

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 Monday, January 23, 2012

Directors:

J. Baker (District of Lake Country)
C. Basran (City of Kelowna)
J. Edgson (Central Okanagan West Electoral Area)
K. Fielding (District of Peachland)
D. Findlater (District of West Kelowna)
G. Given (City of Kelowna)
W. Gray (City of Kelowna)
P. Hanson (Central Okanagan East Electoral Area)
R. Hobson (City of Kelowna)
D. Ophus (District of West Kelowna)
G. Zimmermann (City of Kelowna)
M. Werstuik, (Westbank First Nation)

Regrets:

A. Blanleil (City of Kelowna)

Staff:

H. Reay, Chief Administrative Officer
R. Fralick, Manager of Current Planning
M. Kopp, Director of Parks Services
D. Plamondon, Director of Development Services
J. Roe, Manager of Public Works
M. Rilkoff, Director of Finance and Administrative Services
B. Smith, Communications
M. Drouin, Corporate Services Coordinator (recording secretary)

1. CALL TO ORDER

Chair Hobson called the meeting to order at 7:00 p.m.

2. ADDITION OF LATE ITEMS

There were no late items to the agenda

3. ADOPTION OF THE AGENDA

#16/12

BAKER/EDGSON

The agenda was adopted as circulated.

CARRIED

4. ADOPTION OF MINUTES

4.1 Regular Board meeting – January 12, 2012

#17/12

FIELDING/BAKER

The regular board meeting minutes of January 12, 2012 were adopted as circulated.

CARRIED

5. CORRESPONDENCE

- 5.1 Southern Interior Local Government Association (SILGA) – Call for Nominations (*All Directors - Unweighted Vote*)

SILGA correspondence received January 4, 2012 outlined that any director wishing to seek a position on the SILGA Executive for the 2012/2013 term that the deadline for nominations is March 2. All positions are for one year and those presently serving may run for another term if they so wish.

- 5.2 Southern Interior Local Government Association (SILGA) – Call for Resolutions (*All Directors - Unweighted Vote*)

SILGA correspondence received January 4 noted that the deadline for resolutions to the 2012 SILGA convention is February 24th.

#18/12

BASRAN/ZIMMERMANN

THAT the Call for Nominations from the Southern Interior Local Government Association (SILGA) be received;

AND FURTHER THAT the Call for Resolutions for the 2012 SILGA Convention be received for information.

CARRIED

6. UNFINISHED BUSINESS

- 6.1 Proposed SILGA Resolution – Dangerous Dog Prosecution (*All Directors - Unweighted Vote*)

Staff report dated January 18, 2012 outlined a draft resolution for the 2012 SILGA Convention the Board requested for consideration regarding dangerous dog prosecutions.

#19/12

OPHUS/BAKER

WHEREAS Section 49 (10) of the *Community Charter* provides the authority, if there is reasonable grounds to believe that a dog is a dangerous dog, for a local government to apply to the Provincial Court for an order for that dog be destroyed;

AND WHEREAS prior to 2009 the Ministry of Attorney General Crown Counsel office prosecuted bylaw matters or dangerous dog offenses under the *Community Charter*;

AND WHEREAS since that time future prosecutions of this nature are no longer handled by Crown Counsel resulting in increased costs to the local government, delay in court trials often over a year, and therefore longer confinement of dangerous dogs at local government expense;

AND WHEREAS it is believed there is a shortage of Crown Counsel and provincial court judges which contribute to this delay;

THEREFORE it is requested that the Provincial government provide more resources to expedite prosecution of these types of cases, or consider a different judicial method to prosecute such cases.

CARRIED

7. DEVELOPMENT SERVICES

Inspection: (Unweighted Vote)

- 7.1 Building Statistics – November & December 2011 & Year-to-date
January-December 2011 (*for information*)

#20/12

FIELDING/EDGSON

THAT the building statistics for November 2011 & December 2011 and year-to-date January-December 2011 be received.

CARRIED

Planning

- 7.2 RDCO Brent Road/Trepanier Official Community Plan Bylaw No. 1303
(Central Okanagan West Electoral Area) **1st Reading (All Directors)**

Staff report dated January 17, 2012 outlined the review completed for the Official Community Plan. One of the primary objectives in developing an OCP is to incorporate environmental development permit requirements that currently do not apply to the area. Specifically, Environmental DP area designations have been developed and identified (aquatic ecosystem, sensitive terrestrial, hillside and wildfire). The intent is to ensure that important environmental values and areas are protected from development.

Staff outlined the specific area for the OCP and noted that updates have been provided to the Governance & Services Committee on the bylaw. Staff reviewed the public process to date, key milestones and anticipated timelines for moving forward.

Staff noted that generally agencies supported the policy direction to not support new development in the OCP areas recognizing the limited services and infrastructure available. Agencies also supported policies indicating that new development should be directed to the adjacent, more urbanized centres.

HB Lanarc was the consultant involved in the OCP development. It is anticipated a Public Hearing will be held in February.

#21/12

EDGSON/HANSON

THAT Regional District of Central Okanagan Brent Road/Trepanier Official Community Plan Bylaw No. 1303, 2012 be given first reading this 23rd day of January 2012;

AND THAT staff be directed to forward the OCP bylaw to the Agricultural Land Commission for comment in accord with Section 282 of the *Local Government Act*;

AND FURTHER THAT RDCO Official Community Plan Bylaw No. 1303, 2012 be scheduled for a Public Hearing.

CARRIED

7.3 RDCO South Slopes Official Community Plan Bylaw No. 1304 (Central Okanagan East Electoral Area) **1st Reading** (All Directors)

Staff report dated January 17, 2012 outlined the review completed for the Official Community Plan. One of the primary objectives in developing an OCP is to incorporate environmental development permit requirements that currently do not apply to the area. Specifically, Environmental DP area designations have been developed and identified (aquatic ecosystem, sensitive terrestrial, hillside and wildfire). The intent is to ensure that important environmental values and areas are protected from development. Staff highlighted the pockets of residential development in the area of June Springs and the South Slopes.

It was noted that last week correspondence had been received from the proponents of 'Kelowna Mountain', located in the south slopes requesting that their proposed development be considered within the Official Community Plan.

Concern was expressed that the Kelowna Mountain proposal did not come forward during the development of the OCP. 90% of the OCP process has already been completed and concern was expressed regarding delay in moving forward. It was noted that the City of Kelowna has developed an urban containment boundary and that generally agencies supported the policy direction to not support new development in the OCP areas recognizing the limited services and infrastructure available.

The electoral area Director expressed concern that as she has just been elected she has not had the opportunity to fully review the draft OCP including recent issues raised by residents in the June Springs area and now the 'Kelowna Mountain' proposal, and for that reason requests a delay in consideration of first reading.

The Board discussed options: what is the timeframe for the Director and the City of Kelowna Council to consider and respond?; a Public Hearing is scheduled for February 20—would there be enough time to consider first reading and move forward with the Public Hearing?; what would be the added costs to delaying the OCP?; is there an option to identify 'Kelowna Mountain' as a resort or study area?

Staff indicated one of the main reasons for developing an OCP for the South Slopes related to land management issues underway in the area and that there was no OCP in place to help regulate and manage growth properly. The OCP process may be set back for some time if the Board wishes to consider the 'Kelowna Mountain' proposal at this time.

#22/12

HANSON/EDGSON

THAT in consideration of issues raised by the electoral area Director regarding June Springs and the 'Kelowna Mountain' proposal that consideration of first reading of RDCO Official Community Plan Bylaw No. 1304 be postponed;

AND THAT the 'Kelowna Mountain' proposal from Michael J. Boccio be received for information;

AND FURTHER THAT staff be directed to forward the 'Kelowna Mountain' proposal to City of Kelowna Council for consideration and response through the fringe area referral process;

AND FURTHER THAT staff be directed to bring forward options for consideration of the 'Kelowna Mountain' proposal to the February 9th Governance and Services Committee meeting for consideration.

CARRIED

8. ENVIRONMENTAL SERVICES

- 8.1 Approval to Utilize Community Works Funding Identified for Central Okanagan East and West Electoral Area Water System Improvements
(All Directors - Weighted Vote)

Staff report dated January 17, 2012 outlined the proposed water system improvements to Central Okanagan East Electoral Area and Central Okanagan West Electoral Area utilizing the Community Works Fund – Gas Tax Funding. This information will be posted on the RDCO website. It was noted that these community works funds are available for electoral areas only. Staff noted that gas tax funding has certain criteria that must be met before funding can be applied to a project.

#23/12

EDGSON/HANSON

THAT the Board authorize staff to proceed with water system improvements that are identified in the proposed "Proposal for Water Systems Improvements Utilizing Community Works Fund – Gas Tax Funding (January 2, 2012) including:

- Central Okanagan East - \$82,400.00
- Central Okanagan West - \$439,500.00

CARRIED

9. NEW BUSINESS

No Board action required.

10. DIRECTORS ITEMS

a) North Westside Fire

Director Edgson noted that the marine water supply (fireboat) for the North Westside Fire Department should be delivered in the near future. Staff is working with the Province on the location to house the boat.

b) Okanagan Safe Harbour

Director Baker noted that the community meeting in Lake Country was attended by over 60 people. RDCO staff member M. Kopp attended the meeting and provided an explanation as to the RDCO's role and that the proposed design has met with resistance by the Ministry of Environment. Staff will update the Board at its February 9th Governance and Services Committee meeting.

c) RDCO Chair & CAO meeting

Chair Hobson noted that the valley regional district chairs and CAO's met recently to discuss issues of mutual consideration. One of the issues raised was that the Province has confirmed there will be no further funding for West Nile virus control. This will mean that the RDCO will revert back to its nuisance control funding which does not cover the entire regional district.

#24/12

FINDLATER/BAKER

THAT in consideration of the Province announcing that funding has been cut for West Nile virus mosquito control that staff be directed to report on the options for mosquito control in the region.

CARRIED

11. ADJOURN IN CAMERA

#25/12

GIVEN/EDGSON

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

CARRIED

There being no further business the meeting was adjourned at 8:00 p.m.

CERTIFIED TO BE TRUE AND CORRECT



R. Hobson (Chair)


H. Reay (Chief Administrative Officer)