



REGIONAL DISTRICT OF OKANAGAN-SIMILKAMEEN REGULAR BOARD MEETING

Minutes of the Board Meeting of the Regional District of Okanagan-Similkameen (RDOS) Board of Directors held at 1:01 p.m. Thursday, January 7, 2010 in the Boardroom, 101 Martin Street, Penticton, British Columbia.

MEMBERS PRESENT:

Chair D. Ashton, City of Penticton	Director A. Jakubeit, City of Penticton
Vice-Chair T. Chapman, Electoral Area 'E'	Director G. Litke, City of Penticton
Director M. Brydon, Electoral Area 'F'	Director R. McLean, Town of Princeton
Director E. Christensen, Electoral Area 'G'	Director A. Patton, Electoral Area 'C'
Director G. Clark, District of Summerland	Director M. Pendergraft, Electoral Area 'A'
Director W. Despot, Village of Keremeos	Director K. Roberge, District of Summerland
Director P. Hampson, Town of Oliver	Director T. Styffe, Alt. Electoral Area 'D'
Director G. Hanson, Electoral Area 'B'	Director J. Vassilaki, City of Penticton
Director B. Hope, Electoral Area 'H'	Director S. Wells, Town of Osoyoos

MEMBERS ABSENT:

Director B. Schwarz, Electoral Area 'D'

STAFF PRESENT:

B. Newell, Chief Administrative Officer
D. Butler, Development Services Manager
M. Woods, Community Services Manager
A. Reeder, Engineering Services Manager
J. Moore, Planner
E. Riechert, Planner
S. Anderson, System Operator 2
C. Baughen, Solid Waste Management Coordinator
C. Cowan, Legislative Assistant

1. ADOPTION OF AGENDA

B01/10 It was MOVED and SECONDED

THAT the RDOS Board amend the agenda for the RDOS Board Meeting scheduled for January 7, 2010 by adding:

Item 8.1.1.2 Letter from J. Salter;
Item 9.2.1 Environmental Audit Program Overview

AND receive all correspondence and reports on the January 7, 2010 Agenda.

CARRIED

2. PRESENTATIONS

2.1 Employee Service Recognition

The following employees were recognized for their length of service:

5 years

Cameron Baughen	Jamie Melo
Kelly Chatterson	Rob Palmer
Lauri Feindell	Andrew Reeder
Stephen Juch	Debbie Schulz
Cathy Kilistoff	

10 Years

Judy Burton
Wanda Crowell

20 Years

Steve Anderson

3. MINUTES (*Unweighted Corporate Vote – Simple Majority*)

3.1 [RDOS Regular Board Meeting – December 10, 2009](#)

B02/10A

It was MOVED and SECONDED

THAT the RDOS Board adopt the minutes of the RDOS Regular Board Meeting held December 10, 2009 as circulated.

CARRIED

4. DELEGATION

4.1 South Okanagan-Similkameen Conservation Program Bryn White

Ms. White reported on the progress of the Biodiversity Conservation Strategy.

4.2 BWP Consulting Inc. Cheryl Phippen

Ms. Phippen presented the 2009 RDOS West Nile Virus final report.

Director Hope vacated the Boardroom at 1:49 pm
Director Vassilaki vacated the Boardroom at 1:51 pm
Director Vassilaki returned to the Boardroom at 1:53 pm
Director Hope returned to the Boardroom at 1:54 pm

5. CORRESPONDENCE

- 5.1 [Memo](#) dated December 8, 2009 from Okanagan Basin Water Board regarding the OBWB Governance Manual

B03/10A

It was MOVED and SECONDED

Whereas managing common water resources is of mutual benefit to local government throughout the Okanagan; and

Whereas the Okanagan Basin Water Board is a joint function of the three Okanagan regional districts as provided by supplementary letter patent; and

Whereas the OBWB has provided an essential water leadership role in the Okanagan since 1968; and

Whereas Okanagan electeds have identified a need to increase the transparency of water governance in the valley; and

Whereas there has never previously been a document gathering the legislated mandate, procedures and operational framework for the OBWB together in one place;

Whereas an OBWB Governance Manual clarifies the OBWB's history, mandate, responsibilities, and administrative function;

Therefore, be it resolved that the Regional District of Okanagan-Similkameen adopts the Okanagan Basin Water Board Governance Manual as presented.

CARRIED

6. UNFINISHED BUSINESS

DEVELOPMENT SERVICES DEPARTMENT

7. PLANNING

- 7.1 [RDOS Sub-regional Growth Strategy Bylaw No. 2421, 2007](#)

7.1.1 [Public Hearing Minutes](#) – December 8 & 9, 2009

Due to the volume of written comments submitted, only those received at the public hearing are included with the paper copies of the minutes. However, all comments received are attached to the digital version. If you require paper copies, please contact the RDOS office.

Chair Ashton stated that the public hearing minutes reflected an accurate account of what took place at the public hearing held on December 8 & 9, 2009.

B04/10A

It was MOVED and SECONDED

THAT the RDOS Board receive the Minutes of the Public Hearing held December 8 and 9, 2009 re Bylaw No. 2421 as presented.

CARRIED

B05/10P

It was MOVED and SECONDED

THAT the Board forward Bylaw No. 2421, 2007 “Regional District of Okanagan-Similkameen Sub-regional Growth Strategy Bylaw” to affected local governments and to the Ministry of Community and Rural Development for their formal consideration according to Section 857 of the *Local Government Act*.

CARRIED

8. RURAL LAND USE MATTERS

8.1 Parkland Dedication Requirements (*Unweighted Rural Vote – Simple Majority*)

Area D

8.1.1 [D05092.000 Salter, Lot 1, District Lot 2193, Similkameen Div of Yale District, Plan 4074, except Plans H933 and KAP82117](#)

8.1.1.1 [Letter](#) dated October 29, 2009 from J. Salter

addendum

8.1.1.2 [Letter](#) dated December 5, 2009 from J. Salter

B06/10E

It was MOVED and SECONDED

THAT the Board POSTPONE consideration to the January 21, 2010 RDOS Board Meeting.

CARRIED

8.2 Agricultural Land Commission Referral (*Unweighted Rural Vote – Simple Majority*)

Area D

8.2.1 [D08042.000 Ackerman, vicinity of St Andrews/ White Lake Rd, Electoral Area ‘D’](#)

The Agent for the Property Owner addressed the Board and provided additional information with respect to the access via an easement.

B07/10P

It was MOVED and SECONDED

THAT the RDOS Board not “authorize” the subject Agricultural Land Commission application to undertake a subdivision in accordance with Section 21(2) of the *Agricultural Land Commission Act*.

CARRIED

Opposed: Director Styffe, Christensen, Brydon

8.3 Bylaws to be Introduced (*Unweighted Rural Vote – Simple Majority*)

Area D

8.3.1 [D02800.050 Fiorito, 289 Clearview Road, Apex](#)

8.3.1.1 Bylaw No. 2457.05, 2009 Electoral Area 'D' Zoning Amendment Bylaw

B08/10P

It was MOVED and SECONDED

THAT [Bylaw No. 2457.05, 2009](#) "Electoral Area 'D' Zoning Amendment Bylaw" be read a first and second time and be forwarded to a public hearing;

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

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 requirement of the *Local Government Act*.

CARRIED

Opposed: Director Brydon, Patton

PUBLIC WORKS DEPARTMENT

9. PUBLIC WORKS

Director Mclean vacated the Boardroom at 2:22 pm
Director Hampson vacated the Boardroom at 2:24 pm
Director Mclean returned to the Boardroom at 2:25 pm
Director Hampson returned to the Boardroom at 2:30 pm
Director Vassilaki vacated the Boardroom at 2:50 pm

9.1 [Electoral Area 'G' Curbside Collection Service](#)

B09/10

It was MOVED and SECONDED

THAT the Electoral Area 'G' Curbside collection service be collected through the property tax system.

DEFEATED

Directors Patton, Styffe, Chapman, Despot,
Hanson, Brydon, Pendergraft

Director Hampson vacated the Boardroom at 2:55 pm

9.2 [Joint Waste, Water and Energy Pilot Business Audits](#)

addendum

9.2.1 [Environmental Audit Program Overview](#)

B10/10PW

It was MOVED and SECONDED

THAT the RDOS Board authorize the Chair and Chief Administrative Officer to execute a joint funding agreement in the amount of \$10,000 to conduct Waste Assessments for small and medium businesses with FortisBC and the City of Penticton.

CARRIED

CHIEF ADMINISTRATIVE OFFICER

10. CAO REPORTS

10.1 Verbal Update

11. LEGISLATIVE ISSUES

11.1 Bylaws to be Introduced

11.1.1 [Bylaw No. 2508, 2010 Electoral Area 'A' North West Sewer Loan Authorization Bylaw](#) (*Weighted Corporate Vote – Majority*)

B11/10A/E

It was MOVED and SECONDED

THAT [Bylaw No. 2508](#), 2010 Electoral Area 'A' North West Sewer Loan Authorization Bylaw be read a first, second and third time.

CARRIED

11.1.2 [Bylaw No. 2509, 2010 Regional District of Okanagan-Similkameen Delegation of Local Government Authority Bylaw](#) (*Unweighted Corporate Vote – 2/3 Majority*)

B12/10A

It was MOVED and SECONDED

THAT [Bylaw No. 2509](#), 2010 Regional District of Okanagan-Similkameen Delegation of Local Government Authority Bylaw be read a first, second and third time and be adopted.

CARRIED

11.2 [RDOS Signing Authority](#) (*Unweighted Corporate Vote – Simple Majority*)

B13/10F

It was MOVED and SECONDED

THAT the RDOS Board removes Debra Potter as a signing authority for the Regional District of Okanagan-Similkameen.

CARRIED

COMMUNITY SERVICES DEPARTMENT

12. COMMUNITY SERVICES

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

Due to a conflict with the upcoming item, Director Wells excused himself from the meeting at 3:06 pm

12.1.1 [Bylaw No. 1339.01, 2010 Electoral Area 'A' Community Parks Local Service Establishment Amendment Bylaw](#)

B14/10

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

B15/10A/CS

It was MOVED and SECONDED

THAT [Bylaw No. 1339.01, 2010](#) Electoral Area 'A' Community Parks Local Service Establishment Amendment Bylaw be read a first, second and third time.

CARRIED

13. PROTECTIVE SERVICES

Director Wells returned to the Boardroom at 3:07 pm

13.1 [Local Assistant to the Fire Commissioner](#)

B16/10CS It was MOVED and SECONDED

THAT the RDOS Board requests the Office of the Fire Commissioner to appoint Mark Woods and Dale Kronebusch as Local Assistant to the Fire Commissioner (LAFC) for the entire boundaries of Regional District of Okanagan-Similkameen.

CARRIED

14. OTHER BUSINESS

14.1 Chair's Report

14.2 2010 Representation Appointments

B17/10A It was MOVED and SECONDED

THAT the RDOS Board appoint the following Directors to act as the Regional District representatives and appointees for 2010:

Okanagan Basin Water Board

Appointee:	Alternate:
S. Wells	M. Pendergraft
M. Brydon	B. Schwarz
G. Clark	D. Ashton

Southern Pine Beetle Coalition

Appointee:	R. McLean
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Inter-Agency Management Committee (LRMP)

Appointee:	M. Pendergraft
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Okanagan Film Commission

Appointee:	G. Hanson
Alternate:	S. Wells

Okanagan Regional Library

Appointee:	B. Schwarz
Alternate:	T. Chapman

Municipal Finance Authority

Appointee:	D. Ashton
Alternate:	T. Chapman

Municipal Insurance Association

Appointee:	D. Ashton
Alternate:	T. Chapman

Regional Transportation Advisory Committee

Appointee:	W. Despot
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Okanagan-Kootenay Sterile Insect Release Board

Appointee:	A. Patton
Alternate:	T. Chapman

Okanagan Air Shed Coalition Committee

Appointees:	A. Patton
	G. Litke

Noxious Weed Liaison

Appointee:	M. Brydon
Alternates:	T. Chapman
	B. Hope

CARRIED

14.3 Advisory Planning Commission Appointments

Area A Advisory Planning Commission

B18/10A/P

It was MOVED and SECONDED

That the RDOS Board of Directors appoint the following as members of the Electoral Area 'A' Advisory Planning Commission until November 30, 2011:

Chair:	Dwayne Svendsen
Recording Secretary:	Sue McKortoff
Members:	Bonnie Douglas
	Mark McKenney
	Gerry Hesketh
	Bill Plaskett
	Peter Beckett

CARRIED

Area B Advisory Planning Commission

B19/10A/P

It was MOVED and SECONDED

That the RDOS Board of Directors appoint the following as members of the Electoral Area 'B' Advisory Planning Commission until November 30, 2011:

Members:	Walter Makepeace
	Brian Mennell
	James Penney
	Clarence Schneider
	Lynne Sellmer
	Tammy Vesper

CARRIED

Area C Advisory Planning Commission

B20/10A/P

It was MOVED and SECONDED

That the RDOS Board of Directors appoint the following as members of the Electoral Area 'C' Advisory Planning Commission until November 30, 2011:

Chair:	Harold King	
Members:	Jessica Murphy	Sara Bunge
	Bill Michael	Tim Martiniuk
	Kathy Mercier	Ed Machail

CARRIED

Area D Advisory Planning Commission

B21/10A/P

It was MOVED and SECONDED

That the RDOS Board of Directors appoint the following as members of the Electoral Area Advisory 'D' Planning Commission until November 30, 2011:

Members:	Don Allbright	Bob Pearce
	Ed Melenka	Navid Chaudry
	Bert Bazley	Bob Handfield
	Judy Brock	Doreen Olson
	Jerry Stewart	Sharon Thompson
	Elizabeth Dieter	

CARRIED

Area E Advisory Planning Commission

B22/10A/P

It was MOVED and SECONDED

That the RDOS Board of Directors appoint the following as members of the Electoral Area 'E' Advisory Planning Commission until November 30, 2011:

Members:	Bruce Clough	Heather Fleck
	Tim Forty	Bob Gibbard
	Tom Hoenisch	Phil Janzen
	David Kopp	Doug Mathias
	Glenda Payzant	

CARRIED

Area F Advisory Planning Commission

B23/10A/P

It was MOVED and SECONDED

That the RDOS Board of Directors appoint the following as members of the Electoral Area 'F' Advisory Planning Commission until November 30, 2011:

Members:	Heather Fudge	Michelle Tom
	Jack Badgley	Randy Enns
	Philip Lawton	Natalie Minunzie
	Stewart Patterson	Jeffery Bendixsen

CARRIED

Area G Advisory Planning Commission

B24/10A/P

It was MOVED and SECONDED

That the RDOS Board of Directors appoint the following as members of the Electoral Area 'G' Advisory Planning Commission until November 30, 2011:

Members:	William (Bill) Day	Don Armstrong
	Brad Clifton	John Sladen
	Simon Harris	Jeff Rowe
	Don Bartlett	Roger Mayer
	Barbara Greenfield	Karen Nendick
	Robert Quaedvlieg	

CARRIED

Area H Advisory Planning Commission

B25/10A/P

It was MOVED and SECONDED

That the RDOS Board of Directors appoint the following as members of the Electoral Area 'H' Advisory Planning Commission until November 30, 2011:

Members:	Dave Clarke	Spencer Coyne
	Dave Budd	Damon Beauchamp
	Marg Reichart	Linda Allison
	Mark Wong	Charles Weber

CARRIED

14.4 Director's Motions

Director Christensen vacated the Boardroom at 3:12 pm

14.4.1 Notice of Motion – BC Assessment Office Closure
Director Chapman

B26/10A

It was MOVED and SECONDED

WHEREAS BC Assessment's service commitment is to be Reliable, Accessible, Uniform and Respectful;

AND WHEREAS BC Assessment has advised that the Vernon and Penticton Offices are to be consolidated in Kelowna by December 31, 2010;

AND WHEREAS the Regional District is aware of the need to reduce costs to the taxpayer while still providing an acceptable level of service and accessibility;

AND WHEREAS the residents of the Okanagan-Similkameen region access to property assessment service will be affected by the consolidation in Kelowna;

BE IT RESOLVED that the Regional District forward a letter to BC Assessment requesting that they revisit their decision for the closure of the Penticton office.

CARRIED

14.4.2 Motion – Board of Variance

The following motion was postponed from the December 10, 2009 RDOS Board Meeting:

It was MOVED and SECONDED

WHEREAS an applicant has the choice of applying to the Regional District or to the Board of Variance; and

WHEREAS the Board of Variance is an un-elected, non-quasi judicial and unaccountable body; and

WHEREAS, contrary to present practice, neighbours should be notified and have the opportunity to comment prior to any decision by the Board of Variance; and

WHEREAS, contrary to present practice, an Electoral Area Director should be notified and the Advisory Planning Commission be allowed to render an opinion prior to any decision by the Board of Variance; and

WHEREAS the Regional District's Code of Ethics is self-enforcing and violations are difficult to address;

THEREFORE, BE IT RESOLVED THAT the Regional Board request the Province to amend the *Local Government Act* to allow local government jurisdictions to decide on the voluntary existence of a Board of Variance;

AND FURTHER THAT this motion be forwarded to SILGA and UBCM for consideration at their next annual convention.

B27/10A

It was MOVED and SECONDED

THAT the Board defers indefinitely the motion submitted by Director Patton on Board of Variance legislation to administration.

CARRIED

Director Christensen returned to the Boardroom at 3:15 pm

Notice of Motion – Patton

THAT the Chair, on behalf of the RDOS Board, write a letter to the new Board of Variance requesting that they revisit the decision of the previous Board on the Variance application of Mathew Lewis.

14.5 Board Members Verbal Update

ADJOURN

B28/10 **It was MOVED and SECONDED**

THAT this meeting now conclude.

CARRIED
(3:21 pm)

APPROVED:

CERTIFIED CORRECT:

D. Ashton
RDOS Board Chair

B. Newell
Chief Administrative Officer

Jan7BdMtg