



REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN BOARD of DIRECTORS MEETING

Minutes of the Regular Board Meeting of the Regional District of Okanagan-Similkameen (RDOS) Board of Directors held at 11:15 am Thursday, October 3, 2019 in the Boardroom, 101 Martin Street, Penticton, British Columbia.

MEMBERS PRESENT:

Chair K. Kozakevich, Electoral Area "E"
Vice Chair M. Bauer, Village of Keremeos
Director J. Bloomfield, City of Penticton
Director T. Boot, District of Summerland
Director G. Bush, Electoral Area "B"
Director B. Coyne, Electoral Area "H"
Director S. Coyne, Town of Princeton
Director R. Gettens, Electoral Area "F"
Director D. Holmes, District of Summerland
Director J. Kimberley, City of Penticton

Director R. Knodel, Electoral Area "C"
Director C. Rhodes, Alt. Town of Osoyoos
Director S. Monteith, Electoral Area "I"
Director M. Pendergraft, Electoral Area "A"
Director R. Obirek, Electoral Area "D"
Director F. Regehr, City of Penticton
Director T. Roberts, Electoral Area "G"
Director J. Vassilaki, City of Penticton
Director M. Johansen, Alt. Town of Oliver

MEMBERS ABSENT:

Director S. McKortoff, Town of Osoyoos
Director P. Veintimilla, Town of Oliver

STAFF PRESENT:

B. Newell, Chief Administrative Officer
C. Malden, Manager of Legislative Services
J. Kurvink, Manager of Finance

M. Woods, Gen. Manager of Community Services
B. Dollevoet, Gen. Manager of Development Services
A. Reeder, Manager of Operations

A. APPROVAL OF AGENDA

RECOMMENDATION 1 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the [Agenda](#) for the RDOS Board Meeting of October 3, 2019 be adopted. -

CARRIED

1. Consent Agenda – Corporate Issues

- a. Naramata Water Advisory Committee – July 9, 2019
THAT the Minutes of the July 9, 2019 Naramata Water Advisory Committee meeting be received.
- b. Okanagan Falls Parks and Recreation Commission – July 11, 2019
 - i. *THAT the Minutes of the July 11, 2019 Okanagan Falls Parks and Recreation Commission meeting be received.*
 - ii. *That the RDOS Board review the park donation program with a view to make it an inviting program and have staff review best practices from other municipalities.*
- c. Okanagan Falls Parks and Recreation Commission – September 12, 2019
THAT the Minutes of the September 12, 2019 Okanagan Falls Parks and Recreation Commission meeting be received.
- d. Similkameen Recreation Commission – September 10, 2019
THAT the Minutes of the September 10, 2019 Similkameen Recreation Committee meeting be received.
- e. Kaleden Recreation Commission – September 11, 2019
THAT the Minutes of the September 11, 2019 Kaleden Recreation Commission meeting be received.
- f. Corporate Services Committee – September 19, 2019
THAT the Minutes of the September 19, 2019 Corporate Services Committee meeting be received.
- g. Environment and Infrastructure Committee – September 19, 2019
THAT the Minutes of the September 19, 2019 Environment and Infrastructure Committee be received.

THAT the Board of Directors provide a resolution to join the FCM – ICLEI (Local Governments for Sustainability) Partners for Climate Protection Program
- h. Planning and Development Committee – September 19, 2019
THAT the Minutes of the September 19, 2019 Planning and Development Committee meeting be received.
- i. RDOS Regular Board Meeting – September 19, 2019
THAT the minutes of the September 19, 2019 RDOS Regular Board meeting be adopted.

RECOMMENDATION 2 (Unweighted Corporate Vote – Simple Majority)**It was MOVED and SECONDED**

THAT the Consent Agenda – Corporate Issues be adopted. - **CARRIED**

2. Consent Agenda – Development Services
 - a. Development Variance Permit Application – 125 Christie Mountain Lane, Electoral Area “D”
 - i. Permit
 - ii. [Representation](#)

THAT the Board of Directors approve Development Variance Permit No. D2019.022-DVP.

RECOMMENDATION 3 (Unweighted Rural Vote – Simple Majority)**It was MOVED and SECONDED**

THAT the Consent Agenda – Development Services be adopted. - **CARRIED**

B. DEVELOPMENT SERVICES – Building Inspection

1. Building Bylaw No. 2333 and 2805 Infraction – 186 Trout Main Forest Service Road, Electoral Area “H”

RECOMMENDATION 4 (Unweighted Corporate Vote – Simple Majority)**It was MOVED and SECONDED**

THAT a Section 302 Notice on Title, pursuant to Section 302 of the *Local Government Act* and Section 57 of the *Community Charter* (made applicable to Regional Districts by Section 302 of the LGA), be filed against the title of lands described as Lot A, Plan KAP56515, District Lot 4171, KDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaw No. 2333 and/or No. 2805; and,

THAT injunctive action be commenced. - **CARRIED**

C. DEVELOPMENT SERVICES – Rural Land Use Matters

1. Early Termination of Land Use Contract No. LU-9-D – Electoral Area “I”
 - a. Bylaw No. 2457.28
 - b. Bylaw No. 2457.29
 - c. Bylaw No. 2683.03
 - d. Representation

RECOMMENDATION 5 (Unweighted Rural Vote – Simple Majority)**It was MOVED and SECONDED**

THAT the following bylaws be read a first and second time and proceed to a public hearing:

- Bylaw No. 2683.03, 2019, Electoral Area “I” Official Community Plan Amendment Bylaw;
- Bylaw No. 2457.28, 2019, Electoral Area “I” Land Use Contract LU-9-D Termination and Zoning Amendment Bylaw;
- Bylaw No. 2457.29, 2019, Electoral Area “I” Land Use Contract LU-9-D Discharge and Zoning Amendment Bylaw; and

THAT the Board considers the process, as outlined in the report from the Chief Administrative Officer dated October 3, 2019, to be appropriate consultation for the purpose of Section 475 of the *Local Government Act*; and,

THAT, in accordance with Section 477 of the *Local Government Act*, the Board has considered Amendment Bylaw No. 2683.03, 2019, in conjunction with its Financial and applicable Waste Management Plans; and,

THAT the holding of a public hearing be scheduled for the Regional District Board meeting of November 7, 2019; and,

THAT staff give notice of the public hearing in accordance with the requirements of the *Local Government Act*.

CARRIED

2. Hillside & Steep Slope Development Permit Area Update – Electoral Area “D”
 - a. Bylaw No. 2500.03
 - b. Bylaw No. 2603.02
 - i. Bylaw No. 2603.02 Schedule ‘A’
 - c. Representation

RECOMMENDATION 6 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Amendment Bylaw No. 2500.03, 2019, Regional District of Okanagan-Similkameen Development Procedures Amendment Bylaw be read a first and second time; and,

THAT Amendment Bylaw 2603.02, 2019, Electoral Area “D” Official Community Plan Amendment Bylaw be read a first and second time and proceed to public hearing; and,

THAT the Board of Directors considers the process, as outlined in this report from the Chief Administrative Officer dated October 3, 2019, to be appropriate consultation for the purpose of Section 475 of the *Local Government Act*; and,

THAT, in accordance with Section 477 of the *Local Government Act*, the Board of Directors has considered Amendment Bylaw No. 2603.02, 2019, in conjunction with its Financial and applicable Waste Management Plans; and,

THAT the holding of a public hearing be scheduled for the Regional District Board meeting of November 7, 2019; and,

THAT staff give notice of the public hearing in accordance with the requirements of the *Local Government Act*.

CARRIED

3. Official Community Plan (OCP) & Zoning Bylaw Amendment – Electoral Area “H”
 - a. Bylaw No. 2497.11
 - b. Bylaw No. 2498.18
 - c. [Representation](#)

RECOMMENDATION 7 (Unweighted Rural Vote – 2/3 Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2497.11, 2019, Electoral Area “H” Official Community Plan Amendment Bylaw and Bylaw No. 2498.18, 2019, Electoral Area “H” Zoning Amendment Bylaw be read a third time, as amended, and adopted. -

CARRIED

D. PUBLIC WORKS

1. Organics Composting Siting Review

Although this item was supported at the September 19, 2019 Environment and Infrastructure Committee, this item is not suitable for the Consent Agenda due to the financial voting requirements.

RECOMMENDATION 8 (Weighted Corporate Vote – Simple Majority)**It was MOVED and SECONDED**

THAT the Regional District pursue an Organics Composting Siting study in order to review the feasibility of an Organic Composting Site at the Campbell Mountain Landfill and the Okanagan Falls Landfill; and,

THAT \$50,000 be authorized from the Campbell Mountain Landfill/Okanagan Falls landfill consulting budget in order to undertake an Organics Composting Siting review.

CARRIED

E. COMMUNITY SERVICES

1. Emergency Services 9-1-1 Call Answer Centre Service Agreement

RECOMMENDATION 9 (Weighted Corporate Vote – Simple Majority)**It was MOVED and SECONDED**

THAT the Board of Directors authorize a (14) month extension to the Emergency Services Communication agreement with the Regional District of Central Okanagan (RDCO). - **CARRIED**

2. Similkameen Flood Risk Assessment, Flood Mapping & Flood Mitigation Planning Award of Contract

RECOMMENDATION 10 (Weighted Corporate Vote – Simple Majority)**It was MOVED and SECONDED**

THAT the Board of Directors award the Similkameen Flood Risk Assessment, Flood Mapping & Flood Mitigation Planning contract to Ecora for \$95,029.98 plus applicable taxes. - **CARRIED**

3. BC Transit - Memorandum of Understanding

a. Route 70 Penticton/Kelowna Transit Service Expansion

RECOMMENDATION 11 (Weighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Board endorse signing the Memorandum of Understanding for the service expansion of the Route 70 Penticton/Kelowna transit service for an additional 2000 service hours with a local (RD) cost share of \$95,838, enabling BC Transit to procure provincial funding on behalf of the RDOS. - **CARRIED**

b. West Bench Transit Service

RECOMMENDATION 12 (Weighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the board endorse signing the Memorandum of Understanding for the service implementation of an introductory transit service to West Bench with 400 service hours carrying a local (RD) cost share of \$15,507, enabling BC Transit to procure provincial funding on behalf of the RDOS. - **CARRIED**

F. FINANCE

1. Bylaw No. 2871 – Area “H” Community Works Gas Tax Expenditure

a. Bylaw No. 2871

RECOMMENDATION 13 (Weighted Corporate Vote – 2/3 Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2871, 2019, Electoral Area “H” Community Works (Gas Tax) Reserve Fund Expenditure Bylaw for the contribution of \$40,000 towards the replacements of roofs at the Princeton Museum and Curling Club be given first, second, third reading and adopted. - **CARRIED**

2. Property Tax Exemption Bylaw No. 2872, 2019

a. Bylaw No. 2872

RECOMMENDATION 14 (Weighted Corporate Vote – 2/3 Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2872, 2019 Regional District of Okanagan-Similkameen Property Tax Exemption Bylaw be read a first, second and third time and be adopted. - **CARRIED**

G. LEGISLATIVE SERVICES

1. Willowbrook Fire Truck Acquisition
 - a. Bylaw No. 1388.02
 - b. Bylaw No. 2874

RECOMMENDATION 15 (Weighted Corporate Vote – Simple Majority)**It was MOVED and SECONDED**

THAT Willowbrook Fire Protection Local Service Establishment Amendment Bylaw No. 1388.02, 2019, with consent of the Director for Electoral Area “C”; be read a first, second and third time and be forwarded to the Inspector of Municipalities for approval, and,

THAT Willowbrook Fire Truck Acquisition Loan Authorization Bylaw No. 2874, 2019 be read a first, second and third time and be forwarded to the Inspector of Municipalities for Ministry approval prior to electoral approval; and,

THAT the Board of Directors authorize that elector approval for the adoption of Willowbrook Fire Truck Acquisition Loan Authorization Bylaw No. 2874, 2019 be obtained through an assent vote in accordance with Part 4 of the *Local Government Act* to be conducted on Saturday April 25, 2020; and

THAT Christy Malden be appointed as Chief Election Officer and Gillian Cramm be appointed as Deputy Chief Election Officer for the Willowbrook Fire Truck Assent Vote in Electoral Area “C”; and,

THAT the question on the assent vote ballot be “Are you in favour of the Regional District of Okanagan-Similkameen adopting Bylaw No. 2874, 2019, a bylaw to authorize the long-term borrowing of Five Hundred Thousand dollars (\$500,000) for the acquisition of a fire truck for the Willowbrook Fire Protection Service Area?”

CARRIED

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2. Area “F” Transit
 - a. Bylaw No. 1440
 - b. Bylaw No. 1440.01

To reactivate the existing transit service bylaw to serve the residents in Electoral Area “F” and to commence a public engagement process to determine whether expansion of the service is supported by the residents.

RECOMMENDATION 16 (Unweighted Corporate Vote – Simple Majority)**It was MOVED and SECONDED**

THAT the Board of Directors give three readings to Electoral Area “F” Transit System Local Service Establishment Amendment Bylaw No. 1440.01, 2019. - **CARRIED**

Director Vassilaki vacated the RDOS Board meeting at 11:45 am.

H. CAO REPORTS

1. Verbal Update
-

I. OTHER BUSINESS

1. Chair's Report
-

2. Directors Motions

Notices of Motion - Director Gettens

1. That staff put forward a grant application to the *UBCM Community Child Care Planning Fund*. The grant is to be used to collect data on local childcare needs, to create an inventory of existing childcare spaces, establish childcare space targets for the next 10 years and the actions required to meet those targets.
 2. That RDOS staff connect with Capital RD, Alberni Clayoquot RD and/or Central Coast RD staff to gather lessons learnt on their approach and confirm resources required to support the implementation of Truth and Reconciliation Calls to Action and the UNDRIP.
 3. That RDOS staff develop a report for board discussion around best practices to regulate deposition and removal of soil for non-ALR lands in the RDOS.
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3. Board Members Verbal Update
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J. CLOSED SESSION**RECOMMENDATION 17 (Unweighted Corporate Vote – Simple Majority)****It was MOVED and SECONDED**

THAT in accordance with Section 90(1)(e) of the *Community Charter*, the Board close the meeting to the public on the basis of the acquisition, disposition or expropriation of land or improvements, if the Board considers that disclosure could reasonably be expected to harm the interests of the Regional District. - **CARRIED**

1. South Okanagan Conservation Fund - Technical Advisory Recommendations for Funding

The meeting was closed to the public at 12:23 pm.

The meeting was opened to the public at 12:34 pm.

K. ITEMS COMING OUT OF CLOSED SESSION

The following resolution was passed at the September 19, 2019 Corporate Services Committee Closed Session and is before the Board for ratification:

RECOMMENDATION 18 (Unweighted Corporate Vote – Simple Majority)**It was MOVED and SECONDED**

1. THAT the Board adopt the 2019 Bargaining Committee Terms of Reference setting out the purpose, authority, appointments, roles, objectives and reporting requirements, attached as Appendix A to the Administrative Report dated September 19, 2019 from B. Newell, CAO; and,
2. THAT the Board appoint Bill Newell, Chief Administrative Officer, as the Bargaining Agent for the Regional District, with authority to enter into a Memorandum of Settlement with British Columbia Government and Service Employees' Union based on terms and concepts within the 2019 Bargaining Strategy approved by the Board; and,
3. THAT the Board adopt the 2019 Bargaining Committee Strategy attached as Appendix B to the Administrative Report dated September 19, 2019 from B. Newell, CAO; and the Bargaining Strategy be kept confidential in accordance with Section 90 (1) of the *Community Charter*.

CARRIED

L. ADJOURNMENT

By consensus, the meeting adjourned at 12:35 pm.

APPROVED:

CERTIFIED CORRECT:

K. Kozakevich
RDOS Board Chair

B. Newell
Corporate Officer