



“To deliver effective and efficient local government services that benefit our citizens, our businesses, our environment and our future”

THE CORPORATION OF THE CITY OF VERNON

A G E N D A

REGULAR OPEN MEETING OF COUNCIL

CITY HALL COUNCIL CHAMBER

February 22, 2021

AT 8:40 AM

*Pursuant to Provincial Health Officer’s Order, “Gathering and Events – February 10, 2021”, members of the public are **prohibited** from attending Council meetings in-person until such time as the order “Gathering and Events – February 10, 2021” is rescinded or amended;*

Council meetings are live-streamed and video-recorded and may be accessed at <https://www.vernon.ca/council-video>. Recordings are made available on the City of Vernon website by noon on the day following the meeting.

1. **CALL REGULAR MEETING TO ORDER AND MOVE TO COMMITTEE OF THE WHOLE**
2. **RESOLUTION TO CLOSE MEETING**
 - A. BE IT RESOLVED that the meeting be closed to the public in accordance with Section 90 of the *Community Charter* as follows:
 - (1)(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;
 - (1)(j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the *Freedom of Information and Protection of Privacy Act*;
 - (2)(b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party.
3. **ADJOURN TO OPEN COUNCIL AT 1:30 PM**

AGENDA

A. THAT the Agenda for the February 22, 2021, Regular Open Meeting of Council be adopted as circulated.

4. ADOPTION OF MINUTES AND RECEIPT OF COMMITTEE OF THE WHOLE

MINUTES

A. THAT the minutes of the Regular Meeting of Council held February 8, 2021 be adopted; **(P. 9)**

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held February 8, 2021 be received.

5. BUSINESS ARISING FROM THE MINUTES

6. GENERAL MATTERS

**DEVELOPMENT
VARIANCE PERMIT
APPLICATION LOT B,
PLAN EPP91826, SEC
10, TWP 13 ODYD – 9415
EASTSIDE ROAD
(DVP00514)
(P. 21)**

A. THAT Council support Development Variance Permit Application DVP00514 to vary the following sections of Zoning Bylaw #5000 to accommodate a single family dwelling at LT B PL EPP91826 SEC 10 TWP 13 ODYD (9415 Eastside Road):

- a) Section 4.16.1 to permit a portion of a single family dwelling to be constructed on slopes greater than 30%;
- b) Section 6.5.11 to increase the maximum height of a retaining wall on a residential lot from 1.2m to 2.5m, measured from grade on the lower side; and
- c) Section 9.2.5 to increase the maximum height restriction from 10m or 2.5 stories to 15.4m and 3 stories;

AND FURTHER, that Council’s support of DVP00514 is subject to the following:

- a) the site plan illustrating the general siting, layout, form and character of the proposed development, be attached to and form part of DVP00514;
- b) the retaining wall material selection be attached to and form part of DVP00514; and
- c) that the issuance of a Building Permit under Building and Plumbing Bylaw #4900 for the subject development is conditional upon the applicant providing an acceptable geohazard report by a Registered Professional, as may be required, to provide design and plan certification and field review supported by Letters of Assurance.

**Public Input – DVP
#00514**

(i) Public Input (written submissions only) on Development Variance Permit #00514 to vary sections of Zoning Bylaw #5000 for Lot B, Plan EPP91826, Sec 10, Twp 13, ODYD (9415 Eastside Road).

**Issuance of Permit - DVP
#00514**

(ii) THAT the Corporate Officer be authorized to issue Development Variance Permit #00514, to permit a single family dwelling to be constructed on slopes greater than 30%, increase the maximum height of the retaining wall from 1.2m to 2.5m and increase the maximum dwelling height from 10m to 15.4m for Lot B, Plan EPP91826, Sec 10, Twp 13, ODYD (9415 Eastside Road), once all conditions of Council are satisfied.

7. COUNCIL INQUIRIES

8. ADMINISTRATION UPDATES

**ADMINISTRATION
UPDATES (0550-05)
(P. 35)**

A. THAT Council receive the Administration Updates dated February 22, 2021, for information.

9. UNFINISHED BUSINESS

**DOWNTOWN
WASHROOM EXPENSES
AND ISSUES (0810-20)
(P. 38)**

A. THAT Council approve the adjustment of operational hours of the two transit terminal public washrooms from 24-hour operation to 7am to 10pm and maintain 24-hour operation of the 35 Street and 30 Avenue facility;

AND FURTHER, that Council direct Administration to return, at the June 14, 2021 regular meeting, and report on vandalism events related to the downtown public washrooms after adjusting the operational hours.

**2021 CAPITAL
PROJECTS FUNDING
(43RD AVE/20TH ST FOUR
WAY STOP CONTROL)
(5410-10 43RD AVE)
(P. 50)**

B. THAT Council approve reducing the scope and budget of the 43rd Avenue/20th Street Four Way Stop Control Project budget from \$180,000 to \$80,000 funded from the Local Improvement Reserve;

AND FURTHER, that Council approve re-establishing the 2021 City-Wide Transit Shelters Project with a budget of \$100,000 funded from the Gas Tax Reserve;

AND FURTHER, that Council approve increasing the scope of the budget of the 2021 Transportation Safety Improvements Project from \$20,000 to \$100,000 funded from the Gas Tax Reserve.

**POLSON PARK
HYDROGEOLOGY
RECOMMENDATIONS &
PLANNING &
OKANAGAN BASIN
WATER BOARD WATER
CONSERVATION AND
QUALITY
IMPROVEMENT GRANT
APPLICATION (6140-20)
(P. 54)**

C. THAT Council direct Administration to conduct the Polson Park Stream Naturalization Feasibility study for up to \$75,000 to address the hydrogeology issues and stormwater catchment in Polson Park to be funded for up to \$45,000 from the 2022 Capital Design budget as outlined in the report titled “Polson Park Hydrogeology Recommendations and Planning and Okanagan Basin Water Board Water Conservation and Quality Improvement Grant Application” dated February 8, 2021 from the Manager, Long Range Planning and Sustainability and Manager, Parks and Public Spaces;

AND FURTHER, that Council endorse Administration applying to the Okanagan Basin Water Board Water Conservation and Quality Improvement grant program for up to \$30,000 for the Polson Park Stream Naturalization Feasibility study;

AND FURTHER, that Council direct Administration to keep the Polson Spray Park closed due to public health concerns and report back by April with estimated costs of demolition and site remediation.

10. MATTERS REFERRED: COMMITTEE OF THE WHOLE AND IN CAMERA

11. NEW BUSINESS

A. Correspondence:

**2020 OVERTIME
SUMMARY (1610-06)
(P. 132)**

(i) THAT Council receive the memorandum titled “2020 Overtime Summary”, dated February 9, 2021 and respectfully submitted by the Director, Financial Services, for information.

**CURBSIDE PICK-UP
PILOT RESULTS
(8300-07)
(P. 136)**

(ii) THAT Council direct Administration to extend the pilot of 10-minute curbside pick-up locations within Downtown Business Improvement Area 1 to May 31, 2021, as outlined in the memorandum titled “Curbside Pick-Up Pilot Results”, dated February 5, 2021 and respectfully submitted by the Active Transportation Coordinator.

**TELUS BROADBAND
FUNDING APPLICATION
(6750-01)
(P. 138)**

(iii) THAT Council receive the memorandum titled “Telus Broadband Funding Application” dated February 15, 2021 and respectfully submitted by the Manager, Economic Development and Tourism;

AND FURTHER, that Council authorize the Mayor to sign the letter of support as attached to the memorandum titled “Telus Broadband Funding Application”.

**SILGA RESOLUTION –
EMERGENCY &
DISASTER SERVICES
FUNDING
(0360-20-25)
(P. 141)**

- (iv) THAT Council endorse the resolution regarding *Provincial Changes in Emergency Management*, attached to the Internal Memorandum titled “SILGA Resolution – Provincial Changes in Emergency Management”, dated February 16, 2021 and respectfully submitted by the CAO, as follows:

WHEREAS the Provincial Government is modernizing elements of the emergency program that directly affect local authorities’ ability to meet legislated emergency management responsibilities;

AND WHEREAS Emergency Management BC’s publication of the *Financial Assistance for Emergency Response Costs, A guide for BC First Nations and Local Authorities (2020)*, demonstrates the need for and lack of meaningful consultation with, and consideration of, local authorities’ role in emergency management and of the relationship as defined in the *Community Charter*.

THEREFORE BE IT RESOLVED that UBCM establish a permanent committee for emergency management and request the Province direct all emergency program initiatives affecting local authorities through this committee as part of their final review;

AND FURTHER that the Province postpone implementation of the revised Financial Assistance for Emergency Response Costs Guide, and all other proposed Emergency Program administrative and financing amendments until such times as affected municipalities are meaningfully consulted.

AND FURTHER, that Administration be directed to submit the subject resolution to SILGA for member consideration at the Annual General Meeting on April 29, 2021;

AND FURTHER, that Administration be directed to seek support of SILGA and UBCM member municipalities to co-sponsor the subject resolution for consideration at the Annual General Meeting of UBCM September 13 – 17, 2021.

**FEES AND CHARGES
BYLAW AMENDMENTS
– FINANCE DIVISION
(P. 145)**

- (v) THAT Council support amendments to Bylaw #3909 (Fees and Charges) as identified on Attachment 1 in the report titled “Fees and Charges Bylaw Amendments – Finance Division” dated February 9, 2021 and respectfully submitted by the Manager, Financial Operations.

A. Reports:

**FEES AND CHARGES
BYLAW #3909
AMENDMENT – PUBLIC
WORKS/YARDS AND
AIRPORT
(3900-02)
(P. 148)**

(i) THAT Council direct Administration to amend Schedule A, Section 4, Public Works / Yards and Section 9, Airport Services, of the Fees and Charges Bylaw #3909 presented as Attachment 1 of the report titled “Fees and Charges Bylaw #3909 Amendment Public Works / Yards and Airport” dated February 10, 2021 and respectfully submitted by the Acting Manager, Roads, Drainage and Airport.

**WASTE COLLECTION
SERVICE CONTRACT
EXTENSION (3900-02)
(P. 157)**

(ii) THAT Council direct staff to amend Schedule A, Section 15, Refuse Collection and Recycling, of the Fees and Charges Bylaw #3909 presented as Attachment 1 of the report titled “Waste Collection Service Contract Extension” dated February 10, 2021 and respectfully submitted by the Acting Manager, Roads Drainage and Airport.

**PROPOSED
AMENDMENTS TO
BYLAW #3909 (FEES
AND CHARGES)
(3900-02)
(P. 162)**

(iii) THAT Council support amendments to Bylaw #3909 (Fees and Charges) as identified on Attachment 1 in the report titled “Proposed Amendments to Bylaw #3909 (Fees and Charges)” dated February 9, 2021 and respectfully submitted by the Director, Community Infrastructure and Development.

**REGIONAL GROWTH
STRATEGY BOUNDARY
REVIEW – TECHNICAL
ASSESSMENT FOR
INFORMATION AND
COMMENT (6441-20)
(P. 171)**

(iv) THAT Council direct Administration to send a letter to the Regional District of North Okanagan indicating that there is no additional community rationale to be provided on the Regional Growth Strategy Boundary Review – Technical Assessment as described in the report titled “Regional Growth Strategy Boundary Review – Technical Assessment for Information and Comment” dated February 9, 2021 and respectfully submitted by the Manager, Long Range Planning and Sustainability.

12. LEGISLATIVE MATTERS

A. Bylaws

ADOPTION
• 5760

(i) THAT Bylaw #5760, “**5000 20th Street Rezoning Amendment Bylaw Number 5760, 2019**” – a bylaw rezone the subject property from “A3 – Rural Small Holdings” to “RH1 – Low-Rise Apartment Residential”, be **adopted. (P. 274)**

- Memo dated February 8, 2021 from the Environmental Planning Assistant, ‘5000 20th Street Rezoning Amendment Bylaw #5760 Adoption’ re: confirmation of conditions met and consideration of adoption. **(P. 277)**

13. COUNCIL INFORMATION UPDATES

A. Mayor and Councillors Reports.

**NOTICE OF MOTION –
AFFORDABLE HOUSING
INITIATIVES IN
DISTRICT OF
COLDSTREAM –
COUNCILLOR MUND
(P. 279)**

B. THAT Council respectfully requests that the District of Coldstream Council take meaningful steps toward the provision of more diverse housing types to address the affordability gaps identified in recent Regional Housing Needs Assessment, endorsed by all partners, which indicates that since 2016 94% of Coldstream’s housing starts have been single family detached while smaller multi family dwellings and rental units would help provide affordable and attainable options for seniors downsizing, renters and households looking to move into home ownership.

**NOTICE OF MOTION –
REQUESTED AUDIT OF
BC HOUSING –
COUNCILLOR
ANDERSON
(P. 280)**

C. THAT Council support Penticton City Council's motion for an independent audit of BC Housing-funded supportive housing as follows:

“THAT Council request the Province of BC hire, with consultation with Council, an independent third party to complete an independent audit of the BC Housing funded projects in Penticton (Compass House, located at 1706 Main Street, Burdock House, located at 594 Winnipeg Street and Fairhaven located at 2670 Skaha Lake Road) to determine if sufficient actions have been taken to support those in need of housing and what the impact of these housing projects have been on the community;

AND THAT BC Housing not apply for a development permit (for 3240 Skaha Lake Road) until the audit is complete and shared with the community.” ~ Passed unanimously, Penticton City Council, 2 January, 2021;”

AND FURTHER, that the Province of BC include in the independent, third party audit all existing BC Housing-funded supportive housing projects within the jurisdiction of Vernon BC;

AND FURTHER, that the independent, third party audit determine which, if any, addiction and psychiatric services are currently offered at these locations, including wait times to access them;

AND FURTHER, that the Province of BC include in the independent, third party audit an accurate and measurable account of the outcomes of patients in the existing projects;

AND FURTHER, that the independent, third party audit include whatever current needs assessment criteria is being used by BC Housing;

AND FURTHER, that the independent, third party audit include an impact assessment of each project on the surrounding municipal community;

AND FURTHER, that BC Housing put a moratorium on further supportive housing projects in Vernon until the audit is complete and made public;

AND FURTHER, that the above Motion be communicated to the Province via a letter signed by the Mayor.

**NOTICE OF MOTION –
NON-FOOD VENDORS
AT FARMERS’ MARKET
– COUNCILLOR
ANDERSON
(P. 282)**

- D. THAT Council authorize the Mayor to send a letter asking the BC Health Minister to re-consider the Public Health Order, under section 43 of the *Public Health Act*, restricting non-food products at Farmers Markets.

14. INFORMATION ITEMS

- A. Letter dated January 20, 2021 from Mayor Greg McCune, City of Enderby, re: Letter of Support for Free Universal No-Cost Access to Prescription Contraception. **(P. 284)**
- B. Letter dated February 4, 2021 from Chair Diane Langman, Regional District of Kootenay Boundary, re: Letter of Support for Free Universal No-Cost Access to Prescription Contraception. **(P. 285)**

15. CLOSE OF MEETING