

APPROVED NOVEMBER 19, 2020

**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 12:17 p.m. on Thursday, October 15, 2020 in the Boardroom, 101 Martin Street, Penticton, British Columbia.

MEMBERS PRESENT:

Chair K. Kozakevich, Electoral Area "E"	Director S. McKortoff, Town of Osoyoos
Vice Chair D. Holmes, District of Summerland	Director S. Monteith, Electoral Area "I"
Director M. Bauer, Village of Keremeos	Director R. Obirek, Electoral Area "D"
Director J. Bloomfield, City of Penticton	Director M. Pendergraft, Electoral Area "A"
Director G. Bush, Electoral Area "B"	Director F. Regehr, City of Penticton
Director B. Coyne, Electoral Area "H"	Director T. Roberts, Electoral Area "G"
Director S. Coyne, Town of Princeton	Director K. Robinson, City of Penticton
Director R. Gettens, Electoral Area "F"	Director E. Trainer, Alt. District of Summerland
Director M. Johansen, Town of Oliver	Director J. Vassilaki, City of Penticton
Director R. Knodel, Electoral Area "C"	

MEMBERS ABSENT:

Director T. Boot, District of Summerland

STAFF PRESENT:

B. Newell, Chief Administrative Officer	C. Malden, Manager of Legislative Services
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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 15, 2020 be adopted as amended by adding:

- Item E3 Oliver and District Arena Capital Upgrades
- Item I Closed Session.

CARRIED

1. Consent Agenda – Corporate Issues

- Similkameen Recreation Commission – September 17, 2020
THAT the Minutes of the September 17, 2020 Similkameen Recreation Commission meeting be received.
- Electoral Area "D" Okanagan Falls Parks Recreation Commission
THAT the Board of Directors appoint Judy Garner to the Electoral Area "D" Naramata Parks and Recreation Commission for a two year term, ending December 31, 2022.
- South Okanagan Conservation Fund – Technical Advisory Committee Appointments
THAT the Board of Directors appoint the following as volunteer members of the South Okanagan Conservation Fund Technical Advisory Committee:

Three year term ending December 31 2022

- Timothy Gray (B.Sc, M.E.T, R.P.Bio.)
- Laura Machial (MSc., R.P.Bio.)

THAT a letter of appreciation be sent to Adam Ford, Ph.D on behalf of the Board, thanking him for his dedication and support while serving on this committee for the past three years.

- d. Planning and Development Committee – October 1, 2020
THAT the Minutes of the October 1, 2020 Planning and Development Committee meeting be received.
- e. RDOS Regular Board Meeting – September 17, 2020
THAT the Minutes of the September 17, 2020 Regular Board meeting be adopted.
- f. RDOS Regular Board Meeting – October 1, 2020
THAT the minutes of the October 1, 2020 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. Temporary Use Permit Application – 3575 3rd Street, Electoral Area “E”
 - i. Permit
 - ii. Representations

THAT the Board of Directors approve Temporary Use Permit No. E2020.008-TUP

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 Infractions – 1321 Fish Lake Road – Placement of structures without building permits

The Chair enquired whether the property owner was present to address the Board; however, they were not.

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 District Lot 3761, ODYD, Except Plan 33562, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaw No. 2805, 2018;

AND THAT injunctive action be commenced.

CARRIED

2. Building Bylaw Infractions – G9 – 5405 McLean Creek Road, Electoral Area “D” – Expired permit, incomplete inspections and failure to meet floodplain elevation requirements
 - a. Representations

The property owner addressed the Board.

RECOMMENDATION 5 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT if corrective works have not been completed by November 30, 2020 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 1, District Lots 374, 551 & 2710 Plan KAP81234, SDYD, that certain works have been undertaken on the lands contrary to the Regional District Okanagan-Similkameen Building Bylaws No. 2333 and No. 2805; and

THAT injunctive action be commenced.

CARRIED

Opposed: Director Bush

C. DEVELOPMENT SERVICES – Rural Land Use Matters

1. Reschedule Public Hearing - Zoning Bylaw Amendment – 500 Secrest Hill Road (Loose Bay) Electoral Area “C”

RECOMMENDATION 6 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT the holding of a public hearing for Bylaw No. 2453.38, 2020, be scheduled for the Regional District Board meeting of November 19, 2020;

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

CARRIED

2. Petition to Enter Service Areas – 3498 Arawana Forestry Road – Electoral Area “E”
Street Lighting and Campbell Mountain Landfill Solid Waste Collection and Drop-Off
 - a. Bylaw No. 1618.02
 - b. Bylaw No. 2190.08

RECOMMENDATION 7 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 1618.02, 2020, Naramata Street Lighting Local Service Establishment Amendment Bylaw be read a first, second and third time;

AND THAT Bylaw No. 2190.08, 2020, Campbell Mountain Landfill Solid Waste Collection and Drop-Off Service Establishment Amendment Bylaw be read a first, second and third time.

CARRIED

3. Petition to Enter Water Service Area – 3440, 3498, 3580, 3690 Arawana Forestry Road Electoral Area “E”
 - a. Bylaw No. 2896, 2020

RECOMMENDATION 8 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2896, 2020, a bylaw of the Regional District of Okanagan Similkameen to amend the Naramata Water System Local Service Establishment Bylaw be read a first and second time; but that the Bylaw not be brought for third reading until the following conditions have been fulfilled.

1. That a detailed letter, with expectations and requirements of the Regional District to be fulfilled at the expense of the owner with respect to infrastructure upgrades to provide water service to the Lands be delivered to Naramata Benchland Properties Ltd.; and, that the letter contain a provision whereby the developer acknowledges receipt of the letter and agrees with the contents therein; and
2. That to ensure any future owner has notice of the infrastructure requirements of the Regional District, and the costs to provide water service to the Lands and to mitigate potential liability with respect to any obligation of the Regional District to provide water service, that a “no-build/subdivision” covenant be registered against the Lands pursuant to Section 219 of the Land Title Act prior to inclusion of the Lands into the Naramata Water System Service Area. The Section 219 Covenant should also refer to the requirements of a development agreement being entered into prior to rezoning, subdivision or construction, if any.

CARRIED

4. Agricultural Land Commission Referral (Exclusion) – 1313 Greyback Mountain Road Electoral Area “E”
 - a. Representations

RECOMMENDATION 9 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT the RDOS Board “authorize” the application to exclude an approximately 22.56 ha part of the parcel located at 1313 Greyback Mountain Road (Plan KAP1190, Sublot 8, District Lot 2711, SDYD) to proceed to the Agricultural Land Commission. - **CARRIED**

5. Zoning Bylaw Amendment – 2390 Coalmont Road – Electoral Area “H”
 - a. Bylaw No. 2498.22
 - b. Representations

RECOMMENDATION 10 (Unweighted Rural Vote – 2/3 Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2498.22, 2020, Electoral Area “H” Zoning Amendment Bylaw be read a third time and be adopted. - **CARRIED**

6. Zoning Bylaw Amendment – Regulation of Metal Storage Containers Electoral Areas “A”, “C”, “D”, “E”, “F” & “I”
 - a. Bylaw No. 2895, 2020

RECOMMENDATION 11 (Unweighted Rural Vote – Simple Majority)

It was MOVED and SECONDED

THAT Bylaw No. 2895, 2020, Regional District of Okanagan-Similkameen Metal Storage Container Regulations Zoning Amendment Bylaw be read a first and second time and proceed to public hearing;

AND THAT the holding of a public hearing be scheduled for November 19, 2020 at 7:00 p.m.;

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

CARRIED

D. PUBLIC WORKS

1. Required Resolution for Investing in Canada Infrastructure Program – Rural and Northern Communities Grant Application

RECOMMENDATION 12 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Regional District support the following applications to the Investing in Canada Infrastructure Program – Rural and Northern Communities for the following projects, given in priority order:

1. Naramata Water System Infrastructure Upgrades
2. Sun Valley Water Treatment and Generator Upgrade; and,

THAT the Regional District commits to its share of each project for staff time, potential cost overruns or other ineligible expenses.

CARRIED

E. COMMUNITY SERVICES

1. Community Economic Recovery Infrastructure Grant Program

RECOMMENDATION 13 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Board endorse two applications to the Community Economic Recovery Infrastructure Program (CERIP) grant for:

- Keremeos Outdoor Pool Restoration and Accessibility Improvements
- Kaleden Hotel Structural Rehabilitation

CARRIED

2. Award of Manitou Park Public Washroom Construction Project

RECOMMENDATION 14 (Weighted Corporate Vote – Majority)

It was MOVED and SECONDED

THAT the Board of Directors award the construction of a new Public Washroom and septic system at Manitou Park to Plan B Contractors Inc. up to the amount of \$282,110.00 exclusive of GST.

CARRIED

3. Oliver and District Arena Capital Upgrades

- a. Administrative Report
- b. Bylaw No. 2844, 2019
- c. Oliver Parks and Recreation Society Request for Support

RECOMMENDATION 15 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT the Board of Directors support the Oliver Parks and Recreation Society application for the Oliver & District Arena through the Investing in Canada Infrastructure Program for a total project value of \$3,145,350 with the Regional District of Okanagan-Similkameen share of Community, Culture and Recreation stream being \$838,865 and the Rural Northern Community stream with the Regional District share to be \$0.00.

CARRIED

RECOMMENDATION 16 (Weighted Corporate Vote – Unanimous)

It was MOVED and SECONDED

THAT third reading of Oliver and District Arena Loan Authorization Bylaw No. 2844, 2019 be rescinded to amend the amount to be borrowed from \$2,600,000 to \$900,000; and,

THAT third reading of Oliver and District Arena Loan Authorization Bylaw No. 2844, 2019 be re-read as amended.

CARRIED

F. LEGISLATIVE SERVICES

- 1. Willowbrook Fire Protection Local Service Establishment Amendment Bylaw**
 - a. Bylaw No. 1388.03

RECOMMENDATION 17 (Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

THAT Willowbrook Fire Protection Local Service Establishment Amendment Bylaw No. 1388.03, 2020, being a bylaw to change reference to Electoral Area “D” to Electoral Area “I”, be adopted. - **CARRIED**

- 2. Update on Municipal Director Appointments**
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G. CAO REPORTS

1. Verbal Update
-

H. OTHER BUSINESS

1. Chair's Report
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2. Board Representation

- a. BC Grape Growers Association and Starling Control – *Bush, Monteith (Alternate)*
 - b. Municipal Finance Authority – *Kozakevich (Chair), Holmes (Vice Chair, Alternate)*
 - c. Municipal Insurance Association – *Kozakevich (Chair), Holmes (Vice Chair, Alternate)*
 - d. Okanagan Basin Water Board - *McKortoff, Holmes, Knodel, Pendergraft (Alternate to McKortoff), Monteith (Alternate to Knodel)*
 - e. Okanagan Film Commission – *Gettens, Holmes (Alternate)*
 - f. Okanagan Regional Library – *Kozakevich, Roberts (Alternate)*
 - g. Okanagan-Kootenay Sterile Insect Release Board – *Bush, Knodel (Alternate)*
 - h. South Okanagan Similkameen Fire Chief Association – *Pendergraft, Knodel, Monteith, Obirek, Roberts*
 - i. Okanagan-Similkameen Regional Hospital District – *Kozakevich, Holmes (Alternate)*
 - j. South Okanagan Similkameen Rural Healthcare Community Coalition (formerly Developing Sustainable Rural Practice Communities) – *McKortoff, Bauer (Alternate)*
 - k. Southern Interior Municipal Employers Association – *Knodel, Kozakevich (Alternate)*
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3. Directors Motions

- a. Directors Motion - Director Gettens

IT WAS MOVED AND SECONDED

THAT staff investigate the feasibility of hiring an Indigenous Relations position to develop and maintain resilient working relationships with each of the South Okanagan Similkameen's Indian Bands. – **CARRIED**

Opposed: Directors Bush, Robinson, Bauer

4. Board Members Verbal Update
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I. CLOSED SESSION

RECOMMENDATION 18 (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 discussions involving the acquisition, disposition or expropriation of land or improvements, disclosure of which could reasonably be expected to harm the interests of the regional district. - **CARRIED**

The meeting closed to the public at 2:07 p.m.

The meeting opened to the public at 2:25 p.m.

J. ADJOURNMENT

By consensus, the meeting adjourned at 2:25 p.m.

APPROVED:

CERTIFIED CORRECT:

K. Kozakevich
RDOS Board Chair

B. Newell
Corporate Officer