

Moved by Councillor Anderson, seconded by Councillor Lord:

THAT Council release remaining balance of the 2018 City of Vernon grant to O'Keefe Ranch in the amount of approximately \$44,902.50.

CARRIED.

**PRESENTATION - BC
ROAD SAFETY
STRATEGY TOOLKIT
(8300-08-06)**

Ms. Amanda Watson, Co-Chair of Safe Roads & Communities Committee for the BC Road Safety Strategy provided a presentation regarding the BC Road Safety Strategy Toolkit.

The following points were reviewed:

- The BC Road Safety Strategy comprises five different working committees that are each committed to identifying priorities and opportunities for collaboration, suggesting solutions and providing expertise on the subject of road safety.
- The Five Working Committees are:
 - Safe Vehicles;
 - Research and Data;
 - Safe Road Users;
 - Education and Awareness; and
 - Safe Roads and Communities.
- The five working committees are supported and overseen by a Steering Committee which reports up to the Minister of Public Safety and Solicitor General
- The BC Road Safety Strategy brings together over 60 road safety organizations and 150 road safety professionals to share and exchange ideas in order to advance priority road safety projects and initiatives
- The toolkit project was a collaborative effort among the Safe Road and Communities Committee members
- Important aspect of the Strategy is Vision Zero. The vision of the BC Road Safety Strategy is that BC will have the safest roads in North America and will work toward the ultimate goal of zero traffic fatalities and zero serious injuries.

- Most common and pressing challenges were:
 - Driver speeds;
 - Cyclist safety;
 - Pedestrian safety;
 - Intersection safety;
 - Winter driving; and
 - Commercial vehicle traffic
- The toolkit is an easily-accessible and electronically-searchable knowledge source that addresses many of the local issues that provincial municipalities experience.
- The document's primary focus is on improvements to roadway designs, traffic engineering practices, and physical changes to the roadway environment that protect road users.
- Each measure in the toolkit begins with a description, which explains what the intervention does. A brief explanation of "how it works" how the measure does what it's designed to do.
- Safe System approach aims for a more forgiving road system that takes human fallibility and vulnerability into account.
- Module 1 was the first to be released in late 2016.
 - Developed to measures that protect people who walk and cycle, and those that encourage more people to walk, cycle, and use public transit.
- A new introduction as well as Modules 2 & 3 were just announced two weeks ago at the Canadian Association of Road Safety Professionals Annual Conference by the Minister of Public Safety and Solicitor General.
- Module 2: Safe Roadway Designs to Protect All Road Users
- Module 3: Implementation Tools and Strategies, introduces a series of implementation tools and strategies aimed at helping communities plan their road safety activities and efforts more effectively.
- It is important to situate the Toolkit's contribution to a Safe System Approach in the Province that can be summarized as "people will make mistakes but they shouldn't result in avoidable deaths and injuries on our roads"
- A toolkit measure example in Module 1 for separating road users in physical space is protected and connected bike lanes. Protected and connected bike lanes ensure complete separation between cyclists and motor vehicle traffic. In the graphic shown here, you can see two different types of protected one-way bike lanes:
 - one with a dooring buffer for cyclists with a boulevard
 - and another with a separated curbed bike lane.
- Module 2 addresses safe roadway designs to protect all road users looking at three key factors:
 - Reducing Driver Speed
 - Safe Intersection Design
 - Safe Corridor Design

- One implementation tool in Module 3 is establishing targets. Targets can be defined as:
 - Final targets
 - Interim targets
 - Comparative targets
- A link to the BC Road Safety Strategy Toolkit will be provided on the City of Vernon website

Moved by Councillor Lord, seconded by Councillor Quiring:

THAT Council receive the memorandum titled “BC Road Safety Strategy Toolkit”, dated June 15, 2018 from the manager, Transportation for information.

CARRIED.

**PUBLIC
SUBMISSIONS -
“LANE BETWEEN 25TH
AND 27TH STREETS,
AND 44TH AND 45TH
AVENUES, ROAD
CLOSURE BYLAW
NUMBER 5633, 2018”**

See Item 12.(i) (P. 259) Legislative Matters – “Lane between 25th and 27th Streets, and 44th and 45th Avenues, Road Closure Bylaw Number 5633, 2018”.

Pursuant to Section 40 (3) (b) of the *Community Charter*, Council provided an opportunity for the public to make submissions to City Council regarding the proposed **“Lane between 25th and 27th Streets, and 44th and 45th Avenues, Road Closure Bylaw Number 5633, 2018”.**

Submissions Received:

- Email dated June 18, 2018 from Dean Kosmino, Hilltop Subaru, re: Bylaw 5633 (Lane Closure – 4407 27th Street)

1. Ralph Litzenberger

- Dynamics of property has changed since original setup for lane
- Important to maintain the laneway now
- There are 10 homes with access to the lane and potential for 3 more
- Read Letter into record
- Is an owner bordering land and is opposed to sale
- Should consider value of route for emergency access
- Purchased his property with this access
- Multi Family potential make lane access even more important
- Keep historic rear property access please
- Submitted nine property owner signatures to this effect
- **Q. Council:** Does Fire Department have issues regarding access per previous application? **A. Admin:** No
- Lots are long and narrow – rear exit is for emergency use should anything occur at front properties
- **Q. Council:** Last time only one submission against and that was the one home that utilized the laneway? **A. Admin:** Last considered with neighbours in 2012

- **Q. Council:** Are the signatures from 2012? **A.** No signatures are since Saturday
- Lane services 5 homes – and 9 residents use
- **Q. Council:** Does Fire Dept. take into account emergency evacuation issues? **A. Admin:** Unsure – the Fire Department has difficulty accessing this laneway with equipment.
- Lane was installed originally so senior citizens could have access to yards
- Now multifamily area and egress is needed – originally were 4 homes and now there are 9 as multifamily has been approved over time
- Lane exists now and should maintain it for safety purposes
- **Q.** Did the City offer to sell to other adjacent property owners? **A. Admin:** Yes – only two expressed some interest

2. Paul Bariesheff

- Only thing he received was a phone call in 2012
- He was in favour of purchasing lane access
- At that time price was \$70,000 now \$45,000
- Why is the price lower now?
- He would buy the entire lane for \$45,000
- No written notice received
- **Q. Council:** Was written notice sent? **A. Admin:** Yes letters sent and posted in newspaper as required

3. Jamie Bariesheff

- What will happen to lane once closed?
- **A. Council:** Dealership use to park vehicles
- No access?
- **A. Admin** – Correct – grade will be increased and landscaping installed
- Can home owners get together and purchase the property? **A. Admin:** Depends on Council decision today

4. Paul Bariesheff

- Went on COV website to see what a level 3 landscape buffer is, but couldn't find definition
- **A. Admin:** Landscape Plan was provided on agenda for information Page 55 (viewed on screen at meeting)
- The property grade will change? **A. Admin:** Yes
- Then all the neighbours will be looking at a big wall and fence
- **A. Admin:** A two meter wide landscape buffer will be installed

Mayor Mund called a second and third time for representation from the public. There being none Mayor Mund closed the Public Input session.

**DEVELOPMENT
VARIANCE PERMIT
#00428 FOR 5545 – 27TH
AVENUE**

Moved by Councillor Cunningham, seconded by Councillor Nahal:

THAT support Development Variance Permit Application #DVP00428 to vary the following sections of Zoning Bylaw #5000 in order to construct a four storey, 38 unit non-profit rental apartment development on Lot 1, Plan 5914, DL 66, ODYD (5545 – 27th Avenue):

- a) to vary the minimum side yard setback on the south side of the property from 4.5m to 3.2m (Section 9.12.5);
- b) to vary the minimum two-way drive aisle width from 7.0m to 6.0m (Section 7.1.12);
- c) to vary the minimum number of required off-street parking spaces from 61 spaces to 55 spaces (Section 7, Table 7.1); and
- d) to vary the maximum number of small car parking spaces from 40% to 62% (Section 7.1.11);

AND FURTHER, that Council support of DVP00428 is subject to the following:

- a) That the site, floor, elevation, landscaping plans, shadow analysis and the Transportation Impact Assessment generally noted as Attachments 1 to 6 inclusive in the report titled "Development Variance Permit Application for 5545 – 27th Avenue" and dated June 1, 2018 by the Economic Development Planner be attached to and form part of DVP00428 as Schedule 'A'.

**Public Input – DVP
#00428**

The Corporate Officer advised that no written submissions have been received:

Mayor Mund called a first time for representation from the public in attendance who believe their interest in property is affected by Development Variance Permit #00428 to vary sections of Zoning Bylaw #5000 in order to construct a four storey, 38 unit non-profit rental apartment development on Lot 1, Plan 5914, DL 66, ODYD (5545 – 27th Avenue).

1. Jill Knaus

- Not happy with development in first place and now they are asking for variances
- From September to March her entire backyard is in shadow
- Applicant did not consider reduction in height as requested at Public Hearing
- Fire Apparatus will have difficulty accessing
- Garbage bins are against Gracelands back fence

- Garbage trucks will have trouble with access as well
- Why do they need big garbage bins – Gracelands doesn't have these
- Traffic Impact Analysis shows average 50 – 70 km per hour on street - dangerous

2. Edith Schleiss

- Referenced Attachment 3 aerial photo
- 10 units of Gracelands equals same area for 38 units
- The way this will be accomplished will be to go up 4 storeys
- Additions added as late as May 2018
- Sees a huge 4 storey structure with not enough room for people
- Not against low cost housing in her area, but it is not fair to them or neighbours to cram families in
- See this in cities all the time
- Referenced fancy architect drawings in Attachment 7 – makes it look like a wide road
- Sept 21 noon shadow still on property
- Sept 24 shows shadow from noon until 3pm
- January and March the same
- This big building will overshadow neighbours for $\frac{3}{4}$ of year
- No view of hills or sky with 14 decks overshadowing their homes
- Garbage right beside someone's backyard – suggest putting it beside their smoking area
- Will property be brought up to street level? If so fence height will be reduced and people will be able to walk or hop over fence between property
- Will there be a manager on property?
- Why weren't variances brought forward earlier?
- One solution – property south is for sale – buy it and give yourself more room for all
- Is opposed to these variances
- **Q. Council** – Are variances required due to changes requested at public hearing? **A. Admin:** Correct – no variances originally needed, but neighbours requested the building be moved to address concerns.
- **Q. Council** – Are the drawings to scale? **A. Admin:** Shadow Analysis would need to use to scale drawings, so yes
- **Q. Council** – What are Small Car parking stalls? **A. Admin:** Small Car Stall can accommodate SUVs that are currently on the market. Demographic of tenants dictate small cars are more likely to be used by residents.

3. Todd Kowalchuk

- Development is adjacent to his property
- He may rezone one day – will this affect his setbacks for development?
- Wanted survey done, but haven't done yet
- Subject property has been surveyed
- Have been approached to sell his property to applicant
- Small car parking – not adequate as low income residents will not be driving new cars
- Devaluing his property with this development
- **Q. Council** – Any impact on developing neighbouring property? **A. Admin:** No effect – same process available to neighbouring properties. Setbacks are for balconies and air conditioning unit area – not for building
- **Q. Council** – Can you explain difference between small and large cars? **A. Admin:** Difference is in length – 6 meters is typical as opposed to 5 meters for small car
- **Q. Council** – Did we vary the landscaping bylaw for this development. **A. Admin:** No variance for landscaping. Chequered area on map is for snow storage
- **Q. Council** – Could we add a condition to relocate garbage bin area? **A. Admin:** Council can add conditions

4. Debbie Kowalchuk

- Against moving garbage bins next to her property
- Snow storage area – is that parking for rest of the year?
- Friends rent and everyone has a car – not enough parking on this development

5. Chris Cooper

- Concerned about parking in area
- People have multiple cars
- Where is visitor parking?
- They will park in front of her place
- Winter – snowploughing – cars are everywhere now and difficult to plough
- Heritage Drive nice complexes – not enough parking and causes on street issues especially in winter
- Every time someone builds new there is not enough parking

6. Dean Roosevelt

- There was suggestion moving building back and considering 3 storeys instead of 4
- Site Plan and width of driveway – not really conforming to each other – not to scale
- Mentioned probably less cars as low income, but same at the time noted new car size (not affordable for low income)

- If you look at overview – there is no street parking – have to go east on 27th Avenue
- There will be a lot of overflow parking in area
- Sat through many variance requests
- Parking for 200 yards along Heritage Drive and it reduces traffic to single lane
- Noted what kind of vehicles people drive – observed everyone driving larger vehicles at City Hall parking lot today
- Not realistic to expect all residents to drive small cars

7. Jill Knaus

- Are garbage bins underground? Doesn't look like it?
- **A. Admin:** Supposed to be all underground and to be lifted with crane
- Noise issue with garbage pickup

8. Edith Schleiss

- Too many people in such a small area – not good for people or neighbours

9. Jesse Alexander – New Town Services, for Applicant

- Lots of comments today
- Will address concerns raised
- 3 storey vs 4 storey – original proposal mirrored current proposal - was flipped to address neighbours' concerns and now has variance to property line for balconies and a/c unit
- Height is consistent and density is consistent with zoning
- Stringent requirements for this non-profit development and requires floor area for funding approval
- Garbage are 'earth bins' so partially underground
- Discussion on previous issues – that was for zoning – this is for development variance
- Shadow study – program is geo located so scale is correct
- Parking stall size – will be in community for long term – cars are getting smaller over time – built for future
- South property – BC Building Code requires distance from property line – doesn't affect neighbours ability to develop
- Garbage truck will not have to back out – they will have the ability to drive out
- Fire Truck access – may have ability to turnaround on property – meets BC Building Code Standards
- **Q. Council** – Explain Garbage Truck Plan **A.** Drive In then conduct 90 degree turn to drive out
- **Q. Council** – What happens if parking variance is denied?
A. Does not believe development will proceed as may lose funding through BC Housing

10. Todd Kowalchuck

- Was there a study done on fire truck access?
- **A. Admin:** Drawings indicate manoeuverability of site for large trucks
- Was approached to buy his property at rezoning and it wasn't for sale
- Now seeing this application, his property is now for sale
- Not happy reduction to 3 storeys wasn't considered
- **Council:** One of the reasons going to 4 storeys is that BC Housing funding would not be available for 3 storeys

Mayor Mund called a second and third time for representation from the public. There being none Mayor Mund closed the Public Input session for DVP00428.

THE QUESTION WAS CALLED ON THE MAIN MOTION AND DECLARED CARRIED, with Councillor Anderson opposed.

***Issuance of Permit
#00428***

Moved by Councillor Cunningham, seconded by Councillor Quiring:

THAT the Corporate Officer be authorized to issue Development Variance Permit #00428 to vary sections of Zoning Bylaw #5000 in order to construct a four storey, 38 unit non-profit rental apartment development on Lot 1, Plan 5914, DL 66, ODYD (5545 – 27th Avenue), once all conditions of Council are satisfied.

CARRIED, with Councillor Anderson opposed.

COUNCIL INQUIRIES

**DITCHES AT SMITH
ROAD AND PETERS
ROAD**

Council inquired regarding status of ditching above Smith Road and Peters Road appears starting to grow over. An Admin Update will be provided.

CAMP HURLBURT

Council inquired regarding reports of campfires at Camp Hurlburt. Will there be a gate installed during development of the park. **A. Admin:** Park is closed now with cable across on weekend. People are accessing and using the park regardless of signage and barricade. Public comments during input noted use throughout the year regardless of signage. Old sign has been taken down for redevelopment, but will be re-installed (no fires, no camping, etc.). There is a locking gate included in development plan right at entrance. An Admin Update will be provided.

**PROCESSING
BUILDING /
DEVELOPMENT
PERMITS**

Council inquired regarding the potential to use Staff overtime to address any backlog in permit applications so as not to miss the 2018 construction window. An Admin Update will be provided.

REGULAR OPEN MEETING OF COUNCIL MONDAY, JUNE 25, 2018

*Mayor Mund left the meeting at 3:49 pm.
Acting Mayor Cunningham assumed the Chair.*

ADMINISTRATION UPDATES

**ADMINISTRATION
UPDATES
(0550-05)**

Moved by Councillor Lord, seconded by Councillor Quiring:

THAT Council receives the Administration Updates dated June 25, 2018.

CARRIED.

UNFINISHED BUSINESS:

**SHARED FUNDING
AGREEMENT –
INTEGRATED
SUPPORT SERVICES
VERNON NORTH
OKANAGAN RCMP
DETACHMENT
(7500-30-2018)**

Moved by Councillor Quiring, seconded by Councillor Lord:

THAT Council approves an extension to the deadline for the North Okanagan RCMP Detachment Shared Funding Agreement, and directs Administration to amend the July 1, 2018 deadline of ceasing services for Integrated Support Services to **September 4, 2018**, as summarized in the memorandum dated June 15, 2018, from the Deputy Chief Administrative Officer.

CARRIED.

Councillor Quiring declared a conflict of interest in the following matter as his firm is conducting work at Kal Tire Place Arena. Councillor Quiring left the meeting at 4:00 pm.

Councillor Nahal left the meeting at 4:01 pm and returned at 4:03 pm.

**KAL TIRE PLACE
ARENA EXPANSION
PROGRESS – JUNE
(7840-06)**

Moved by Councillor Lord, seconded by Councillor Nahal:

THAT Council receive the memo titled Kal Tire Place Arena Expansion Progress – June, dated June 14, 2018 from Doug Ross, Director, Recreation Services for information purposes.

CARRIED.

Councillor Quiring returned to the meeting at 4:08 pm.

MATTERS REFERRED FROM THE IN-CAMERA MEETING – June 11, 2018:

THAT Council brings forward, as public information, the following motions **declassified** from confidential to non-confidential at the **June 11, 2018**, In Camera meeting:

**CULTURAL FACILITY
– SITE SELECTION
(0482-03-04)**

'THAT Council direct Administration to direct Administration to notify the Regional District of North Okanagan that the preferred site for a multi-purpose Cultural Facility is the Vernon block located at 2910 32nd Avenue;

AND FURTHER, that Council direct Administration to negotiate the sale of up to one third of the Vernon block property (approximately 2500 square metres) at fair market value for construction of a multi-purpose Cultural Facility;

*AND FURTHER, that this report be **declassified upon notification of the Regional District of North Okanagan** of the resolution.'*

MATTERS REFERRED FROM THE IN-CAMERA MEETING – June 25, 2018:

THAT Council brings forward, as public information, the following motions **declassified** from confidential to non-confidential at the **June 25, 2018**, In Camera meeting:

**DEDICATED
PICKLEBALL COURTS
– FINANCIAL
ASSISTANCE
(7700-0000-2018)**

'THAT Council authorize financial assistance to the Vernon Pickleball Association for up to \$145,000 to be paid back through a ten (10) year lease to bring the dedicated pickleball courts located in Marshall Fields to a level of completeness, including a synthetic court surface, that would allow all members of the public to utilize the facility this season;

AND FURTHER, that the financial assistance only be provided if a majority of Vernon Pickleball Association members vote in favour of accepting financial assistance of up to \$145,000 to be paid back through a ten (10) year lease;

AND FURTHER, that Council direct Administration to source the funds from the 2017 Prior Year Unexpended Uncommitted Balance.'

NEW BUSINESS

CORRESPONDENCE:

**RESTORATIVE
JUSTICE – UBCM
RESOLUTION
(7500-20-06)**

Moved by Councillor Lord, seconded by Councillor Quiring:

THAT Council supports the North Okanagan Restorative Justice resolution to Union of BC Municipalities as follows:

'WHEREAS the Minister of Public Safety and Solicitor General oversees the Community Safety and Crime Prevention Branch, Victim Services and Crime Prevention Division, Community Programs and thus the Community Accountability Program;

AND WHEREAS the Minister of Public Safety and Solicitor General has spoken about, "...that it's time to significantly broaden a restorative-justice system..." (The Globe and Mail, July 30, 2017) and that restorative justice has been in operation in British Columbia since 1998);

AND WHEREAS there has not been an increase in funds since 1998;

AND WHEREAS restorative justice services are in some communities that are not part of the Community Accountability Program and are receiving restorative justice services and other communities that are part of the Community Accountability Program and no longer receive restorative justice services;

THEREFORE BE IT RESOLVED that the Union of BC Municipalities request that the Minister of Public Safety and Solicitor General undertake a province-wide review of restorative justice services with a focus on previously endorsed Union of BC Municipalities Resolutions (2000 B7; 2001 B10; 2003 B2; 2006 B10; 2007 B3; 2008 B4; 2013 B10; 2014 B5; 2016 B8 and in 2017 B89), i.e.; funding, standards and training plus re-open the list for communities to become part of the Community Accountability Program and to increase the funds while identifying gaps "...to enact a province-wide restorative-justice system..." in British Columbia.'

AND FURTHER, that Council encourages member municipalities of the North Okanagan Regional District, to support the North Okanagan Restorative Justice Society resolution at Union of BC Municipalities.

CARRIED.

**FEDERATION OF
CANADIAN
MUNICIPALITIES –
CLIMATE CHANGE
GRANT
(0482-01)**

Moved by Councillor Lord, seconded by Councillor Quiring:

THAT Council directs Administration to provide a letter of support to the Regional District of the North Okanagan for an application to the Federation of Canadian Municipalities for a Climate Change Grant for the purpose of re-evaluating the GHG targets for the region, as well as initiating the discussion on Climate Change Adaptation.

CARRIED.

**ADDITION OF 15 YEAR
PAYMENT
SPREADSHEETS FOR
LATECOMER BYLAWS
#5066, #5271, #5393,
#5448, #5489, #5490 &
#5559
(3900-02)**

Moved by Councillor Quiring, seconded by Councillor Spiers:

THAT Council receive for information the memo titled Addition of 15 Year Payment Spreadsheets for Latecomer Bylaws #5066, #5271, #5393, #5448, #5489, #5490 and #5559, dated June 14, 2018 as submitted by the Manager, Engineering Development Services.

CARRIED.

**PADDLEWHEEL HALL
– 2018 PROPERTY
TAXES
(6140-20)**

Moved by Councillor Lord, seconded by Councillor Quiring:

THAT Council direct Administration to source the \$6,709.69 in 2018 property taxes owing for folio 07815.0000 (Paddlewheel Hall – 7813 Okanagan Landing Rd) from 2017 unexpended, uncommitted budget;

CARRIED.

Moved by Councillor Lord, seconded by Councillor Quiring:

THAT Council refers consideration to facilitate a 2019 permissive tax exemption application with the Okanagan Landing and District Association to the Finance Committee.

CARRIED.

**CITY OF VERNON AND
REGIONAL DISTRICT
OF NORTH
OKANAGAN
CONFINED SPACE
AGREEMENT
RENEWAL
(7010-03-07)**

Moved by Councillor Spiers, seconded by Councillor Lord:

THAT Council approve the five (5) year Confined Space Agreement between the City of Vernon and the Regional District of North Okanagan.

CARRIED.

**CITY OF VERNON AND
REGIONAL DISTRICT
OF NORTH
OKANAGAN (VILLAGE
OF LUMBY)
AMMONIA/ CHLORINE/
SULPHUR DIOXIDE
AGREEMENT
RENEWAL
(7010-03-02)**

Moved by Councillor Quiring, seconded by Councillor Lord:

THAT Council approve the five (5) year Ammonia/ Chlorine/ Sulphur Dioxide Agreement between the City of Vernon and the Regional District of North Okanagan (Village of Lumby).

CARRIED.

**GREATER VERNON
RECREATION
FACILITIES AND
PROGRAMMING
SERVICE
AGREEMENT
(OPERATIONS)
(7700-00-01)**

Moved by Councillor Anderson, seconded by Councillor Lord:

THAT Council receives the letter dated June 15, 2018 from Bob Fleming, Director Electoral Area "B", and Mike Macnabb, Director Electoral Area "C", Regional District of North Okanagan, regarding their notice to withdraw from the Recreation Service;

AND FURTHER, directs Administration to review the withdrawal of the Electoral Areas and bring forward options for Council's review and consideration.

CARRIED.

REPORTS:

Councillor Lord left the meeting at 4:17 pm and returned to the meeting at 4:18 pm.

**REZONING
APPLICATION FOR
6473 OKANAGAN
LANDING ROAD
(ZON00301)**

Moved by Councillor Nahal, seconded by Councillor Spiers:

THAT Council support the application (ZON00301) to rezone Lot 4, DL 62, ODYD, Plan 9738 (6473 Okanagan Landing Road) from RR (Rural Residential) to R4 (Small Lot Residential) and P1 (Parks and Open Space), in order to create a small lot residential subdivision and accommodate the future extension of a trail adjacent to Vernon Creek;

AND FURTHER, that adoption of the Zoning Amendment be subject to the following conditions:

1. Registration of a Section 219 Restrictive Covenant (Flooding Covenant) on the subject property, that would indemnify and save the City harmless in the event of a flood; and
2. Registration of a Statutory Right of Way adjacent to Vernon Creek, having a minimum width of 9 metres, to allow for the future construction of a trail; and
3. Registration of a Section 219 Restrictive Covenant prohibiting further development or subdivision until the execution of a Servicing Agreement pursuant to Subdivision and Development Servicing Bylaw #3843 which governs the design and construction of all on-site and off-site works and services necessary to service the property for the proposed use and density.

CARRIED.

**NORTH OKANAGAN
REGIONAL TRANSIT
ESTABLISHMENT
AMENDMENT BYLAW
#2780, 2018
(8500-16)**

Moved by Councillor Spiers, seconded by Councillor Quiring:

THAT Council support the proposed bylaw amendments to change the cost allocation percentages for the funding of the Regional Transit Service Routes #60 and #61 as proposed by the Regional District of North Okanagan as outlined in the report titled North Okanagan Regional Transit Establishment Amendment Bylaw #2780, 2018 and dated June 15, 2018 as submitted by the Manager, Transportation;

AND FURTHER, pursuant to the provisions of Section 346 of the Local Government Act, the Council of the City of Vernon does hereby consent, on behalf of the electors of the City of Vernon, to the Regional District of North Okanagan adopting North Okanagan Regional Transit Service Establishment Amendment Bylaw #2780, 2018;

AND FURTHER, that Council request that the Regional District of North Okanagan undertake a further review of the cost allocation model for the Regional Transit Routes #60 Enderby / Armstrong and #61 Lumby based upon the data from the Automatic Passenger Count equipment after it has been installed and operational for twelve months.

CARRIED.

**PROPOSED
AMENDMENTS TO
CHARTER OR FREE
TRANSIT SERVICE
POLICY
(8500-06)**

Moved by Councillor Lord, seconded by Councillor Nahal:

THAT Council endorse the Kids Ride Free Program effective September 1, 2018 that permits an adult customer, with a valid pass, to bring up to four children (12 years and under) on board the Vernon Regional Transit service for free, and adults paying with cash or tickets permitted to bring up to four children on board for free on statutory holidays and on weekends from 6:00 p.m. Friday until the end of service on Sunday, as outlined in the report titled "Proposed Amendments to Charter or Free Transit Service Policy" and dated June 15, 2018 as submitted by the Manager, Transportation;

AND FURTHER, that Council endorse the proposed amendments for a new Charter or Free Transit Service Policy as presented as Attachment 5 in the report titled "Proposed Amendments to Charter or Free Transit Service Policy" and dated June 15, 2018 as submitted by the Manager, Transportation.

CARRIED.

REGULAR OPEN MEETING OF COUNCIL MONDAY, JUNE 25, 2018

Moved by Councillor Lord, seconded by Nahal :

THAT Council directs Administration to provide further information regarding the existence of programs for the provision of bicycles currently available in the City of Vernon.

CARRIED, with Councillors Lord and Anderson opposed.

LEGISLATIVE MATTERS:

ADOPTION

- 5633

Moved by Councillor Lord, seconded by Councillor Anderson:

THAT Bylaw #5633, "**Lane between 25th and 27th Streets, and 44th and 45th Avenues, Road Closure Bylaw Number 5633, 2018**" – a bylaw to authorize the closure and removal of the dedication as highway of a lane located between 25th and 27th Streets, be **adopted**.

CARRIED.

- 5671

Moved by Councillor Nahal, seconded by Councillor Spiers:

THAT Bylaw #5671, "**Zoning Text (Cannabis / Marihuana Dispensaries) Amendment Bylaw Number 5671, 2018**" – a bylaw to amend the City of Vernon Zoning Bylaw Number 5000, be **adopted**.

CARRIED.

- 5686

Moved by Councillor Quiring, seconded by Councillor Lord:

THAT Bylaw #5686, "**City of Vernon Business Licence (Retail Sale of Cannabis) Amendment Bylaw Number 5686, 2018**" – a bylaw to amend City of Vernon Business Licence Bylaw Number 5480, 2014, be **adopted**.

CARRIED.

- 5687

Moved by Councillor Lord, seconded by Councillor Quiring:

THAT Bylaw #5687, "**Fees and Charges (Retail Sale of Cannabis) Amendment Bylaw Number 5687, 2018**" – a bylaw to amend Fees and Charges Bylaw Number 3909, be **adopted**.

CARRIED.

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

- 5692

Moved by Councillor Lord, seconded by Councillor Spiers:

THAT Bylaw #5692, "6473 Okanagan Landing Road Rezoning Amendment Bylaw Number 5692, 2018" – a bylaw to rezone the subject property from "RR – Rural Residential" to "R4 – Small Lot Residential" and "P1 – Parks and Open Space", **be read a first and second time;**

AND FURTHER, that the Public Hearing for Bylaw #5692, be scheduled for **Monday, July 23, 2018, at 5:30 pm**, in Council Chambers.

CARRIED.

COUNCIL INFORMATION UPDATES:

COUNCILLOR DALVIR NAHAL

Councillor Nahal provided a verbal report on the following matters:

Noted:

- Castanet recently noted that there is a Diwali Festival scheduled in Vernon in October

COUNCILLOR CATHERINE LORD

Councillor Lord provided a verbal report on the following matters:

Attended:

- Sunshine Festival (Ribbons of Green Booth)

COUNCILLOR BRIAN QUIRING

Councillor Quiring provided a verbal report on the following matters:

Attended:

- AGM and Board Meeting for Okanagan Film Commission last week
- Urban Development Institute (UDI) Golf Tournament with the Director, Community Infrastructure & Development

COUNCILLOR JULIETTE CUNNINGHAM

Councillor Cunningham provided a verbal report on the following matters:

Attended:

- United Nations Declaration on Rights of Indigenous People Conference attended and will provide written report to Council Members

DIWALI FESTIVAL

**MEETING/EVENT
ATTENDANCE**

**MEETING/EVENT
ATTENDANCE**

**MEETING/EVENT
ATTENDANCE**

INFORMATION ITEMS:

Council received the following information items:

- A. Letter dated June 7, 2018 from Mayor Johnathan X. Cote, City of New Westminster, re: Changes to the Strata Property Act.
- B. Minutes from the following Committees of Council:
 - (i) Advisory Planning, May 29, 2018
- C. Agenda for **June 25, 2018 Public Input on the 2017 Annual Report and Audited Financial Statements, 5:00 pm**, Council Chambers

RECESS

Acting Mayor Cunningham recessed the meeting at 4:31 p.m.

RECONVENE

Acting Mayor Cunningham reconvened the Regular Open Meeting of the Council of the Corporation of the City of Vernon at 5:41 pm.

PRESENT: Acting Mayor Cunningham

Councillors: B. Spiers, S. Anderson, D. Nahal
B. Quiring, C. Lord, S. Anderson (Mayor Mund, absent)

Staff: W. Pearce, Chief Administrative Officer
P. Bridal, Deputy CAO/Director, Corporate Service
S. Blakely, Manager, Legislative Services
C. Broderick, Manager, Current Planning
C. Corbett, Long Range Planner

Others: Members of the Public

THIRD READING

Moved by Councillor Anderson, seconded by Councillor Nahal:

- 5691

THAT Bylaw #5691, “**7818 Okanagan Landing Bench Road Rezoning Amendment Bylaw Number 5691, 2018**” – a bylaw to rezone the subject property from ‘A3 – Rural Small Holdings’ to ‘R1 – Estate Lot Residential’, **be read a third time.**

CARRIED.

- 5689

Moved by Councillor Spiers, seconded by Councillor Lord:

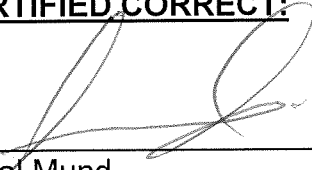
THAT Bylaw #5689, “**9238 Chinook Road Land Use Contract Number 291, 1978 (P2461) Discharge Bylaw Number 5689, 2018**” - a bylaw to authorize the discharge of Land Use Contract Bylaw Number 291, 1978 (P2461), **be read a third time.**

CARRIED.

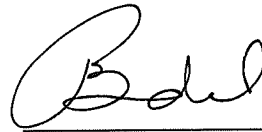
**CLOSE OF REGULAR
OPEN MEETING**

Acting Mayor Cunningham closed the Regular Meeting at 5:42 pm.

CERTIFIED CORRECT:



Akbal Mund
Mayor



Patti Bridal
Corporate Officer