



THE CORPORATION OF THE CITY OF ENDERBY

Minutes of a **Regular Meeting** of Council held on Tuesday, September 3, 2024 at 4:30 p.m. in Council Chambers.

Present: Mayor Huck Galbraith
Councillor Tundra Baird
Councillor Roxanne Davyduke
Councillor David Ramey
Councillor Brian Schreiner
Councillor Shawn Shishido

Absent: Councillor Sarah Yerhoff

Staff: Chief Administrative Officer – Tate Bengtson
Chief Financial Officer – Jennifer Bellamy
Planner – Kurt Inglis
Clerk-Secretary – Andraya Holmes

Other: Press and Public

LAND ACKNOWLEDGEMENT

We respectfully acknowledge that we are on the traditional and unceded territory of the Secwepemc.

APPROVAL OF AGENDA

Moved by Councillor Baird, seconded by Councillor Ramey
“THAT the September 3, 2024 Council Meeting agenda be approved as circulated.”

CARRIED

ADOPTION OF MINUTES

Meeting Minutes of August 19, 2024

Moved by Councillor Ramey, seconded by Councillor Davyduke
“THAT the August 19, 2024 Council Meeting minutes be adopted as circulated.”

CARRIED

DELEGATIONS

Janet Cardiff, Cardiff Miller Art Warehouse

Ms. Cardiff gave an overview of the operations of the Cardiff Miller Art Warehouse and explained that in just over a year since opening, they have had 3600 visitors, and that most of those visitors are from other communities that visit Enderby because the museum is located here.

Ms. Cardiff explained that there is a sandwich board that was previously placed on the sidewalk of Highway 97A. This sign was placed in contravention of a bylaw that only allows sandwich boards to be placed on sidewalks adjacent to businesses. Since this sign was removed, there has been a decrease in visitors and requested that Council amend the bylaw to allow this sign to be placed on the highway sidewalk.

Councillor Schreiner asked staff for an explanation of the reasoning for the current bylaw.

Chief Administrative Officer explained that direction to enforce this provision of the bylaw proactively came as a result of Council's policy to clean up the highway corridor in approximately 2014, when there were many signs placed along the highway through town. Noted that allowing signage for specific non-adjacent entities on the highway and not others would be difficult to apply fairly because, once one is placed, many more quickly pop up.

Councillor Ramey expressed a desire to find a way to allow the sandwich board sign to be placed and stated that an exemption should be made for Cardiff Miller Art Warehouse.

Council requested that staff bring forward a report at the next meeting analysing the request.

DEVELOPMENT MATTERS AND RELATED BYLAWS

Councillor Baird declared a conflict of interest because of a business interest and recused from the meeting at 4:48 p.m.

Zoning Text Amendment #0016-24-ZTA-END

Moved by Councillor Shishido, seconded by Councillor Ramey
“THAT City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1803, 2024 which proposes to amend the City of Enderby Zoning Bylaw No. 1550, 2014 to permit a detached secondary suite to be located on the second storey level of an accessory residential building for the property legally described as LOT 1 SECTION 27 TOWNSHIP 18 RANGE 9 WEST OF THE 6TH MERIDIAN KAMLOOPS DIVISION YALE DISTRICT PLAN KAP59880 EXCEPT PLAN KAP65977 and located at 123 Red Rock Crescent, Enderby BC, be given First and Second Reading and forwarded to a Public Hearing.”

CARRIED

Zoning Text Amendment #0015-24-ZTA-END

Mayor Galbraith invited the applicant to speak to the application.

Brad Case explained that the proposed development has the potential to make the downtown core nicer and safer, while the three dwelling units make it a viable investment.

Council discussed concerns regarding parking, loading, garbage, and snow removal.

Moved by Councillor Shishido, seconded by Councillor Schreiner

“THAT City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1799, 2024 which proposes to amend the text of City of Enderby Zoning Bylaw No. 1550, 2014 to increase the maximum permitted gross density for the property legally described as PARCEL B (DD 179916F) BLOCK 13 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A and located at 612 Cliff Avenue, Enderby BC, from 60 units per hectare (24.28 units per acre) to 79.79 units per hectare (32.29 units per acre), in order to increase the number of permitted residential dwelling units for the property from 2 to 3, be given Three Readings and Adoption;

AND FURTHER THAT should Council give Three Readings and Adoption to City of Enderby Zoning Bylaw No. 1550, 2014 Amendment Bylaw No. 1799, 2024, such Adoption shall come into force and effect once the Ministry of Transportation and Infrastructure has endorsed the Bylaw.”

CARRIED

Development Variance Permit #0070-24-DVP-END

The Planner gave an overview of the Staff report.

There were no representations made by the public.

There were no written representations.

Councillor Ramey asked if there is an ability to enforce rules about how many vehicles tenants are allowed to own.

Chief Administrative Officer responded that the housing agreement is enforceable, and puts the onus to enforce on the property owner.

Moved by Councillor Ramey, seconded by Councillor Davyduke

“THAT Council authorizes the issuance of a Development Variance Permit for the property legally described as PARCEL B (DD 179916F) BLOCK 13 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 612 Cliff Avenue, Enderby BC, to permit variances to the following sections of the City of Enderby Zoning Bylaw No. 1550, 2014:

- *Section 901.2.a by increasing the maximum percentage of required parking spaces that can be made up of small-car parking from 40% to 50%, as shown on the attached Schedule ‘A’; and*
- *Section 901.2.g.ii by reducing the minimum setback between a parking space and a dwelling from 1.5 m (4.92 feet) to 0.76 m (2.49 feet), as shown on the attached Schedule ‘A’.*

AND THAT Council authorizes the issuance of a Development Variance Permit for the property legally described as PARCEL B (DD 179916F) BLOCK 13 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 612 Cliff Avenue, Enderby BC, to permit a variance to Section 901.2.b of the City of Enderby Zoning Bylaw by waiving the requirement for right-angle off-street parking spaces to be serviced via an 8 m (26.25 foot) maneuvering aisle, as shown on the attached Schedule ‘A’ subject to the owner registering a covenant on the title of the property which releases, indemnifies, and holds harmless, including litigation costs, the City of Enderby for all matters related to or arising from

the issuance of the Development Variance Permit and further affirms that the City’s decision in granting the variance does not prejudice or affect its rights, powers, duties, or obligations with respect to the development of adjacent properties;

AND THAT Council authorizes the issuance of a Development Variance Permit for the property legally described as PARCEL B (DD 179916F) BLOCK 13 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 612 Cliff Avenue, Enderby BC, to permit a variance to Section 901.3 of the City of Enderby Zoning Bylaw No. 1550, 2014 by reducing the minimum number of off-street parking spaces from 11 to 4, as shown on the attached Schedule ‘A’, subject to the property owner registering a housing agreement by covenant on the title of the property, satisfactory to the City, which requires that the parking demands associated with the residential portion of the development are contained on-site and which shall be a material term of any tenancy agreement;

AND FURTHER THAT Council authorizes the issuance of a Development Variance Permit for the property legally described as PARCEL B (DD 179916F) BLOCK 13 DISTRICT LOT 150 KAMLOOPS (FORMERLY OSOYOOS) DIVISION YALE DISTRICT PLAN 211A, and located at 612 Cliff Avenue, Enderby BC, to permit a variance to Section 1001.4.a.i of the City of Enderby Zoning Bylaw No. 1550, 2014 by reducing the number of off-street loading spaces from 1 to 0, as shown on the attached Schedule ‘A’, subject to the property owner registering a covenant on the title of the property which requires off-street loading activities occur from the south side of the subject property.”

CARRIED

Councillor Baird returned to the meeting at 5:09 p.m.

Amendment to Development Variance Permit 0068-24-DVP-END

Moved by Councillor Schreiner, seconded by Councillor Shishido
“THAT Council amends Development Variance Permit 0068-24-DVP-END to clarify that the variances permitting an on-site sewage disposal system for the proposed subdivision at 247 Brickyard Road includes the provisions under Section 315 of the City of Enderby Zoning Bylaw No. 1550, 2014.”

CARRIED

CONTINUING BUSINESS AND BUSINESS ARISING FROM COMMITTEES AND DELEGATIONS

EV Charging Stations Local Availability

Councillor Ramey reported that the Village of Chase has two EV charging stations and that their installation was fully funded by BC Hydro.

Mayor Galbraith reported that he was told the charging stations at the Quilakwa Canco will be re-instated but is unsure of the timeline.

Councillor Ramey noted that, if there is a way to install charging stations without burdening the taxpayer, it should be considered. Councillor Ramey will bring back more information at the next Council meeting.

Councillor Shishido voiced concerns about recycling EV batteries.

Moved by Councillor Ramey, seconded by Councillor Baird
“THAT if Quilakwa Canco confirms that it does not have plans to re-instate its EV charging stations in the reasonably near future, this item will be brought back to Council for further discussion.”

CARRIED

BYLAWS

Metered Water Rates – Maximum Chargeable Consumption

Moved by Councillor Baird, seconded by Councillor Ramey
“THAT Council adopts the bylaw cited as “The City of Enderby Fees and Charges Bylaw No. 1479, 2010 Amendment Bylaw No. 1798, 2024”.”

CARRIED

REPORTS

Mayor and Council Reports

Councillor Shishido

Reported that the most recent Enderby & District Services Commission meeting went well.

Councillor Davyduke

Reported that Friday Night Lights was very well attended despite the weather and that there were 182 cars registered for the car show.

Will be attending UBCM along with Councillors Yerhoff and Schreiner. Reported that they have registered for different sessions throughout the conference to bring back as much information as possible. Noted that a workshop related to the drug crisis has been cancelled, unfortunately.

Reported that Community Futures has some workshops starting up again for the fall, including a business canvas workshop, and a workshop on updates to the Employment Standards Act.

Councillor Schreiner

Attended the National Indigenous Peoples Day event at Splatsin.

Attended meetings at the Enderby United Church regarding the possible closure of the church and invited representatives to present to Council as a delegation.

Noted that the burnout competition was missed at Friday Night Lights and asked if there was a possibility to bring it back with some additional funding. The ensuing discussion indicated that the issue was not financial but rather logistics faced by the organizers and volunteers.

Councillor Ramey suggested something else should be organized to replace the burnout competition next year.

Councillor Ramey

Attending an Enderby & District Arts Council meeting on Wednesday.

Councillor Baird

Reported that Friday Night Lights was a success. Noted that there should be more recycling bins downtown, more maps, and more tables at the food court.

Attended the Legion Golf Tournament Fundraiser.

Enderbeer and Wine Festival tickets are now available online, as well as at City Hall, Transition Marketing, and the Enderby Legion #98.

Mayor Galbraith

Nothing to report.

Chief Administrative Officer

Reported that the City is waiting to hear back about the Construction Permit application for the Reservoir 1 rebuild, after which a request for proposals is expected to be issued.

Design work for the water treatment plant upgrade is expected to reach a significant milestone this week.

The Pool's construction drawing development phase is on target for 50% completion by the end of this week. This is the trigger for the submission to the Interior Health Authority for a Construction Permit.

The replacement header at the arena has been leak-tested and its performance has been validated. The floor has been reinstated. The chiller will be started up tomorrow. Things are on target to open for the third week of September. Thanked Parks staff for their oversight of this initiative and Public Works for their help reinstating the floor.

The last day of operation for the pool was on Friday. Thanked the lifeguarding staff and Recreation Services for a great season.

The Russell Avenue road project is proceeding. Building the structure of the new road is occurring now, then curbing, paving, and landscape tie-ins. The issue that caused the water main to fail its pressure test has now been located and fixed.

The new Fire Department Command/Utility vehicle will be in operation soon.

Friday Night Lights was a success. Thanked the Events Coordinator and Council for their respective roles in making for a great night.

Preparations are ongoing for the Enderbeer and Wine Festival. The website has been soft launched at www.enderbeerandwine.com. Sponsor logos should be going up this week. Tickets are now on sale.

The residential garbage collection request for quotes has been posted, and closes later this month.

The inaugural Coffee with Mayor and Council is scheduled for October 8th, from 9:30-11:00 a.m. at Hungry Jack’s. Staff will be promoting it over the next several weeks.

Councillor Schreiner asked for an update on the request from a member of the public to apply dust control to the dirt portion of Waterwheel Street.

Chief Administrative Officer responded that there has since been an application of dust control. Explained that the reason for the delay was two-fold. The calcium chloride that is applied to the roads was delayed due to rail interruptions associated with the Jasper wildfire, and the calcium chloride is best applied when there is moisture present.

Councillor Ramey asked why the pool isn’t kept open through the Labour Day long weekend.

Chief Administrative Officer explained that most of the lifeguarding staff at the pool are university students who are returning to school that weekend. There is not enough staff remaining to keep the pool open.

Bylaw Enforcement Statistics for Second Period of 2024 (May-Aug)

Moved by Councillor Shishido, seconded by Councillor Baird
“THAT Council receives and files the memorandum titled “Bylaw Enforcement Statistics for Second Period of 2024 (May-Aug)”.”

CARRIED

NEW BUSINESS

Riverside RV Park – 2025 Camp Rates

Moved by Councillor Shishido, seconded by Councillor Baird
“THAT Council approves the following camp rates (inclusive of GST) at the Riverside RV Park for the 2025 camping season:

<i>Full Service Pull Through Site</i>	<i>\$46.00</i>
<i>Full Service Back In Site</i>	<i>\$44.00</i>
<i>Water and Power Site</i>	<i>\$42.00</i>
<i>Power Site</i>	<i>\$40.00</i>
<i>Tent Site</i>	<i>\$33.00”</i>

CARRIED

Designation of Ghanshyam Kaushik as Bylaw Enforcement Officer and Animal Control Officer

Moved by Councillor Ramey, seconded by Councillor Schreiner
“THAT Council designates Ghanshyam Kaushik as a Bylaw Enforcement Officer and Animal Control Officer for the City of Enderby.”

CARRIED

City of Enderby Development Corporation Annual Information Meeting 2024

Chief Administrative Officer gave an overview of the City of Enderby Development Corporation and why it was created. Explained that the corporation currently sits dormant, but that the

significant work to get it started has been completed so that it may be activated quickly, should an opportunity arise.

Moved by Councillor Baird, seconded by Councillor Schreiner

“THAT Council, in its capacity as the sole shareholder of the City of Enderby Development Corporation, resolves:

1. *THAT, in accordance with Article 10.2 of the City of Enderby Development Corporation’s Articles of Incorporation, the shareholder consents to the business to be transacted at the annual general meeting, such that it is deemed to be held by this resolution and on the date of this resolution.*
2. *AND THAT the annual reference date for the City of Enderby Development Corporation is September 3, 2024.*
3. *AND THAT, in accordance with Article 10.3 of the City of Enderby Development Corporation’s Articles of Incorporation, and in lieu of the annual general meeting, an annual information meeting is hereby held on September 3, 2024 with notice given in substantially the same form as that required for notice of special meetings under section 9 of the City of Enderby Procedure Bylaw No. 1732, 2021.*
4. *AND THAT, as there were no financial transactions for the City of Enderby Development Corporation for the fiscal year ended December 31, 2023 and the City of Enderby Development Corporation has no assets, liabilities and equity:*
 - a) *The appointment of auditors for the City of Enderby Development Corporation is waived in accordance with section 200 of the Business Corporations Act; and*
 - b) *The production and publication of financial statements for the City of Enderby Development Corporation is waived in accordance with section 203(2) of the Business Corporations Act.*
5. *AND THAT that the following persons, each of whom has consented in writing to act as a director, are appointed as directors of the City of Enderby Development Corporation, to hold office in the manner specified until the next annual general meeting of the City of Enderby Development Corporation or until their successors are appointed, subject to Article 14.6 of the City of Enderby Development Corporation’s Articles of Incorporation:*

Tate Bengtson (Chief Executive Officer)
Jennifer Bellamy (Chief Financial Officer)
6. *AND FURTHER THAT all lawful acts, contracts, appointments, and payments of money by the directors of the City of Enderby Development Corporation, if any, since the last annual reference period, which coincides with the date of the recognition of the City of Enderby Development Corporation, and which have previously been disclosed to the shareholder, are hereby adopted, ratified, and confirmed.”*

CARRIED

PUBLIC QUESTION PERIOD

Jackie Pearase of Rivertalk confirmed that the date for Coffee with Mayor and Council is October 8, 9:30-11:00 a.m.

CLOSED MEETING RESOLUTION

Moved by Councillor Shishido, seconded by Councillor Davyduke
“*THAT pursuant to Section 92 of the Community Charter, the regular meeting convene In-Camera to deal with matters deemed closed to the public in accordance with Section 90 (1) (a) and 90 (2) (b) of the Community Charter.*”

CARRIED

ADJOURNMENT

Moved by Councillor Shishido, seconded by Councillor Davyduke
“*THAT the regular meeting of September 3, 2024 adjourn at 6:47 p.m.*”

CARRIED

MAYOR

CORPORATE OFFICER