

**THE CORPORATION OF THE CITY OF VERNON
MINUTES OF THE REGULAR MEETING OF COUNCIL**

**May 23, 2023, 1:30 p.m.
CITY HALL COUNCIL CHAMBER
3400 30 Street
Vernon B.C.**

Mayor and Council
Members Present: Mayor V. Cumming

T. Durning
K. Fehr
K. Gares
B. Guy
A. Mund
B. Quiring

Administration
Present: P. Bridal, Chief Administrative Officer

K. Poole, Director, Community Safety, Lands and Administration
J. Nicol, Corporate Officer
D. Law, Director, Financial Services
J. Rice, Director, Operation Services
D. Lind, Chief, Fire Rescue Services
B. Bandy, Manager, Real Estate
C. Isles, Deputy Corporate Officer
C. Poirier, Manager, Communication and Grants
R. Nuriel, Economic Development Planner
S. Melenko, Info. Tech. I
J. Blood, Director, Recreation Services
S. Smith, Sr. Executive Assistant

1. CALL REGULAR MEETING TO ORDER

Mayor Cumming called the meeting to order at 8:44 am.

1.a Land Acknowledgement

As Mayor of the City of Vernon, and in the spirit of this gathering, I recognize the City of Vernon is located in the traditional territory of the Syilx People of the Okanagan Nation.

1.b Move to Committee of the Whole

Moved by: Councillor Fehr

Seconded by: Councillor Guy

THAT Council move to the Committee of the Whole meeting.

CARRIED

2. RECONVENE REGULAR MEETING AND RESOLUTION TO CLOSE MEETING

Mayor Cumming reconvened the Regular Open Meeting at 9:36 am and requested a motion to move to In Camera.

2.a Resolution to Close Meeting

Moved by: Councillor Gares

Seconded by: Councillor Quiring

THAT the meeting be closed to the public in accordance with Section 90 (1) of the *Community Charter* as follows:

(a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by 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.

CARRIED

Mayor and Council
Members Present:

Mayor V. Cumming

T. Durning
K. Fehr
K. Gares
B. Guy
A. Mund
B. Quiring

Administration
Present:

P. Bridal, Chief Administrative Officer

K. Poole, Director, Community Safety, Lands and Administration
J. Nicol, Corporate Officer
D. Law, Director, Financial Services
J. Rice, Director, Operation Services
D. Lind, Chief, Fire Rescue Services
B. Bandy, Manager, Real Estate
C. Isles, Deputy Corporate Officer
C. Ovens, General Manager, Public Works
C. Poirier, Manager, Communication and Grants
D. Lees, Manager, Protective Services

G. Mulligan, Manager, Infrastructure Systems
I. Adkins, Manager, Roads, Drainage and Airport
K. Kryszak, Manager, Parks and Public Spaces Maintenance
M. Dowhaniuk, Manager, Infrastructure
M. Faucher, Current Planner
M. Austin, Current Planner
R. Nuriel, Economic Development Planner
S. Melenko, Info. Tech. I
T. Scott, Manager, Infrastructure Projects
D. Devries, Transportation Planner
J. Blood, Director, Recreation Services
S. Smith, Sr. Executive Assistant
J. Reeves, Senior Project Manager
M. Olubiyi, Current Planner

3. RECONVENE TO OPEN COUNCIL AT 1:30 PM

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

3.a Land Acknowledgement

As Mayor of the City of Vernon, and in the spirit of this gathering, I recognize the City of Vernon is located in the traditional territory of the Syilx People of the Okanagan Nation.

3.b Agenda

Moved by: Councillor Guy
Seconded by: Councillor Durning

THAT the Agenda for the May 23, 2023 Regular Open Meeting of Council be adopted as circulated.

CARRIED

3.c Adoption of Minutes and Receipt of Committee of the Whole

Moved by: Councillor Durning
Seconded by: Councillor Fehr

THAT the minutes of the Regular meeting of Council held May 8, 2023 be adopted;

AND FURTHER, that the minutes of the Committee of the Whole Meeting of Council held May 8, 2023 be received.

CARRIED

4. BUSINESS ARISING FROM THE MINUTES

5. GENERAL MATTERS

5.a Development Variance Permit (DVP00468) - 4701 Pleasant Valley Road

Moved by: Councillor Mund

Seconded by: Councillor Gares

THAT Council support Development Variance Permit application 00468 (DVP00468) as outlined in the report titled "Development Variance Permit Application for 4701 Pleasant Valley Road" dated May 9, 2023 and respectfully submitted by the Current Planner, to vary Zoning Bylaw 5000 on LT 1, SEC 2, TWP 8, ODYD, PL KAP83899 Except PL KAP88964 (4701 Pleasant Valley Road), as follows:

- a. Section 4.15.1 to allow the construction of buildings, structures and swimming pools on slopes greater than 30%;
- b. Section 6.5.11 to increase the maximum height of a retaining wall from 1.2m to 4.5m;
- c. Section 9.8.6 to reduce the minimum depth of a mobile home site from 25m to 18.2m; and
- d. Section 9.8.6 to increase the maximum building height from 7.6m to 8.0m;

AND FURTHER, that Council's support of DVP00468 is subject to the following:

- a. That the site plan, grading and cross-sections, slope analysis and retaining wall plans intended to illustrate the proposed mobile home sites, drive access and retaining wall heights (Attachment 1), be attached to and form part of DVP00468 as Schedule 'A';
- b. That the Geotechnical Feasibility Memorandum prepared by Geopacific Consultants Ltd, dated September 1, 2022 (Attachment 2), be attached to and form part of DVP00468 as Schedule 'B';
- c. That a restrictive covenant be registered on the subject property protecting the environmental conservation areas identified in the Ecosystem Impact Assessment (EIA) prepared by Western Water Associates Ltd, dated September 26, 2019 (Attachment 3), and include the EIA to ensure compliance with the recommendations established during and post construction;
- d. That a qualified geotechnical engineer be retained to complete a detailed geotechnical report, as well as to monitor the development of the subject property through the construction phase to ensure compliance with recommendations provided in the detailed geotechnical report;

- e. That a restrictive covenant be registered on the subject property prohibiting parking on the proposed internal access road to ensure unrestricted access for emergency services vehicles; and
- f. That issuance of DVP00468 be withheld until a Development Permit for the subject property is approved and ready to be issued.

CARRIED

5.a.1 Public Input - DVP00468

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

- Email dated May 4, 2023 from C. Edmond

Mayor Cumming called a first time for representation from the public in attendance who believed their interest in property was affected by Development Variance Permit 00468.

Neil Thomson

- Inquired if lot size decreases apply to new lots only
- Concerned with Hydro and Water services, how will this affect current residents? **A. Admin.** confirmed the reduced lot sizes apply only to the proposed lots. Hydro and Water services will be addressed during the detailed design phase and BC Hydro and Greater Vernon Water, respectively, would be responsible for those services.

Cindy Emond

- Outlined the impacts of the Silver Star Gateway project (2019)
- Concerned for impact on wildlife corridor
- Feels there is little benefit to the housing shortage due to this complex being 55+

Bruce VanCalsteren (Kerr Wood Leidal)

- Engineer for the project
- Proposed development is within the zoning density allowed
- Development is not expected to encroach on the wildlife corridor
- Believes that cutting off the wildlife corridor within the park may actually help to protect wildlife by limiting access to busy roadways

Mayor Cumming called a second time for representation from the public, and there being none, Mayor Cumming called a third and

final time for representation from the public, and there being none, closed the Public Input for DVP00468.

THE QUESTION WAS CALLED ON THE MAIN MOTION AND DECLARED CARRIED

5.a.2 Permit Issuance - DVP00468

Moved by: Councillor Mund
Seconded by: Councillor Gares

THAT the Corporate Officer be authorized to issue Development Variance Permit DVP00468 for Lot 1, Section 2, Township 8, ODYD, Plan KAP83899 Except Plan KAP88964 (4701 Pleasant Valley Road), to vary sections of Zoning Bylaw 5000 to permit construction of 12 mobile home sites, once all conditions of Council are satisfied.

CARRIED

5.b Development Variance Permit (DVP00600) - 3201 45th Avenue (3090-20)

Moved by: Councillor Gares
Seconded by: Councillor Mund

THAT Council support Development Variance Permit application 00600 (DVP00600) to vary Zoning Bylaw 5000 on LT 26, DL 38, ODYD, PL 2630 (3201 45th Avenue) as outlined in the report titled "Development Variance Permit Application for 3201 45th Avenue" dated May 9, 2023, and respectfully submitted by the Current Planner, as follows:

- a. Section 11.1.5 to reduce the rear yard setback from a flanking street from 6.0m to 0.0m;

AND FURTHER, that Council's support of DVP00600 is subject to the following:

- a. That the site plan, intended to illustrate the location of the proposed structure (Attachment 1), be attached to and form part of DVP00600 as Schedule 'A'; and
- b. Completion of SUB00845 (boundary adjustment) to create proposed Lot A (Attachment 2).

CARRIED

5.b.1 Public Input - DVP00600

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 believed their interest in property was affected by Development Variance Permit 00600.

Ed Stranks

- Representative for the developer
- Provided clarification of lot line setbacks and access points

Vance Tierney

- Adjacent property owner
- Concerned with potential impact to his property
- What will the impact be with regards to sewer and water service?
- Will 34th Street be raised and how will this affect his property? **A. Admin** advised that detailed design work is in progress for 34th Street improvements.

Mayor Cumming called a second time for representation from the public, and there being none, Mayor Cumming called a third and final time for representation from the public, and there being none, closed the Public Input for DVP00600.

THE QUESTION WAS CALLED ON THE MAIN MOTION AND DECLARED CARRIED

5.b.2 Permit Issuance - DVP00600

Moved by: Councillor Mund
Seconded by: Councillor Quiring

THAT the Corporate Officer be authorized to issue Development Variance Permit DVP00600 for Lot 26, Plan 2630, DL 38, ODYD (3201 45th Avenue), to vary one provision of Zoning Bylaw 5000 to permit construction of an industrial business park located at 3201 45th Avenue, once all conditions of Council are satisfied.

CARRIED

6. COUNCIL INQUIRIES

7. ADMINISTRATION UPDATES

Moved by: Councillor Mund
Seconded by: Councillor Gares

THAT Council receive the Administration Updates dated May 23, 2023 for information.

CARRIED

8. UNFINISHED BUSINESS

- 8.a Review of Bylaw #5399, Section 9, Exemptions for the Discharge of a Longbow or a Crossbow Within the City of Vernon (4000-02)

Moved by: Councillor Gares

Seconded by: Councillor Guy

THAT Council receive the memorandum titled "Review of Bylaw #5399, Section 9, Exemptions for Discharge of Longbow or Crossbow Within the City of Vernon" dated May 23, 2023 respectfully submitted by the Manager, Protective Services for information.

CARRIED

Moved by: Councillor Fehr

Seconded by: Councillor Durning

THAT Council direct Administration to amend "The City of Vernon Firearms and Weapons Bylaw Number 5399, 2012" as follows:

- remove section 9.a 'Bylaw Enforcement Officers'.

CARRIED

- 8.b Amended Flag Policy (0110-40)

Moved by: Councillor Gares

Seconded by: Councillor Durning

THAT Council receive the memorandum titled "Amended Flag Policy" dated May 11, 2023 and respectfully submitted by the Manager, Legislative Services;

AND FURTHER, that Council adopt the amended Flag Policy, as presented at the May 23, 2023 Regular Council meeting.

CARRIED

Moved by: Councillor Guy

Seconded by: Mayor Cumming

THAT Council amend the Flag Policy as follows:

- Page 4, Community Requests "The City will not approve requests for flag raisings on the **Community Flag Pole** that do not comply with City policies or bylaws or are requested by:"

CARRIED

8.c Council Code of Responsible Conduct - Amendments (0530-13)

Moved by: Councillor Mund

Seconded by: Councillor Gares

THAT Council receive for information the memorandum titled “Council Code of Conduct Policy - Amendments” dated April 17, 2023 and respectfully submitted by Manager, Legislative Services;

AND FURTHER, that Council adopt the amended Council Code of Responsible Conduct Policy, as presented at the May 8, 2023 Regular meeting.

CARRIED

Councillor Quiring declared a conflict of interest as his firm MQN Architects is working on the Resort Villages project. Councillor Quiring left the meeting at 2:39 pm.

8.d Reconsideration of ZON000396 Resort Villages at Predator Ridge

Moved by: Councillor Durning

Seconded by: Councillor Guy

THAT Council reaffirms the following resolution, passed at the May 8, 2023 Regular Council meeting:

THAT Council support Zoning Application 00396 (ZON00396) to rezone:

- Lot A, Sec 2, Twp 13, ODYD, Plan EPP75906 (45 Village Centre Place – Lodge 4);
- Lot 1, Sec 2, Twp 13, ODYD, Plan EPP122839 (85 Village Centre Place – Lodge 4);
- Lot 1, Sec 2, Twp 13, ODYD, Plan KAP72946, Except Plan 75185 (101 Village Centre Court – Village Parking Lot);
- Lot 2, Sec 2, Twp 13, ODYD, Plan KAP72946, Except Plan 73315 (200 Predator Ridge Drive – Fitness Centre);
- Lot 3, Sec 2, Twp 13, ODYD, Plan KAP72946 (100 Mashie Crescent – Sales Centre);
- Part of Lot A, Sec 2, Twp 13, ODYD, Plan KAP62817, Except Plans KAP65635, KAP72946, KAP75798, KAP81729, KAP82178, KAP84871, KAP86772, KAP87620, KAP88596, KAP90147, KAP90371, KAP92812, EPP36074, EPP40938, EPP41985, and EPP57158 (Maintenance Yard);
- Lot B, Sec 2, Twp 13, ODYD, Plan KAP65919 (201 Village Centre Court – Parcels above Peregrine Cottages);

- Part of Lot 5, Sec 2, Twp 13, ODYD, Plan KAP65635 (300 Village Centre Court – Club House);
- Part of The East ½ of Sec 3, Twp 13, ODYD (Parcel I and Parcel R – Predator Ridge Neighbourhood Plan); and
- Part of The Southwest ¼ of Sec 3, Twp 13, ODYD (Parcel O – Predator Ridge Neighbourhood Plan)

from RTCA – Resort Commercial and Residential to C10A – Tourist Commercial and Residential and to rezone Part of The Southwest ¼ of Sec 3, Twp 13, ODYD from RTCA – Resort Commercial and Residential to P5 – Private Park as shown on Attachment 4 and outlined in the report titled “Zoning Application for the Resort Villages at Predator Ridge” dated April 26, 2023 and respectfully submitted by the Current Planner and Acting General Manager;

AND FURTHER, that Council hold a public hearing, pursuant to 464(1) of the Local Government Act, on a proposed bylaw to rezone:

- Lot A, Sec 2, Twp 13, ODYD, Plan EPP75906 (45 Village Centre Place – Lodge 4);
- Lot 1, Sec 2, Twp 13, ODYD, Plan EPP122839 (85 Village Centre Place – Lodge 4);
- Lot 1, Sec 2, Twp 13, ODYD, Plan KAP72946, Except Plan 75185 (101 Village Centre Court – Village Parking Lot);
- Lot 2, Sec 2, Twp 13, ODYD, Plan KAP72946, Except Plan 73315 (200 Predator Ridge Drive – Fitness Centre);
- Lot 3, Sec 2, Twp 13, ODYD, Plan KAP72946 (100 Mashie Crescent – Sales Centre);
- Part of Lot A, Sec 2, Twp 13, ODYD, Plan KAP62817, Except Plans KAP65635, KAP72946, KAP75798, KAP81729, KAP82178, KAP84871, KAP86772, KAP87620, KAP88596, KAP90147, KAP90371, KAP92812, EPP36074, EPP40938, EPP41985, and EPP57158 (Maintenance Yard);
- Lot B, Sec 2, Twp 13, ODYD, Plan KAP65919 (201 Village Centre Court – Parcels above Peregrine Cottages);
- Part of Lot 5, Sec 2, Twp 13, ODYD, Plan KAP65635 (300 Village Centre Court – Club House);
- Part of The East ½ of Sec 3, Twp 13, ODYD (Parcel I and Parcel R – Predator Ridge Neighbourhood Plan); and
- Part of The Southwest ¼ of Sec 3, Twp 13, ODYD (Parcel O – Predator Ridge Neighbourhood Plan)

from RTCA – Resort Commercial and Residential to C10A – Tourist Commercial and Residential and to rezone Part of The Southwest ¼ of Sec 3, Twp 13, ODYD from RTCA – Resort Commercial and Residential to P5 – Private Park.

CARRIED

Councillor Quiring returned at 2:49 pm.

9. MATTERS REFERRED

9.a Committee of the Whole - May 23, 2023

Draft Strategic Plan Update

Moved by: Councillor Gares

Seconded by: Councillor Mund

THAT Council ratifies and confirms the following resolution adopted at the May 23, 2023 Committee of the Whole meeting of Council:

‘THAT Council adopt the Strategic Plan as presented by Tracey Lorensen at the May 23, 2023 Committee of the Whole Meeting with noted amendments.’

CARRIED

9.b Declassified Motions from the In Camera Meeting - May 23, 2023

Vernon Elks 45 - Licence Stair Encroachment, Access (0912-02)

THAT Council direct Administration to provide Vernon Elks 45 a licence agreement at nominal cost, to recognize an encroachment of their emergency access stairs with a total area of approximately 30 square feet, on City owned land with a legal description of: Lot 14, Block 60, Plan 327, Section 34, Township 9, ODYD and civic address of: 2910 32nd Avenue, Vernon, B.C.;

AND FURTHER, that Council direct Administration to continue access to the southern portion of the Vernon Elks 45 property with a legal description of: Lot 15-16, Block 60, Plan 327, Section 34, Township 9, ODYD and civic address of: 3103 30th Street, Vernon, B.C.;

AND FURTHER, that Council declassify the resolution and remove from in camera.

Second License Renewal - Polson Park Lawn Bowling Agreement (6140-20)

THAT Council direct Administration to renew the Polson Park Lawn Bowling Agreement with the Vernon Lawn Bowling Club for a five year term commencing July 1, 2023 and ending June 30, 2028;

AND FURTHER, that Council authorize the Mayor and the Corporate Officer to sign the Polson Park Lawn Bowling Second Licence Renewal Agreement in the form as attached to the memorandum titled “Second License Renewal – Polson Park Lawn Bowling Agreement” dated May 12, 2023, from the Real Estate Manager;

AND FURTHER, that Council declassifies the resolution and removes from in camera.

9.c Declassified Motion from the In Camera Meeting - May 8, 2023

Declassify Report and Resolution - Closure and Sale of Lake Access Site #36 (9769 Eastside Road) - Purchase Statutory Right of Way for Sewer (9755 Eastside Road)(0911-20-02)

THAT Council direct Administration to declassify the subject resolution from the in camera meeting of February 13, 2023; AND FURTHER, that Council direct Administration to declassify the subject report titled "Closure and Sale of Lake Access Site #36 (9769 Eastside Road) – Purchase Statutory Right of Way for Sewer (9775 Eastside Road)", dated January 26, 2023, from the Real Estate Manager, except remove Attachment 4 from the report for attorney client privilege as per Section 90. (1) (i) of the Community Charter, all as attached to this memorandum titled, "Declassify Report and Resolution – Closure and Sale of Lake Access Site #36 (9769 Eastside Road) – Purchase Statutory Right of Way for Sewer (9775 Eastside Road)", dated April 28, 2023 and respectfully submitted by the Real Estate Manager.

9.d Declassified Motion from the In Camera Meeting - April 11, 2023

Greater Vernon Water Distribution, Operations, Maintenance and Repair Agreement (0482-05)

THAT Council receive the memorandum titled "Greater Vernon Water Distribution, Operations, Maintenance and Repair Agreement" dated March 29, 2023 and respectfully submitted by the Director, Operation Services; AND FURTHER, that Council authorize the Mayor and Corporate Officer to execute the Greater Vernon Water Distribution, Operations, Maintenance and Repair Agreement and supporting documents between the City and the Regional District of North Okanagan as substantially presented and attached to the memorandum titled "Greater Vernon Water Distribution, Operations, Maintenance and Repair Agreement" dated March 29, 2023 from the Director of Operation Services; AND FURTHER, that Council declassifies this resolution effective on the date of execution of the Agreement by the Regional District of North Okanagan.

10. NEW BUSINESS

10.a Marshall Field - Proposed Fencing (6140-20)

Moved by: Mayor Cumming
Seconded by: Councillor Guy

THAT Council defer consideration of the memorandum titled "Marshall Field - Proposed Fencing" to permit consideration by Administration of other options.

CARRIED

Councillor Mund declared a conflict of interest as he is involved with the Funtastic Society. Councillor Mund left the meeting at 2:56 pm.

10.b Funtastic - Request for Additional Support (6140-20)

Moved by: Councillor Guy

Seconded by: Councillor Durning

THAT Council receive for information the memorandum titled "Funtastic - Request for Additional Support" dated May 11, 2023, respectfully submitted by the Manager, Parks and Public Spaces;

AND FURTHER, that Council advises Funtastic that the City of Vernon currently provides \$13,000 in resources for the event which includes pre-event site clean up, barricades, parking lot grading/dust control and permanent staffing of the washrooms for the duration of the event.

CARRIED

Moved by: Councillor Gares

Seconded by: Mayor Cumming

THAT Council direct Administration to waive the 30 day field use cancellation notice and not charge the Funtastic Society for diamonds that are not used during the Funtastic tournament for 2023.

CARRIED (5 to 2)

OPPOSED: Councillor Fehr and Councillor Guy

Councillor Mund returned at 3:14 pm.

10.c 32nd Avenue (Pleasant Valley Rd to 20th Street) Funding (5410-10)

Moved by: Councillor Quiring

Seconded by: Councillor Mund

THAT Council receive the memorandum titled "32nd Avenue (Pleasant Valley Road to 20th Street) Funding, dated May 11, 2023, and respectfully submitted by the Senior Project Manager, Infrastructure;

AND FURTHER, that Council authorize an increase in the amount of \$524,388 for the 32nd Avenue (Pleasant Valley Road to 20th Street) project budget, funded by \$362,456 from the Infrastructure Reserve and \$161,932 from the Sanitary General Reserve.

CARRIED

10.d Deer Park - Funding (6140-20)

Moved by: Councillor Mund

Seconded by: Councillor Quiring

THAT Council receive the report titled "Deer Park - Funding" dated May 11, 2023, and respectfully submitted by the Senior Project Manager, Infrastructure;

AND FURTHER, that Council authorize increasing the 2019 project budget for Deer Park (Canadian Lakeview Estates) located at 9192 Tronson Road, by \$160,681 to facilitate the construction of Option 2 (site improvements, one court and playground equipment), funded by the Infrastructure Reserve, as detailed in the report titled "Deer Park - Funding".

CARRIED

10.e Rezoning Application for 7616 Okanagan Landing Road (3360-20)

Moved by: Councillor Gares

Seconded by: Councillor Quiring

THAT Council support rezoning application 00377 (ZON00377) to rezone Lot 1, Block Plan EPP123530, Sec 19, Twp 9, ODYD from R5: Four-plex Housing Residential to RH1: Low-Rise Apartment Residential as outlined in the report titled "Rezoning Application for 7616 Okanagan Landing Road" dated May 10, 2023 and respectfully submitted by the Current Planner;

AND FURTHER, that Council's support of ZON00377 be subject to the following:

- a. that the owner provides a public Statutory Right of Way along the east side of the property to be utilized as a public walkway connecting Okanagan Landing Road to Klinger Road; and
- b. that prior to final adoption of the zoning amendment bylaw, the Development Permit be ready for issuance and that any required variance for the proposed development be evaluated by Council and approved if appropriate;

AND FURTHER, that Council not hold a public hearing, pursuant to 464(2) of the Local Government Act, on a proposed bylaw to rezone Lot 1, Block Plan EPP123530, Sec 19, Twp 9, ODYD (7616 Okanagan Landing Road) from R5: Four-plex Housing Residential to RH1: Low-Rise Apartment Residential;

AND FURTHER, that Council direct Administration to issue a public notice of initial readings and prepare a proposed bylaw to be brought forward for Council's consideration at the Regular Meeting of June 26, 2023 to rezone Lot 1, Block Plan EPP123530, Sec 19, Twp 9, ODYD (7616 Okanagan

Landing Road) from R5: Four-plex Housing Residential to RH1: Low-Rise Apartment Residential.

DEFEATED (2 to 5)

OPPOSED: Mayor Cumming, Councillors Durning, Guy, Mund and Quiring

Moved by: Mayor Cumming

Seconded by: Councillor Durning

THAT Council support rezoning application 00377 (ZON00377) to rezone Lot 1, Block Plan EPP123530, Sec 19, Twp 9, ODYD from R5: Four-plex Housing Residential to RH1: Low-Rise Apartment Residential as outlined in the report titled "Rezoning Application for 7616 Okanagan Landing Road" dated May 10, 2023 and respectfully submitted by the Current Planner;

AND FURTHER, that Council's support of ZON00377 be subject to the following:

- a. that the owner provides a public Statutory Right of Way along the east side of the property to be utilized as a public walkway connecting Okanagan Landing Road to Klinger Road; and
- b. that prior to final adoption of the zoning amendment bylaw, the Development Permit be ready for issuance and that any required variance for the proposed development be evaluated by Council and approved if appropriate;

AND FURTHER, that Council hold a public hearing, pursuant to 464(2) of the Local Government Act, on a proposed bylaw to rezone Lot 1, Block Plan EPP123530, Sec 19, Twp 9, ODYD (7616 Okanagan Landing Road) from R5: Four-plex Housing Residential to RH1: Low-Rise Apartment Residential.

CARRIED

10.f Heritage Restoration Grant Application for 2500 26th Street (3087-20)

Moved by: Councillor Quiring

Seconded by: Councillor Guy

THAT Council approve a Heritage Restoration Grant (HGS00009) of \$5,000.00 for stucco repairs and exterior painting of the single detached dwelling located at 2500 26th Street to be undertaken in 2023 as per the Heritage Restoration Grant Program.

CARRIED

10.g 2022 Statement of Financial Information (SOFI)(1880-03)

Moved by: Councillor Durning
Seconded by: Councillor Guy

THAT Council approve the 2022 Statement of Financial Information, as provided in the memorandum and attachments dated May 12, 2023, and respectfully submitted by the Director, Financial Services.

CARRIED

10.h 2023 UBCM Resolution Submission (7130-01)

Moved by: Mayor Cumming
Seconded by: Councillor Gares

THAT Council receive the memorandum titled “2023 UBCM Resolution Submission” dated May 15, 2023 and respectfully submitted by Senior Executive Assistant to Mayor and CAO;

AND FURTHER, that Council direct Administration to forward the resolution and relevant background material (Attachment 2) to UBCM for consideration at the 2023 UBCM Convention as follows:

“WHEREAS the provision of funding from the Province to shelter providers through the local government for the provision of temporary, just-in-time warming shelter(s) during cold weather creates ineffective bureaucracy, places unreasonable pressure on municipal resources and creates unnecessary financial and other liabilities for local governments;

AND WHEREAS the Province has responsibility and existing funding mechanisms through BC Housing to provide reliable and stable funding to shelter providers for this purpose;

THEREFORE BE IT RESOLVED that UBCM contact the Ministry of Emergency Management and Climate Readiness and the Ministry of Municipal Affairs to advise of the challenges with the approach and to recommend that funding for the additional shelters be administered through the currently established Provincial funding mechanisms to social sector agencies, such as BC Housing.”

CARRIED

11. LEGISLATIVE MATTERS

11.a Bylaws for Adoption

11.a.1 Bylaw 5907

- Memo dated May 5, 2023 from the Approving Officer re: Adoption of Bylaw 5907 "8730 Okanagan Landing Road Rezoning Amendment Bylaw 5907, 2022".

Moved by: Councillor Guy

Seconded by: Councillor Fehr

THAT Bylaw 5907, "8730 Okanagan Landing Road Rezoning Amendment Bylaw 5907, 2022", a bylaw to rezone the subject property from "A2 - Rural Large Holdings to R6 - Lakeshore Residential", be adopted.

CARRIED

11.a.2 Bylaw 5959

Moved by: Councillor Guy

Seconded by: Councillor Durning

THAT Bylaw 5959, "Fees and Charges (Solid Waste Collection and Recycling) Amendment Bylaw 5959, 2023", a bylaw to amend Fees and Charges Bylaw Number 3909, be adopted.

CARRIED

11.b Bylaws for First, Second and Third Readings

11.b.1 Bylaw 5911

Moved by: Councillor Fehr

Seconded by: Councillor Durning

THAT Bylaw 5911, "Solid Waste Management Bylaw 5911, 2023", a bylaw to establish and provide for the operation of a service comprising the collection, removal, storage and disposal of solid waste, and to regulate, prohibit and impose requirements in relation to the service, be read a first, second and third time.

CARRIED

11.b.2 Bylaw 5944

Moved by: Councillor Fehr

Seconded by: Councillor Durning

THAT Bylaw 5944, "Bylaw Notice Enforcement (Solid Waste Management) Amendment Bylaw 5944, 2023", a bylaw to amend "Bylaw Notice Enforcement Bylaw Number 5250, 2011", be read a first, second and third time.

CARRIED

11.b.3 Bylaw 5945

Moved by: Councillor Gares

Seconded by: Councillor Fehr

THAT Bylaw 5945, "Municipal Ticketing Information (Solid Waste Management) Amendment Bylaw 5945, 2023", a bylaw to amend "Municipal Ticketing Information Bylaw Number 5300, 2011", be read a first, second and third time.

CARRIED

11.c Bylaws for First and Second Readings and Set Public Hearing Date

Councillor Quiring declared a conflict of interest as his firm MQN architects is involved in the Resort Villages Project. Councillor Quiring left the meeting at 3:48 pm.

11.c.1 Bylaw 5961

Moved by: Councillor Gares

Seconded by: Councillor Durning

THAT Bylaw 5961, "Resort Villages at Predator Ridge Rezoning Amendment Bylaw Number 5961, 2023", a bylaw to rezone subject properties from "RTCA - Resort Commercial and Residential" to "C10A - Tourist Commercial and Residential" and "P5 - Private Park", be read a first and second time;

AND FURTHER, that the Public Hearing for Bylaw 5961 be scheduled for Monday, June 26, 2023, at 5:30 pm, in Council Chambers.

CARRIED

Councillor Quiring returned at 3:49 pm.

12. COUNCIL INFORMATION UPDATES

12.a Mayor and Councillors Reports

12.a.1 Councillor Quiring

Attended:

- Greater Vernon Advisory Committee Meeting
- Regional District of North Okanagan Meeting
- Directorate for the Cultural Centre Meeting
- Vernon Search and Rescue Ribbon Cutting for New Facility
- Downtown Vernon Association Annual General Meeting

12.a.2 Councillor Mund

No report

12.a.3 Councillor Gares

Attended:

- Affordable Housing Advisory Committee Meeting
- Okanagan Regional Library Board Meeting
- Regional District of North Okanagan Meeting
- Finance Committee Meeting

12.a.4 Councillor Guy

Attended:

- Okanagan Nation Alliance Sockeye Frye Release into Vernon Creek
- Vernon Seniors Action Network Open House at the Schubert Centre
- Provincial Watershed Security Strategy Meeting
- Special Greater Vernon Advisory Committee Meeting Regarding the Cultural Centre
- Downtown Vernon Association Annual General Meeting

12.a.5 Councillor Fehr

Attended:

- Vernon Jubilee Hospital Foundation Meeting
- Affordable Housing Advisory Committee Meeting
- Regional District of North Okanagan Code of Conduct Session
- Downtown Vernon Association Annual General Meeting
- Vernon Search and Rescue Ribbon Cutting for New Facility
- Regional District of North Okanagan Meeting
- Finance Committee Meeting

12.a.6 Councillor Durning

Attended:

- Arts Council of the North Okanagan Meeting
- AES Engineering Event
- Cultural Event at Vernon Recreation Centre
- Vernon Winter Carnival Meeting
- Okanagan Nation Alliance Sockeye Frye Release into Vernon Creek
- Community Futures Enterprize Challenge Finale
- Kal Rotary Lunch to Support Alzheimer's
- Tourism Commission Meeting
- Co-Op Annual General Meeting
- Vantage One Annual General Meeting

12.a.7 Mayor Cumming

Attended:

- Okanagan Water Supply Presentation
- Okanagan Nation Alliance Sockeye Frye Release into Vernon Creek
- Provincial Watershed Security Strategy Meeting
- Beach Radio Interview
- Special Greater Vernon Advisory Committee Meeting regarding the Cultural Centre
- RCMP Regimental Ball
- Ribbons of Green Meeting
- Downtown Vernon Association Annual General Meeting
- Directorate for the Cultural Centre Meeting
- Tourism Commission Meeting
- Vernon Search and Rescue Ribbon Cutting for New Facility
- Capstone Project Showcase for Fulton Secondary School Grade 12 Students
- Regional District of North Okanagan Meeting
- Announcement from Minister of Social Development and Poverty Reduction regarding work projects for those in recovery and funding for Bill's Place
- Presentation of "Midnight Rescue" painting to the Greater Vernon Museum

12.b Notice(s) of Motion

12.b.1 Mayor Cumming - Visitor Parking

Moved by: Mayor Cumming

Seconded by: Councillor Durning

THAT Council direct Administration to immediately bring back recommendations on increasing visitor parking for new multi-family projects in situations where there is NO on street parking available within ½ block. Examples are:

- 25th Ave. between 30th Street and Okanagan Ave.,
- 27th Street between Highway 6 and Highway 97,
- Alexis Park Drive between 43rd Ave. and 30th Ave.,
- 39th Ave. from Alexis Park Dr. to 26th Street.

WITHDRAWN

Moved by: Mayor Cumming

Seconded by: Councillor Quiring

THAT Council direct Administration to review comparable zoning bylaw visitor parking requirements from five benchmark communities and report back to Council.

CARRIED (6 to 1)

OPPOSED: Councillor Fehr

13. INFORMATION ITEMS

13.a Correspondence

1. Letter dated May 3, 2023 from Minister of Municipal Affairs, Anne Kang re: Letter of thanks.
2. Letter dated May 9, 2023 from the District of Coldstream re: Homes for People Action Plan

13.b Minutes from Council Committees

- Affordable Housing Advisory Committee, September 9, 2022
- Climate Action Advisory Committee, February 22, 2023
- Advisory Planning Committee, April 25, 2023

14. Resolution to Close

Moved by: Councillor Guy
Seconded by: Councillor Fehr

THAT the meeting be closed to the public in accordance with Section 90 (1) of the Community Charter as follows:

(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 adjourned the Regular Open Meeting at 4:26 pm.

Mayor and Council
Members Present:

Mayor V. Cumming
T. Durning
K. Fehr
K. Gares
B. Guy
A. Mund
B. Quiring

Administration
Present:

P. Bridal, Chief Administrative Officer
K. Poole, Director, Community Safety, Lands and Administration
J. Nicol, Corporate Officer
D. Law, Director, Financial Services
J. Rice, Director, Operation Services
C. Isles, Deputy Corporate Officer
C. Poirier, Manager, Communication and Grants
R. Nuriel, Economic Development Planner
S. Smith, Sr. Executive Assistant

15. CLOSE OF MEETING

Mayor Cumming reconvened the Regular Open Meeting at 4:56 pm.

Moved by: Councillor Guy

Seconded by: Councillor Fehr

THAT the Regular meeting of Council be adjourned.

CARRIED

Mayor Cumming closed the meeting at 4:57 pm.

Mayor

Corporate Officer