

THE CORPORATION OF THE CITY OF VERNON

**MINUTES OF A REGULAR OPEN MEETING OF COUNCIL  
HELD TUESDAY, OCTOBER 15, 2019**

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PRESENT: Mayor V. Cumming

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

Staff: W. Pearce, CAO  
P. Bridal, Director, Corporate Services  
K. Flick, Director, Community Infrastructure & Development  
D. Law, Director, Finance  
B. Bandy, Manager, Real Estate\*  
S. Koenig, Director, Operations  
Chief Lind, Vernon Fire Rescue Services\*  
E. Stranks, Manager, Engineering Development Services\*  
K. Poole, Manager, Economic Development & Tourism\*  
C. Broderick, Manager, Current Planning\*  
D. Ross, Director, Recreation Services\*  
C. Poirier, Manager, Communications & Grants  
D. Lees, Sr. Bylaw Compliance Officer\*  
G. Gaucher, Manager, Protective Services\*  
Supt. S. Baher, RCMP, OIC Vernon Detachment\*

\*Attended as 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 Quiring:

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

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

**CARRIED.**

**REGULAR OPEN MEETING OF COUNCIL TUESDAY, OCTOBER 15 2019**

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, Director, Corporate Services  
J. Nicol, Legislative Committee Clerk  
K. Flick, Director, Community Development  
D. Law, Director, Financial Services  
S. Koenig, Director, Operation Services  
C. Poirier, Communications and Grants Coordinator  
A. Watson, Manager, Transportation\*  
M. Beauregard, Manager, Building Services\*  
L. Cordell, Manager, Long Range Planning & Sustainability\*  
R. Gadoya, Environmental Planning Assistant\*  
D. Sturgeon, Long Range Planner\*  
D. Lees, Senior Bylaw Enforcement Officer  
G. Gaucher, Manager, Protective Services\*  
K. Poole, Manager, Economic Development & Tourism\*  
K. Kryzak, Manager, Parks & Public Space Maintenance\*  
B. Bandy, Manager, Real Estate\*  
E. Stranks, Manager, Engineering Development Services\*  
K. Dhillon, Manager, Infrastructure\*  
T. Scott, Infrastructure Engineer\*  
D. Ross, Director, Recreation Services\*  
C. Liefke, Planning Assistant\*  
K. Chamberlain, Economic Development Planner\*

\*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 October 15, 2019 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 Mund, seconded by Councillor Fehr:

THAT the minutes of the Regular Meeting of Council held September 16, 2019 be adopted;

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held September 16, 2019, be received.

**CARRIED.**

**BUSINESS ARISING FROM THE MINUTES:****GENERAL MATTERS:**

**DELEGATION –  
VERNON YOUTH  
TRIATHLON SOCIETY  
(0550-01)**

Laura Medcalf, Director, Vernon Youth Triathlon Society gave a Thank You Presentation to Council for supporting the Annual Kids Triathlon.

**The following statistics were reviewed:**

- Triathlon started in 2013 by Tri Community
- Became Vernon Youth Triathlon Society in 2017, for ages 3 – 23 years
- Event held the Sunday after Labour Day
- 255 Registrants in 2019, 178 in 2013
- 80% Recreational, 20% Competitive
- Junior Provincial Championship, BC SuperSeries Finale, Triathlon Canada Development Series are being hosted
- Recognized by Triathlon Canada as a development event
- Economic Impact: 98 local participants, 101 regional, and 56 out of region – 322 visitors in Vernon as well as officials and staff
- Community Impact: Safe, fun, colorful and affordable. Provides an opportunity for all kids to try organized sport
- Can launch athletes into provincial events and develop athletes as future coaches
- Event is low cost due to volunteers and support from local businesses
- Budget is \$15,000, registration fees cover ½ of this
- Businesses donate either in-kind or financially
- Local neighborhoods are canvassed before event for support and awareness
- Work with many different departments – Transportation, Economic Development, Parks, Public Works, Communications and Recreation Services
- Thank you for support.

**DELEGATION: SANDRA WELTON – NEED FOR AN OVERDOSE PREVENTION SITE**

Sandra Welton presented on the status and awareness of the need for an Overdose Prevention Site in Vernon.

**The following points were noted:**

- Resident of Vernon for many years
- Kids graduated from WL Seaton
- Daughter Meaghan died from an overdose
- There is a need for overdose prevention site in Vernon
- Utmost respect for John Howard Society.
- What is City doing to get an overdose prevention site? **A. Council advised Ms. Welton that Interior Health is looking at an OPS for Vernon.**

Moved by Councillor Gares, seconded by Councillor Fehr:

THAT Council receives the presentation from Sandra Welton on the status and awareness of the need for an Overdose Prevent Site in Vernon.

**CARRIED.**

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

Krystin Kempton, President, Greater Vernon Chamber of Commerce presented on private security in the downtown core, enhanced mental health and treatment services and Chamber activities.

**The following points were reviewed:**

- During recent business walk, it was noted that sales are suffering due to street entrenched population
- Businesses tired of being victims and request overnight security
- This issue is also impacting other commercial areas of Vernon
- Security should not be limited to the downtown core
- Dumpsters locks are being cut-off regularly
- Chamber is lobbying province for mental health services
- Need a unified voice, requests City joins Chamber's voice
- Delegates at recent Canadian Chamber of Commerce Conference gave 99% support to reduce excise tax on alcohol, this will match United States and will help small business with production
- Federal government needs to recognize impact of excise tax
- Hosting forum on impacts to local business and invites the City to attend
- **Requests the City:**
- Consider hiring private security for the downtown core and other areas, during the night
- Consider other solutions for locking disposal bins
- Add support to the Greater Vernon Chamber of Commerce initiative for more mental health services in Vernon

- Participate in the Greater Vernon Chamber of Commerce forum in November.

Moved by Councillor Gares, seconded by Councillor Mund:

THAT Council receives the presentation from Krystin Kempton, President of the Greater Vernon Chamber of Commerce on private security in the downtown core, enhanced mental health and treatment services and Chamber activities.

**CARRIED.**

**DEVELOPMENT  
VARIANCE PERMIT  
APPLICATION FOR #2 –  
50 KESTREL PLACE  
(DVP00459)**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council support development variance permit application DVP00459 to vary Section 4.13.2 of Zoning Bylaw #5000 by allowing construction works within 15m from the High Water Mark of Okanagan Lake to accommodate enclosing an existing second story balcony and construction of concrete base (hot tub) at LT 11 PL KAS2694 DL 297 ODYD (#2 – 50 Kestrel Place),

AND FURTHER, that Council's support of DVP00459 is subject to the following:

- a) that the Riparian Areas Regulation (RAR) assessment by Canyon Wren Consulting Inc. dated June 21, 2019, identifying compensation works to be completed by the applicant, be attached to and form part of DVP00459 as Schedule 'A';
- b) that the Site Plan by Monashee Surveying and Geomatics dated July 6, 2019 be attached to and form part of DVP00459 as Schedule 'B'; and
- c) that the applicant provide additional riparian compensation of native planting at the ratio of 3:1.

**Public Input – DVP  
#00459**

The Corporate Officer advised that no written submissions had been received.

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 Development Variance Permit #00459 to vary Section 4.13.2 of Zoning Bylaw #5000 by allowing construction works within 15m from the High Water Mark of Okanagan Lake to accommodate enclosing an existing second story balcony and construction of concrete base (hot tub) at LT 11 PL KAS2694 DL 297 ODYD (#2 – 50 Kestrel Place).

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 #00459.

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

***Issuance of Permit  
#00459***

Moved by Councillor Quiring, seconded by Councillor Nahal:

THAT the Corporate Officer be authorized to issue Development Variance Permit #00459, to vary Section 4.13.2 of Zoning Bylaw #5000 by allowing construction works within 15m from the High Water Mark of Okanagan Lake to accommodate enclosing an existing second story balcony and construction of concrete base (hot tub) at LT 11 PL KAS2694 DL 297 ODYD (#2 – 50 Kestrel Place), once all conditions of Council are satisfied.

**CARRIED.**

**COUNCIL INQUIRIES**

**DOWNTOWN  
WASHROOM  
(0810-20)**

Council inquired regarding as to what the new downtown washroom hours are. **A.** Admin advised that the washroom currently closes at 8:00pm. It is pilot project to determine closure times and cleaning frequency. **An Admin Update will be provided.**

**ACCESSIBILITY  
COMMITTEE  
(0540)**

Council inquired as to why the Accessibility Committee was disbanded and expressed concern with City Facilities. **A.** Admin advised that positions were added to the Advisory Planning Committee and the Transportation Advisory Committee to address mobility/accessibility issues. **An Admin update will be provided.**

**SKATEBOARD PARKS  
(8200-01)**

Council inquired about skateboard parks – is there another location being considered other than Polson Park. **An Admin update will be provided.**

**GARBAGE BINS  
(5360-04)**

Council inquired about the frequency of garbage bins being emptied in Linear Park, Okanagan Landing, Lakers Club House, Area behind Wholesale Store and Lakeshore Park as many of the bins are overflowing through the weekend. **An Admin update will be provided.**

**BIKE LANE ON 43  
AVENUE  
(8300-06)**

Council inquired about the bike icons on 43rd Avenue toward Venture as they are confusing being right on the roadway. **An Admin. update will be provided.**

**PORTA POTTIES AT  
LINEAR PARK  
(6460-20)**

Council inquired regarding the porta-potties located on Linear Park. Did Protective Services have any issues with these facilities? **An Admin. update will be provided.**

**ROAD GRIT DURING  
SNOW AND ICE  
(5400-11)**

Council inquired regarding the “grit” being used on the roads during snow and ice. **A** Admin advised that different options and costs are being investigated and will be part of Council’s 2020 budget discussion.

**COMPOST PICK-UP ON  
CITY LANDS  
(0540-20)**

Council inquired how often ‘Spa Hills’ picks up the compost from the Bin at City H **An Admin. update will be provided.**

**EXEMPTION FOR REC  
VEHICLES**

Council questioned if a temporary exemption can be provided for Recreation Vehicles (RV’s), in the zoning bylaw, in order to provide a temporary use for RV’s that do not meet the rules within the Zoning Bylaw. **An Admin. update will be provided.**

Moved by Councillor Fehr, seconded by Councillor Gares:

**ADMINISTRATION  
UPDATES  
(0550-05)**

THAT Council receives the Administration Updates dated October 15, 2019.

**CARRIED.**

*Councillor Nahal left the meeting at 2:34 pm and returned at 2:35 pm.*

**UNFINISHED BUSINESS:**

**UPDATE: 2019 UNION  
OF BC  
MUNICIPALITIES  
CONVENTION**

Mayor Cumming provided a verbal update on the 2019 Union of BC Municipalities Convention – Minister Meetings.

Moved by Councillor Gares, seconded by Councillor Fehr:

THAT Council receive the verbal report from Mayor Cumming on the 2019 Union of BC Municipalities Convention – Minister Meetings.

**CARRIED.**

**INTERIM CLIMATE  
ACTION PLANNING  
RECOMMENDATIONS  
(0540-20)**

Moved by Councillor Fehr, seconded by Councillor Nahal:

THAT Council endorse the following actions, as outlined in the report titled “Interim Climate Action Planning Recommendations” dated October 8, 2019 from the Director, Community Infrastructure and Development and direct Administration to:

1. Develop internal processes and policies to integrate greenhouse gas emissions reduction and climate risk analysis into City decision making processes, including Council reports and procurement decisions;

- 2. Continue to support implementation of the BC Energy Step Code; and
- 3. Develop a policy that all new municipal buildings be constructed to net zero readiness and be resilient to impacts of the changing climate for Council’s consideration.

AND FURTHER that Council support, in principle, \$115,000 for additional contract resources to support the acceleration of the completion of the Climate Action Plan by May 1, 2020, to be considered by Council during the 2020 budget deliberations;

AND FURTHER that Council support, in principle, \$122,155 for the addition of a drainage engineer, to be considered by Council during the 2020 budget deliberations.

**CARRIED.**

**GOOD NEIGHBOUR  
BYLAW 4980, 2005 –  
PROPERTY  
MAINTENANCE  
(3900-02)**

Moved by Councillor Quiring, seconded by Councillor Gares:

THAT Council direct Administration to amend the Good Neighbour Bylaw 4980, 2005 – Part V Property Maintenance, substantially as attached to memo titled “*Good Neighbour Bylaw 4980, 2005 – Property Maintenance*” dated October 3, 2019, from the Real Estate Manager.

**CARRIED.**

**2020-2024 FINANCIAL  
PLAN TIMELINE –  
AMENDMENT  
(1700-02)**

Moved by Councillor Mund, seconded by Councillor Quiring:

THAT Council reschedules the November 27, 28 and 29, 2019 Special Meetings of Council to December 9, 10 and 11, 2019, to deliberate the 2020 – 2024 Financial Plan.

**CARRIED.**

*Mayor Cumming left the meeting at 3:23 pm and returned to the meeting at 3:24 pm.*

**COUNCIL STRATEGIC  
PLAN 2019 – 2022:  
DRAFT ACTION PLAN  
2020  
(0530-05)**

Moved by Councillor Anderson, seconded by Councillor Quiring:

THAT Council endorse the draft Action Plan 2020, as attached to the report titled *Council Strategic Plan 2019 – 2022: Draft Action Plan 2020*, dated October 7, 2019, as submitted by the Director, Community Infrastructure and Development.

**CARRIED.**

**COST OF A  
TEMPORARY ICE RINK  
AT THE FORMER CIVIC  
ARENA SITE  
(6441-20)**

Moved by Councillor Quiring, seconded by Councillor Nahal:

THAT Council receive the memorandum dated September 29, 2019 from the Long Range Planner titled "Cost of a Temporary Ice Rink at the former Civic Arena Site".

**CARRIED.**

**HIDDEN  
PROFESSIONALS  
(6750-20)**

Moved by Councillor Quiring, seconded by Councillor Nahal:

THAT Council receives the memorandum titled "*Hidden Professionals Report*", dated September 21, 2019, by the Manager, Economic Development and Tourism, for information.

**CARRIED.**

**RECREATION  
SERVICES –  
AFFORDABLE ACCESS  
PASS  
(7850-15)**

Moved by Councillor Quiring, seconded by Councillor Gares:

THAT Council receives the memorandum titled Recreation Services – Affordable Access Pass dated October 4, 2019, respectfully submitted by the Manager, Recreation Administration, for information.

**CARRIED.**

**MATTERS REFERRED FROM THE COMMITTEE OF THE WHOLE  
MEETING – October 15, 2019**

Moved by Councillor Mund, seconded by Councillor Anderson:

That Council **ratified and confirms** the following resolution adopted at the **October 15, 2019**, Committee of the Whole meeting of Council:

*'THAT Council receive the internal memorandum titled "Bylaw Compliance Seasonal Enforcement Program" dated October 8, 2019, from the Manager, Protective Services;*

*AND FURTHER, that Council approves additional funding of \$34,043, source of funds 2018 unexpended uncommitted year-end balance, to extend the "Bylaw Compliance Seasonal Enforcement Program" to December 15, 2019.'*

**MATTERS REFERRED FROM THE IN-CAMERA MEETING –  
October 15, 2019**

THAT Council brings forward, as public information, the following motions **declassified** from confidential to non-confidential at the **October 15, 2019**, In Camera meeting:

**ROAD CLOSURE AND EXCHANGE 2307 43<sup>RD</sup> STREET (0912-20-46)**

*'THAT Council direct Administration to close that portion of road on 43<sup>rd</sup> Street at 24<sup>th</sup> Avenue with an area of 108.1 m<sup>2</sup> as shown on Plan EPP94979 and transfer to Turning Points Collaborative Society for consolidation with their property at 2307 43<sup>rd</sup> Street, in exchange for dedication as road an area of 108.1 m<sup>2</sup> on 24<sup>th</sup> Avenue as shown on Plan EPP94980 and the City to pay the costs required for the road closure and exchange.'*

**O'KEEFE RANCH - EMERGENCY FUNDS REQUEST (0230-20-37)**

*'THAT Council approve an interest free loan to the O'Keefe Ranch & Interior Heritage Society in the amount of \$70,000 to be repaid to the City of Vernon on or before May 1, 2020.'*

**THE CHILDCARE BC NEW SPACE FUND (1855-20)**

*'THAT Council authorize Administration to utilize funds up to \$10,000 from, source of funds 2018 unexpended and uncommitted year-end balance, to procure services for the conceptual drawings of two (2) childcare facilities as part of the requirements to apply for the Childcare BC New Space Fund;*

*AND FURTHER, that Council authorize Administration to proceed with an application for the Childcare BC Capital Funding Programs Childcare BC New Space Fund grant for \$3 million to build a childcare facility, to be operated by the Okanagan Boys & Girls Club, on the vacant and City owned property at 7000 Cummins Road, adjacent to the Lakers Club House;*

*AND FURTHER, that Council authorize Administration to proceed with an application for the Childcare BC Capital Funding Programs Childcare BC New Space Fund grant for \$3 million to build a childcare facility, to be operated by the Okanagan Boys & Girls Club as an addition onto the City owned Boys and Girls Club facility at 3300 - 37 Ave.'*

**SUPPLEMENT UPDATE – THE CHILDCARE BC NEW SPACE FUND (1855-20)**

*'THAT Council authorize Administration to proceed with an application to the Community Child Care Space Creation Program administered by the Union of BC Municipalities, for \$1 million to build a Group Childcare (up to 36 months) facility, to be operated by the Okanagan Boys and Girls Club, as an addition onto the City owned Boys and Girls Club facility at 3300 – 37 Avenue.'*

**REGIONAL DISTRICT NORTH OKANAGAN PARKS DCC'S – RELEASE OF FUNDS (1765-01)**

*'THAT Council directs Administration to forward Regional District of North Okanagan Parks Development Cost Charges currently being held by the City of Vernon to the Regional District on a quarterly basis effective immediately. '*

**NEW BUSINESS****CORRESPONDENCE:**

**PEOPLE PLACE –  
OUTDOOR  
WASHROOM  
FACILITIES**

Moved by Councillor Quiring, seconded by Councillor Fehr;

THAT Council direct Administration to replace one porta-pottie at Linear Park until December 15, 2019, utilizing funds from the unexpended balance in the New Washroom Facility account.

**DEFEATED, with Councillors Nahal, Gares, Mund and Anderson opposed.**

**OKANAGAN  
MILITARY TATTOO  
SOCIETY – 2020  
HERITAGE CANADA  
GRANT APPLICATION  
(0230-71)**

Moved by Councillor Anderson, seconded by Councillor Gares:

THAT Council ratifies the Mayors letter of support and Council's continued support, including the estimated 2020 in kind contribution in the amount of up to \$11,400, to Heritage Canada and the Okanagan Military Tattoo Society.

**CARRIED.**

**BOARDWALK BEHIND  
FULTON SCHOOL  
(GRAHAME PARK)  
(6100-14)**

Moved by Councillor Mund, seconded by Councillor Quiring:

THAT Council directs Administration to consult with representatives of School District 22 and Fulton Secondary School to request the repair or removal of the boardwalk behind Fulton Secondary School, due to the safety concerns, as outlined in the memorandum titled "*Boardwalk Behind Fulton School (Grahame Park)*", dated October 2, 2019, from the Manager, Parks and Public Spaces;

AND FURTHER, that if the Boardwalks is not repaired or removed by November 30, 2019, the City will take action to have the structure removed with the source of funds being the unexpended and uncommitted 2018 Year End Balance (\$30,000).

Moved by Councillor Anderson, seconded by Councillor Mund:

THAT Council amends the foregoing resolution to extend the deadline date to April 30, 2020.

**CARRIED.**

**THE QUESTION WAS CALLED ON THE MAIN MOTION, AS AMENDED, AND DECLARED CARRIED.**

**PRIORITY DRAINAGE  
IMPROVEMENT  
PROJECT FUNDING  
(5225-30)**

Moved by Councillor Anderson, seconded by Councillor Mund:

THAT Council endorse an additional \$75,000 to fund the 8105 Okanagan Landing Road drainage improvement project, from the Casino Reserve, (total project cost of \$165,000), as outlined in the memorandum titled *Priority Drainage Improvement Project Funding*, dated September 30, 2019, submitted by the Infrastructure Engineer;

AND FURTHER, that Council endorse the use of \$35,000 to fund the 8756 Okanagan Landing Road drainage improvement project, from the Casino Reserve, (total project cost of \$35,000) as outlined in memorandum titled *Priority Drainage Improvement Project Funding*, dated September 30, 2019, submitted by the Infrastructure Engineer.

**CARRIED.**

**5757 OKANAGAN  
LANDING ROAD  
REZONING  
AMENDMENT BYLAW  
#5722  
(ZON00305)**

Moved by Councillor Mund, seconded by Councillor Anderson:

THAT Council approves a 1 year extension of the processing timeline for "5757 Okanagan Landing Road Rezoning Amendment Bylaw Number 5722" to November 13, 2020, pursuant to Council Bylaw Inactive Policy.

**CARRIED.**

**BX CREEK FLOOD  
RISK ASSESSMENT,  
MAPPING, AND FLOOD  
MITIGATION PLANNING  
– PROJECT FUNDING  
(5225-20)**

Moved by Councillor Quiring, seconded by Councillor Fehr:

THAT Council endorse an additional \$50,000 from the 2019 Capital Design Budget to help fund the BX Creek Flood Risk Assessment, Mapping, and Flood Mitigation Planning project, partially funded by the Community Emergency Preparedness Fund, in the amount of a \$149,600 grant, as outlined in the memorandum titled *BX Creek Flood Risk Assessment, Mapping, and Flood Mitigation Planning Project Funding*, dated September 30, 2019, submitted by the Infrastructure Engineer.

**CARRIED.**

**REPORTS:**

*Councillor Quiring declared a Conflict of Interest in the following matter as the applicant may be a client of his firm. Councillor Quiring left the meeting at 4:02 pm.*

**SANITARY SERVICE  
BEYOND CITY  
BOUNDARY – BX  
ELEMENTARY  
SCHOOL, 5847 SILVER  
STAR ROAD (5340-  
05/0482-30)**

Moved by Councillor Mund, seconded by Councillor Gares;

THAT Council defers the consideration of the provision of a sanitary service connection from the City main in Silver Star Road to Lot 1, Plan KAP12270 (BX Elementary School), pursuant to 'City Sewer Services Beyond City Boundaries Policy' until the **October 28, 2019** Meeting of Council.

**CARRIED.**

**RECESS**

Mayor Cumming called at recess at 4:03 pm.

**RECONVENE**

Mayor Cumming reconvened the Regular Council Meeting at 4:09 pm.

**UNION OF BC  
MUNICIPALITIES 2020  
COMMUNITY  
RESILIENCY  
INVESTMENT  
PROGRAM  
FIRESMART  
COMMUNITY  
FUNDING &  
SUPPORTS GRANT  
APPLICATION  
(1855-20)**

Moved by Councillor Fehr, seconded by Councillor Gares:

THAT Council authorize the \$150,000, UBCM "2020 Community Resiliency Investment Program FireSmart Community Funding & Supports" grant application, as attached to the report of the same title, dated October 3, 2019, respectfully submitted by the Director, Fire & Rescue Services;

AND FURTHER, that Council support the proposed wildland urban interface fuel management activities as prioritized and in-line with the Vernon Community Wildfire Protection Plan (CWPP) (July 2, 2014);

AND FURTHER, that Council authorize the Administration to assume overall grant management.

**CARRIED.**

**REZONING AND  
DEVELOPMENT  
VARIANCE PERMIT  
APPLICATIONS FOR  
3610 25<sup>TH</sup> AVENUE  
ZON00335/DVP00445)**

Moved by Councillor Fehr, seconded by Councillor Mund:

THAT Council support rezoning application #ZON00335 from RM1 – Row Housing Residential to RH1 – Low-Rise Apartment Residential on Lot AMD2, Plan 9095, District Lot 71, ODYD Except Plan M8066 & 20058, See DD272719F;

AND FURTHER, that Council support of ZON00335 is subject to the following:

- a) That the owner provide a 1.5m dedicated road right of way for a walkway on the west side of the property to link 25<sup>th</sup> Avenue and 24<sup>th</sup> Avenue in the future;
- b) That the owner dedicate road frontage for a dedicated parking lane for on-street parking on 24<sup>th</sup> Avenue;
- c) That the owner enter into a Housing Agreement with the City to permit reductions in parking requirements;
- d) That the owner is to provide additional bicycle parking and active transportation options beyond the minimum Zoning Bylaw #5000 requirement to the satisfaction of the City; and
- e) That prior to final reading of the bylaw, that the development permit be ready for issuance;

AND FURTHER, that Council support Development Variance Permit application #DVP00445 to vary the following section of Subdivision and Development Servicing Bylaw #3843 on Lot AMD2, Plan 9095,

District Lot 71, ODYD Except Plan M8066 & 20058 (3610 25<sup>th</sup> Avenue):

- a) To vary Section 3.5.4 to increase the maximum combined access width of 8m for two access points.

**CARRIED, with Councillor Anderson opposed.**

**PINT AND PIE –  
APPLICATION FOR A  
TRANSFER OF  
LOCATION FOR AN  
EXISTING LICENCE  
(4320-20 LL000075)**

Moved by Councillor Fehr, seconded by Councillor Anderson:

THAT Council advise the Liquor and Cannabis Regulation Branch that Council supports the application for a Permanent Change to Liquor Licence Number 105131 submitted by Karen Panaluna to transfer an existing liquor primary licence location to 4011 32<sup>nd</sup> Street (Lot A, Plan 34135, Section 3, Township 8, ODYD), based on the following reasons:

- The subject property is zoned C10 – Tourist Commercial, and is located on the corner of 32<sup>nd</sup> Street (Highway 97) and 41<sup>st</sup> Avenue. The zoning district permits the liquor primary establishment.
- The subject property is located within the City Centre Neighbourhood Plan area and there are commercial and residential properties adjacent to the lot. The proposed use and transfer of location of an existing licence allows for the business to relocate to this location.
- The subject property is adequately served with on-site parking. Traffic in the area is not expected to be impacted by the proposed change in hours of liquor sales. Similarly, noise in the area is not expected to change due to the proposed transfer of a licence from outside the City of Vernon.
- The Official Community Plan designates the adjacent properties as CCOM – Community Commercial and MDCOMRES – Medium Density Commercial Residential. Hence, the subject property is compatible with existing and potential surrounding uses for the area.
- The RCMP have indicated that the Pint and Pie operation and the proposed transfer of location of an existing licence do not present any policing concerns.
- The subject property has previously been used as a licenced operation for over a decade. A transfer of location for an existing licence is not expected to negatively impact the community. The subject property has been vacant since approximately 2013 and the area would benefit with a new occupant.

- All owners and occupiers of lands and businesses operating within a 60m radius of the subject property were notified of the application and were provided the opportunity to provide comments to the City. A total of 44 property owners and occupiers, including businesses, were contacted. Advertisements requesting public input were published in the Friday September 27, 2019 and Wednesday October 2, 2019 editions of the Morning Star newspaper. There was one response from the public received by the Friday, October 4, 2019 response deadline in support of the application.

AND FURTHER, that the Liquor and Cannabis Regulation Branch be advised that Council is in support of the subject liquor licence application as it addresses the Liquor and Cannabis Regulation Branch criteria in the following manner:

- Noise in the area is not expected to change due to the proposed transfer of location of an existing licence.
- The subject property was used as a licenced operation for over a decade up to 2013. A transfer of location of an existing licence is not expected to negatively impact the community.
- It is not anticipated that a proposed transfer of location of an existing licence will result in the Pint and Pie, located at 4011 32<sup>nd</sup> Street (Lot A, Plan 34135, Section 3, Township 8, ODYD), being operated in a manner that is contrary to its primary purpose of a liquor primary / food primary establishment.

**CARRIED.**

*Councillor Quiring declared a conflict of interest in the following matter as his firm is a client of the applicant. Councillor Quiring left the meeting at 4:20 pm.*

**THE KALAMALKA  
HOTEL – APPLICATION  
FOR A STRUCTURAL  
CHANGE TO THE  
EXISTING SERVICE  
AREA  
(4320-20 LL000078)**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council advise the Liquor and Cannabis Regulation Branch that Council supports the application submitted by the Kalamalka Hotel for a structural change to the existing service area to include an additional 687 ft<sup>2</sup> of space for an increase to the occupancy load from 314 to 429 patrons plus staff, for Licence Number 018841 held by the Kal Sports Bar in the Kalamalka Hotel located at 3004 30<sup>th</sup> Avenue (Lot 1-4 Block 68, Plan 327, Section 34, Township 9, ODYD & N 20 FT Lots 49 to 52 and Closed Lane Between), based on the following reasons:

- The subject property is in the C7 – Heritage Business District zoning district and is located on 30<sup>th</sup> Avenue and 30<sup>th</sup> Street adjacent to multiple food and liquor primary establishments. The zoning district permits the existing pub and restaurant use.
- The subject property is in the Historic Downtown Character Area in the City Centre Neighbourhood and is surrounded by commercial properties. It is designated Medium Density Commercial and Residential in the Official Community Plan with the surrounding lots designated Mixed Use High Density Commercial and Residential and Medium Density Commercial and Residential. The subject use is compatible with existing and potential surrounding uses for the area.
- The subject property is adequately served with on-site parking. Traffic in the area is not expected to be impacted by the proposed change to the structure. Similarly, noise in the area is not expected to change due to the proposed change to the structure.
- The RCMP has indicated that the structural change at the Kal Sports Bar and the proposed occupancy change do not present any policing concerns.
- The subject property was built in 1892 and is one of the original public houses in Vernon. A change to the structure is not expected to negatively impact the community.
- All owners and occupiers of lands and businesses operating within a 60m radius of the subject property were notified of the application, and were provided the opportunity to provide comments to the City. A total of 144 property owners and occupiers, including businesses, were contacted. Advertisements requesting public input were published in the Friday, September 27, 2019, and Wednesday, October 2, 2019, editions of the Morning Star newspaper. A total of one email from the public was received by the October 4, 2019 response deadline, with concerns and questions regarding the proposal.

AND FURTHER, that the Liquor and Cannabis Regulation Branch be advised that Council is in support of the subject liquor licence application as it addresses the Liquor and Cannabis Regulation Branch criteria in the following manner:

- Noise in the area is not expected to change due to the proposed change in capacity.

- The subject property has been used as a licenced pub since 1892. A change to the structure is not expected to negatively impact the community.

It is not anticipated that a proposed change to the structure would result in The Kal Sports Bar, located at 3004 30<sup>th</sup> Avenue (Lot 1-4 Block 68, Plan 327, Section 34, Township 9, ODYD & N 20 FT Lots 49 to 52 and Closed Lane Between) being operated in a manner that is contrary to its primary purpose of a full service pub.

**CARRIED.**

*Councillor Quiring returned to the meeting at 4:28 pm.*

**LEGISLATIVE MATTERS:**

**BYLAWS:**

**RESCIND BYLAW #5770 and CANCEL PUBLIC HEARING**

Moved by Councillor Mund, seconded by Councillor Gares:

THAT Council **cancel**s the October 28, 2019, Public Hearing set for “**3911 31<sup>st</sup> Street Rezoning Amendment Bylaw Number 5770, 2019**”;

AND FURTHER, that First and Second Readings of the “**3911 31<sup>st</sup> Street Rezoning Amendment Bylaw Number 5770, 2019**” be **rescinded**.

**CARRIED.**

*Councillor Fehr declared a conflict of interest in the following matter as his firm receives a tax exemption. Councillor Fehr left the meeting at 4:29 pm.*

**ADOPTION**

- 5769

Moved by Councillor Quiring, seconded by Councillor Nahal:

THAT Bylaw #5769, “**Tax Exemption Bylaw Number 5679, 2019**” - a bylaw to amend the City of Vernon Tax Exemption Bylaw Number 5723, 2018, to provide permissive exemptions in 2020, be **adopted**.

**CARRIED.**

*Councillor Fehr returned to the meeting at 4:30 pm.*

**FIRST & SECOND READINGS**

- 5784

Moved by Councillor Anderson, seconded by Councillor Mund:

THAT Bylaw #5784, “**Good Neighbour (Property Maintenance) Amendment Bylaw Number 5784, 2019**” – a bylaw to amend Bylaw 4980 property maintenance requirements, **be read a first, second and third time.**

**CARRIED.**

- **5778**

Moved by Councillor Fehr, seconded by Councillor Quiring:

THAT Bylaw #5778, “**3504 20<sup>th</sup> Street Road Closure Bylaw Number 5778, 2019**” – a bylaw to authorize closure and removal of the dedication as highway at 3504 20<sup>th</sup> Street, be **read a first, second and third time.**

**CARRIED.**

- **5783**

Moved by Councillor Fehr, seconded by Councillor Gares:

THAT Bylaw #5783, “**Development Cost Charges (Updates) Amendment Bylaw Number 5783, 2019**” – a bylaw to amend various fees within City of Vernon Development Cost Charge Bylaw #5233, be **read a first and second time.**

**CARRIED.**

**FIRST & SECOND READINGS, PUBLIC HEARING and PUBLIC INPUT DATE**

- **5786, DVP00445**

Moved by Councillor Fehr, seconded by Councillor Mund:

THAT Bylaw #5786, “**3610 – 25<sup>th</sup> Avenue Rezoning Amendment Bylaw Number 5786, 2019**” – a bylaw to rezone subject property from RM1 - Row Housing Residential” to RH1 – Low-Rise Apartment Residential”, be **read a first and second time;**

AND FURTHER, that the Public Hearing for Bylaw #5786, along with Public Input for DVP00445 be scheduled for **Tuesday, November 12, 2019, at 5:30 pm**, in Council Chambers.

**CARRIED, with Councillor Anderson opposed.**

**COUNCIL INFORMATION UPDATES:**

**COUNCILLOR AKBAL MUND**

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

- **MEETING/EVENT ATTENDANCE**

- Attended UBCM
- United Way breakfast
- “Keeping it Rural’ Conference

**COUNCILLOR KARI GARES**

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

- **MEETING/EVENT ATTENDANCE**

- Attended UBCM
- Regional College meeting
- Regional ACT meeting

**COUNCILLOR SCOTT ANDERSON**

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

- **MEETING/EVENT ATTENDANCE**

- Attended UBCM
- 

**COUNCILLOR KELLY FEHR**

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

- **MEETING/EVENT ATTENDANCE**

- Tour of O'Keefe Ranch
- Met with Climate Action Advisory members
- Food Action Network
- Partners in Action

**MAYOR VICTOR CUMMING**

Mayor Cumming provided a verbal report on the following matters:

- **MEETING/EVENT ATTENDANCE**

- **Attended several events including:**
  - Rail Trail head input session
  - RDNO
  - Opening of Youth BC at Community Futures building
  - UBCM and Southern Interior Development Initiative Trust
  - United Way kick-off
  - Dancing with the Vernon Stars
  - Met with Tolko Managers
  - OBWB meeting
  - GVAC
  - NOFYSS cheque presentation
  - Conference on 'Keeping it Rural
  - Beachcomber Bay lake access meeting
  - Net Zero house tour
  - Photo op with OKIB regarding the Accord

**INFORMATION ITEMS:**

Council received the following information items:

- A. Minutes from the following Committees of Council:**
- (i)** Joint Biosolids, May 8, 2019
  - (ii)** Climate Action Advisory, August 13, 2019
  - (iii)** Tourism Commission, August 21 2019
  - (iv)** Advisory Planning, September 4, 2019

**RECESS** Mayor Cumming recessed the Regular Open Meeting of the Council of the Corporation of the City of Vernon at 4:46 p.m.

**RECONVENE** Mayor Cumming reconvened the Regular Open Meeting of the Council of the Corporation of the City of Vernon at 6:04 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, Director, Corporate Services  
J. Nicol, Legislative Committee Clerk  
C. Broderick, Manager, Current Planning  
E. Stranks, Manager, Engineering Development  
C. Liefke, Planning Assistant  
K. Chamberlain, Economic Development Planner

**Others:** Members of the Public

**THIRD READING** Moved by Councillor Quiring, seconded by Councillor Fehr:

- 5773

THAT Bylaw #5773, "**5661 Okanagan Landing Road Rezoning Amendment Bylaw Number 5773, 2019**" – a bylaw to rezone the subject property from "R1: Estate Lot Residential" to "RM1: Row Housing Residential", **be read a third time.**

**CARRIED.**

- 5774

Moved by Councillor Quiring, seconded by Councillor Fehr:

THAT Council includes a condition of rezoning that the property owner,, be sensitive to the Blue Spruce tree located on the front of the property and if the tree is no able to be preserved, that the tree be spaded and offered to the property owner at 3902 Alexis Park Drive;

AND FURTHER, that Bylaw #5774, "**3904 Alexis Park Drive Rezoning Amendment Bylaw Number 5774, 2019**" – a bylaw to Rezone the subject property from "R2 – Large Lot Residential" to "R5: Four-Plex Housing Residential", **be read a third time;**

**CARRIED.**

- 5775

Moved by Councillor Quiring, seconded by Councillor Anderson:

THAT Bylaw #5775, "6141 Highway 97 and 6162 Pleasant Valley Road Avenue Official Community Plan Amendment Bylaw Number 5775, 2019" – a bylaw to Redesignate the subject properties from "Community Commercial" (CCOM) to "Residential Medium Density" (RMD) AND from "Residential – Regional District of North Okanagan Electoral Areas B & C Official Community Plan" to "Residential Small Lot" (RSL), **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 6:17pm.

**CERTIFIED CORRECT:**



Mayor



Corporate Officer