

**VILLAGE OF PEMBERTON
-REGULAR COUNCIL MEETING MINUTES-**

Minutes of the Regular Meeting of Council of the Village of Pemberton held on Tuesday, September 21, 2021. Via electronic means through a ZOOM Webinar. This is Meeting No. 1545.

IN ATTENDANCE*: Mayor Mike Richman
Councillor Ted Craddock
Councillor Leah Noble
Councillor Amica Antonelli
Councillor Ryan Zant

STAFF IN ATTENDANCE*: Nikki Gilmore, Chief Administrative Officer
Sheena Fraser, manager of Corporate & Legislative Services
Robert Grossman, Fire Chief
Lisa Pedrini, Manager of Development Services
Cameron Chalmers, Contract Planner
Colin Brown, Planner
Gwendolyn Kennedy, Legislative Assistant

Public: 1

MEDIA: 1

****ALL COUNCIL MEMBERS AND STAFF ATTENDED ELECTRONICALLY***

A RECORDING OF THE MEETING WAS MADE AVAILABLE TO THE PUBLIC & MEDIA

1. CALL TO ORDER (4 PM)

At 4:03 p.m. Mayor Richman called the meeting to order.

In honour of the Lil'wat7ul, the Village of Pemberton acknowledges that we are meeting within the unceded territory of the Lil'wat Nation.

2. IN CAMERA

Moved/Seconded

THAT the meeting is closed to the public in accordance with the *Community Charter* Section 90 (1) (c) Employee Relations and (k) Negotiations and related discussions that in the view of Council could reasonably expect to harm the interest of the municipality if they were held in public.

CARRIED

At 4:04 p.m. Council moved in camera.

3. RECESS REGULAR COUNCIL MEETING

At 4:32 p.m. the Regular meeting was recessed.

4. RECONVENE REGULAR MEETING (5:30 PM)

At 5:30 p.m. the Regular meeting was reconvened.

5. RECESS REGULAR MEETING FOR PUBLIC HEARING

At 5:31 p.m. the Regular meeting was recessed for the public hearing.

6. PUBLIC HEARING - Village of Pemberton Official Community Plan Bylaw No. 654, 2011, Amendment (Tiyata - École de la Vallée) Bylaw No. 902, 2021 & Village of Pemberton Zoning Bylaw No. 832, 2018, Amendment (Tiyata - École de la Vallée) Bylaw No. 903, 2021

7. RECONVENE REGULAR MEETING FOLLOWING PUBLIC HEARING

At 5:58 p.m. the Regular meeting was reconvened.

8. APPROVAL OF AGENDA

Moved/Seconded

THAT the Agenda be approved as circulated.

CARRIED

9. RISE WITH REPORT FROM IN CAMERA

10. ADOPTION OF MINUTES

a) Regular Council Meeting No. 1544, Tuesday, August 31, 2021

Moved/Seconded

THAT the minutes of Regular Council Meeting No. 1544 held Tuesday, August 31, 2021, be adopted as circulated.

CARRIED

11. BUSINESS ARISING FROM THE PREVIOUS REGULAR COUNCIL MEETING

a) Cancellation of Lil'wat Nation 2021 Bulls and Barrels Rodeo

Sheena Fraser advised Council that as the rodeo will not take place, the funds allocated for this event have been reallocated to the Community Enhancement Fund.

12. BUSINESS ARISING FROM THE COMMITTEE OF THE WHOLE MEETING

- a) Recommendation from the Committee of the Whole Meeting No. 217, held Tuesday, August 31, 2021: LiveShare Co-Living Proposal, 7340 Crabapple Court**

Moved/Seconded

THAT Staff be directed to work with the applicant for the proposed development of a co-living, multi-family residential development located at 7340 Crabapple Court, which will include a separate development variance permit application for the requested parking variance.

CARRIED

- b) Recommendations from the Committee of the Whole No. 218, held earlier today:**

i. Draft Building Bylaw

Moved/Seconded

THAT Staff be directed to proceed with stakeholder consultation regarding referencing the Energy Step Code for Part 3 buildings.

CARRIED

Moved/Seconded

THAT Chris Derouin be appointed to the position of Plumbing Official for the Village.

CARRIED

ii. Electronic Meetings – COVID Legislated Changes

Moved/Seconded

THAT Staff seek a legal opinion with respect to whether the Village can require Council, Staff and the Public to show proof of vaccine (Vaccine Passport) to attend Council, Committee or Commission meetings.

CARRIED

Moved/Seconded

THAT Mayor Richman bring forward a request from the Village to use the SLRD Board Meeting for Council, Committee and Commission meetings.

CARRIED

Moved/Seconded

THAT Staff be directed to draft an amendment to Council Procedures Bylaw No. 788, 2015, to permit electronic attendance at Council, Committee, and Commission meetings for review at a future Committee of the Whole Meeting.

CARRIED

Moved/Seconded

THAT Staff be directed to present at a future meeting of Council recommendations for meeting space along with suitable hardware and software for the facilitation of electronic meetings.

CARRIED

Moved/Seconded

THAT Staff be directed to prepare a draft Procedure Bylaw in which Council and staff may attend unlimited number of meetings by electronic means; and that upon adoption the new Procedures bylaw be brought back for review in six months.

CARRIED

13. COMMITTEE MINUTES – FOR INFORMATION

There were no committee minutes to be received.

14. DELEGATIONS

There were no delegations to be received.

15. STAFF REPORTS

a) Office of the Chief Administrative Officer

i. Verbal Report

There was no verbal report from the CAO.

At 6:06 p.m. Lisa Pedrini and Cameron Chalmers joined the meeting.

b) Development Services

i. Major Development Permit No. 88 – “The Aspect” 1422 – 1430 Portage Road

Amendment to Development Permit No. 88

Moved/Seconded

THAT Council amends Development Permit No. 88 as presented by adding the following as a new clause 7, with the following clauses renumbered accordingly:

7. The Permittee shall ensure that all residential balconies are screened by opaque safety railings or other means to eliminate visual access to any residential balcony.

CARRIED

Authorization of Issuance of Development Permit No. 88

Moved/Seconded

THAT Council authorizes Development Permit No. 88 for issuance for lands located at 1422-1430 Portage Road, and legally described as Lots 1-3, Plan 12595, District Lot 203, LLD subject to the following pre-requisites of final issuance:

1. The Owner shall enter into a Housing Agreement, approved by bylaw, to restrict the proposed development to purpose built rental for a minimum of 10 years from initial occupancy;
2. The Owner shall develop a means to satisfy the off-site parking obligation to provide seven (7) additional parking stalls to the satisfaction of the Village of Pemberton;
3. Staff report back to Council on options to offset the 11 parking space variance.
4. The Owner shall receive final approval from the Ministry of Transportation and Infrastructure regarding proposed development and proposed landscaping;
5. The Owner shall provide a landscape deposit in the form of an irrevocable letter of credit, cash, or other instrument acceptable to the Village, in the amount of \$106,900, for on-site landscaping.
6. The Owner shall provide a landscape deposit to either the Ministry of Transportation and Infrastructure in a form satisfactory to them or to the Village of Pemberton in the form of an irrevocable letter of credit or other instrument acceptable to the Village, in the amount of \$55,000, for off-site landscaping.
7. The Owner enter into an agreement with the Village of Pemberton and/or the Ministry of Transportation and Infrastructure obligating current and future owners to maintain the landscaping along the Portage Road frontage within the MoTI right-of-way.

CARRIED

**OPPOSED: COUNCILLOR
ANTONELLI**

At 7:05 p.m. Mr. Chalmers left the meeting.

ii. Regional Growth Strategy – Revised Regional Context Statement

Moved/Seconded

THAT the Village of Pemberton endorse the proposed Official Community Plan Regional Context Statement – Table of Concordance update for submission to the Squamish-Lillooet Regional Board for acceptance.

CARRIED

At 7:21 pm. Ms. Pedrini left the meeting and Fire Chief Grossman joined the meeting.

c) Pemberton Fire Rescue

i. Whistler Blackcomb Foundation Grant – Wildfire Protection Equipment

Moved/Seconded

THAT Council approve the purchase of wildfire equipment as identified on Appendix B, subject to funding from The Whistler Blackcomb Foundation;

AND THAT an application for grant funding, in the amount of \$70,000, from the Whistler Blackcomb Foundation be supported.

CARRIED

At 7:26 p.m. Fire Chief Grossman left the meeting.

16. BYLAWS

a) Bylaws for First, Second and Third Readings

i. Village of Pemberton Tax Exemption (Stewardship Pemberton Nature Centre) Bylaw No. 906, 2021

Moved/Seconded

THAT Village of Pemberton Tax Exemption (Stewardship Pemberton Nature Centre) Bylaw No. 906, 2021, receive First, Second, and Third Readings

CARRIED

ii. Village of Pemberton Board of Variance Bylaw No. 893, 2021, Amendment (Fees) Bylaw No. 907, 2021

Moved/Seconded

THAT Village of Pemberton Board of Variance Bylaw No. 893, 2021, Amendment (Fees) Bylaw No. 907, 2021 receive First, Second, and Third Readings.

CARRIED

iii. Village of Pemberton Fees and Charges Bylaw No. 905, 2021, Amendment (Board of Variance) Bylaw No. 908, 2021

Moved/Seconded

THAT Village of Pemberton Fees and Charges Bylaw No. 905, 2021, Amendment (Board of Variance) Bylaw No. 908, 2021, receive First, Second, and Third Readings.

CARRIED

17. Mayor's Report

Mayor Richman reported on the following matters:

- Industrial Park cannabis producers have approached Mayor Richman to discuss the potential impacts of pending changes to federal legislation that would permit cannabis producers to offer store front sales. Producers have offered councillors the opportunity to tour some of the facilities.
- Met with Jeff Malmgren, a contractor for Sea to Sky Community Services, to discuss food security, food resiliency, a food hub, and food processing in the Pemberton Valley.
- Met with a group of concerned locals, Area C Director Mack, and MLA Sturdy seeking to create safe passage over the Lillooet River at the CN rail bridge site, and recommended that the group address Council and the Squamish-Lillooet Regional District (SLRD) Board when more details of the proposed options are available.
- Attended a meeting of the Pemberton Valley Emergency Management Committee and received updates on current projects. Discussion touched on the river gauge project costs, the potential for sale of material extracted from the rivers, and options to ensure that Disaster Mitigation and Adaptation Funding is available for the whole valley.
- Attended the annual Union of British Columbia Municipalities (UBCM) convention. On behalf of the SLRD, led a meeting with the Honourable Melanie Mark, Minister of Tourism, Arts, Culture and Sport, regarding the impacts of increased backcountry tourism in our area, and participated in a joint meeting with the District of Squamish with the Honourable Katrina Chen, Minister of State for Child Care, taking away the positive news that Pemberton's application for childcare space funding is still under consideration.
- Attended the semi-monthly meeting with representatives of Vancouver Coastal Health where District of Squamish Mayor Karen Elliot requested support for a letter asking that, as vaccine clinics are being reduced, doctors be permitted to administer vaccines.

18. Councillors' Reports

Councillor Craddock reported on the following:

- Attended the Pemberton Valley Dyking District meeting.
- Attended the Rotary and Chamber of Commerce golf tournament as a volunteer.

Councillor Noble reported on the following:

- Attended the annual UBCM convention including all resolution sessions.
- Has received positive feedback from the community regarding the new rainbow crosswalk.
- Has observed that the dog park has been very busy.

Councillor Zant reported on the following:

- Attended the annual UBCM convention.
- Attended the Pemberton Valley Utilities and Services Committee meeting:
 - Consideration was given to prioritizing access to recreation programs to Village residents and it was decided to monitor the situation for now.
 - The second soccer field is almost complete.
 - The contract has been signed for the bike skills park.
 - Christine Burns, Manager of Recreation Services, presented the Recreation Services second quarter report.

Councillor Antonelli reported on the following:

- Attended the annual UBCM convention.
- Attended the Municipal Insurance Association of British Columbia meeting on behalf of Councillor Craddock during which it was noted that municipalities are not responsible for transmission of COVID-19 and other diseases.

19. CORRESPONDENCE

a) For Action

i. For Discussion

(a) Eve Gallant, Village resident, dated September 14, 2021, expressing concerns regarding parking at the proposed LiveShare development at 7340 Crabapple Court.

(b) M.J. Mullen, Village resident, dated September 14, 2021, expressing concerns regarding parking at the proposed LiveShare development at 7340 Crabapple Court.

Moved/Seconded

THAT Council the correspondence be referred to Staff for planning and discussion purposes.

CARRIED

- ii. **Andrew Hory, Chair and Area B Director, Sandra Daniels, Area A Director, James Furney, Area C Director, Rod Sherrell, Area D Director, Regional District of Mount Waddington, dated August 27, 2021, requesting consideration of a donation to the Village of Lytton by contribution of one dollar for every person in their representative areas.**

Moved/Seconded

THAT a donation, in the amount of \$1,000, be provided to the Village of Lytton to assist with the recovery and rebuilding following the devastating wildfires in July;

AND THAT the funds be allocated from the Community Enhancement Fund.

CARRIED

- iii. **Jody Tracey, Village resident, dated September 17, 2021, expressing concerns regarding speeding on Pemberton Farm Road East.**

Moved/Seconded

THAT the correspondence be referred to Staff for response, explaining the steps taken to date, and noting that Staff will continue to work towards a permanent solution to the traffic issues, with the response to be copied to the president of the strata council of Pemberton Plateau Townhomes.

CARRIED

c) For Information

- i. **Jennie Helmer, Squamish-Lillooet Regional District Area C residents, dated September 6, 2021, expressing opposition to the parking variance for the proposed development at 7340 Crabapple Court.**
- ii. **The Honourable Mitzi Dean, Minister of Children and Family Development, dated September 10, 2021, announcing that October will again be declared Foster Family Month in British Columbia.**
- iii. **The Honourable Katrina Chen, Minister of State for Child Care, dated September 13, 2021, announcing the opening of the Childcare BC New Spaces Fund intake.**
- iv. **Kelly Kenney, Corporate Officer, City of Langley, dated September 15, 2021, addressed to the Honourable Josie Osborne, Minister of Municipal**

Affairs, presenting a resolution passed by the Metro Vancouver Regional District Board, requesting that the Ministry of Municipal Affairs conduct a consultative process soliciting feedback regarding an amendment to section 19 of the *Local Government Act* to require municipal councils to appoint the Mayor, or the Mayor's designate, as the municipal director to the regional district board.

Moved/Seconded

THAT the correspondence be received.

CARRIED

20. DECISION ON LATE BUSINESS

21. LATE BUSINESS

22. NOTICE OF MOTION

23. QUESTION PERIOD

There were no questions from the gallery.

24. IN CAMERA

Moved/Seconded

THAT the meeting is closed to the public in accordance with the *Community Charter* Section 90 (1) (c) Employee Relations and (k) Negotiations and related discussions that in the view of Council could reasonably expect to harm the interest of the municipality if they were held in public.

CARRIED

At 8:18 p.m. Council moved in camera.

25. RISE WITH REPORT

At 8:30 p.m. Council rose with report from the In Camera Meeting No. 1443, held Tuesday, July 13, 2021 with the following resolution:

Moved/Seconded

THAT the Council supports the Flexible Workweek Pilot for a period of one year.

CARRIED

26. AJOURNMENT

Moved/Seconded

THAT the Regular meeting be adjourned.

CARRIED

At 8:31 p.m. the Regular Council Meeting was adjourned.

Mike Richman
Mayor

Sheena Fraser
Corporate Officer