

THE CORPORATION OF THE CITY OF VERNON

**MINUTES OF A REGULAR OPEN MEETING OF COUNCIL
HELD MONDAY, FEBRUARY 25, 2019**

PRESENT: Mayor V. Cumming

Councillors: A. Mund, S. Anderson, K. Gares, K. Fehr,
B. Quiring, (D. Nahal, absent)

Staff: P. Bridal, DCAO, Director, Corporate Services
S. Blakely, Manager, Legislative Services
N. Nilsen, Manager, Communications & Grants
S. Koenig, Director, Operations
K. Flick, Director, Community Infrastructure & Development
D. Law, Director, Financial Services
B. Bandy, Manager, Real Estate
A. Watson, Manager, Transportation

**Attended at Required*

Others: Media and Members of the Public

Mayor Cumming called the Regular Open meeting to order at 8:42 am and requested a motion to move to Committee of the Whole.

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

**RESOLUTION TO
CLOSE MEETING**

Moved by Councillor Mund, seconded by Councillor Gares:

BE IT RESOLVED that the meeting be closed to the public in accordance with Section 90(1) of the *Community Charter*.

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 Cumming called the Regular Open meeting back to order at 1:30 pm.

REGULAR OPEN MEETING OF COUNCIL MONDAY, FEBRUARY 25, 2019

PRESENT: Mayor V. Cumming

Councillors: A. Mund, S. Anderson, B. Quiring, K. Fehr, K. Gares,
(D. Nahal, absent)

Staff: P. Bridal, DCAO, Director, Corporate Services
S. Blakely, Manager, Legislative Services
K. Flick, Director, Community Development
S. Koenig, Director, Operation Services
K. Flick, Director, Community Infrastructure & Development
D. Law, Director, Finance
N. Nilsen, Manager, Communications & Grants
A. Watson, Manager, Transportation*
L. Cordell, Manager, Long Range Planning & Sustainability*
K. Poole, Manager, Economic Development & Tourism*
J. Niu, Environmental Planning Assistant*
S. Abbott, Parks Planner*
R. Nuriel, Planner, Economic Development*
M. Dowhaniuk, Manager, Infrastructure Management*
S. Wright, Manager, Recreation Programs*
C. Barker, Manager, Revenue Services*
T. Martens, Financial Analyst*
A. Stuart, Manager, Financial Planning & Reporting*
L. Fitchett, Administrative Asst. Finance*
G. Gaucher, Manager, Protective Services*
G. Thompson, Municipal Tech III*
K. Hornett, Temp Tax Clerk*
A. Levorson, AR/ECOM Clerk*
S. Holomis, Temp Utility Clerk II*
N. Kositsin, Secretary I*
C. Briggs, Finance Clerk*
R. Manjak, Director, Human Resources*

*Attended, as required

Others: Media and Members of the Public

ADOPTION OF THE AGENDA:

**APPROVAL OF ITEMS
LISTED ON THE
AGENDA**

Moved by Councillor Fehr, seconded by Councillor Gares:

THAT the agenda for the February 25, 2019, Regular Open meeting of the Council of The Corporation of The City of Vernon be amended as follows:

1. **SEE ITEM 6.F. GENERAL MATTERS** – Public Input DVP 00466 for 9738 Delcliffe Road – Email Dated February 22, 2019 from John Dunkley, re: Public Input Session, Development Variance Permit Application 00446

AND FURTHER, that the Agenda be adopted, as amended.

CARRIED.

ADOPTION OF MINUTES:

COUNCIL MEETINGS

Moved by Councillor Mund, seconded by Councillor Fehr:

THAT the minutes of the Regular Meeting of Council held February 11, 2019 be adopted, as presented;

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held February 11, 2019, be received.

CARRIED.

BUSINESS ARISING FROM THE MINUTES:

GENERAL MATTERS:

**PRESENTATION –
GOVERNMENT
FINANCE OFFICERS
ASSOCIATION
AWARD
(1700-01)**

Mayor Cumming presented the Canadian Award for Financial Reporting Achievement to Ms. Debra Law, Director of Financial Services & Staff.

**DELEGATION –
VERNON SOCCER
ASSOCIATION – DOGS
OFF LEASH AT
MARSHALL FIELDS
(6135-01)**

Darrell Buckham, Director of Fields, Vernon Soccer Association attended to present on behalf of the Association regarding the issue of dogs off leash at Marshall Fields.

The following points were noted:

- Presenting Petition with 500 signatures as of Feb 18/19 asking Council not to approve the dog park at Marshall as off leash
- Speaking to the issue of dogs off leash from the perspective of the Vernon Soccer Community
- Presently no structural delineation between the dog walk and Marshall Soccer fields #1 & #2 which run parallel
- Outline does not take into account the spectator area or team area on the sidelines of the fields
- Out of season right now so believes number of signatories is low compared to support for this position
- Irony noted as there are rarely dogs on leash in this dog walk (1 in 25)
- Many dog owners walk across the fields and play with dogs on the fields – all despite posted signage
- Issues are ongoing and Soccer Staff has stopped approaching individuals due to hostile responses

- Annual expectation to receive complaints from coaches, players and parents regarding dog poop on field during season play
- Two Major Concerns:
 1. Up to 500 U2 to U6 players using the fields with up to 100 being on field at one time. Concern regarding dog/player altercation and the liability that could accompany such an incident
 2. Establishing Marshall Fields area as off leash will encourage more dog users to come to the area and increase the problem of safety, dogs on fields, and dogs using the fields and surrounding areas as a bathroom
- **Recommendations:**
 1. Build a fence – at the very least between Soccer fields #1 and #2 to establish clear parameters
 2. Move the dog park to another location – Would solve safety concerns, and the presence of dog feces on the field. Would address the potential environmental impact of the dog park alongside the creek.
 3. Consult with contractor enforcing dog control bylaws

**DELEGATION –
VERNON COMMUNITY
RADIO SOCIETY –
REQUEST FOR
SUPPORT FOR CRTC
APPLICATION
(0230-01)**

Gordon Leighton, President, Vernon Community Radio Society attended to request Council support for the Society's application to the Canadian Radio and Telecommunications Commission (CRTC).

The following points were noted:

- Vernon Community Radio Society (VCR) has filed an application with the CRTC for a new community FM radio undertaking to serve Greater Vernon
- Reviewed reasoning for application for a non-profit community radio station
- Requesting following consideration in regard to the application:
 1. A resolution to enable Council to consider this request at the current, February 25, 2019 meeting
 2. A resolution authorizing submission of a letter of intervention to the CRTC in support of VCR's application, including commentary that the City is growing, is in good economic health and is able to support a new community FM service

Councillor Quiring declared a conflict of interest in the following matter as he has a tenant that is a commercial radio station. Councillor Quiring left the meeting at 2:06 pm.

Moved by Councillor Anderson, seconded by Councillor Mund:

THAT pursuant to Council Procedure Bylaw 4840, Section 12 (c), that Council considers the request from Gordon Leighton, President, Vernon Community Radio Society for Council support for the Society's application to the Canadian Radio and

Telecommunications Commission (CRTC) at the February 25, 2019 Regular Council meeting. (*requires 2/3 majority vote of Council*).

CARRIED.

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council authorize the Mayor on behalf Council, to send the following "comment"; That Vernon City Council supports private sector initiatives, including a community radio station, which enhances public dialogue based on respect and exchange of factual information.

CARRIED.

Councillor Quiring returned to the meeting at 2:08 pm

**DELEGATION –
NORTH VALLEY
GYMNASTICS
SOCIETY –
REQUEST FOR
GRANT FUNDING
(0230-69)**

Robin Nanji, President, Paul Jeffry Williamson, Director and Garry Mugridge, Director, North Valley Gymnastics Society attended to request consideration for a \$75,000 grant from the City of Vernon and further, will request that this item be dealt with at the February 25, 2019 Regular meeting.

The following points were noted:

- Reviewed letter dated February 18, 2019 to the City of Vernon
- The Project
 1. We created a 8,500 sq. ft. facility that includes:
 2. Main Gym, 6,400 sq. ft, 42 x 42 Sprung Floor and Foam Safety Pit. (Yet to be filled)
 3. Mini Gym of 700 sq. ft.
 4. Entrance/Viewing 1,450 sq. ft. on two levels to include; Foyer, Office, Washrooms, Viewing area and Coaches room.
 5. This is an interim step towards our long term goal of a 14,000 sq. ft. facility.
- The Need
 1. The Project is over 90% complete.
 2. We gained occupancy on May 31st 2018.
 3. Our club had over 600 kids registered in the Fall of 2018.
 4. Greater Vernon Minor Hockey had a 2018 Fall enrollment of 529!
 5. We continue to carry construction debt plus servicing a \$1.2 Million Mortgage
- Community Support
 1. For over 25 years North Okanagan residents have supported our Club.
 2. Gifts in kind towards our project are estimated at \$90,000.

3. Kalamalka Rotary has granted us \$20,000 towards a new Sprung Floor!
 4. Community Grants and Donations exceed \$45,000! Including an RDNO Grant of \$17,250.
 5. In 2018 we received a \$36,800 BC Gaming Operating Grant.
- Financial
 1. We have taken on a \$1.2 Million mortgage with Vantage One Credit Union.
 2. We still have approx. \$124,000 in debt over and above the mortgage.
 3. We will continue to pursue Community, Foundation and Gaming grants to cover the remaining debt.
 - Historic Support
 1. The NVGS has been supported in the past by the City of Vernon and RDNO.
 2. This support ranged from offers of the old Fulton School gym, a future Kin Race Track site, to a building lot.
 3. Attempts at a partnership have not been successful.
 4. These past offers had substantial value.
 5. At this point we are now asking for financial support.
 - The ASK
 1. We request the support of \$75,000 from the City of Vernon becoming a GOLD Sponsor.
 2. The RDNO are a SILVER Sponsor with a grant of \$17,250 in September 2018.
 3. We are a Publicly Funded Registered Non- Profit Society.
 4. We fall under the BC Societies Act
 - 'Let's Fill the Foam Pit'
 1. A Club Fundraising Campaign
 2. It takes almost 4,500 foam cubes to fill our pit!
 3. Each cube, plus liner is \$5.
 4. To Date Our Gymnasts raised over \$20,500, with only \$3,000 to go!
 - Questions

**DELEGATION –
GREATER VERNON
CHAMBER OF
COMMERCE
(0230-27)**

Diana Wilson, President, Greater Vernon Chamber of Commerce attended to provide an update on activities of the Chamber.

The following points were noted:

- History
 1. The Chamber is a non-profit, non-partisan organization
 2. Established in 1897
 3. Primary purpose was economic development, to attract businesses and residents to the area

- Mission
 1. The CHAMBER provides leadership and encourages sustainable growth, prosperity, and service excellence.
 2. We advocate for our members and promote economic development and retention in our community and region.
- Who We Are
 1. 560 + Members (including, business, non-profits, associations and government bodies)
 2. 12 Board of Directors
 3. Three Staff
- Strategic Plan
 1. Develop a leading Advocacy program
 2. Build and lead influential programs that support business and community success
 3. Increase organizational stability
- Advocacy
 1. Working to create a better environment for business at the local, provincial and national level
 2. Locally working to address:
 - Business security and safety
 - Downtown parking
 - Addressing labour shortages
 - Working on short term housing solutions for relocation
 3. Feb 6th meeting to address business owner concerns
 - 160 Chamber members in the BIA
 - 57 responded to our phone calls
 4. Four questions:
 1. Did they know about the meeting?
 2. Are they experiencing any issues?
 3. Hired additional security?
 4. Are there any solutions?
 5. Next Steps

Moved by Councillor Gares, seconded by Councillor Fehr:

THAT Council receives the update report as provided by Diana Wilson, President, Greater Vernon Chamber of Commerce at the February 25, 2019 Regular Council meeting.

CARRIED.

**DEVELOPMENT
VARIANCE PERMIT
APPLICATION
DVP00446 FOR 9738
DELCLIFFE ROAD**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council support the Development Variance Permit application submitted by Ryan Molitwenik of Heartwood Homes Ltd. to vary the minimum riparian area setback as set out in Section 4.13.2 of Zoning Bylaw #5000 from 15.0m from the High Water Mark of Okanagan Lake to 0.0m from the High Water Mark of Okanagan Lake in order to construct a two storey single family dwelling on Lot 21, Plan 10667, Sec 4, Tp 13, ODYD (9738 Delcliffe Road), subject to the following:

- a) the site and elevation plans, intended to illustrate the general form, character and massing of the proposed residence and noted as Attachment 1 in the report titled "Development Variance Permit Application for 9738 Delcliffe Road" and dated January 16, 2019 by the Manager, Current Planning be attached to and form part of DVP00415 as Schedule 'A';
- b) a Water Sustainability Act application;
- c) a legal survey to determine if any works are below the present natural boundary and if found to be so, an approval of a Crown Land Foreshore Tenure including ensuring public access if required by the Province; and
- d) 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 or damage caused by proximity to high water and related wave action.

**Public Input – DVP
#00446**

The Corporate Officer advised that one written submission had been received, as follows:

1. Email dated February 22, 2019 from John Dunkley, re: Public Input Session, Development Variance Permit Application 00446.

Mayor Cumming called a first time for representation from the public in attendance who believe their interest in property is affected by Development Variance Permit #00446 to vary the minimum riparian area setback as set out in Section 4.13.2 of Zoning Bylaw #5000 from 15.0m from the High Water Mark of Okanagan Lake to 0.0m from the High Water Mark of Okanagan Lake in order to construct a two storey single family dwelling on Lot 21, Plan 10667, Sec 4, Tp 13, ODYD (9738 Delcliffe Road).

1. Ryan Molitwenik of Heartwood Homes Ltd., Applicant

- Worked across Bay during flooding event noted in report
- High water mark during flooding was about 1 m below the proposed first floor mark

- Some debate over high water mark during flooding and as to whether it was due to snow pack/climate or the Ministry keeping lake level at higher point than normal
- This is a complex application – Provincial Regulations allow for this type of development on existing foundations without submitting report to Province
- Sage Environments notes that RAR does not apply to this development due to construction on existing foundation
- Confirmed by second consultant
- Local Government Act 14.14 actually does not apply as it is an existing building
- Section that should be reference is Division 14 Section 529 (distributed copy to Council and read out at meeting)
- No bylaw prohibiting altering, repairing or extension of pre-existing structure
- **Admin:** Variance is for setback from high water mark. Siting does not meet zoning bylaw requirements due to extension and it is now for a two storey structure, hence the need for a variance
- Discussion regarding conflicting professional opinions reviewed

2. Paul Fraser

- Concern in neighbourhood and others would have liked to attend but are out of town
- Some issues in the area with lost docks and flooding
- Owns 200 acre resort property in area adjacent to Ellison Park
- Experiencing some issues and are obtaining professional advice in that regard
- High water mark is of concern to them and have been told they will need to close resort and remove structures
- The beach has been negatively affected by development over 55 years
- They built resort in 1965
- Concern that existing foundation may not be suitable for new construction and a second storey
- Zero setback does not allow for any public access on the beach
- Fence extended down to the water with no trespassing signs
- **Admin:** Referenced Page 133 of the Agenda – Engineering report regarding existing foundation

Mayor Cumming called a second, third, and final time for representation from the public, and there being none, Mayor Cumming closed the Public Input for DVP #00446.

THE QUESTION WAS CALLED ON THE MAIN MOTION AND DECLARED CARRIED.

Issuance of Permit #00446

Moved by Councillor Mund, seconded by Councillor Gares:

THAT the Corporate Officer be authorized to issue Development Variance Permit #00446 to vary the minimum riparian area setback as set out in Section 4.13.2 of Zoning Bylaw #5000 from 15.0m from the High Water Mark of Okanagan Lake to 0.0m from the High Water Mark of Okanagan Lake in order to construct a two storey single family dwelling on Lot 21, Plan 10667, Sec 4, Tp 13, ODYD (9738 Delcliffe Road), once all conditions of Council are satisfied.

CARRIED.

COUNCIL INQUIRIES

MIXED MARTIAL ARTS IN VERNON

Council noted that in September 2014 Council prohibited Mixed Martial Arts (MMA) events in Vernon. Since this time MMA as a sport continues to grow and has continued to become more professional. The Province now has an Athletic Commission in place to regulate MMA. There are four local MMA gyms. Council requested an Admin Report regarding the history of MMA Events in Vernon and options available moving forward.

SHOPPING CARTS

Council inquired as to how the City handles shopping carts once retrieved. Admin noted that a full report is coming forward to Council at the March 11 Regular meeting in this regard.

Councillor Fehr left the meeting at 3:22 pm

ADMINISTRATION UPDATES (0550-05)

Moved by Councillor Mund, seconded by Councillor Anderson:

THAT Council receive the Administration Updates dated February 25, 2019.

CARRIED.

UNFINISHED BUSINESS:

TRAVEL AND EXPENSE POLICY – MAYOR, COUNCIL, BOARDS AND COMMITTEES

Moved by Councillor Anderson, seconded by Councillor Mund:

THAT Council adopt the amended "Travel and Expense Policy – Mayor, Council, Boards and Committees" as presented in the memorandum dated February 13, 2019, of the same title and respectfully submitted by the Manager, Legislative Services.

CARRIED.

Councillor Fehr returned to the meeting at 3:24 pm

**URBAN BEEKEEPING
REGULATION
UPDATES**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council receive the report titled *Urban Beekeeping Regulation Updates*, dated February 11, 2019 from the Environmental Planning Assistant and endorse the following bylaw amendments in support of urban beekeeping in the City of Vernon:

- amend Animal Regulations and Animal Pound Bylaw #5252 (Attachment 1),
- text amend Zoning Bylaw #5000 (Attachment 2),
- amend Bylaw Notice Enforcement Bylaw #5250 (Attachment 3),
- amend Municipal Ticketing Information System Bylaw #5300 (Attachment 4), and
- repeal Bee Keeping Bylaw #4987 (Attachment 5);

AND FURTHER, that Council direct Administration to schedule the first, second and third reading of the proposed amendments to Animal Regulations and Animal Pound Bylaw #5252, Bylaw Notice Enforcement Bylaw #5250, Municipal Ticketing Information System Bylaw #5300, and Bee Keeping Bylaw #4987 at its Regular Meeting of March 11, 2019;

AND FURTHER, that Council direct Administration to schedule the first and second reading of the proposed text amendments to Zoning Bylaw #5000 at its Regular Meeting of March 11, 2019, and a subsequent Public Hearing at its Regular Meeting of March 25, 2019;

AND FURTHER, that Council direct Administration to schedule the final readings of the proposed amendments to Animal Regulations and Animal Pound Bylaw #5252, Bylaw Notice Enforcement Bylaw #5250, Municipal Ticketing Information System Bylaw #5300, Bee Keeping Bylaw #4987, and Zoning Bylaw #5000 at its Regular Meeting of April 8, 2019.

CARRIED, with Councillor Anderson opposed.

Moved by Councillor Gares, seconded by Councillor Anderson:

THAT Council **amends** the foregoing resolution as follows:

'AND FURTHER, that the City requires proof of Provincial Registration as a 'bee keeper' for any individual keeping bees within the city limits.'

DEFEATED, with Councillors Mund, Quiring, Fehr, Gares and Mayor Cumming opposed.

**SILGA – PROVINCIAL
FOREST
MANAGEMENT**

Moved by Councillor Anderson, seconded by Councillor Gares:

THAT Council directs administration to submit a resolution pertaining to Provincial Forest Management to the Southern Interior Local Government Association (SILGA) 2019 convention, as follows:

'WHEREAS the wildfire burden to BC's society, economy and environment over the last decade can be measured in billions of dollars;

AND WHEREAS, successive provincial governments have significantly underfunded mitigation programs;

AND WHEREAS, the current wildfire management strategy is overly reliant on FireSmart, placing wildfire risk mitigation at the homeowner level while much of the land requiring treatment is government controlled;

AND WHEREAS, the BC government inconsistently mitigates natural disasters;

*THEREFORE BE IT RESOLVED that UBCM support lobbying the provincial government to support and implement changes to its wildfire **mitigation** practices to significantly fund Wildland Urban Interface (WUI) fuels treatments, provide fire resilient communities and to maintain an effective wildfire response capability.'*

CARRIED.

**2019 SILGA
RESOLUTION
SUBMISSION –
DISASTER RESPONSE**

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council directs Administration to submit a resolution pertaining to 'Disaster Response' to the 2019 Southern Interior Local Government Association Convention as follows:

'WHEREAS, many areas across the Province have suffered through a range of natural disasters that require the resources and response from all levels of government; and

WHEREAS, some natural disasters, such as flooding, can be reasonably predicted in advance of the actual disaster, and municipalities require Provincial and Federal approvals to mitigate potential impact;

THEREFORE, be it resolved that UBCM approach the Province of BC to ensure sufficient Provincial staff are in place to administer necessary permitting processes, and to work with local jurisdictions such that imminent disasters are mitigated in advance of potential loss of life and serious destruction of private and public property.'

CARRIED.

MATTERS REFERRED FROM THE IN-CAMERA MEETING –
February 11, 2019

THAT Council brings forward, as public information, the following motions **declassified** from confidential to non-confidential at the **February 11, 2019**, In Camera meeting:

CLIMATE ACTION
TASK FORCE –
APPLCIATIONS
FOR MEMBERSHIP
(0540-20)

'THAT Council appoints Stanley Eaman to the Climate Action Task Force as the representative for Health and Social Services for a term to expire April 2020.'

MATTERS REFERRED FROM THE IN-CAMERA MEETING –
February 25, 2019

Councillor Anderson left the meeting at 3:46 pm

THAT Council brings forward, as public information, the following motions **declassified** from confidential to non-confidential at the **February 25, 2019**, In Camera meeting:

HESPERIA
LANDFILL –
DECLASSIFICATION
OF COUNCIL
RESOLUTION
(5360-02)

THAT Council **declassifies** and removes from In Camera the following **resolution** as passed at the **December 10, 2018** In Camera meeting:

'THAT Council receives the report titled Hesperia Landfill – Next Steps from the General Manager, Public Works dated November 22, 2018, for information;

AND FURTHER, that Council direct Administration to proceed with a Nominal Rent Tenure lease application to the Ministry of Forests, Lands and Natural Resource Operations as shown on the attached Figure 1," Approximate Boundary of NRT Lease";

AND FURTHER, that Council direct Administration to proceed with a Sponsored Crown Grant application to the Ministry of Forests, Lands and Natural Resource Operations as shown on the attached Figure 1,"Approximate Boundary of Sponsored Crown Grant", if required by the Ministry.'

**NEW SHELTER USES –
CONSULTATION
(6460-01)**

'THAT Council direct Administration to prepare a policy and/or Zoning Bylaw #5000 amendments for new temporary shelter uses to require community consultation and enhanced development requirements, to include temporary shelters, overdose prevention and safe injection sites.'

CARRIED, with Councillors Mund and Fehr opposed.'

NEW BUSINESS

CORRESPONDENCE:

**SOCIAL PLANNING
COUNCIL – REQUEST
FOR LETTER OF
SUPPORT – FEDERAL
GRANT PROGRAM
(0360-35)**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council directs the Mayor, on behalf of Council, to provide a letter of support to the Social Planning Council for the North Okanagan's application to the federal government's *Reaching Home: Canada's Homelessness Strategy* for Vernon to become a designated community.

CARRIED.

Councillor Anderson returned to the meeting at 3:49 pm

**CLAREMONT SEWER
LOCAL AREA
SERVICE
(5340-09)**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council receive the memorandum titled "Claremont Sewer Local Area Service" from the Municipal Technician III, Infrastructure Management, dated February 12, 2019;

AND FURTHER, that Council endorse the Claremont Sewer Local Area Service petition process as presented in the internal memorandum titled "Claremont Sewer Local Area Service" dated February 12, 2019, and respectfully submitted by the Municipal Technician III.

CARRIED.

Administration was requested to provide an Admin Update regarding a loan program for private onsite works in sewer service expansion areas to assist residents with costs related to hookup.

**PETERS ROAD
SANITARY SEWER
SERVICE
(5340-09)**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council endorse the use of \$53,000 from Sanitary Sewer Collection Reserves to fund installation of the sewer collector pipe with cost recovery by way of a fee bylaw for Service Area A1, in accordance with Section 194 of the *Community Charter*, as provided in the memorandum titled "Peters Road Sanitary Sewer Service" from the Municipal Technician III, Infrastructure Management, dated February 13, 2019.

CARRIED.

**GOVERNMENT OF
CANADA'S RURAL
AND NORTHERN
IMMIGRATION PILOT
(6750-01)**

Moved by Councillor Fehr, seconded by Councillor Gares:

THAT Council supports Administration submitting an application for the Government of Canada's Rural and Northern Immigration Pilot Program by the Manager, Economic Development and Tourism by March 1, 2019.

CARRIED.

**2019 VIRTUAL
VERNON BUSINESS
WALKS SURVEY
(6750-20)**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council receive for information the memorandum titled 2019 Virtual Vernon Business Walks Survey dated February 15, 2019 from the Economic Development Planner;

AND FURTHER, that Council direct Administration to share the 2019 Virtual Business Walks Survey Results with participating businesses and business support agencies.

CARRIED.

**NEW FRONT
COUNTER SAFE
WORK
PROCEDURE
POLICY
(0110-40)**

Moved by Councillor Mund, seconded by Councillor Anderson:

THAT Council receive for information the Internal Memorandum titled "New Front Counter Safe Work Procedure Policy", including the "Front Counter Safe Work Procedures" Administrative Policy (Attachment 1), dated February 14, 2019 and respectfully submitted by the Manager of Revenue Services;

AND FURTHER, that Council directs Administration to reconsider the 14 second recorded telephone message proposed for incoming calls at all switchboard locations within the City.

CARRIED.

**FEES & CHARGES
BYLAW
AMENDMENTS –
ATHLETIC
COMMISSION
(3900-02)**

Moved by Councillor Fehr, seconded by Councillor Gares:

THAT Council support an amendment to the City of Vernon Fees and Charges Bylaw #3909, to remove Section 4 – “City of Vernon Athletic Commission Fees”, as shown in Attachment 1 of the memorandum dated February 14, 2019, from the Deputy CAO.

CARRIED.

Councillor Mund left the meeting at 4:29 pm.

**FEES & CHARGES
BYLAW
AMENDMENTS –
BYLAW
COMPLIANCE
(3900-02)**

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council support amendments to the City of Vernon Fees and Charges Bylaw #3909, in relation to various fees within the Bylaw Compliance Division, as attached to the memorandum dated February 14, 2019, from the Senior Bylaw Compliance Officer.

CARRIED.

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council directs Administration to maintain the \$10 per month parking pass fee for the Okanagan College parking lot.

CARRIED.

Councillor Mund returned to the meeting at 4:32 pm

REPORTS:

**PROPOSED
AMENDMENTS TO
THE FEES AND
CHARGES BYLAW
#3909
(3900-02)**

Moved by Councillor Quiring, seconded by Councillor Fehr:

THAT Council support revisions to the Fees and Charges Bylaw #3909 as identified on Attachment 1 in the report titled Proposed Amendments to the Fees and Charges Bylaw #3909, dated February 13, 2019 by the General Manager, Public Works.

CARRIED.

**PROPOSED
AMENDMENTS TO
BYLAW #3909 (FEES
AND CHARGES)
(3900-02)**

Moved by Councillor Fehr, seconded by Councillor Quiring:

THAT Council supports amendments to Bylaw #3909 (Fees and Charges) as shown in red on Attachment 1 to the report titled Proposed Amendments to Bylaw #3909 (Fees and Charges) and dated February 14, 2019 and submitted by the Manager, Legislative Services.

CARRIED.

**CLIMATE ACTION
TASK FORCE
RECOMMENDATIONS
– FOR DECISION
(0540-20)**

Moved by Councillor Fehr, seconded by Councillor Quiring:

THAT Council amend the status of the Climate Action Task Force from a Task Force to an Advisory Committee and adopt the Amended Terms of Reference: Climate Action Advisory Committee (Attachment 2);

AND FURTHER, that Council amend the Terms of Reference for the Climate Action Task Force to include a voting member from the Okanagan Indian Band;

AND FURTHER, that Council formally request that the Okanagan Indian Band consider appointing a member as a representative on the Climate Action Advisory Committee;

AND FURTHER, that Council join the Partners for Climate Protection Program by adopting Attachment 4, the "Council Resolution to Join the Federation of Canadian Municipalities – ICLEI (Local Governments for Sustainability) Partners for Climate Protection Program";

AND FURTHER, that Council direct Administration to pursue becoming a formal member of the Partners for Climate Protection Program.

CARRIED, with Councillor Anderson opposed.

**REZONING AND
DEVELOPMENT
VARIANCE PERMIT
APPLICATIONS FOR
4800, 4808, 4816, 4824,
4940, 5012 SILVER
STAR ROAD
(ZON00322/DVP00447)**

Moved by Councillor Mund, seconded by Councillor Fehr:

THAT Council support the application to rezone Lot 3, Plan KAP90756, Sec 2, Twp 8, ODYD (5012 Silver Star Road), Lot A, Plan 39472, Sec 2, Twp 8, ODYD (4940 Silver Star Road) and Lot 5, Plan KAP83899, Sec 2, Twp 8, ODYD (4824 Silver Star Road) from RR – Rural Residential to I1 – Light Industrial;

AND FURTHER, that Council support the application to rezone a portion of Lots 2, 3 and 4, Plan KAP83899, Sec 2, Twp 8, ODYD (4800, 4808, 4816 Silver Star Road) that is located within the top of the bank area from R7 – Mobile Home Residential to C5 – Community Commercial;

AND FURTHER, that Council support of ZON00322 is subject to the following:

- a) That the owner registers a blanket easement on the titles of 5012, 4940, 4824, 4816, 4808 and 4800 Silver Star Road for private road access, shared parking and private utility corridor;

- b) That Lot A, Plan 39472, Sec 2, Twp 8, ODYD (4940 Silver Star Road) and Lot 5, Plan KAP83899, Sec 2, Twp 8, ODYD (4824 Silver Star Road) be consolidated;
- c) That Lots 2, 3 and 4, Plan KAP83899, Sec 2, Twp 8, ODYD (4800, 4808, 4816 Silver Star Road) be consolidated;
- d) That the owner is to dedicate road right-of-way widening adjacent to Silver Star Road on Lot A, Plan 39472, Sec 2, Twp 8, ODYD (4940 Silver Star Road) and Lot 5, Plan KAP83899, Sec 2, Twp 8, ODYD (4824 Silver Star Road); and
- e) That an environmental monitor will be retained by the owner as condition of development permit, primarily to ensure that within the identified wildlife movement corridor no development and/or soil disturbance will occur outside of the identified development footprint, and that the owner is to provide a monetary security in the amount of 125% of the estimated costs of the environmental works and monitor, as approved by Administration;

AND FURTHER, that Council support Development Variance Permit application #DVP00447 to vary the following sections of Zoning Bylaw #5000 to allow for an industrial development to be constructed on Lot 3, Plan KAP90756, Sec 2, Twp 8, ODYD (5012 Silver Star Road):

- a) to vary the minimum east side yard setback from 10.0m to 7.0m (Section 11.1.5);
- b) to vary the minimum rear yard setback from 6.0m to 3.0m (Section 11.1.5);
- c) to vary the minimum landscape buffer on the rear yard from 2.0m to 0.0m (Section 6.6.2, Table 6.1); and
- d) to vary the parking space requirement for light industrial use in the I1 – Light Industrial zoning district from 2.0 spaces per 100m² to 1.4 spaces per 100m² (Section 7, Table 7.1);

AND FURTHER, that Council support Development Variance Permit application #DVP00447 to vary the following sections of Zoning Bylaw #5000 to allow for an industrial development to be constructed on Lot A, Plan 39472, Sec 2, Twp 8, ODYD (4940 Silver Star Road):

- a) to vary the minimum front yard setback from 7.5m to 1.1m (Section 11.1.5);
- b) to vary the minimum landscape buffer on the front yard from 3.0m to 1.0m (Section 6.6.2, Table 6.1); and
- c) to vary the parking space requirement for light industrial use in the I1 – Light Industrial zoning district from 2.0 spaces per 100m² to 1.4 spaces per 100m² (Section 7, Table 7.1);

AND FURTHER, that Council support Development Variance Permit application #DVP00447 to vary the following sections of Zoning Bylaw #5000 to allow for an industrial development to be constructed on Lot 5, Plan KAP83899, Sec 2, Twp 8, ODYD (4824 Silver Star Road):

- a) to vary the minimum front yard setback from 7.5m to 1.1m (Section 11.1.5);
- b) to vary the minimum landscape buffer on the front yard from 3.0m to 1.0m (Section 6.6.2, Table 6.1);
- c) to vary the minimum rear yard setback from 6.0m to 3.0m (Section 11.1.5);
- d) to vary the minimum landscape buffer on the rear yard from 2.0m to 0.0m (Section 6.6.2, Table 6.1); and
- e) to vary the parking space requirement for light industrial use in the I1 – Light Industrial zoning district from 2.0 spaces per 100m² to 1.4 spaces per 100m² (Section 7, Table 7.1);

AND FURTHER, that Council support of DVP00447 is subject to the following:

- a) the owner is to enter into a Works Contribution Agreement for off-site works along Pleasant Valley Road adjacent to the subject property at the time of development of the adjacent lot;
- b) the owner is to provide additional bicycle parking stalls beyond the minimum Zoning Bylaw #5000 requirement;
- c) the owner is to provide a parking study six months after occupation of phases one and two to demonstrate whether the parking supply meets the parking demand and providing recommended mitigation measures; and

d) that the site, floor, elevation and landscaping plans, Environmental Site Review and Transportation Impact Assessment generally shown as Attachments 2 to 6 inclusive and Attachments 10 and 11 in the report titled "Rezoning And Development Variance Permit Applications for 4800, 4808, 4816, 4824, 4940, 5012 Silver Star Road" and dated February 13, 2019 by the Economic Development Planner be attached to and form part of DVP00447 as Schedule 'A'.

CARRIED.

LEGISLATIVE MATTERS:

BYLAWS:

ADOPTION

- 5735

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Bylaw #5735, "**Cemetery Amendment (Fees & Charges 2019 – 2021) Bylaw Number 5735, 2019**" – a bylaw to amend "The City of Vernon Cemetery Bylaw Number 3472, 1987" be **adopted**.

CARRIED.

- 5733

Moved by Councillor Quiring, seconded by Councillor Fehr:

THAT Bylaw #5733, "**Claremont Water Service Parcel Tax Roll Bylaw Number 5733, 2019**" – a bylaw to direct the preparation of a parcel tax roll for Claremont Water Local Service Area, be **adopted**.

CARRIED.

- 5734

Moved by Councillor Fehr, seconded by Councillor Gares:

THAT Bylaw #5734, "**Claremont Water Service Parcel Tax Bylaw Number 5734, 2019**" – a bylaw to impose a parcel tax for Claremont Water Local Service, be **adopted**.

CARRIED.

FIRST, SECOND & THIRD READINGS

- 5737

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Bylaw #5737, "**Subdivision and Development Servicing (Approval Period) Amendment Bylaw Number 5737, 2019**" – a bylaw to amend the City of Vernon Subdivision and Development Servicing Bylaw #3843, 1992, be **read a first, second and third time**.

CARRIED.

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

- 5736

Moved by Councillor Gares, seconded by Councillor Mund:

THAT Bylaw #5736, "**Silver Star Gateway Business Park Rezoning Amendment Bylaw Number 5736, 2019**" – a bylaw to rezone the subject properties from 'RR – Rural Residential' to 'I1 – Light Industrial' AND 'R7 – Mobile Home Residential' to 'C5 – Community Commercial', be **read a first and second time**;

AND FURTHER, that the Public Hearing for Bylaw **#5736**, along with Public Input for DVP00447 be scheduled for **Monday, March 25, 2018**, at **5:30 pm**, in Council Chambers.

CARRIED.

COUNCIL INFORMATION UPDATES:

COUNCILLOR SCOTT ANDERSON

Councillor Scott Anderson provided a verbal report on the following matters:

**SILGA RESOLUTION –
CONSULTATION WITH
LOCAL
GOVERNMENTS**

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council directs Administration to submit a resolution pertaining to '*Consultation with Local Government in regard to Provincial Government Projects*' to the 2019 Southern Interior Local Government Association Convention as follows:

'WHEREAS, Provincial Ministries fund projects that have significant impact upon Communities;

AND WHEREAS, there is at present no mechanism for community consultation, including with the local government;

BE IT RESOLVED that Provincial Ministries be required to undertake community consultation, including with the local government, prior to introducing any new project that may significantly impact the character of that community.'

CARRIED.

COUNCILLOR AKBAL MUND

Councillor Akbal Mund provided a verbal report on the following matters:

SILGA RESOLUTION – Moved by Councillor Mund, seconded by Councillor Quiring:
**ANNUAL FUNDING
 FOR SEARCH AND
 RESCUE**

THAT Council directs Administration to submit a resolution pertaining to 'Annual Provincial Funding for Search and Rescue' to the 2019 Southern Interior Local Government Association Convention as follows:

'WHEREAS Search and Rescue is conducted by volunteers in the Province of BC who provide a life-saving service free of charge, offering thousands of volunteer man hours each year, and giving of themselves to help others;

AND WHEREAS, the Tourism Industry in British Columbia generates billions of dollars in revenue each year, which includes a significant number of outdoor related activities requiring a reliable Rescue Service;

THEREFORE BE IT RESOLVED that the Provincial Government be requested to provide stable and ongoing annual funding for Search and Rescue groups throughout the Province of BC.'

CARRIED.

**MEETING/EVENT
 ATTENDANCE**

Attended the following events:

- Special Olympics BC Winter Games
- RCMP Stakeholders/ Strategic Planning Meeting
- Ground Breaking for Vernon Native Housing Society project
- Caetani Open House Event

COUNCILLOR KARI GARES

Councillor Kari Gares provided a verbal report on the following matters:

**MEETING/EVENT
 ATTENDANCE**

- Requested clarification regarding Council Appointments to the Affordable Housing Committee (an Admin Update will be provided)

Attended the following events:

- Opening Ceremonies Special Olympics BC
- Orientation for Okanagan Regional Library and Board Meeting
- Ground Breaking for Vernon Native Housing Society project

COUNCILLOR KELLY FEHR

Councillor Kelly Fehr provided a verbal report on the following matters:

**MEETING/EVENT
 ATTENDANCE**

Attended the following events:

- Annual RCMP Strategic Planning Session
- Partners in Action Meeting
- Ground Breaking for Vernon Native Housing Society project

- Affordable Housing Advisory Committee to review Homelessness Strategy

MAYOR VICTOR CUMMING

Mayor Cumming provided a verbal report on the following matters:

• **MEETING/EVENT ATTENDANCE**

- Thanks for coverage by Council Members during vacation
- Attended several events including:**
- Ribbons of Green Trails Society
 - Community Economic Development Initiative Meeting
 - Regional District of North Okanagan meeting regarding solid waste and recycling
 - Attended Special Olympics BC Events – very successful

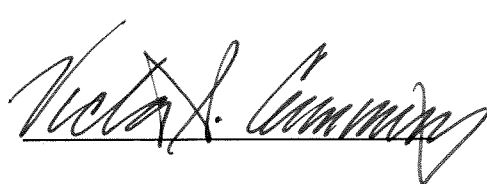
INFORMATION ITEMS:

- A. Email dated February 12, 2019 from Alison Slater, Executive Director, Southern Interior Local Government Association, re: 2019 SILGA Community Excellence Awards – deadline Extension to March 1.
- B. Minutes from the following Committees of Council:
 - (i) Tax Roll Review Panel, January 26, 2017
 - (ii) Affordable Housing Advisory, June 28, 2018
 - (iii) Advisory Planning, January 22, 2019

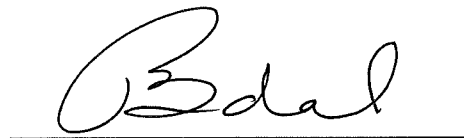
CLOSE

Mayor Cumming closed the Regular Open Meeting of the Council of the Corporation of the City of Vernon at 5:39 pm.

CERTIFIED CORRECT:



Victor Cumming
Mayor



Patricia Bridal
Corporate Officer