

THE CORPORATION OF THE CITY OF ENDERBY

Minutes of a **Regular Meeting** of Council held on Monday, July 14, 2014 at 4:30 p.m. in the Council Chambers of City Hall

Present: Mayor Howie Cyr
Councillor Tundra Baird
Councillor Brad Case
Councillor Raquel Knust
Councillor Beryl Ludwig
Councillor Greg McCune
Councillor Earl Shipmaker

Chief Administrative Officer – Tate Bengtson
Chief Financial Officer – Jennifer Bellamy
Assistant Corporate Officer and Planning Assistant – Kurt Inglis
Recording Secretary – Bettyann Kennedy
The Press and Public

APPROVAL OF AGENDA

The following item was added to the agenda under New Business:

- Volpatti special occasion liquor license.

Moved by Councillor Case, seconded by Councillor Baird that the agenda be approved as amended.

Carried Unanimously

ADOPTION OF MINUTES

Regular Meeting Minutes of June 16, 2014

Moved by Councillor Ludwig, seconded by Councillor Knust that the minutes of the regular meeting of June 2, 2014 be adopted as circulated.

Carried Unanimously

DEVELOPMENT MATTERS**0001-14-DP-END**

Lot 9, DL 226, ODYD, Plan 151 Except: (1) Parcel A (E10462 and (2) Plan 22948
Applicant: Cory M. Holdings Ltd.

The Mayor introduced the application and the Assistant Corporate Officer and Planning Assistant presented his recommendation.

Moved by Councillor Ludwig, seconded by Councillor Case that Council authorize the issuance of a Development Variance Permit for the property legally described as Lot 9, DL 226, ODYD, Plan 151 Except: (1) Parcel A (E10462) and (2) Plan 22948 located at 247 Brickyard Road to permit variances to the following Sections of the City of Enderby Zoning Bylaw No. 966, 1987:

- 403.1.f.iii by erecting a fence within the required front yard setback area; and
- 403.2.b by paving a portion of the landscaped buffer area fronting Brickyard Road.

AND THAT Council authorize the issuance of a Development Variance Permit for the property legally described as Lot 9, DL 226, ODYD, Plan 151 Except: (1) Parcel A (E10462) and (2) Plan 22948 located at 247 Brickyard Road to permit a variance to the following Section of the City of Enderby Subdivision Servicing and Development Bylaw No. 1278, 2000:

- Schedule “B” by providing a private individual sanitary sewer system in an Industrial Park (I.3) zone.

AND THAT Council authorize the issuance of a Development Permit for the property legally described as Lot 9, DL 226, ODYD, Plan 151 Except: (1) Parcel AA (E10462) and (2) Plan 22948 located at 247 Brickyard Road subject to the following conditions:

- a. The dimensions and siting of the buildings, structures, parking spaces, loading spaces to be constructed on the land be in general accordance with the attached site plan;
- b. The exterior design and finish of the buildings to be constructed on the land be in general accordance with the attached building elevations;
- c. Landscaping shall be in accordance with Section 403.2 of the Zoning Bylaw and shall be in general accordance with the attached Landscape Plan;
- d. Parking shall be in accordance with Section 1001 of the Zoning Bylaw;
- e. The paving of the parking areas and access driveway shall be in accordance with Section 1001.2.e of the Zoning Bylaw;
- f. Off-street loading areas must be provided and maintained in accordance with Section 1101 of the Zoning Bylaw; and
- g. Proposed drainage works shall be to the satisfaction of the City of Enderby Public Works manager.

AND THAT the issuance of a Building Permit be withheld until:

- a. The City of Enderby receives confirmation that the illegally non-conforming single family dwelling located on the subject property has been removed; and
- b. The applicant has provided the City with an irrevocable letter of credit, or a cash deposit, in the amount equal to 120% of the estimated cost of landscaping and of curbing and paving the parking, loading, and driveway areas. The estimates must be prepared by qualified landscaping and paving contractors.

Carried Unanimously

BUSINESS ARISING FROM THE MINUTES AND/OR UNFINISHED BUSINESS

Information Bulletin from Regional District of North Okanagan dated July 3, 2014

Re: Status Quo for Recycling Services at Recycling and Disposal Facilities

Moved by Councillor Baird, seconded by Councillor Shipmaker that the information be received and filed.

Carried Unanimously

BYLAWS – First Reading

Official Community Plan Consultation and Consideration Prior to Adoption – Memo from Assistant Corporate Officer and Planning Assistant dated June 20, 2014

Moved by Councillor Shipmaker, seconded by Councillor Case that Council, pursuant to Section 879, 881 and 882 of the Local Government Act, resolves as follows:

Consultation with persons, organizations, and authorities beyond those specifically considered below is not required;

Council will consult with the Board of the Regional District of North Okanagan by referring the Plan after First Reading for their review and comment with respect to:

- General Provisions;
- The North Okanagan Regional Growth Strategy; and
- The Solid Waste Management Plan;

Council will consult with the Splatshin Band by referring the Plan after First Reading for their review and comment;

Council will consult with the North Okanagan-Shuswap School District #83 by referring the Plan after First Reading for their review and comment;

Council will consult with the following provincial and federal ministries and agencies by referring the Plan after First Reading for their review and comment:

- Interior Health;
- Ministry of Forests, Lands and Natural Resources;
- Ministry of Transportation and Infrastructure;
- Ministry of Environment;
- Department of Fisheries and Oceans;
- Ministry of Agriculture; and

- Ministry of Energy and Mines;

Council will consult with the provincial Agricultural Land Commission by referring the Plan after First Reading for their review and comment; and

THAT the referred agencies be provided with 20 days to respond to the referral; and

THAT any comments be referred to Council to determine if consultation needs to be on-going; and

THAT the Plan be referred to the Chief Financial Officer to consider the Plan in conjunction with the City's Financial Plan.

Carried Unanimously

Official Community Plan Bylaw No. 1549, 2014

A bylaw to adopt an Official Community Plan

Moved by Councillor Baird, seconded by Councillor McCune that Official Community Plan Bylaw No. 1549, 2014 which proposes to adopt an official community plan for the City of Enderby be given first reading.

Carried Unanimously

BYLAWS – Adoption

Municipal Ticketing Information (MTI) System Bylaw No. 1518, 2013 Amendment Bylaw No. 1548, 2014

A bylaw to amend the MTI System Bylaw

Moved by Councillor Case, seconded by Councillor Ludwig that Municipal Ticketing Information (MTI) System Bylaw No. 1518, 2013 Amendment Bylaw No. 1548, 2014 be reconsidered and adopted.

Carried Unanimously

Results of Alternate Approval Process (Upgrades to Mill Avenue Loan Authorization Bylaw No. 1544, 2014 – Memo from Chief Financial Officer dated June 24, 2014

Moved by Councillor McCune, seconded by Councillor Knust that the report from the Chief Financial Officer dated June 24, 2014 regarding the Upgrades to Mill Avenue Loan Authorization Bylaw No. 1544, 2014 – Results of Alternative Approval Process be received for information.

Carried Unanimously

Upgrades to Mill Avenue Loan Authorization Bylaw No. 1544, 2014

A bylaw to authorize the borrowing of the estimated cost of upgrading Mill Avenue

Moved by Councillor McCune, seconded by Councillor Knust that Upgrades to Mill Avenue Loan Authorization Bylaw No. 1544, 2014 be reconsidered and adopted.

Carried Unanimously

REPORTS

Councillor Ludwig

- Attended Canada Day celebrations and helped with children's game booth.
- Okanagan Regional Library meeting – new Summerland building is going ahead.
- Dinner meeting with Splatsin.
- Shift of Citizens on Patrol

Councillor Shipmaker

Attended the C2C meeting.

Councillor Baird

- Attended Canada Day celebrations.
- Enderby and District Services Commission meeting:
 - New sign ordered for boat launch instructing how to search for invasive species

- River Ambassadors undergoing training sessions

Councillor McCune

Baseball season was very successful. There may even be a fall league this year. Plans are underway for next season.

Councillor Knust

- Attended Canada Day celebrations. Worked with Resource Centre at their booth handing out free water and selling quilt raffle tickets.
- FACTT meeting – got more public attendance following newspaper report. The hunger situation in Enderby has been an eye-opener for some people.
- Still looking for someone to spearhead a gleaning program. Would like it to be based on the Kamloops model.
- Girl Guides will be making 200 pies for sale.
- Have had numerous complaints about lack of mosquito control in town.
- Disturbing report from a senior who was turned away at the medical lab due to a scheduled lunch break for staff.

Moved by Councillor Knust, seconded by Councillor Baird that this occurrence be reported to the Health Centre Administration with expectation to review policy around delaying services due to scheduling challenges.

Carried Unanimously

Councillor Case

- Funtastic event was very successful once again.
- Attended C2C meeting with Splatsin.
- Enderby and District Services Commission:
 - Conceptual plan for the Belvidere Hand Launch being developed at a cost of \$5,900.
 - Following meeting with stakeholders, a conceptual plan will be developed for the Barnes Park projects.

Mayor Cyr

- Congratulations to Councillor Case and the Funtastic group.
- Accordion festival at Riverside Park was very entertaining.
- Attended Canada Day Parade.
- Music by the River has started. And yes, there were lots of mosquitoes.
- C2C meeting with Splatsin was productive.
- Addressed the grade 7 grads.

Building Permit Detail Report – June 2014

Moved by Councillor Shipmaker, seconded by Councillor Knut that the report be received and filed.

Carried Unanimously

NEW BUSINESS

Royal Canadian Legion – Correspondence dated June 26, 2014

Re: New Sign for Cenotaph Park

Moved by Councillor Case, seconded by Councillor Ludwig that Council approve the new sign for Cenotaph Park.

Carried Unanimously

Waste Bins on Public Property – Memo from Chief Administrative Officer dated June 24, 2014

Moved by Councillor Ludwig, seconded by Councillor McCune that Council endorse the following strategy to deal with waste bins on public property:

City staff will contact the owners of waste bins located on City property to implement one of the following solutions:

- 1) *Waste bins should be located on private property whenever possible and in accordance with other applicable regulations;*
- 2) *In the event that it is not possible to locate a waste bin on private property due to the nature of the existing development, the owners shall, in accordance of preference:*
 - a. *Partner with a neighbouring business to share a common waste bin on private property; or*
 - b. *Enter into a license of occupation with the City of Enderby whereby the occupier will:*
 - i. *be responsible for erecting screening or an enclosure suitable to the City of Enderby;*
 - ii. *commit to keeping the surrounding premises free of waste;*
 - iii. *indemnify the City and add the latter as a named insured to its liability insurance policy;*
 - iv. *ensure the location of the waste bin and screening or enclosure does not inhibit the flow of traffic or pedestrians; and*
 - v. *ensure that the waste bin does not give rise to foul odours.*

Carried Unanimously

Ministry of Community, Sport and Cultural Development – Correspondence dated June 26, 2014

Re: Issues Relating to Medical Marihuana Production in BC

Moved by Councillor Shipmaker, seconded by Councillor Baird that the correspondence be received and filed.

Carried Unanimously

Talon Helicopters – Correspondence dated July 3, 2014

Re: Letter of Notification of Low Level Flights

Moved by Councillor Baird, seconded by Councillor McCune that the correspondence be received and filed.

Carried Unanimously

Regional District of Central Okanagan – Correspondence dated July 2, 2014

Re: Interior Regional Districts Moving 9-1-1 Call Answer to E-Comm

Moved by Councillor McCune, seconded by Councillor Ludwig that the correspondence be received and filed.

Carried Unanimously

Appointment of Chief Election Officer and Deputy Chief Election Officer – Memo from Chief Financial Officer dated July 2, 2014

Moved by Councillor Baird, seconded by Councillor McCune that Council appoint Tate Bengtson as Chief Election Officer for the 2014 general local elections; and

THAT Council appoint Jennifer Bellamy as Deputy Chief Election Officer for the 2014 general local elections.

Carried Unanimously

2014 School Elections – Memo from Chief Financial Officer dated July 8, 2014

Moved by Councillor Case, seconded by Councillor McCune that the City of Enderby election officials conduct the school trustee elections on behalf of School District No. 83.

Carried Unanimously

2014 Election Rates of Pay – Memo from Chief Financial Officer dated July 2, 2014

Moved by Councillor Baird, seconded by Councillor Knust that Council approves the following rates of pay for election personnel working for the Advanced Polls and General Voting day:

Chief Election Officer - \$870 flat rate
Deputy Chief Election Officer - \$564 flat rate
Election Officials - \$18.82 per hour

Carried Unanimously

UBCM memo dated June 11, 2014

Re: Response Sought to Building Code and Community Charter Changes

Moved by Councillor Ludwig, seconded by Councillor Baird that the correspondence be received and filed.

Carried Unanimously

City of Pitt Meadows – Correspondence dated July 2, 2014

Re: Unified Building Code Effect on Local Governments Provision of Public Safety

Moved by Councillor Baird, seconded by Councillor McCune that the correspondence be received and filed.

Carried Unanimously

UBCM Meetings – Memo from Chief Administrative Officer dated July 4, 2014

Moved by Councillor Case, seconded by Councillor Ludwig that Ministry appointment requests during UBCM convention be forwarded to the Chief Administrative Officer along with requests for research of information materials that may be required.

Carried Unanimously

2014 Strategic Community Investment Fund Letter - Memo from Chief Financial Officer dated July 8, 2014

Moved by Councillor Shipmaker, seconded by Councillor Ludwig that the correspondence be received and filed.

Carried Unanimously

Girl Guides SOAR Road Closure Request – memo from Chief Financial Officer dated July 8, 2014

Moved by Councillor Ludwig, seconded by Councillor Knust that Council exempts the Girl Guides SOAR road closure request from the requirement to petition affected business owners regarding its road closure application; and

THAT Council approved the road closure application.

Carried Unanimously

Road Capital Projects 2014 Tender Award – Memo from Chief Administrative Officer dated July 10, 2014

Moved by Councillor Case, seconded by Councillor Ludwig that Council award the tender for the 2014 capital road project, in the amount of \$849,081.72 to Mounce Construction.

Carried Unanimously

Late Item: Volpatti Special Occasion Liquor License

Moved by Councillor McCune, seconded by Councillor Baird that Council approve a special occasion liquor license application from Reno and Sandra Volpatti extending the sale of hard liquor at the Gazebo to 12:00 a.m.

Carried Unanimously

PUBLIC QUESTION PERIOD

None

CLOSED MEETING RESOLUTION

Moved by Councillor Case, seconded by Councillor Baird that, pursuant to Section 92 of the *Community Charter*, the regular meeting convene In-Camera to deal with matters deemed closed to the public in accordance with Section 90 (1) (e) and (k) of the *Community Charter*.

Carried Unanimously

ADJOURNMENT

The Regular Meeting reconvened at 5:45 p.m.

Moved by Councillor Case, seconded by Councillor Knust that the Regular Meeting adjourn at 5:45 p.m.

MAYOR

CHIEF ADMINISTRATIVE OFFICER