

**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, November 8, 2012**

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Directors:

J. Baker (District of Lake Country)  
C. Basran (City of Kelowna)  
A. Blanleil (City of Kelowna)  
J. Edgson (Central Okanagan West Electoral Area)  
T. Condon, alternate for K. Fielding (District of Peachland)  
D. Findlater (District of West Kelowna)  
G. Given (City of Kelowna)  
P. Hanson (Central Okanagan East Electoral Area)  
R. Hobson (City of Kelowna)  
R. de Jong, alternate for D. Ophus (District of West Kelowna)  
M. Werstuik (Westbank First Nation)

Regrets:

W. Gray (City of Kelowna)  
G. Zimmermann (City of Kelowna)

Staff:

P. Macklem, Chief Administrative Officer  
M. Kopp, Director of Parks Services  
C. Radford, Director of Environmental Services  
M. Rilkoﬀ, Director of Finance & Administrative Services  
B. Smith, Communications  
M. Drouin, Corporate Services Coordinator (recording secretary)

**1. CALL TO ORDER**

Chair Hobson called the meeting to order at 11:10 a.m.

**2. ADDITION OF LATE ITEMS**

7.3 Resolution for MFA Funding

Withdraw 5.2 Building Inspection report

**3. ADOPTION OF THE AGENDA**

**#244/12**

BAKER/EDGSON

THAT the agenda be adopted as circulated.

CARRIED

**4. ADOPTION OF MINUTES**

4.1 Regular Board meeting – October 22, 2012

**#245/12**

EDGSON/BASRAN

THAT the regular Board meeting minutes of October 22, 2012 be adopted as circulated.

CARRIED

**5. UNFINISHED BUSINESS**

5.1 Update on the Feasibility Study for the Proposed Paradise Valley Water System (*All Directors - Unweighted Vote*)

Staff report dated October 30, 2012 outlined the results of the Board requested survey to determine the support of Trepanier residents regarding their interest for a possible water system in this area. A letter and survey were sent out to residents outlining the facts of establishing both a water system and fire service including capital and operational costs. Out of 80 letters sent to property owners, 57 were returned to the online survey. Results were overwhelmingly against paying for the estimated capital costs.

It was noted that fire protection will continue to be an issue in rural areas such as Trepanier and that interface and structural fires may impact bordering municipalities. It will be important for residents to continue to take measures to protect their property from fire.

**#246/12**

**EDGSON/FINDLATER**

THAT the Regional Board receive staff report dated October 30, 2012 and not proceed with a feasibility study for the proposed Paradise Valley Water System;

AND FURTHER that a feasibility study for a community water system in this area not be considered for a period of three years based on the resident survey information.

**CARRIED**

5.2 Building Inspection Services – Initiating a Tax Requisition (*All Directors - Unweighted Vote*) **WITHDRAWN FROM THE AGENDA TO BE PRESENTED AT THE NOV. 26<sup>th</sup> MEETING**

**6. CORPORATE SERVICES**

6.1 Repeal RDCO Handi-Dart Transit Local Service Area Establishment Bylaw No. 419, **1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> readings** (*All Directors - Unweighted Vote*)

Staff report dated October 30, 2012 outlined the need to repeal the current RDCO Handi-Dart Transit Bylaw which currently only applies to the lands within Westbank First Nation (WFN). WFN has requested that they want to establish their own Annual Operating Agreement with BC Transit, and BC Transit has agreed to this.

**#247/12**

**FINDLATER/GIVEN**

WHEREAS Westbank First Nation by way of their letter of July 30, 2012 confirmed that they wish to establish their own Operating Agreements with BC Transit effective April 1, 2012;

THEREFORE, the Regional Board agrees to the request of Westbank First Nation and directs staff to forward a bylaw to repeal the RDCO Handi-Dart Transit Local Service Area Establishment Bylaw No. 419.

CARRIED

#248/12

FINDLATER/GIVEN

THAT Regional District of Central Okanagan Handi-Dart Transit Local Service Area Establishment Amendment Bylaw No. 1313 be given first, second and third readings this 8<sup>th</sup> day of November 2012

CARRIED

**7. FINANCE & ADMINISTRATIVE SERVICES**

7.1 2012-2016 Financial Plan Amendment Bylaw No. 1314, 2012, **1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> readings and Adoption** (All Directors - Weighted Vote)

Staff provided an overview to the Board on the budget amendments required for the 2012 Financial Plan, including:

- Trepanier Bench transfer from Community Works Fund Gas Tax Reserve
- Wastewater Treatment Plant – amendment covers HST which is not recoverable, and administrative costs, capital costs which was missed in the initial budget. Biosolids work moved forward. DCC costs less than anticipated.
- Killiney Community Hall – RDCO does not own the hall so cannot include capital costs – transfer to the contractor for capital (housekeeping)
- Regional Parks/Westside Parks – total projects not changed, funds moved to other projects – Board approval has previously been given to the projects

#249/12

CONDON/BASRAN

THAT Regional District of Central Okanagan 2012-2016 Financial Plan Amendment Bylaw No. 1314, 2012 be given first, second and third readings and adopted this 8<sup>th</sup> day of November 2012.

CARRIED

7.2 Information Report – Purchase Commitments > \$100,000 during 3<sup>rd</sup> Quarter-2012 (All Directors - Weighted Vote)

#250/12

GIVEN/FINDLATER

THAT the Regional Board, as per Section 4.6 of the RDCO Purchasing Policy, receive for information the report on the purchase commitments which exceeded \$100,000 made during the third quarter ending September 30, 2012.

CARRIED

7.3 Short Term Borrowing – Westside Regional Wastewater Treatment Plant (*All Directors – Weighted Vote*)

Staff report dated October 30, 2012 outlined the need for short term borrowing for a maximum of five years for the Treatment Plant Stage 3 upgrade. The requirement for short term capital financing was identified in previous financial plans.

#251/12

FINDLATER/CONDON

THAT an amount not to exceed \$3,000,000.00 (three million dollars) be borrowed from the Municipal Finance Authority (MFA) for a maximum of 5 (five) years under Section 819 of the *Local Government Act* for the Westside Regional Wastewater Treatment Plant Upgrade Stage 3 capital project. Repayment of the principal portion of debt will be made annually at a minimum, in accordance with the current 5 year financial plan. Interest will be paid monthly as required by MFA.

CARRIED

**8. COMMITTEE RECOMMENDATIONS**

- 8.1 Rise and Report - Governance & Services Committee meeting of November 8, 2012
- a) RDCO Starling Control Program Service Area Establishment Bylaw – Continued Funding of the Starling Control Program

As the term for the starling control establishment bylaw ends in 2012, approval for a further bylaw to provide continuing funding will be sought from participating partners and the valley regional districts.

#252/12

HANSON/EDGSON

THAT the Regional Board direct staff to seek consent from the participating partners (City of Kelowna, District of Peachland, District of Lake Country and Central Okanagan East and West Electoral Areas) for continued funding of the starling control program;

AND THAT staff be directed to contact the District of West Kelowna to confirm whether they wish to continue participation in the program through their grant in aid process;

AND FURTHER THAT should the participating partners and the North Okanagan and Okanagan-Similkameen Regional Districts agree to participate, staff be directed to prepare a service establishment bylaw for the purposes of providing funding to the Starling Control Program in the amount of \$25,000 per year for 2013-2015.

CARRIED

**9. NEW BUSINESS**

- 9.1 Endorse a resolution from Director Hanson for support of an Incorporation Study for Central Okanagan East Electoral Area (*All Directors - Unweighted Vote*)

Director Hanson at the Board's October 22<sup>nd</sup> meeting gave notice for the following resolution to be considered at this meeting:

"Be it resolved that the Central Okanagan Regional Board be supportive of the Central Okanagan Area East Director's request to the Minister of Community, Sports and Cultural Development for an incorporation study. And that the Board Chair send a letter of support to the Minister, Bill Bennett"

Director Hanson spoke to her Notice of Motion highlighting that the Province has stated that support of the Board is required in order for the Ministry to consider an incorporation study. It was noted that if a referendum is to take place, as the area director, she wants various choices to be identified.

*Discussion:*

- The question was raised what the Director has done to this point? A committee has been formed and plans to meet about once every two months. A public meeting has been held in Ellison, led by Director Hanson, and one is scheduled in Joe Rich. About 200 people attended the meeting in Ellison and they wanted more information.
- It was noted that some residents in Ellison have contacted Lake Country to discuss possible boundary expansion for Ellison to Lake Country.
- Incorporation studies need to be open and transparent with various members elected to the committee. Concern was expressed that everything is happening behind the scenes. Bordering municipalities need to be involved in any process.
- Does it make sense for incorporation when the area boundaries are in various locations ie: Ellison, South Lakeshore, June Springs, Joe Rich? Where would a town centre be located?
- It was noted that it was at the request of Lake Country that Kelowna was asked to review their boundary with Lake Country. Kelowna Council decided that if a review was going to be done, Kelowna would look at all boundary issues.
- There has been discussion by Director Hanson and private interests of a 'resort municipality' potential in the electoral area (Kelowna Mountain).
- There has not been a 'broad' based public interest in proceeding with incorporation. It does not appear to be broad based, transparent or advisable.
- The cost relevant to the potential outcome does not seem feasible.
- It is too premature to look at incorporation at this time as Kelowna is in the process of reviewing options including costs. If Kelowna chooses to expand its boundaries after reviewing their options there would be a full public process, with options provided.
- A lot of work is required to be done in advance of considering a 'governance' study and that is when a formal committee would normally be struck. These studies are very costly and take many years to complete.

- It is not known if the Province would support a governance study and whether there are funds available for such a study. This is not a high priority for the Ministry.
- If funding is received from the Province then Kelowna should also receive funding for part of their study.
- The process cannot be biased from the start and it is understood that at the Ellison meeting there were biased comments made about not joining the City of Kelowna.
- In all processes, regional directors must work with the Board, CAO, and staff and the process needs to be laid out in a transparent manner.
- Fair and unbiased costs need to be developed over time and shared with residents for various options. Considerable technical effort is required to develop costs.
- It may take several years for various options to be reviewed. The COE electoral area is not a 'normal' electoral area in that the area is not connected and each area is very different.
- Residents can petition for amalgamation/incorporation studies but this is not the case. It seems to be driven by the electoral area director only.
- Staff has expertise but not the capacity to undertake a study. Discussion could begin with the partners and Ministry but then if it moves further the option for a consultant would need to be considered.

**#254/12**

HANSON/BAKER

THAT Director Hanson's request that the Regional Board be supportive of an incorporation study and that the Board Chair send a letter of support to the Minister, Bill Bennett be received;

AND FURTHER THAT the request be referred for review by CAO, Paul Macklem, and discussion with the Province, and regional partners on an appropriate process and budget implications of such a study."

DEFEATED (tie vote)

9.2 Proclamation – National Child Day, November 20, 2012

It was noted that the Community Action Towards' Children's Health has asked the Regional District to proclaim November 20, 2012 as National Child Day. Discussion ensued as to whether any proclamations should come forward to the Board table for consideration. The municipal partners highlighted how proclamations are handled at their Council tables including that the Chair can proclaim on his own if he so wishes. At this time, it was suggested that the information be received and that the Board at a future meeting discuss a policy around proclamations.

**#255/12**

EDGSON/BLANEIL

THAT the information on the National Child Day received from the Community Action Towards Children's Health be received and a letter of support be forwarded for National Child Day.

CARRIED

**10. DIRECTOR ITEMS**

- National Addictions Awareness Week is November 19–25. Regional District staff, Christene Walsh, is working with local agencies to bring focus to this serious issue.
- CAO, Paul Macklem, noted that he has been asked to sit on the UBCM Local Government Finance Committee. He has agreed to this position.

**11. ADJOURN IN CAMERA**

#256/12

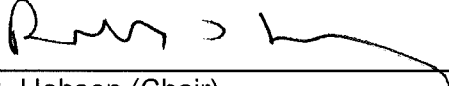
BAKER/FINDLATER

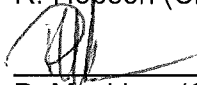
THAT pursuant to Section 90 of the *Community Charter* the Regional Board adjourn and convene to an 'In-Camera' session to discuss land acquisition issues.

CARRIED

There being no further business the meeting was adjourned at 12:30 p.m.

CERTIFIED TO BE TRUE AND CORRECT

  
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R. Hobson (Chair)

  
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P. Macklem (Chief Administrative Officer)