

# REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

## BOARD of DIRECTORS MEETING

Thursday, June 13, 2024

RDOS Boardroom

101 Martin Street, Penticton, BC V2A 5J9



MEMBERS PRESENT: Chair M. Pendergraft, Electoral Area "A"      Director R. Knodel, Electoral Area "C"  
Vice-Chair S. Coyne, Town of Princeton      Director S. McKortoff, Town of Osoyoos  
Director J. Bloomfield, City of Penticton      Director J. Miller, City of Penticton  
Director G. Bush, Electoral Area "B"      Director S. Monteith, Electoral Area "I"  
Director B. Coyne, Electoral Area "H"      Director T. Roberts, Electoral Area "G"  
Director A. Fedrigo, Electoral Area "E"      Director M. Taylor, Electoral Area "D"  
Director R. Gettens, Electoral Area "F"      Director M. Van Alphen, District of Summerland  
Director R. Graham, City of Penticton      Director C. Watt, City of Penticton  
Director D. Holmes, District of Summerland      Director J. Wiebe, Village of Keremeos  
Director M. Johansen, Town of Oliver

MEMBERS ABSENT: Director H. Konanz, City of Penticton

STAFF PRESENT: J. Zaffino, CAO      C. Malden, Corporate Officer  
N. Evans-MacEwan, CFO      M. Aucoin, Coordinator, Legislative Services  
K. Morgan, Sr. Manager Human Resources      N. Sime, Legislative Services Clerk  
L. Bloomfield, Sr. Manager of Utilities      C. Garrish, Sr. Manager of Planning  
S. Duong, Planner II      C. Martin, Planner I  
B. Kent, Planner II      A. Reeder, St. Manager Solid Waste  
S. Vaisler, Emergency Services Manager      D. Jones-Middleton, Protective Services Manager  
G. Chan, Emergency Program Coordinator      S. Houlihan, Emergency Program Coordinator  
B. Bordas, Emergency Support Services Specialist

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The meeting was called to order at 1:33 pm.

### A. APPROVAL OF AGENDA

#### MOVED and SECONDED

That the Agenda for the RDOS Board Meeting of June 13, 2024 be adopted as amended to removed item B6 and to include item E3 4 Day Work Week.-**CARRIED**

A.1 Consent Agenda - Corporate Issues

#### MOVED and SECONDED

THAT the Consent Agenda Corporate Services be adopted.-**CARRIED**

A.1.1 Advisory Planning Commissions

A.1.1.1 Electoral Area "I" Advisory Planning Commission Minutes

*THAT the Minutes of the May 6, 2024 Electoral Area "I" Advisory Planning Commission meeting be received.*

A.1.1.2 Electoral Area "E" Advisory Planning Commission Minutes

*THAT the Minutes of the May 13, 2024 Electoral Area "E" Advisory Planning Commission meeting be received.*

A.1.1.3 Electoral Area "C" Advisory Planning Commission Minutes

*THAT the Minutes of the May 13, 2024 Special Electoral Area "C" Advisory Planning Commission meeting be received.*

A.1.1.4 Electoral Area "D" Advisory Planning Commission Minutes

*THAT the Minutes of the May 13, 2024 Special Electoral Area "D" Advisory Planning Commission meeting be received.*

A.1.1.5 Electoral Area "E" Advisory Planning Commission Minutes

*THAT the Minutes of the May 13, 2024 Special Electoral Area "E" Advisory Planning Commission meeting be received.*

A.1.1.6 Electoral Area "F" Advisory Planning Commission Minutes

*THAT the Minutes of the May 13, 2024 Special Electoral Area "F" Advisory Planning Commission meeting be received.*

A.1.1.7 Electoral Area "H" Advisory Planning Commission Minutes

*THAT the Minutes of the May 13, 2024 Special Electoral Area "H" Advisory Planning Commission meeting be received.*

A.1.1.8 Electoral Area "I" Advisory Planning Commission Minutes

*THAT the Minutes of the May 13, 2024 Special Electoral Area "I" Advisory Planning Commission meeting be received.*

A.1.2 Parks and Recreation Commissions

A.1.2.1 Kaleden Parks and Recreation Commission Minutes

*THAT the Minutes of the May 21, 2024 Kaleden Parks and Recreation Commission meeting be received.*

A.1.3 Protective Services Committee

*THAT the Minutes of the May 23, 2024 Protective Services Committee meeting be received.*

A.1.4 Corporate Services Committee

*THAT the Minutes of the May 23, 2024 Corporate Services Committee meeting be received.*

A.1.5 Environment and Infrastructure Committee

*THAT the Minutes of the May 23, 2024 Environment and Infrastructure Committee meeting be received.*

A.1.6 RDOS Board of Directors Meeting

*THAT the Minutes of the May 23, 2024 RDOS Board of Directors meeting be received.*

A.1.7 RDOS Board of Directors Meeting

*THAT the Minutes of the May 9, 2024 RDOS Board of Directors meeting be received.*

A.1.8 Okanagan Falls Incorporation Study Committee Minutes

*THAT the Minutes from the April 16, 2024 Okanagan Falls Incorporation Study Committee meeting be received.*

**B. DEVELOPMENT SERVICES - Rural Land Use Matters**

B.1 Floodplain Exemption Application — Electoral Area “E” (E2024.001-FPE)

**MOVED and SECONDED**

THAT the floodplain exemption for 1092 Robinson Avenue, Naramata, and legally described as Block 185, Plan KAP575, District Lot 266, SDYD, in order to permit the development of a single detached dwelling within the floodplain setback and below the flood construction level of Naramata Creek, be approved subject to the following condition:

- i. a statutory covenant is registered on title in order to:
  - a. “save harmless” the Regional District against any damages as a result of a flood occurrence; and
  - b. secure the recommendations contained within the flood hazard assessment report, dated April 11, 2024, prepared by Mike Walsh (P.Eng.), of Skamana Engineering Ltd.-**CARRIED**

**Opposed:** Directors Taylor, and Monteith

- B.2 Agricultural Land Commission Referral (Subdivision) – Electoral Area “H” (H2024.002-ALC)

**MOVED and SECONDED**

THAT the Regional District Board “authorize” the application to subdivide the parcel located at 179 Black Mine Road, and legally described as District Lot 985, YDYD, to proceed to the Agricultural Land Commission.-**CARRIED**

- B.3 Development Variance Permit Application — Electoral Area “E” (E2024.014-DVP)

**MOVED and SECONDED**

THAT Development Variance Permit No. E2024.014-DVP, to allow for the construction of a single detached dwelling at 2543 Kettle Ridge Way, be approved.-**CARRIED**

**Opposed:** Director Taylor

- B.4 Development Variance Permit Application — Electoral Area “F” (F2024.004-DVP)

**MOVED and SECONDED**

THAT the Board deny Development Variance Permit No. F2024.004-DVP.-**DEFEATED**

**Opposed:** Directors Bush, Coyne, Fedrigo, Knodel, and Pendergraft

**MOVED and SECONDED**

THAT Development Variance Permit No. F2024.004-DVP, to allow for the construction of an over-height accessory building at 1204 Veteran Drive, be approved.-**CARRIED**

**Opposed:** Directors Gettens, and Monteith

- B.5 Temporary Use Permit Application – Electoral Area “C” (C2024.005-TUP)

THAT Temporary Use Permit No. C2024.005-TUP, to allow for the residential use of a recreational vehicle at 5622 Sawmill Road be denied.

**MOVED and SECONDED**

THAT the Board of Directors approve Temporary Use Permit No. C2024.005-TUP .-**CARRIED**

**Opposed:** Director Monteith

- B.6 Regulating the creation of new private utilities (X2023.011-ZONE)

*This item was removed from the agenda.*

THAT the following amendment bylaws to regulate the creation of new private utilities proceed to be read a first and second time and proceed to public hearing:

- Official Community Plan Amendment Bylaw No. 3045;

- Zoning Amendment Bylaw No. 3046;
- Subdivision and Development Servicing Bylaw No. 2900.01; and
- Development Procedures Amendment Bylaw No. 2500.34.

AND THAT the Board of Directors considers the process, as outlined in this report from the Chief Administrative Officer dated June 13, 2024, 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. 3045, 2024, 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 July 4, 2024;

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

B.7 Electoral Area “H” Zoning Bylaw No. 3065 – SSMUH Compliance (H2024.005-ZONE)

**MOVED and SECONDED**

THAT the Electoral Area “H” Zoning Bylaw No. 3065, 2024, be read a first and second time and proceed to public hearing;

THAT the holding of a public hearing be scheduled for the Regional District Board meeting of July 4, 2024; and

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

B.8 Land Use Bylaw Amendments — Small-Scale, Multi-Unit Housing (X2024.001-ZONE)

**MOVED and SECONDED**

THAT the following bylaws be read a first and second time:

- Official Community Plan Amendment Bylaw No. 3062, 2024;
- Okanagan Valley Zoning Amendment Bylaw No. 2800.37, 2024; and
- Electoral Area “G” Zoning Amendment Bylaw No. 2781.01, 2024.

AND THAT the Board of Directors considers the process, as outlined in this report from the Chief Administrative Officer dated June 13, 2024, 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 OCP Amendment Bylaw No. 3062, 2024, in conjunction with its Financial and applicable Waste Management Plans;

AND THAT OCP Amendment Bylaw No. 3062, 2024, proceed to a public hearing to be scheduled for the Regional District Board meeting of July 4, 2024;

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

**Opposed:** Directors Knodel, Monteith, and Roberts

- B.9 Official Community Plan (OCP) & Zoning Bylaw Amendment – Electoral Area “E” (E2024.006-ZONE)

*This item was the subject of the Public Hearing on the morning of June 13, 2024.*

**MOVED and SECONDED**

THAT the Electoral Area “E” Official Community Plan Amendment Bylaw No. 3010.01, 2024, and the Okanagan Valley Zoning Amendment Bylaw No. 2800.39, 2024, be read a third time and adopted.-**CARRIED**

**Opposed:** Director Monteith

- B.10 Official Community Plan (OCP) & Zoning Bylaw Amendment – Electoral Area “A” (A06349.000)

**MOVED and SECONDED**

THAT the Electoral Area “A” Official Community Plan Amendment Bylaw No. 2905.06, 2024, and the [Okanagan Valley Zoning Amendment Bylaw No. 2800.35, 2006, be adopted.-**CARRIED**

- B.11 Official Community Plan (OCP) & Zoning Bylaw Amendment – Electoral Area “A” (A2024.003-ZONE)

**MOVED and SECONDED**

THAT the Electoral Area “A” Official Community Plan Amendment Bylaw No. 2905.05, 2024, and the Okanagan Valley Zoning Amendment Bylaw No. 2800.36, 2024, be adopted.-**CARRIED**

**C. COMMUNITY SERVICES**

- C.1 Renewable and Electrification Feasibility Studies Authorize Expenditure

**MOVED and SECONDED**

THAT Bylaw No. 3053.01, 2024, being a bylaw to amend the Five Year Financial Plan, be read a first, second and third time and be adopted.-**CARRIED**

**MOVED and SECONDED**

THAT the Board authorize the expenditure of \$677,988 for the implementation of the NRCAN Smart Renewables and Electrification Pathways Program Project, with 100% of

the funds sourced from a non-repayable grant fund from Natural Resources Canada as per the appended agreement.-**CARRIED**

C.2 Renewable and Electrification Feasibility Studies Award of Contract

**MOVED and SECONDED**

THAT the Regional District of Okanagan-Similkameen award the Renewable and Electrification Feasibility Studies contract to Sustainable Projects Group for \$422,768.00.-**CARRIED**

**D. FINANCE**

D.1 2023 Statement of Financial Information

**MOVED and SECONDED**

THAT the Statement of Financial Information for the year ended December 31, 2023 be approved pursuant to the *Financial Information Act* Financial Information Regulation Schedule 1, subsection 9(2).-**CARRIED**

**E. LEGISLATIVE SERVICES**

E.1 Legislative Reform Initiative – Request for Letter of Support

**MOVED and SECONDED**

THAT the Regional District of Okanagan-Similkameen provide a letter to the Regional District of Nanaimo (RDN) in support of their request that UBCM Executive form a working group to discuss proposed reforms to the *Local Government Act*.-**CARRIED**

E.2 Fees and Charges Amendment Bylaw

**MOVED and SECONDED**

THAT Bylaw No. 3050.02, 2024, being a bylaw to amend the Fees and Charges Bylaw, be read a first, second and third time and be adopted.-**CARRIED**

E.3 Items Removed from Consent Agenda

*This item was brought forward from the Corporate Services Committee meeting June 13, 2024.*

**MOVED and SECONDED**

THAT the Board authorize staff to start a 6 month pilot of 4 day work week and further that the Board direct staff to bring back a report after the 6 months to determine if the 4 day work week should continue.-**CARRIED**

**F. CAO REPORTS**

F.1 2025 – 2031 Curbside Garbage and Recycling Contract

THAT the seven year contract for the curbside garbage and recycling base services with alternative services mixed food & yard waste be awarded to Waste Connections Canada with the first year of the contract being \$2,301,178, exclusive of GST, and;

THAT staff be directed to amend those areas that are not billed quarterly for curbside garbage and recycling fees amend the bylaw to quarterly billings starting in 2025.

**MOVED and SECONDED**

THAT the Board direct staff to bring the curbside collection service in-house, and vote on if the service be fully automated or semi automated.-**DEFEATED**

**Opposed:** Directors Bloomfield, Gettens, Gilbert, Holmes, Johansen, McKortoff, Taylor, Van Alphen, Watt, and Wiebe

**MOVED and SECONDED**

THAT Staff award a seven year contract for the curbside garbage and recycling base services with alternative services mixed food & yard waste be awarded to Waste Connections Canada with the first year of the contract being \$2,301,178, exclusive of GST.-**CARRIED**

**Opposed:** Directors Bush, B. Coyne, S. Coyne, Fedrigo, Knodel, Monteith, Pendergraft, and Roberts

**MOVED and SECONDED**

THAT staff be directed to amend those areas that are not billed quarterly for curbside garbage and recycling fees amend the bylaw to quarterly billings starting in 2025.-**CARRIED**

**Opposed:** Directors Bush, and Pendergraft

F.2 Memorandum of Understanding for Water Treatment Plant

**MOVED and SECONDED**

THAT the Regional District of Okanagan-Similkameen work in partnership with the Penticton Indian Band (PIB) and the City of Penticton to establish a working group for a memorandum of understanding (MOU) between PIB and the RDOS.-**CARRIED**

F.3 Verbal Update

**G. OTHER BUSINESS**

G.1 Chair's Report

G.2 Directors Motions

Notice of Motion – Director Roberts



THAT staff be directed to revisit Solid Waste Collection and Drop-Off Service Establishment Bylaw No. 2190, 2003 in order to look at more flexible options in the future.

G.3 Board Members Verbal Update

G.4 Board Representation

1. Municipal Finance Authority – *Pendergraft, S. Coyne (Alternate)*
2. Municipal Insurance Association – *Pendergraft, Taylor (Alternate)*
3. Okanagan Basin Water Board - *McKortoff, Holmes, Knodel, Fedrigo (Alternate), Monteith (Alternate), Taylor (Alternate)*
4. Okanagan Film Commission – *S. Coyne, Fedrigo (Alternate)*
5. Okanagan Regional Library – *Monteith, Fedrigo (Alternate)*
6. Okanagan-Kootenay Sterile Insect Release Board – *Bush, Roberts (Alternate)*
7. Southern Interior Municipal Employers Association – *Knodel, S. Coyne (Alternate)*
8. Starling Control – *Bush*
9. Economic Trust of the Southern Interior (ETSI) - *Johansen, McKortoff, Bloomfield*

**H. ITEMS COMING OUT OF CLOSED SESSION**

**I. ADJOURNMENT**

**MOVED and SECONDED**

THAT the meeting adjourned at 3:59 pm.-**CARRIED**

**APPROVED:**

*“Original signed by:”*

**CERTIFIED CORRECT:**

*“Original signed by:”*

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M.Pendergraft, Chair

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C. Malden, Corporate Officer