

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 12, 2015

Directors:

J. Baker (District of Lake Country)
C. Basran (City of Kelowna)
W. Carson (Central Okanagan West Electoral Area)
M. DeHart (City of Kelowna)
D. Findlater (City of West Kelowna)
C. Fortin (District of Peachland)
G. Given (City of Kelowna)
T. Gray (City of Kelowna)
P. Hanson (Central Okanagan East Electoral Area)
D. Ophus (City of West Kelowna)
B. Sieben (City of Kelowna)
L. Stack (City of Kelowna)

Regrets:

C. Derickson (Westbank First Nation)

Staff:

B. Reardon, Chief Administrative Officer
R. Fralick, Manager of Planning
M. Kopp, Director of Parks
C. Radford, Director of Community Services
B. Smith, Communications
M. Drouin, Manager - Corporate Services (recording secretary)

1. **CALL TO ORDER**

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

2. **ADDITION OF LATE ITEMS**

No late items to the agenda.

It was noted that there will be no rise & report items from today's Governance & Services Committee meeting but that those items will come forward at a future Board meeting.

3. **ADOPTION OF THE AGENDA**

#209/15

STACK/DEHART

THAT the agenda be adopted as amended.

CARRIED Unanimously

4. **ADOPTION OF MINUTES**

4.1 Regular Board Meeting Minutes and Public Hearing Minutes – October 26, 2015 (*All Directors – Unweighted Vote*)

#210/15

STACK/SIEBEN

THAT the Regular Board meeting minutes of October 26, 2015 be adopted;

CARRIED Unanimously

#211/15

SIEBEN/STACK

AND FURTHER THAT the Public Hearing minutes of October 26, 2015 be received.

CARRIED Unanimously

5. BUSINESS ARISING

- 5.1 Service Area Boundary Amendments – Central Okanagan East Electoral Area (*All Directors – Unweighted Vote*)
- a) Regional District of Central Okanagan Electoral Area "I" Local Transit Service Area Establishment Amending Bylaw No. 1358, 2015, **REPEAL** (*All Directors – Unweighted Vote*)
 - b) Regional District of Central Okanagan Ellison Fire Protection Local Service Establishment Amending Bylaw No. 1359, 2015 **REPEAL** (*All Directors – Unweighted Vote*)
 - c) Regional District of Central Okanagan Ellison Community Parks Specified Area Establishment Amending Bylaw No. 1360, 2015 **REPEAL** (*All Directors – Unweighted Vote*)
 - d) Regional District of Central Okanagan Electoral Area 'I' Ellison Heritage Community Centre Local Service Area Establishment Amending Bylaw No. 1361, 2015 **REPEAL** (*All Directors – Unweighted Vote*)

#212/15

HANSON/SIEBEN

THAT

- Regional District of Central Okanagan Electoral Area "I" Local Transit Service Area Establishment Amending Bylaw No. 1358, 2015 be repealed;
- Regional District of Central Okanagan Ellison Fire Protection Local Service Establishment Amending Bylaw No. 1359, 2015 be repealed;
- Regional District of Central Okanagan Ellison Community Parks Specified Area Establishment Amending Bylaw No. 1360, 2015 be repealed;
- Regional District of Central Okanagan Electoral Area 'I' Ellison Heritage Community Centre Local Service Area Establishment Amending Bylaw No. 1361, 2015 be repealed.

CARRIED Unanimously

- e) Regional District of Central Okanagan Electoral Area "I" Local Transit Service Area Establishment Amending Bylaw No. 1367, **1st, 2nd and 3rd readings** (All Directors – Unweighted Vote)
- f) Regional District of Central Okanagan Ellison Fire Protection Local Service Establishment Amending Bylaw No. 1368 **1st, 2nd and 3rd readings** (All Directors – Unweighted Vote)
- g) Regional District of Central Okanagan Ellison Community Parks Specified Area Establishment Amending Bylaw No. 1369 **1st, 2nd and 3rd readings** (All Directors – Unweighted Vote)

#213/15

HANSON/SIEBEN

THAT:

- Regional District of Central Okanagan Electoral Area "I" Local Transit Service Area Establishment Amending Bylaw No. 1367 be given first, second and third readings and forwarded to the Inspector for approval;
- Regional District of Central Okanagan Ellison Fire Protection Local Service Establishment Amending Bylaw No. 1368 be given first, second and third readings and forwarded to the Inspector for approval;
- Regional District of Central Okanagan Electoral Area 'I' Ellison Heritage Community Centre Local Service Area Establishment Amending Bylaw No. 1369 be given first, second and third readings and forwarded to the Inspector for approval:

CARRIED Unanimously

5.2 Regulations Bylaw and Water System Fees and Charges Bylaws for Regional District Owned Water Systems – Central Okanagan East and Central Okanagan West

Staff report dated November 4, 2015 outlined that first reading was provided at the Board's October 26th meeting so as to provide the Directors with additional time to review the consider the proposed water bylaws. The question on who votes on the bylaws was raised. The Administrator stated as per the *Local Government Act* Section 791(11), when "only one director would be entitled to vote, each director who is present (a) is entitled to vote, and (b) has one vote." Director Carson requested a copy of the legal opinion which staff will provide.

- a) RDCO Water Systems Regulations Bylaw No. 1370, **2nd and 3rd readings and Adoption** (All Directors – Unweighted Vote)

#214/15

BAKER/STACK

THAT RDCO Water Systems Regulations Bylaw No. 1370 be given second and third readings and adopted.

CARRIED (Opposed: Carson/Hanson)

b) **RDCO Water System Fees and Charges Bylaws, 2nd and 3rd readings and Adoption** (All Directors – Unweighted Vote)

- Killiney Beach Water System Fees & Charges Bylaw No. 1371
- Falcon Ridge Water System Fees & Charges Bylaw No. 1372
- Sunset Ranch Water System Fees & Charges Bylaw No. 1373
- Dietrich Water System Fees & Charges Bylaw No. 1374
- Westshore Estates Water System Fees & Charges Bylaw No. 1375
- Upper Fintry, Shalal Road, and Valley of the Sun Water System Fees & Charges Bylaw No. 1376

Subsequent discussion from the October 26th Board meeting:

- Rate increases were presented at the open houses.
- Fees and charges are related to recovery of the costs of the service. Asset renewal would need to be used if full operational costs are not recovered.
- Operating fees in the past have not been high enough to cover the cost of services.
- Water systems must be funded appropriately.
- Rates must be at a sustainable level.
- The area director noted that Falcon Ridge residents she has recently spoken to are concerned about the increase. It was noted that costs of the service must be covered by the residents receiving the specific service.
- The question was raised why there have been operational losses? It is because the rates were not high enough to cover the cost of the service provided to the residents.
- The 'world of providing water' has radically changed from 20 years ago. IHA has new regulations that must be adhered to and there are significant liability issues to be concerned about.
- Other local governments are faced with similar rate increases.
- It would be reckless to not properly fund the operation of each service.

#215/15

FINDLATER/BASRAN

THAT Killiney Beach Water System Fees & Charges Bylaw No. 1371 be given second and third reading and adopted.

THAT Falcon Ridge Water System Fees & Charges Bylaw No. 1372 be given second and third reading and adopted.

THAT Sunset Ranch Water System Fees & Charges Bylaw No. 1373 be given second and third reading and adopted.

THAT Dietrich Beach Water System Fees & Charges Bylaw No. 1374 be given second and third reading and adopted.

THAT Westshore Estates Water System Fees & Charges Bylaw No. 1375 be given second and third reading and adopted.

THAT Upper Fintry, Shalal Road, and Valley of the Sun Water System Fees & Charges Bylaw No. 1376 be given second and third reading and adopted.

CARRIED (Opposed Hanson/Carson)

5.3 RDCO Solid Waste Management Regulation Amendment Bylaw No. 1377, **1st, 2nd and 3rd readings and Adoption** (*Stakeholder – Weighted Vote – Central Okanagan East and West Electoral Area*)

#216/15

HANSON/CARSON

THAT RDCO Solid Waste Management Regulation Amendment Bylaw No. 1377 be given second and third readings and adopted.

CARRIED Unanimously

5.4 RDCO Central Okanagan East Sewer Systems Amendment Bylaw No. 1378, **2nd and 3rd readings and Adoption** (*All Directors – Weighted Vote*)

#217/15

HANSON/CARSON

THAT RDCO Central Okanagan East Sewer Systems Amendment Bylaw No. 1378 be given second and third readings and adopted.

CARRIED Unanimously

6. COMMUNITY SERVICES

Planning

6.1 Environmental Advisory Commission Membership (*All Directors – Unweighted Vote*)

Staff report dated November 4, 2015 outlined the recommended appointments to the RDCO Environmental Advisory Commission.

#218/15

SIEBEN/GRAY

THAT the Regional Board reappoint Pete Spencer, Rose Gunoff, and Melony Catana to a second three-year term and Mary Ann Olson-Russello to an initial three-year term as members of the Regional District Environmental Advisory Commission.

CARRIED Unanimously

Environmental

6.2 Curbside Waste Collection Contract – 3-Year Extension (*All Directors – Weighted Vote*)

Staff report dated November 3, 2015 outlined the three-year extension option for the curbside waste collection contract. The contract extension complies with our obligations for competitive bidding under the New West Partnership Trade Agreement (formally TILMA). The extension will keep the program aligned with its member municipalities whom have previously extended their contracts providing economies of scale required for competitive financial rates and a high level of service.

The contract is based on per unit (\$117.72 per household) the same rate no matter where the household is located.

#219/15

BAKER/FINDLATER

THAT the Regional Board approve a three-year extension to the existing curbside waste collection contract with Okanagan Environmental Waste Systems under the existing terms and conditions, from March 1, 2016 to April 30, 2019 at an approximate cost of \$605,000.

CARRIED Unanimously

7. FINANCIAL SERVICES

7.1 RDCO 2015 – 2019 Financial Plan Amending Bylaw No. 1380, *1st, 2nd and 3rd reading and Adoption* (All Directors – Weighted Vote)

Staff report dated October 27, 2015 outlined the amendment required to fund the Westshores Water System – Reservoirs Capital Project. The addition of a second reservoir will increase costs from the projected \$318k to \$848K, funding coming from reserves. Staff will be reviewing the possible use of Community Works Funding in 2016 to reduce costs for this project.

The reservoirs have always been on the 20-year asset renewal plan. The design dollars have been able to be stretched because there is a significant project in Westshore. Staff believes the cost of the second reservoir will be reduced by including it in the proposed larger project underway in 2016.

Director Sieben left at 12:50 p.m.

#220/15

BAKER/STACK

THAT RDCO 2015-2019 Financial Plan Amending Bylaw No. 1380, 2015 be given first, second and third readings and adopted.

CARRIED (Opposed Carson/Hanson)

8. RISE & REPORT

a) Governance & Services Committee

There were no issues to Rise and Report from the November 12, 2015 Governance & Services Committee Meeting at this time.

9. DIRECTOR ITEMS (information items)

- Chair Given acknowledged the loss of Chief Bylaw Enforcement Officer, Rhoda Mueller. Her amazing leadership in the services she delivered to the Regional District will be missed.
- Director Hanson requested a meeting to review services the electoral area director wishes to opt out of. The Director is to set a meeting with the CAO to discuss.
- Director Carson raised a concern regarding works being done at Site 3 Fintry Park. The Director is to set a meeting with the CAO to discuss.

10. ADJOURN IN CAMERA

#221/15

OPHUS/STACK

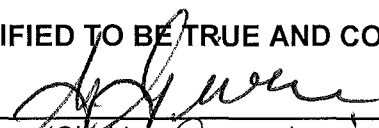
THAT pursuant to Section 90 (c)(g)(k) of the *Community Charter* the Regional Board adjourn and convene to an 'In-Camera' session to discuss:

- Other employee relations
- Potential litigation affecting the Regional District.
- Discussions respecting the proposed provision of a service

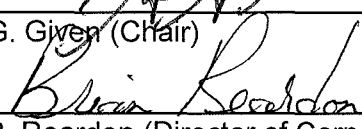
CARRIED Unanimously

There being no further business the meeting was adjourned at 12:55 p.m.

CERTIFIED TO BE TRUE AND CORRECT



G. Given (Chair)



B. Reardon (Director of Corporate Services)