

Minutes of the *REGULAR BOARD MEETING* of the Regional District of Central Okanagan held at Regional District Offices, 1450 KLO Road, Kelowna, B.C. on Thursday, April 7, 2011

Directors: J. Baker (District of Lake Country)
J. Edgson (Central Okanagan West Electoral Area)
K. Fielding (District of Peachland)
D. Findlater (District of West Kelowna)
K. Hayes (Central Okanagan East Electoral Area)
C. Hodge (City of Kelowna)
R. Hobson (City of Kelowna)
G. James (City of Kelowna)
D. Ophus (District of West Kelowna)
A. Reid-Nagy (City of Kelowna)
S. Shepherd (City of Kelowna)
M. Werstuik (Westbank First Nation)

Regrets: M. Rule (City of Kelowna)

Staff: H. Reay, Chief Administrative Officer
R. Mueller, Chief Bylaw Enforcement Officer
D. Plamondon, Director of Developmental Services
C. Radford, Director of Engineering Services
M. Rilkoﬀ, Director of Administrative and Financial Services
M. Drouin, Corporate Services Coordinator (recording secretary)

1. CALL TO ORDER

Chair Hobson brought the meeting to order at 12:01 p.m.

2. ADDITION OF LATE ITEMS

There were no late items to the agenda.

3. ADOPTION OF THE AGENDA

#84/11 EDGSON/HODGE

THAT the agenda be adopted.

CARRIED

4. ADOPTION OF MINUTES

4.1 Board Meeting – March 21, 2011 and March 25, 2011

#85/11

HODGE/BAKER

THAT the Regional Board meeting minutes of March 21, 2011 and March 24, 2011 be adopted as circulated.

CARRIED

5. DEVELOPMENT SERVICES

Planning

5.1 Zoning contraventions at La Casa Lakeside Cottage Resort, KAS2428
(All Directors -Unweighted Vote)

Staff report dated March 30, 2011 outlined the bylaw enforcement issue at La Casa Lakeside Cottage Resort in regards to complaints received alleging that some owners of La Casa are using their cabins or campsites as their permanent residence which is in contravention of RDCO Zoning Bylaw No. 871. Staff provided a draft a letter for Board consideration.

In discussion, it was highlighted that the Resort would have to apply to the Regional District should they wish to ask for a zoning amendment. Staff noted that most lots in the subdivision would not fit the current R1 zoning regulations. Staff reviewed the process for bylaw enforcement when a complaint is received—fine or court, depending upon the complexities of the case.

By consensus it was agreed to the following edits:

- Fourth paragraph change the word “may” to ‘will” to read: “Where the essential elements of the contravention can be proven and witnesses are prepared to testify, the owners or occupants will be fined, or proceedings will be initiated by the RDCO for prosecution in court”.
- Sixth paragraph remove the first sentence--“The only option available to change the current zoning bylaw is a site specific zoning amendment”.

#86/11

EDGSON/OPHUS

THAT the Regional Board direct staff to deliver the revised letter to the 499 property owners of La Casa Lakeside Cottage Resort, Kelowna, BC to cease offending Section 11.5 of the Regional District of Central Okanagan Zoning Bylaw No. 871, C5, Campground, Cabin and Motel Commercial Zoning.

CARRIED

Inspection Services

5.2 Dog Advisory Committee – Revised Terms of Reference and Approval of Appointments to the Committee (All Directors -Unweighted Vote)

Staff report dated March 30, 2011 outlined the background of the Dog Advisory Committee noting that with the incorporation of the District of West

Kelowna membership of the committee requires updating. As well, an update of the committee's Terms of Reference is proposed where the mandate is to review issues related to dogs and any policy changes for the Regional District's dog control service.

In discussion:

- Concern was expressed that Regional District staff are not able to address specific issues related to dog issues in the City of Kelowna (no other member municipality is included in the current mandate).
- Dog control service and licensing affect all municipalities and electoral areas.
- Specific issues related to a municipality should be directed to the municipality ie: water parks, off-leash parks. Not all municipalities have a method to discuss specific issues. West Kelowna addresses issues directly at their municipality. The City of Kelowna had no structure in place for citizens to address dog concerns directly to Council.
- Municipal staff would need to attend committee meeting when issues that affect their municipality are being discussed so they can report back to their municipality.
- A broad mandate gives the public an opportunity to provide feedback on dog issues.
- The question was raised whether there is a need for the committee or possibly just have staff meet or hold the occasional workshop to discuss issues such as licensing/dog service?
- Is the size of the committee appropriate and would volunteers want to sit on a committee that is only dog service or licensing related? The Committee Chair noted that to date the size of the committee has not been an issue. Members perceive they are there to give advice about dogs.
- Leave it to the discretion of Chair to deal with 'other issues' but it must be clear what the Regional District service is and ensure municipalities are aware of agenda items that relate to their municipality and have staff attend those meetings. The inter-relationship between Regional District and municipal staff needs to be clear.

#87/11

FIELDING/OPHUS

THAT the Dog Advisory Committee's mandate is to periodically review issues related to dogs and to make recommendations about possible policy changes to the Regional Board and/or member municipalities;

AND FURTHER THAT the following members be appointed to the Dog Advisory Committee to a two year term (2011-2012):

Director Charlie Hodge – Chair (appointment of Chair is confirmed annually)
Dr. Barbara Coughlin – RDCO Veterinarian
Helena Pol – Humane Society nominee
Sabrina Fedorak – BCSPCA Kelowna Branch Manager
Liz Corrigan – Member of the public at large
Cathy Nesbitt – Member of the public at large
Dee Capozzi – Member of the public at large
Brenda McBurnie – Member of the public at large
Marion Irving – Citizen, District of Peachland
Catherine Irwin – Citizen, District of Lake Country

Bev Jackson – Citizen, District of West Kelowna
Wendy McIntyre – Citizen, City of Kelowna
To be confirmed – Citizen, City of Kelowna
To be confirmed – Citizen, Regional District of Central Okanagan Electoral Area

CARRIED (Findlater)

Director Hayes left the meeting at 12:30 p.m.

6. ENVIRONMENTAL SERVICES

- 6.1 Award of Contract – Supply and Installation of Water Mains and Two Pressure Reducing Stations – Upper Fintry/Shalal Road/Valley of the Sun Water System (*All Directors – Weighted Vote*)

Staff report dated March 30, 2011 outlined the invitation for tender for the water mains and pressure reducing stations for the Upper Fintry/Shalal Road/Valley of the Sun water system. Thirteen bids were received for the project. The assignment will begin immediately with a proposed date of completion the fall of 2011.

#88/11

EDGSON/BAKER

THAT the Regional Board authorize the award of contract for the supply and installation of 12 km of water mains plus two pressure reducing stations for the Upper Fintry/Shalal Road/Valley of the Sun water system to Peter Bros Construction Ltd. for the amount of \$2,830,062.91 excluding contingencies and HST.

CARRIED

- 6.2 Feasibility study for the Greystoke Improvement District Water System (*All Directors -Unweighted Vote*)

Staff report dated March 29, 2011 outlined that the Regional District has received letters from property owners of the Dion Road community in support to consider the feasibility to assume ownership and control of the Greystoke Improvement District Water System.

The question was raised how feasibility funds are recovered? Staff noted that if the service is approved, funds are recovered from the service. Concern was raised that the \$40,000 fee is too high based on the number of properties in the proposed service area and that as it is expected that a number of these independent water systems will be coming to the Regional District to take over their systems in the coming years whether the Regional District has the funds to manage these studies and whether the 'big picture' has been considered. Staff noted the fee is based on a similar project last year and believe this amount is needed for the study.

Discussion ensued regarding postponing any decision until a policy is developed on future water acquisitions including: how they will be funded, do current systems have taxing authority, what is the cost to the Regional District as well as residents, what are the long term issues, legal advice on assuming potential liabilities, are there 'best practices' other local governments consider.

#89/11 FINDLATER/SHEPHERD

THAT the decision to use feasibility funds for the Greystoke Water System Study be *POSTPONED* until a strategy and policy is developed on future water system acquisitions by the Regional District.

CARRIED

7. CORPORATE SERVICES

7.1 Proclamation – Drinking Water Week – May 1-7, 2011 (*All Directors - Unweighted Vote*)

#90/11 SHEPHERD/EDGSON

WHEREAS human health is dependent upon an abundant supply of pure, clean drinking water and;

WHEREAS safety, quality and abundance of water can only be safeguarded by sound environmental protection, appropriate treatment and properly maintained distribution systems, and;

WHEREAS we are all stewards of the water infrastructure which future generations depend upon, and;

WHEREAS each citizen of our community is called upon to help protect our source waters from pollution, to practice water conservation and to get involved in local water issues, and;

WHEREAS federal, provincial and local governments, as well as concerned organizations, are cognizant and supportive of measures which promote safe, clean and abundant water and responsible wastewater management, and;

WHEREAS on such measure involves heightening public awareness of the value of our drinking water resources and encouraging the public to promote this awareness;

THEREFORE the Regional Board proclaims May 1-7, 2011 as 'DRINKING WATER WEEK' in the Regional District of Central Okanagan.

CARRIED

8. COMMITTEE RECOMMENDATIONS

8.1 Rise and Report - Governance & Services Committee meeting of April 7, 2011

GranFondo Event Support

#91/11

SHEPHERD/EDGDSON

THAT the Regional Board supports in principle the request for a dedicated Southbound lane on Westside Road for the July 16th Gran Fondo event subject to a transportation plan being developed with the Ministry of Transportation;

AND FURTHER THAT a letter be forwarded to the Ministry of Transportation (copy local MLAs) that the Regional Board is supportive of the Gran Fondo event and encouraging their cooperation.

CARRIED

9. ADJOURN IN CAMERA

#92/11

SHEPHERD/EDGSON

THAT pursuant to Section 90 of the *Community Charter* the Regional Board adjourn and convene to a Regional Hospital District meeting, Regional Hospital District 'In Camera' meeting and a Regional Board 'In-Camera' session to discuss land and contract issues.

CARRIED

The meeting was adjourned at 12:55 p.m.

The Board rose from In Camera at 1:12 p.m. to report on the Consent Order signed between the Regional District and the Kelowna Dirt Bike Club.

Kelowna Dirt Bike Club

Staff noted that the Kelowna Dirt Bike Club and the Regional District have reached an agreement regarding past noise complaints at their track and that both parties have signed a Consent Order which includes sound testing of all bikes that race at the Club's events. The Order is the process of being registered.

There being no further business the meeting was at 1:13 p.m.

CERTIFIED TO BE TRUE AND CORRECT

R. Hobson (Chair)

H. Reay (Chief Administrative Officer)