



REGIONAL DISTRICT OKANAGAN-SIMILKAMEEN REGULAR BOARD MEETING

Minutes of the Board Meeting of the Regional District of Okanagan-Similkameen (RDOS) Board of Directors held at 12:30p.m. on Thursday, September 17, 2009 in the Boardroom, 101 Martin Street, Penticton, British Columbia.

MEMBERS PRESENT:

Chair D. Ashton, City of Penticton
Vice-Chair G. Hanson, Electoral Area 'B'
Director D. Albas, City of Penticton
Director L. Cruikshank, Alt. Electoral Area 'F'
Director T. Chapman, Electoral Area 'E'
Director E. Christensen, Electoral Area 'G'
Director G. Clark, District of Summerland
Director W. Despot, Village of Keremeos
Director P. Hampson, Town of Oliver

Director B. Hope, Electoral Area 'H'
Director G. Litke, City of Penticton
Director R. Jarvis, Alt. Town of Princeton
Director A. Patton, Electoral Area 'C'
Director M. Pendergraft, Electoral Area 'A'
Director K. Roberge, District of Summerland
Director B. Schwarz, Electoral Area 'D'
Director J. Vassilaki, City of Penticton
Director S. Wells, Town of Osoyoos

MEMBERS ABSENT:

Director M. Brydon, Electoral Area 'F'
Director R. McLean, Town of Princeton

STAFF PRESENT:

B. Newell, Chief Administrative Officer
D. Butler, Manager of Development Services
M. Woods, Manager of Community Services
E. Riechert, Planner
J. Moore, Planner
D. Vaykovich, Special Projects Coordinator
C. Cowan, Legislative Assistant

1. ADOPTION OF AGENDA

B462/09 It was MOVED and SECONDED

THAT the RDOS Board amend the agenda for the RDOS Board Meeting scheduled for September 17, 2009 by adding:

Item 13.4.3 Notice of Motion re Southern Interior Beetle Action Coalition

AND receive all correspondence and reports on the September 17, 2009 Agenda.

CARRIED

2. MINUTES (Unweighted Corporate Vote – Simple Majority)

2.1 [RDOS Regular Board Meeting – September 3, 2009](#)

B463/09A It was MOVED and SECONDED

THAT the RDOS Board adopt the Minutes of the RDOS Regular Board Meeting held September 3, 2009 as circulated.

CARRIED

3. DELEGATION

3.1 [Okanagan Regional Library](#)

Don Nettleton and Lesley Dieno, Okanagan Regional Library

Mr. Nettleton and Ms. Dieno provided an update to the Board on the Library.

4. CORRESPONDENCE

- 4.1 [Letter](#) dated August 27, 2009 from B. Penner, Ministry of Environment re Shanker's Bend Hydroelectric Project.

5. UNFINISHED BUSINESS

DEVELOPMENT SERVICES DEPARTMENT

6. PLANNING

- 6.1 [Biodiversity Conservation Strategy support](#) (*Unweighted Corporate Vote – Simple Majority*)

B464/09A/P It was MOVED and SECONDED

THAT the Board support the South Okanagan-Similkameen Conservation Program (SOSCP) in their applications for funding to complete the Regional Biodiversity Conservation Strategy.

CARRIED

7. RURAL LAND USE MATTERS

- 7.1 [Agricultural Land Reserve Application](#) (*Unweighted Rural Vote – Simple Majority*)

Area H

- 7.1.1 [Section 21\(2\) Subdivision in the ALR - Gecosa Management Limited \(Agent: Edward J. Nunn\) 2692 Highway 5a, Electoral Area 'H'](#)

Director Hampson vacated the Boardroom at 1:18 pm
Director Hampson returned at 1:21 pm

B465/09P It was MOVED and SECONDED

THAT the RDOS Board "authorise" the application to the Provincial Agricultural Land Commission to undertake a subdivision in accordance with Section 21(2) of the *Agricultural Land Commission Act*, at 2692 Highway 5a, to proceed;

AND THAT despite the regulations of the Zoning Bylaw, this proposal may not be consistent with established policy direction seeking to preserve and enhance farmland.

CARRIED

Opposed: Directors Pendergraft, Hanson, Patton

B466/09P

It was MOVED and SECONDED

THAT the Board forward a letter to the Provincial Agricultural Land Commission outlining the Board's concerns regarding the application.

CARRIED

Opposed Directors Chapman, Christensen

7.2 Bylaws to be introduced (*Unweighted Rural Vote – Simple Majority*)

Area D

7.2.1 [Zoning Amendment Application - D09-06752.150 Reynen 135 Saliken Drive, Upper Carmi](#)

7.2.1.1 Electoral Area 'D' East Skaha, Vaseux Zoning Amendment Bylaw No. 2455.02, 2009.

B467/09P

It was MOVED and SECONDED

That [Bylaw No.2455.02, 2009](#) Electoral Area 'D' East Skaha, Vaseux Zoning Amendment Bylaw be read for a first and second time and forwarded to a public hearing;

AND THAT the holding of the public hearing be delegated to Director Schwarz, or alternate;

AND THAT staff schedule the date, time, and place of the public hearing in consultation with Director Schwarz;

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

CARRIED

Opposed: Directors Hanson, Pendergraft Patton

CHIEF ADMINISTRATIVE OFFICER

8. CAO REPORTS

8.1 Verbal Update

8.2 [Highway #3 Coalition Report](#) (*Weighted Corporate Vote – Majority*)

It was MOVED and SECONDED

THAT Electoral Areas "A", "B", "G" & "H" contribute \$0.30/capita to the Highway #3 Coalition for the effort to improve Highway #3 from the Alberta Border to its terminus at the West Coast of British Columbia.

B468/09F/A

It was MOVED and SECONDED

THAT the motion be amended to remove "Electoral Areas "A", "B", "G" & "H" contribute \$0.30/capita" and replace with "the entire regional district contribute funds required up to \$2,500.".

CARRIED

Opposed: Director Albas, Patton, Despot

B469/09F/A

QUESTION ON THE MAIN MOTION AS AMENDED

CARRIED

COMMUNITY SERVICES DEPARTMENT

9. PROTECTIVE SERVICES

9.1 Bylaws to be Introduced (*Unweighted Corporate Vote – Simple Majority*)

9.1.1 [Bylaw No. 2178.03, 2009 Inclusion in the Keremeos & District Fire Prevention & Suppression Local Service Area](#)

B470/09

It was MOVED and SECONDED

THAT the Board authorize assent be given on behalf of the electoral area by the Electoral Area Director pursuant to Section 801.5 of the *Local Government Act*.

CARRIED

B471/09A/CS

It was MOVED and SECONDED

THAT [Bylaw No. 2178.03, 2009](#) Keremeos & District Fire Prevention and Suppression Local Service Establishment Amendment Bylaw be read a first, second and third time.

CARRIED

10. RECREATION SERVICES

10.1 [Area 'F' Parks & Recreation Commission appointments](#) (*Unweighted Corporate Vote – Simple Majority*)

B472/09A/CS

It was MOVED and SECONDED

THAT the RDOS Board appoint the following people as members of the Area 'F' Parks & Recreation Commission for the periods indicated:

Name	Position	Term	Expires
Larry Farley	Member	2 Years	December 31, 2010
Heather Allen	Member	2 Years	December 31, 2010
Jane Windler	Member	1 Year	December 31, 2009
Lyndi Cruickshank	Member	1 Year	December 31, 2009
Daryl McGifford	Member	1 Year	December 31, 2009

CARRIED

Director Vassilaki vacated the Boardroom at 1:43 pm

10.2 [Branding Iron Steakhouse Lease for vacant lot in Keremeos](#) (*Weighted Corporate Vote – Majority*)

B473/09CS

It was MOVED and SECONDED

THAT the RDOS Board authorize the Chair and Chief Administrative Officer to execute a formal agreement between Branding Iron Steakhouse and the RDOS to lease a portion of Lot 4, Plan 4830, DL 174 and 749, SDYD.

CARRIED

11. SPECIAL PROJECTS

- 11.1 [Okanagan Valley Bylaw Dispute Adjudication](#) (*Unweighted Corporate Vote – Majority*)

Chair Ashton vacated the Chair at 1:46 pm
Vice-Chair Hanson assumed the Chair at 1:46 pm
Director Chapman and Hope vacated the Boardroom at 1:47 pm
Director Chapman returned at 1:49 pm
Chair Ashton returned to the Boardroom at 1:50 pm and assumed the Chair

B474/09CS **It was MOVED and SECONDED**

THAT the Board agrees to be a partner in establishing and implementing a Bylaw Dispute Adjudication System with neighboring local governments including the City of Kelowna, the City of Penticton, the District of Lake Country, the District of West Kelowna, the District of Summerland, and the District of Peachland;

AND THAT the Board forward a copy of the resolution indicating its intent to establish a Bylaw Dispute Adjudication System to the Court Services Branch, Ministry of Attorney General.

CARRIED

- 11.2 [Municipal Ticket Information Bylaw](#) (*Unweighted Corporate Vote – 2/3 Majority*)

B475/09CS **It was MOVED and SECONDED**

THAT [Bylaw No. 2328, 2009](#) Municipal Ticket Information System bylaw be read a first, second and third time and be adopted.

CARRIED

Director Hampson vacated the Boardroom at 2:00 pm

12. COMMITTEE REPORTS

- 12.1 [Planning & Development Committee – September 3, 2009](#)

Item 2.1 [Regional Growth Strategy \(RGS\) – Consultation Results, Proposed Amendments, and Next Steps](#) (*Unweighted Participant Vote – Simple Majority*)

B476/09P **It was MOVED and SECONDED**

THAT the Board direct the following amendments to the RGS be made:

- support the policy (H1.5) for the protection of the DRAO and remove St. Andrews from the Growth Management Map. (Proposed Amendment 20)

CARRIED

Opposed: Director Schwarz

B477/09P

It was MOVED and SECONDED

THAT the Board direct the following amendments to the RGS be made:

- incorporate into the RGS the amendments regarding rural growth (Proposed Amendments 1 – 21 and 29 - 31).

CARRIED

Opposed: Director Schwarz

B478/09P

It was MOVED and SECONDED

THAT the Board direct the following amendments to the RGS be made:

- strengthen wording in the Environment section of the RGS (Proposed Amendments 26 - 27).

CARRIED

Handout 12.2 [Planning & Development Committee – September 17, 2009](#)

Item 2.1 [Regional Growth Strategy \(RGS\) – Proposed Amendments and Next Steps](#) (*Unweighted Participant Vote – Simple Majority*)

B479/09P

It was MOVED and SECONDED

THAT the Board direct the following amendments to the RGS be made:

- direct specific water allocation to a Water Plan and provide supporting policies in the RGS to protect agricultural water. (Proposed Amendments 22 – 25)

CARRIED

Opposed: Directors Pendergraft, Patton

B480/09P

It was MOVED and SECONDED

THAT the Board direct the following amendments to the RGS be made:

- continue through the RGS approval process, but commit to review with First Nations at their request at a later date & remove wording from the “Context” section. (Proposed Amendment 28)

CARRIED

Handout 12.3 [Environment Committee – September 17, 2009](#)

Item 2.1 [Climate Action Plan Funding](#) (*Weighted Corporate Vote – Majority*)

B481/09E

It was MOVED and SECONDED

THAT the RDOS Board authorize the reallocation of \$82,000 from the Gas Tax, Strategic Priorities Fund for Liquid Waste Management Planning for the purposes of funding the creation of a Climate Action Plan to reduce Green House Gases.

CARRIED

- Item 3.1 [Amendment of Residential Curbside Refuse and Recycling Bylaw 2190](#) (*Unweighted Corporate Vote – Simple Majority*)

B482/09

It was MOVED and SECONDED

THAT the Board authorize assent be given on behalf of the electoral area by the electoral area director pursuant to Section 801.5 of the *Local Government Act*.

CARRIED

Director Hampson returned at 2:05 pm

B483/09A/PW

It was MOVED and SECONDED

THAT [Bylaw No. 2190.06, 2009](#) Solid Waste Collection and Drop-Off Service Amendment Bylaw be read a first, second and third time.

CARRIED

Handout 12.4 [Corporate Services Committee – September 17, 2009](#)

- Item 2.1 [RDOS Policy Manual Review](#) (*Unweighted Corporate Vote – Simple Majority*)

B484/09A

It was MOVED and SECONDED

THAT the RDOS Board rescind the following redundant policies from the RDOS Policy Manual:

[Policy 2600-00.02](#) – Exempt Personnel – Conditions of Employment

[Policy 2600-00.03](#) – End of Probationary Period

[Policy 2600-00.08](#) – Outside Employment Policy – Exempt Staff

[Policy 2600-00.10](#) – Employee Conflict of Interest

[Policy 2630-00.02](#) – Management Staff – Exempt Standby (On-Call) Compensation Policy

CARRIED

13. OTHER BUSINESS

13.1 Chair's Report

Director Chapman vacated the Boardroom at 2:10 pm
Director Christensen vacated the Boardroom at 2:13 pm
Director Chapman returned at 2:16 pm
Director Christensen returned at 2:17 pm

13.2 Board Appointments

13.2.1 Municipal Finance Authority

13.2.2 Okanagan Basin Water Board

Director Litke vacated the Boardroom at 2:24 pm

13.2.3 Okanagan-Kootenay Sterile Insect Release Board

13.2.4 Okanagan Regional Library

13.3 Board Representation Report

- 13.3.1 Land & Resource Management
- 13.3.2 Noxious Weed
- 13.3.3 Okanagan Film Commission
- 13.3.4 Regional Transportation Advisory – Thompson/Okanagan
- 13.3.5 Thompson/Okanagan Inter-Agency Committee (Wildland)
- 13.3.6 Southern Beetle Steering Committee
- 13.3.7 Air Coalition Committee

13.4 Directors' Motions

- 13.4.1 [True Sport Community Proposed Motion - Director Schwarz](#)
(Unweighted Corporate Vote – Simple Majority)

It was MOVED and SECONDED

WHERE AS On November 6, the Canadian Centre for Ethics in Sport (CCES), on behalf of the True Sport Movement, released *What Sport Can Do: The True Sport Report*; AND

WHERE AS True Sport is a national movement for sport and community. Its core mission is to be a catalyst to help sport live up to its full potential as a public asset for Canada and Canadian society – making a significant contribution to the development of youth, the well-being of individuals, and quality of life in our communities; AND

WHERE AS There is now evidence that sport's benefits go far beyond the positive health effects of physical activity that have long been understood including:

- A healthier, more active population
- Improved school enrolment, attendance and achievement
- More employable youth with transferable life skills
- Less youth crime and gang involvement
- Lower rates of teen pregnancy and health risk behaviour
- More inclusive communities
- Higher levels of social capital and social trust
- Faster community integration of newcomers
- Improved inclusion, health and wellbeing of people with disabilities
- Strengthened Aboriginal communities and youth
- Improved workplace skills and productivity
- Enhanced sport tourism and neighbourhood renewal efforts
- Attraction of mobile knowledge workers and companies that hire them
- Improved environmental awareness and social mobilization; AND

WHERE AS No other aspect of community life has demonstrated sport's capacity to connect so many young people to positive adult role models and mentors, opportunities for positive development, and help in acquiring critical life skills; AND

WHERE AS To gain these valuable benefits the sport we do must be good sport, built on the values of excellence, fair play, fun and inclusion; AND

THEREFORE, BE IT RESOLVED THAT the Regional District of Okanagan Similkameen declare itself a True Sport Community, joining over 1400 other True Sport communities, organizations, clubs, leagues, and teams across Canada; AND

BE IT FURTHER RESOLVED As a community we work together to ensure the following steps are taken including:

1. Ensuring equitable access to sport facilities and programs especially for new Canadians, low-income people, and those with disabilities.
2. Setting clear standards for ethical behaviour and inclusion for all municipally funded sport facilities and programs.
3. Asking how sport can help advance key social and economic goals and developing strategies and linkages to make it happen.
4. Facilitating dialogue between sport and other community organizations and working together to achieve community objectives.
5. Developing an integrated community sport plan aimed at providing accessible, quality sport experiences to all community members.

B485/09CS

It was MOVED and SECONDED

THAT consideration of the True Sport Community motion be postponed and the item be referred to staff for further information.

CARRIED

Director Schwarz vacated the Boardroom at 2:30 pm
Director Litke returned at 2:32 pm

13.4.2 [Home Based Businesses Proposed Motion – Director Chapman](#)
(Unweighted Rural Vote – Simple Majority)

B486/09P

It was MOVED and SECONDED

THAT staff be directed to amend the allowable uses of the home base business within the Electoral Area 'E' Naramata Zoning Bylaw;

AND THAT any current infractions not be enforced until after the bylaw has been reviewed.

CARRIED

Addendum

13.4.3 [Notice of Motion – Director McLean](#)

B487/09A/F

It was MOVED and SECONDED

WHEREAS the Regional District of Okanagan-Similkameen supports the Southern Interior Beetle Action Coalition (SIBAC) and has participated financially over the past three years; and,

WHEREAS the Committee has agreed to extend its mandate and is requesting RDOS support for an additional three years; and,

WHEREAS the Board of the Regional District considers financial requests at Budget Committee each year;

NOW THEREFORE BE IT RESOLVED THAT the Board refer the SIBAC funding request of \$5,000/year for the next three years to the Budget Committee for consideration;

AND FURTHER that funding support be contingent on the provincial government being a funding partner and SIBAC amending the voting structure to incorporate a provision that only funding partners of the program will be allowed to participate in voting on financial matters.

CARRIED

Opposed: Director Patton

13.5 Board Members Verbal Update

Director Hope vacated the Boardroom at 2:35 pm
Director Hope returned at 2:38 pm

ADJOURN

B488/09 **It was MOVED and SECONDED**
THAT this meeting now conclude.

CARRIED
(2:43pm)

APPROVED:

CERTIFIED CORRECT:

D. Ashton
RDOS Board Chair

B. Newell
Chief Administrative Officer