



City of Kelowna Regular Council Meeting Minutes

Date: Monday, March 3, 2014
 Location: Council Chamber
 City Hall, 1435 Water Street

Council Members Present: Mayor Walter Gray and Councillors Colin Basran, Andre Blanleil, Maxine DeHart, Gail Given, Robert Hobson*, Mohini Singh, Luke Stack and Gerry Zimmermann

Staff Present: City Manager, Ron Mattiussi*; City Clerk, Stephen Fleming; Divisional Director, Infrastructure, John Vos*; Divisional Director, Community Planning & Real Estate, Doug Gilchrist*; Manager, Urban Planning, Ryan Smith*; Manager, Subdivision, Agriculture & Environment Services, Todd Cashin*; Manager, Capital Assets & Investment, Joel Shaw*; Manager, Cultural Services, Sandra Kochan*; Manager, Long Range Planning, Gary Stephen*; Manager, Policy & Planning, Danielle Noble-Brandt*; Sustainability Coordinator, Tracy Guidi*; Council Recording Secretary, Sandi Horning and Council Recording Secretary, Tania Tishenko

(* denotes partial attendance)

1. Call to Order

Mayor Gray called the meeting to order at 1:33 p.m.

Mayor Gray advised that the meeting is open to the public and all representations to Council form part of the public record. A live audio feed is being broadcast and recorded by CastaNet and a delayed broadcast is shown on Shaw Cable.

2. Confirmation of Minutes

Moved By Councillor Zimmermann/Seconded By Councillor Stack

R132/14/03/03 THAT the Minutes of the Regular PM Meeting of February 17, 2014 be confirmed as amended by noting that Councillor Stack declared a conflict of interest with respect to Agenda Item No. 5.3;

AND THAT the Minutes of the Regular AM Meeting of February 24, 2014 be confirmed as circulated.

Carried

3. Public in Attendance

3.1. **Scott Wilson, General Manager, and Rosemary Thomson, Music Director, Okanagan Symphony, re: Annual Report**

Staff:

- Introduced the representatives from the Okanagan Symphony.

Three members of the Okanagan Symphony Orchestra gave a brief performance for Council.

The City Manager joined the meeting at 1:37 p.m.

Rosemary Thomson, Music Director, and Scott Wilson, General Manager, Okanagan Symphony

- Gave a presentation to Council and responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor Singh

R133/14/03/03 THAT Council receives, for information, the verbal presentation from the Okanagan Symphony with respect to its annual report.

Carried

4. Development Application Reports & Related Bylaws

4.1. **Rezoning Application No. Z13-0042 - 3112 Watt Road, Ian & Marguerite Sisett**

Staff:

- Displayed a PowerPoint presentation summarizing the application before Council.

Councillor Hobson declared a conflict of interest as his brother-in-law, who lives in the Watt Road area, submitted correspondence pertaining to this application, and left the meeting at 2:04 p.m.

Staff:

- Responded to questions from Council.

Council:

- Expressed a concern that the application is at odds with the previous statements made by the Applicant to Council.
- Expressed a concern with how the applicant surveyed the neighbourhood.

Moved By Councillor Blanleil/Seconded By Councillor Basran

R134/14/03/03 THAT Rezoning Application No. Z13-0042 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 9, District Lot 14, ODYD, plan 6069, located on 3112 Watt Road, Kelowna, BC from the RU1 - Large Lot Housing zone to the RU1c - Large Lot Housing with Carriage House zone be, considered by Council;

AND THAT the Zone Amending Bylaw be forwarded to a Public Hearing for further consideration;

AND FURTHER THAT final adoption of the Zone Amending Bylaw be considered in conjunction with Council's consideration of a Development Variance Permit for the subject property.

Defeated
Councillors DeHart, Given, Singh and Stack - Opposed.

4.1.1. Bylaw No. 10918 (Z13-0042) - 3112 Watt Road, Ian & Marguerite Sisett

As Rezoning Application No. Z13-0043 was not forwarded to a Public Hearing, the Bylaw was not considered by Council.

Councillor Hobson rejoined the meeting at 2:13 p.m.

4.2. Agricultural Land Reserve Appeal Application No. A13-0005 - 4062 & 4075 McClain Road, Fegueira Holdings Ltd.

Staff:

- Displayed a PowerPoint presentation summarizing the application before Council.

Moved By Councillor Stack/Seconded By Councillor Zimmermann

R135/14/03/03 THAT Agricultural Land Reserve appeal A13-0005 for Lot 87, Section 2, Township 26, Osoyoos Division Yale District Plan 1247 Except Plan 29802, located at 4062 McClain Rd, Kelowna, B.C. and Parcel Z (DF K39600) Section 2 Township 26 Osoyoos Division Yale District Plan 1247 except Plan 28626 located at 4075 McClain Road, Kelowna, B. C. for subdivision within the Agricultural Land Reserve, pursuant to Section 21(2) of the Agricultural Land Commission Act, be supported by Municipal Council;

AND THAT Council forward the subject application to the Agricultural Land Commission (ALC).

Carried

4.3. Area Structure Plan Application No. ASP13-0001 & Official Community Plan Bylaw Amendment Application No. OCP13-0021 - Thomson Flats - Request to amend Official Community Plan and to Prepare an Area Structure Plan

Staff:

- Provided an overview of the Official Community Plan amendment and Area Structure Plan.
- Advised that a Bylaw to include the subject properties as part of an Area Structure Plan area will be required and will be brought forward for Council's consideration at the next PM Council Meeting.
- Responded to questions from Council.

Divisional Director, Infrastructure:

- Responded to questions from Council with respect to servicing.

Council:

- Expressed a concern with the timing of the requested Area Structure Plan in relation to the next Official Community Plan review.
- Inquired as to the impact of the project on staff workloads.

Staff:

- Advised that Melcor Developments is the applicant.

Divisional Director, Community Planning & Real Estate:

- Responded to questions from Council regarding the Area Structure Plan and Official Community Plan amendment processes.

Moved By Councillor Blanleil/Seconded By Councillor Zimmermann

R136/14/03/03 THAT Council authorizes the amendment of the Official Community Plan (OCP) to create an Area Structure Plan boundary, as shown in Attachment 1 of the Report;

AND THAT Council authorizes the preparation of a two-phase Area Structure Plan for a maximum of 1400 dwelling units (800 units in Phase 1, 600 units in Phase 2) on the following properties:

- AREA 1 - SE ¼ of Sec 24, Tp 28;
- AREA 2 - W ½ of SW ¼ Sec 19, Tp 29 & E ½ of SE ¼ Sec 19, Tp 29; and
- AREA 3 - Lot 1, Plan 28237 & Lot 2, Plan 28237.

Carried

Councillors Given, Hobson, Singh & Stack - Opposed.

5. Non-Development Reports & Related Bylaws

5.1. 2014 Professional Arts Operating Grant - Ballet Kelowna

Staff:

- Provided an overview of the 2014 Professional Arts Operating Grant to Ballet Kelowna and responded to questions from Council.

Moved By Councillor Hobson/Seconded By Councillor Singh

R137/14/03/03 THAT Council receives, for information, the report dated February 26, 2014 from the Cultural Services Manager with respect to the 2014 Professional Arts Operating Grant to Ballet Kelowna;

AND THAT Council approves a 2014 Professional Arts Operating Grant of \$30,000 for the Kelowna Ballet Society as recommended in the report dated February 26, 2014 from the Cultural Services Manager.

Carried

5.2. Climate Action Revenue Incentive Reporting Requirements

Staff:

- Provided an overview of the progress made in 2013 and the plans for 2014 to meet the City's climate action goals.

Moved By Councillor Zimmermann/Seconded By Councillor Hobson

R138/14/03/03 THAT Council receives, for information, the report from the Sustainability Coordinator, dated February 14, 2014, with respect to the Climate Action Revenue Incentive Program reporting requirements.

Carried**5.3. Downtown Kelowna Association Sidewalk Sweeper Purchase**

City Clerk:

- Provided an explanation with respect to the Downtown Kelowna Association's Sidewalk Sweeper purchase.

Moved By Councillor Stack/Seconded By Councillor Given

R139/14/03/03 THAT Council approves the purchase of a sidewalk sweeper/scrubber for the Downtown Kelowna Association (DKA) for an amount not to exceed \$83,000;

AND THAT the 2014 Financial Plan be amended to include \$83,000 for this purchase with funding from the Capital Works and Machinery Reserve (\$63,000) and a contribution from the Downtown Kelowna Association (\$20,000);

AND FURTHER THAT Council authorizes the City Clerk to enter into an annual rental agreement based on the terms and conditions in the report of the Divisional Director Corporate and Protective Services dated February 27, 2014.

Carried**6. Resolutions****6.1. Draft Resolution re: Rotary Air Show - July 30, 2014****Moved By Councillor Hobson/Seconded By Councillor Given**

R140/14/03/03 THAT Council authorizes the Canadian Forces Snowbirds to conduct over-flights, abiding by all regulations applicable for this activity at no lower than 500 feet above obstacles over Lake Okanagan in front of Waterfront Park, during the Rotary Air Show event scheduled for July 30, 2014. This approval includes the July 29, 2014 arrival of the Snowbirds through to their departure on August 1, 2014, and is subject to approval of Transport Canada and compliance with all related flight requirements.

Carried**7. Mayor and Councillor Items**

Councillor Given:

- Summarized her duties as the Deputy Mayor for part of February.
- Commented on the 'Send me a Song' Contest currently being conducted by the Lieutenant Governor. More details can be found at www.ltgov.gov.bc.ca.
- Commented on the homecoming for 2014 Winter Olympic Silver Medalist, Kelsey Serwa.

Councillor Stack:

- Requested an update from staff regarding the lights on the trees for Bernard Avenue.
- Requested an update from staff with respect to the connectivity of McKinley Landing to Clifton Road.

8. Termination

This meeting was declared terminated at 3:10 p.m.

Mayor

City Clerk

/slh