

THE CORPORATION OF THE CITY OF VERNON

**MINUTES OF A REGULAR OPEN MEETING OF COUNCIL
HELD MONDAY, JULY 8, 2019**

PRESENT: Mayor V. Cumming

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

Staff: W. Pearce, CAO
P. Bridal, Deputy CAO, Director, Corporate Services
S. Blakely, Manager, Legislative Services
K. Flick, Director, Community Infrastructure & Development
A. Stuart, Manager, Financial Planning & Reporting
S. Koenig, Director, Operations
S. Kozin, Manager, Water Reclamation Centre
B. Bandy, Manager, Real Estate*
E. Stranks, Manager, Engineering & Development Services*

**Attended at Required*

Others: Media and Members of the Public

Mayor Cumming called the Regular Open meeting to order at 8:40 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 Anderson, 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*

- 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;*
- 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 1:34 pm.

PRESENT: Mayor V. Cumming

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

Staff: W. Pearce, Chief Administrative Officer
P. Bridal, DCAO / Director, Corporate Services
S. Blakely, Manager, Legislative Services
K. Flick, Director, Community Infrastructure & Development
A. Stuart, Manager, Financial Planning & Reporting
S. Koenig, Director, Operation Services
L. Cordell, Manager, Sustainability & Long Range Planning
B. Bandy, Manager, Real Estate
D. Ross, Director, Recreation*
S. Abbott, Parks Planner
C. Broderick, Manager, Current Planning*
G. Gaucher, Manager, Protective Services*
Supt S. Baher, OIC, RCMP, Vernon Detachment*
Insp. G. Stewart, RCMP, Vernon Detachment*
D. Gellein, Manager, Building & Licencing*
A. Skrinnikoff, Records Clerk
R. Imrich, Records Clerk
C. Ovens, Manager, Road, Drainage & Airport*

*Attended, as required

Others: Media and Members of the Public

ADOPTION OF THE AGENDA:

APPROVAL OF ITEMS LISTED ON THE AGENDA Moved by Councillor Mund, seconded by Councillor Quiring:

THAT the agenda for the July 8, 2019, Regular Open meeting of the Council of The Corporation of The City of Vernon be amended as follows:

1. **REMOVE ITEM 6.B. GENERAL MATTERS** – Development Variance Application For 8840 Eastside Road.
2. **ADD ITEM 6.B. GENERAL MATTERS** – Motion to Reconsider – “7497 AND 7501 Brooks Lane Rezoning Amendment Bylaw Number 5758, 2019” (Councillor Mund)

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

CARRIED.

**DAN GELLEIN, MANAGER,
BUILDING & LICENCING**

Kim Flick introduced Dan Gellein, Temporary Manager, Building & Licencing to Mayor & Council. Mr. Gellein is replacing Shawn Knuhtsen who has taken a two year temporary position in New Zealand.

**WELCOME - SUMMER
RECORD CLERKS**

Mayor Cumming welcomed Riley Imrich and Alexandra Skrinnikoff, Summer Records Clerks to the Council meeting.

ADOPTION OF MINUTES:

COUNCIL MEETINGS

Moved by Councillor Fehr, seconded by Councillor Mund:

THAT the minutes of the Regular Meeting of Council held June 24, 2019 be adopted;

AND FURTHER, that the minutes of the June 24, 2019 Public Input on the 2018 Annual Report be received;

AND FURTHER, that the minutes of the June 24, 2019 Public Hearing be adopted;

AND FURTHER, that the minutes of the Special Regular (Strategic Planning) meeting, June 20, 2019 be adopted;

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held June 24, 2019 be received.

CARRIED.

BUSINESS ARISING FROM THE MINUTES:

GENERAL MATTERS:

**PRESENTATION: INSP.
GORD STEWART, RCMP,
VERNON DETACHMENT**

Mayor Cumming provided a heartfelt thank you to Inspector Gord Stewart, RCMP, Vernon Detachment for his years of service to the Community and, on behalf of Council and Administration, wish him the very best in his new posting in Leduc, Alberta where he will be promoted to Supt.

Councillor Quiring declared a conflict of interest in the following matter as his firm is conducting work on the noted project. Councillor Quiring left the meeting at 1:44 pm.

RECONSIDERATION – “7497 AND 7501 BROOKS LANE REZONING AMENDMENT BYLAW NUMBER 5758, 2019”

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council **reconsiders** the following item considered at the June 24, 2019 Regular Council meeting:

Third Reading of Bylaw #5758, “7497 and 7501 Brooks Lane Rezoning Amendment Bylaw Number 5758, 2019” – a bylaw to rezone the subject properties from “R1-Estate Lot Residential” to “C10A – Tourist Commercial and Residential” and “P1-Parks and Open Space”

CARRIED, with Councillor Anderson opposed.

Administration noted that a **SECOND** Public Hearing will be held on August 19, 2019.

Councillor Quiring returned to the meeting at 1:47 pm.

COUNCIL INQUIRIES

CANADA DAY – THANK YOU

Council thanked the Canada Day Society and their volunteers for their hard work and efforts to provide a very successful event to celebrate July 1st in Vernon.

APPLICATION DATE TO BE INCLUDED ON DEVELOPMENT APPLICATION REPORTS

Council requested that the application date be included on all staff reports pertaining to development applications moving forward.

ADMINISTRATION UPDATES (0550-05)

Moved by Councillor Quiring, seconded by Councillor Fehr:

THAT Council receives the Administration Updates dated July 8, 2019.

CARRIED.

UNFINISHED BUSINESS:

OPTIONS FOR OFF LEASH DOG USE IN MARSHALL FIELDS (6135-01)

Moved by Councillor Quiring, seconded by Councillor Anderson:

THAT Council direct Administration to continue the current abeyance of Bylaw #5057, 6(a)(iv) in the area of Marshall Fields currently designated as off leash dog use until the permanent fence and signage are installed in the fall of 2019.

AND FURTHER, that Council direct Administration to install a 1.2 m (4 foot) high galvanized chain link fence to separate the soccer fields from the off leash dog area in Marshall Fields, place permanent signage with clear messaging to

reflect this change and place two additional garbage receptacles and bag dispensers, as per Map 1 - Fence Alignment (Attachment 2), at the cost of \$87,000.

AND FURTHER, that Council direct Administration to put forward the preparation of a Parks Master Plan for Marshall Fields for consideration in the 2021 budget and work plan, to include re-orientation of soccer fields to provide an additional field, redevelopment and expansion of parking, review of options for a new playground and re-alignment of the vehicle access/egress at Marshall Fields (as previously directed by Council).

AND FURTHER, that Council approve the source of funds for the projects endorsed above, as 2018 Year-end Uncommitted Unexpended Balance.

CARRIED.

Moved by Mayor Cumming, seconded by Councillor Anderson:

THAT Council directs Administration to bring forward a report with lower cost options to protect critical habitat of the Great Basin Spadefoot Toad, as recommended in the Environmental Assessment of Marshall Fields Dog Park in Vernon, BC.

CARRIED.

Councillor Quiring declared a conflict of interest in the following matter as Wesbild is a client of his firm. Councillor Quiring left the meeting at 2:23pm

**TURTLE MOUNTAIN
BOULEVARD LANDSCAPING
(8300-05)**

Moved by Councillor Gares, seconded by Councillor Nahal:

THAT Council receive the Internal Memorandum titled "Turtle Mountain Boulevard Landscaping", dated June 28, 2019 and respectfully submitted by the CAO.

CARRIED.

Councillor Quiring returned to the meeting at 2:24 pm.

**SEASONAL SECURITY
SUPPLEMENTATION BY
PRIVATE SECURITY
(7400-01)**

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council directs potential source of funds for seasonal security supplementation be:

the 2018 Year-end Uncommitted Unexpended Balance.

CARRIED.

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council directs Administration to include criminal activities and bylaw infractions in relation to consideration of seasonal security supplementation.

CARRIED.

Moved by Councillor Quiring, seconded by Councillor Anderson:

THAT Council directs seasonal security supplementation be provided to:

The Vernon Business Improvement, Primary and Secondary Areas

CARRIED.

Moved by Councillor Gares, seconded by Councillor Quiring:

THAT Council directs that seasonal security be provided for the period(s):

11 pm until 7am from May 1 until September 30.

CARRIED.

Moved by Councillor Quiring, seconded by Councillor Gares:

THAT Council directs that private security services currently funded by the private sector **will not** be funded by the City

CARRIED.

**INSTALLATION OF GARBAGE
CANS AT 28TH AVENUE AND
33RD STREET
(5360-01)**

Moved by Councillor Mund, seconded by Councillor Quiring:

THAT Council direct Administration to install two new waste receptacles as shown on Attachment 1, at an estimated cost of \$5800 and provide for the 2019 operational costs, estimated at \$1040 using the 2018 unexpended uncommitted year-end balance as indicated in the memo titled 'Installation of Garbage Cans at 28th Avenue and 33rd Street, dated June 27, 2019 from the Manager, Roads, Drainage and Airport.

CARRIED.

MATTERS REFERRED FROM THE IN-CAMERA MEETING –
July 8, 2019

THAT Council brings forward, as public information, the following motions **declassified** from confidential to non-confidential at the **July 9, 2019**, In Camera meeting:

**ADMINISTRATION UPDATE -
OVERDOSE PREVENTION
SERVICES
(0550-06)**

'THAT Council **declassifies** and removes from In Camera the following July 8, 2019 In Camera Administrative Update:

Overdose Prevention Services

At the in camera meeting of June 24, 2019, Council requested an update on the proposed Overdose Prevention Service to be established by IHA. Administration contacted Ms. Colleen McEwan, IHA, requesting "status of OPS call for proposals, site selection and service provider". Dr. Goodison replied advising that the "decision is currently at our senior leadership table."

**PROPOSED EASEMENT –
3409 28TH AVENUE (THE HUB)
(2410-01)**

'THAT Council direct Administration to enter into an easement agreement with the Hub Enterprises Corp. for the property at civic: 3409 28th Avenue, PID: 030-157-030, legal: Lot A, Plan EPP67566, District Lot 72, O.D.Y.D., for the approximately 7.5 m² of airspace encroachments on 28th Avenue and the lane on the northern boundary;

AND FURTHER, that Council direct Administration to include an annual fee of \$250.00 at onset to be increased by 2% per year, cost recovery for City administration costs and legal fees, and a minimum of \$5M in liability insurance;

AND FURTHER, that Council authorize the Mayor and Corporate Officer to sign the Terms of Easement, as attached to this report titled, "Proposed Easement – 3409 28th Avenue (The Hub); dated June 27, 2019 and respectfully submitted by the Real Estate Manager.'

**ROAD DEDICATION
PURCHASE – 3500 27TH
AVENUE (MY PLACE)
(5410-10-35 ST)**

'THAT Council direct Administration to purchase the approximately 483.1 m² of land required for road described as 35th Street, from the property with a civic address of 3500 27th Avenue, owned by Provincial Rental Housing Corporation, for the price of \$111,770;

AND FURTHER, that Council direct Administration to draw the funds from the Land Sale Reserve Fund.'

NEW BUSINESS

CORRESPONDENCE:

Councillor Nahal left the meeting at 3:12 pm and returned at 3:14 pm.

**OKANAGAN LAKE
PROTECTION STRATEGY –
EXPRESSION OF SUPPORT
(5280-04)**

Moved by Councillor Quiring, seconded by Councillor Mund:

THAT Council receive the memo dated June 25, 2019 and titled “Okanagan Lake Protection Strategy – Expression of Support” from the Manager, Long Range Planning and Sustainability and to **not** endorse the Expression of Support.

CARRIED, with Mayor Cumming and Councillor Fehr opposed.

**COUNCIL DISCRETIONARY
GRANT APPLICATIONS –
APRIL 30 INTAKE
RECONSIDERATION
(1850-02)**

Moved by Councillor Gares, seconded by Councillor Mund:

THAT Council approves the recommendation regarding the Council Discretionary Grants from the Finance Committee as follows:

THAT Council reconsider the \$2,533 Discretionary Grant previously approved at the May 27, 2019 Regular Meeting and, based on the revised grant application, approve a \$289 Council Discretionary Grant, on a one time basis, to Okanagan Quality Life Society, toward the cost of a Bimini top/seat cover

CARRIED.

**CONFLICT BETWEEN NATIVE
MUSSEL PROTECTION AND
INVASIVE EURASIAN
WATERMILFOIL
(0410-30)**

Moved by Mayor Cumming, seconded by Councillor Quiring:

THAT Council receives the letter dated July 3, 2019 from Ted Zimmerman, A/Regional Executive Director, Ministry of Forests, Lands, Natural Resource Operations and Rural Development, Thompson-Okanagan Natural Resource Region, re: Conflict Between Native Mussel Protection and Invasive Eurasian Watermilfoil – response to City of Vernon letter dated May 14, 2019.

CARRIED.

Moved by Councillor Quiring, seconded by Councillor Anderson:

THAT Council authorizes the Mayor to provide a letter of response to Ted Zimmerman, A/Regional Executive Director, Ministry of Forests, Lands, Natural Resource Operations and Rural Development, Thompson-Okanagan Natural Resource Region expressing disappointment at the lack of any clear scientific defense in prohibiting the removal of invasive Eurasian watermilfoil;

AND FURTHER, that the Ministry be requested to permit the rototilling of the watermilfoil pending research and science based evidence that the practice should be discontinued.

CARRIED.

REPORTS:

**MIRIAM MASONIC LODGE #20
– MURAL REQUEST FOR 3005
A 32ND STREET
(3320-20-01077.000)**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council approve the mural on the south brick wall and a portion of the east brick wall of the Miriam Masonic Lodge #20 building located at 3005 A 32nd Street as proposed by Mr. Winskowski on behalf of the Miriam Masonic Holding Co. in his request dated January 28, 2019;

AND FURTHER, that Council approve the proposed mural design as submitted by Mr. Winskowski and as included as Attachment 1 in the report titled “Miriam Masonic Lodge #20 – Mural Request for 3005 A 32nd Street” dated June 26, 2019 and respectfully submitted by the Economic Development Planner.

CARRIED.

**HERITAGE RESTORATION
GRANT APPLICATION FOR
3212 – 30TH AVENUE
(HGS00005)**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council approve a grant for \$2,940.00 to the owner of the property at 3212 30th Avenue for eligible works constructed during 2019 as per the Heritage Restoration Grant Program.

CARRIED.

LEGISLATIVE MATTERS:

BYLAWS:

**FIRST, SECOND & THIRD
READING**

- 5764

Moved by Councillor Anderson, seconded by Councillor Gares:

THAT Council #5764, “**Fees and Charges (Septic and Holding Tank Disposal) Amendment Bylaw Number 5764, 2019**” – a bylaw to amend Fees and Charges Bylaw #3909, be read a **first, second and third time.**

CARRIED.

- 5765

Moved by Councillor Quiring, seconded by Councillor Gares:

THAT Bylaw #5765, "**Fees and Charges (Mobile Vending) Amendment Bylaw Number 5765, 2019**" - a bylaw to amend Fees and Charges Bylaw #3909, be read a first, second and third time.

CARRIED.

COUNCIL INFORMATION UPDATES:

COUNCILLOR SCOTT ANDERSON

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

- **MEETING/EVENT ATTENDANCE**

Attended:

- Thanks to Canada Day Committee for efforts

COUNCILLOR AKBAL MUND

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

- **MEETING/EVENT ATTENDANCE**

Attended:

- Duteau Creek Water Treatment Facility Grand Opening
- 2020 SILGA Conference Planning meeting
- Met with Federal Minister Tassi, Minister of Seniors, and Minister Jordan, Minister of Rural Economic Development to discuss a Pilot Project to bring 100 Immigrants to the Community and partner with seniors, and \$475,000 funding for Rural Economic Development in the North Okanagan

COUNCILLOR KELLY FEHR

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

- **MEETING/EVENT ATTENDANCE**

- GVAC Meeting
- Canada Day Events

MAYOR VICTOR CUMMING

Mayor Cumming provided a verbal report on the following matters:

- **MEETING/EVENT ATTENDANCE**

- **Attended several events including:**
 - Duteau Creek Water Treatment Facility Grand Opening
 - Chamber of Commerce Local Leaders Luncheon

- Economic Development Committee meeting
- Canada Day Events
- Vernon Cadet Camp Museum opening

INFORMATION ITEMS:

Council received the following information items:

- A. Letter dated June 19, 2019 from Mayor Shane Brienen, District of Houston, to the Honorable Rob Fleming, Minister of Education, re: Provincial Support for Libraries
- B. Letter dated June 12, 2019 from Electoral Area Directors, Regional District of North Okanagan, re: Young Agrarians Land Matching Program
- C. Minutes from the following Committees of Council:
 - (i) Economic Development Advisory, March 20
 - (ii) Finance Committee, May 9
 - (iii) Tourism Commission, May 15

RECESS

Mayor Cumming temporarily adjourned the Regular Open Meeting of the Council of the Corporation of the City of Vernon at 3:27 p.m.

RECONVENE

Mayor Cumming reconvened the Regular Open Meeting of the Council of the Corporation of the City of Vernon at 7:03 p.m.

PRESENT: Mayor V. Cumming

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

Staff: W. Pearce, Chief Administrative Officer
P. Bridal, DCAO / Director, Corporate Services
S. Blakely, Manager Legislative Services
E. Stranks, Manager, Engineering Development Services
C. Broderick, Manager, Current Planning
E. Croy, Transportation Planner
K. Flick, Director, Community Instructure & Development

Others: Members of the Public

THIRD READING

- 5760

Moved by Councillor Quiring, seconded by Councillor Anderson:

THAT Bylaw #5760, **“5000 20th Street Rezoning Amendment Bylaw Number 5760, 2019”** – a bylaw to rezone the subject property from “A3 – Rural Small Holdings” to “RH1 – Low-Rise Apartment Residential, **be read a third time.**

CARRIED.

- 5761

Moved by Councillor Gares, seconded by Councillor Mund:

THAT Bylaw #5761, **“1030 Mt. Bulman Drive Rezoning Amendment Bylaw Number 5761, 2019”** – a bylaw to rezone the subject property from “R2 – Large Lot Residential” to “R2H – Large Lot Residential – Sub-zone, **be read a third time.**

CARRIED.

- 5762

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Bylaw #5762, **“7235 Hitchcock Road Rezoning Amendment Bylaw Number 5762, 2019”** – a bylaw to rezone the subject property from “C.R. (Country Residential – RDNO)” to “HR1 – Hillside Residential Single and Two Family”, **be read a third time.**

CARRIED.

CLOSE

Mayor Cumming closed the Regular Open Meeting of the Council of the Corporation of the City of Vernon at 7:19 pm.

CERTIFIED CORRECT:



Victor Cumming
Mayor



Patricia Bridal
Corporate Officer