

# REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN

## BOARD of DIRECTORS MEETING

Thursday, February 16, 2023

RDOS Boardroom

101 Martin Street, Penticton, BC V2A 5J9



MEMBERS PRESENT:	Chair M. Pendergraft, Electoral Area "A" Vice-Chair S. Coyne, Town of Princeton Director B. Coyne, Electoral Area "H" Director C. Watt, City of Penticton Director D. Holmes, District of Summerland Director G. Bush, Electoral Area "B" Director J. Bloomfield, City of Penticton Director J. Miller, City of Penticton Director J. Wiebe, Village of Keremeos Director M. Johansen, Town of Oliver	Director M. Taylor, Electoral Area "D" Director M. VanAlphen, District of Summerland Director R. Gettens, Electoral Area "F" Director R. Graham, City of Penticton Director R. Knodel, Electoral Area "C" Director S. McKortoff, Town of Osoyoos Director S. Monteith, Electoral Area "I" Director T. Roberts, Electoral Area "G" Alt. Director B. Mason, Electoral Area "E" Alt. Director I. Gilbert, City of Penticton
MEMBERS ABSENT:	Director A. Fedrigo, Electoral Area "E"	Director H. Konanz, City of Penticton
STAFF PRESENT:	B. Newell, Chief Administrative Officer C. Garrish, Planning Manager J. Zaffino, Manager of Finance	C. Malden, Manager of Legislative Services L. Bloomfield, Manager of Utilities

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The meeting was called to order at 2:46 pm.

### A. APPROVAL OF AGENDA

#### **MOVED and SECONDED**

That the Agenda for the RDOS Board Meeting of February 16, 2023 be adopted as amended to move A.1.1.1 from Consent Agenda to item G.3 on the Regular Agenda.-**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 Advisory Planning Commission – 2023 Appointments

*This item was moved to G.3.*

### A.1.2 Parks and Recreation Committees

#### A.1.2.1 Recreation Commission Appointments

THAT Michele Dirksen be appointed as a member to the Kaleden Parks and Recreation Commission for a two-year term, ending December 31, 2024; and,

THAT Tuesday MacDonald be appointed as a member of the Electoral Area "B" Kobau Parks and Recreation Commission for a two-year term, ending December 31, 2024.

### A.1.3 Naramata Water Advisory Committee (NWAC) Appointments

THAT Peter Graham, Tim Watts, Norbert Lacis, Peter Neilens, Eva Antonijevic, Alan Nixon, and John Fleishman be appointed as members to the Naramata Water Advisory Committee for a four-year term, ending October 31, 2026.

### A.1.4 South Okanagan Conservation Fund - TAC Appointments

THAT the Board of Directors appoint the following as volunteer members of the South Okanagan Conservation Fund Technical Advisory Committee for a three year term ending March 1, 2026:

- Richard (Dixon) Terbasket (Wild Life Tec 4, Okanagan Nation Alliance)
- Kristen Mancuso (Ph.D, R.P.Bio)

### A.1.5 Corporate Services Committee

*THAT the Minutes of the December 2, 2022 and February 2, 2023 Corporate Services Committee meeting be received.*

### A.1.6 Environment and Infrastructure Committee

*THAT the Minutes of the February 2, 2023 Community Services Committee meeting be received.*

### A.1.7 RDOS Regular Board Meeting

*THAT the Minutes of the February 2, 2023 RDOS Regular Board meeting be adopted.*

## B. DELEGATIONS

### B.1 John Rousseau - Development in Faulder

*John Rousseau was present to address the Board regarding rezoning issue in Faulder.*

**C. DEVELOPMENT SERVICES – Rural Land Use Matters**

- C.1 Development Variance Permit Application — Electoral Area “D” (D2023.001-DVP)

**MOVED and SECONDED**

THAT Development Variance Permit No. D2023.001-DVP, to allow for a 32-unit townhouse development at 960 Cedar Street, Okanagan Falls, be approved.-**CARRIED**

- C.2 Development Variance Permit Application — Electoral Area “I” (I2022.057-DVP)

*This item was postponed from the Feb 2, 2023 meeting where the agent spoke on behalf of the applicant.*

**MOVED and SECONDED**

THAT Development Variance Permit No. I2022.057-DVP, to allow for the addition of campsites to an existing campground at the Twin Lakes Golf Course, 79 Twin Lakes Road, be denied.-**CARRIED**

**Opposed: Director Bush**

**MOVED and SECONDED**

THAT Development Variance Permit No. I2022.057-DVP, to allow washroom facility improvements for the campground at 79 Twin Lakes Road, be approved.-**CARRIED**

- C.3 Soil Removal and Deposit Bylaw - Electoral Area “F” (F2022.001-SOIL)

**MOVED and SECONDED**

THAT Bylaw No. 2974, 2023, a bylaw of the Regional District of Okanagan Similkameen to regulate the removal and deposit of soil on lands within Electoral Area “F”; and,

THAT Bylaw No. 2500.29, 2023, a bylaw to amend the Development Procedures Bylaw be read a first, second and third time.-**CARRIED**

**MOVED and SECONDED**

THAT Bylaw No. 2507.18, 2023, a bylaw to amend the Bylaw Notice Enforcement Bylaw; be read a first, second and third time.-**CARRIED**

- C.4 Official Community Plan (OCP) & Zoning Bylaw Amendment – Electoral Area “A” (A2022.017-ZONE)

*This item is from the Public Hearing held on Feb 16, 2023.*

**MOVED and SECONDED**

THAT Bylaw No. 2905.04, 2023, a bylaw to amend the Electoral Area “A” Official Community Plan; and,

THAT Bylaw No. 2800.22, 2023, a bylaw to amend the Okanagan Valley Zoning Bylaw to formalize the principle residential use of 150 Peregrine Court on Anarchist Mountain be read a third time.-**CARRIED**

- C.5 CAO Delegation Bylaw and Development Procedures Bylaw Amendments  
Updating the Cannabis License Application Process (X2023.001-DPB)

**MOVED and SECONDED**

THAT Bylaw No. 2793.06, 2023, a bylaw to amend the Chief Administrative Officer Delegation Bylaw to streamline the current processing procedures in relation to referrals for cannabis license applications be adopted.-**CARRIED**

**MOVED and SECONDED**

THAT Bylaw No. 2500.31, 2023, a bylaw to amend the Development Procedures Bylaw, be adopted.-**CARRIED**

- C.6 Letter of Support for China Creek Internet Application for the Connecting Communities BC Program – Apex Mountain Resort

**MOVED and SECONDED**

THAT the Regional District provide a letter of support to China Creek Internet to support their application to the Connecting Communities BC program.-**CARRIED**

**D. PUBLIC WORKS**

- D.1 Addition of Okanagan Falls Water System to Water Use Regulation Bylaw

**MOVED and SECONDED**

THAT Bylaw No. 2824.02, 2023, being a bylaw to amend the Water Use Regulation Bylaw No. 2824, 2019 to add the Okanagan Falls Water System and other minor housekeeping updates, be read a first, second, and third time and be adopted.-**CARRIED**

- D.2 Statutory Right of Way – Crown Lands for water line purposes for West Bench Water System Supply main

**MOVED and SECONDED**

THAT the Regional District acquire the Right of Way from the Province, without term, over the land described as Statutory Right of Way over part of former Penticton Indian Band Reserve No. 1 shown as Parcel 18, outlined in red on Plan M284 except plan 15294; unsurveyed Crown Land being part of the former bed of the Okanagan River shown as Parcel 12CR on Plan A1189, both within Osoyoos Division of Yale District; and part of District Lot 366 Similkameen Division Yale District as shown on Plan EPP50617, containing 0.0845 hectares for waterline purposes.-**CARRIED**

- D.3 Letters of Support for the OBWB Water Conservation and Quality Improvement (WCQI) 2023 Grant Program

*The Board agreed by consensus to discuss all four proposed projects prior to putting the motion on the floor.*

**MOVED and SECONDED**

THAT letters of support be submitted to the 20232 OBWB Water Conservation and Quality Improvement (WCQI) grant program for:

1. Groundwater/stream exchange study on alluvial fans of the Okanagan Valley by the Okanagan Nation Alliance; and
2. Agricultural purveyed water usage video series to support water conservation and foods security practices in the Okanagan Valley by the Agricultural Water Committee of the Water Stewardship Council.
3. Skaha Estates Irrigation District Master Plan.
4. Restoration and reconstruction of lower Chute Creek by the Chute Creek Stewardship Society.-**CARRIED**

#### **E. COMMUNITY SERVICES**

- E.1 Letter of Support for the Co-op Community Spaces funding program

**MOVED and SECONDED**

THAT the Regional District forward a letter of support to the Okanagan Falls Community Association for their grant application to the Co-op Community Spaces Program for a publically accessible observation platform to be constructed adjacent to the Constructed Wetland at the OK Falls Wastewater Treatment Plant.-**CARRIED**

- E.2 Letter of Support for a grant application to the Real Estate Foundation of BC

**MOVED and SECONDED**

THAT the Regional District support the grant application to the Real Estate Foundation of BC program for the educational component of the Observation Platform in the wetlands at the OK Falls Wastewater Treatment Plant.-**CARRIED**

#### **F. FINANCE**

- F.1 RDOS 2023-2027 Five Year Financial Plan Bylaw 2988, 2023

**MOVED and SECONDED**

THAT Bylaw No. 2988, 2023, being a bylaw of the Regional District of Okanagan Similkameen to establish the 2023-2027 Financial Plan, be read a second time; and,

THAT second reading of Bylaw 2988, 2023 be amended to include Appendix one; and, to add the additional items as introduced at the February 16<sup>th</sup> meeting; and, to add an additional \$20,000 to the annual amount contributed to OASSIS; and

THAT bylaw No. 2988, 2023 be read a 2<sup>nd</sup> time as amended.-**CARRIED**

*Director Taylor and Director Monteith left the table.*

- F.2 Exempt Employee Compensation - 2023

**MOVED and SECONDED**

THAT the Exempt Employee Performance Planning and Review Policy, Section 4-Board Responsibilities, be amended to revise the economic increase provision from Consumer Price Index (CPI) to a 5-Year Rolling Average of CPI.-**CARRIED**

*Director Taylor and Director Monteith returned to the meeting.*

**G. LEGISLATIVE SERVICES****G.1 Mosquito Control Service****MOVED and SECONDED**

THAT Bylaw No. 3003, 2023, a bylaw to amend Bylaw No. 1149, 1990, to add the Village of Keremeos, Town of Princeton and Electoral Area "E" to the Mosquito Control Service, converting the service to a Regional Service, be read a first, second and third time and be forwarded to the Inspector of Municipalities for approval; and,

THAT upon approval of the Inspector, participating approval for Bylaw No. 3003, 2023, be obtained from the electors from the areas being added to the service, being Electoral Area "E", Village of Keremeos and Town of Princeton, through an alternative approval process (AAP) in accordance with the Local Government Act; and,

THAT the deadline for submitting elector response forms in relation to Bylaw No. 3003, 2023 to the Manager of Legislative Services is no later than 4:30 pm on Monday, June 26, 2023; and,

THAT the elector response form attached to the report dated February 16, 2023, be the approved form for the Bylaw No. 3003, 2023 alternative approval process; and,

THAT the total number of eligible electors to which the alternative approval process applies is 5752; and,

THAT the number of elector responses required to prevent the bylaw from proceeding without a referendum is 575.-**CARRIED**

**Opposed: Director Mason**

**G.2 Board Remuneration, Expenses and Benefits Amendment Bylaw****MOVED and SECONDED**

THAT Bylaw No. 2903.02, being a bylaw to amend the Board Remuneration, Expenses and Benefits Bylaw, be read a first, second and third time and be adopted.-**CARRIED**

**Opposed: Directors Bush, Miller, Roberts, Monteith**

**G.3 Electoral Area Advisory Planning Commission – 2023 Appointments**

**MOVED and SECONDED**

THAT the Board of Directors appoint the following persons as members of the:

1. Electoral Area “D” Advisory Planning Commission; Leo Den Boer, Alf Hartviksen, Kay Medland, Ethan Ribalkin, Sue Sandford, Matthew Simard, Colleen Simmons and Grant Temple;
2. Electoral Area “E” Advisory Planning Commission; Heather Fleck, Laura Keebaugh, Norbert Lacis and Maureen Redman;
3. Electoral Area “H” Advisory Planning Commission; Rob Miller, Tom Rushworth, Gail Smart and Lynne Smyth; and
4. Electoral Area “I” Advisory Planning Commission; Bruce Shepherd, Christopher Struthers, Darlene Bailey, Michele Dirksen.

**MOVED and SECONDED**

THAT the list of appointees to the APC for Area “I” include Mike Gane and Pat Walker. **-CARRIED**

**Question on the Main as Amended**

THAT the Board of Directors appoint the following persons as members of the:

1. Electoral Area “D” Advisory Planning Commission; Leo Den Boer, Alf Hartviksen, Kay Medland, Ethan Ribalkin, Sue Sandford, Matthew Simard, Colleen Simmons and Grant Temple;
2. Electoral Area “E” Advisory Planning Commission; Heather Fleck, Laura Keebaugh, Norbert Lacis and Maureen Redman;
3. Electoral Area “H” Advisory Planning Commission; Rob Miller, Tom Rushworth, Gail Smart and Lynne Smyth; and
4. Electoral Area “I” Advisory Planning Commission; Bruce Shepherd, Christopher Struthers, Darlene Bailey, Michele Dirksen, Mike Gane and Pat Walker. **-CARRIED**

**H. CAO REPORTS**

H.1 Verbal Update:

**MOVED and SECONDED**

THAT the Southern Interior Local Government Association (SILGA) resolutions discussed in the Corporate Services Committee of February 16, 2023 be forwarded to SILGA for consideration. **-CARRIED**

**I. OTHER BUSINESS**

I.1 Chair's Report

I.2 Board Representation

1. Municipal Finance Authority – *Pendergraft (Chair), Coyne (Vice Chair, Alternate)*
2. Municipal Insurance Association – *Pendergraft (Chair), Coyne (Vice Chair, Alternate)*
3. Okanagan Basin Water Board - *McKortoff, Holmes, Knodel, Fedrigo (Alternate), Monteith (Alternate), Taylor (Alternate)*
4. Okanagan Film Commission – *Gettens*
5. Okanagan Regional Library – *Monteith*
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*

I.3 Directors Motions

1.3.1. Director Taylor

**MOVED and SECONDED**

THAT the RDOS send a letter expressing concern regarding the release on bail of high risk individuals to rural areas without local police detachments.-**DEFEATED**  
**Opposed: Directors Pendergraft, Bush, Knodel, Fedrigo, Gettens, Roberts, Coyne, Monteith, Bloomfield, Miller, Konanz, Watt, Graham, Van Alphen, Holmes, Johansen, McKortoff, Coyne, Wiebe.**

1.3.2 Notice of Motion – Director Gettens

THAT the RDOS undertake a review of the Regional Economic Development Bylaw.

I.4 Board Members Verbal Update

**J. ADJOURNMENT**

**MOVED and SECONDED**

THAT the meeting adjourn at 4:35 pm.-**CARRIED**



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M. Pendergraft, Chair

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B. Newell, Corporate Officer