

Regular MeetingFebruary 15, 1999

A Regular Meeting of the Municipal Council of the City of Kelowna was held in the Council Chamber, 1435 Water Street, Kelowna, B.C., on Monday, February 15, 1999.

Council members in attendance were: Mayor Walter Gray, Councillors M.I. Bremner, R.D. Cannan, C.B. Day, R.D. Hobson*, J.D. Leask*, J.D. Nelson and S.A. Shepherd.

Council members absent: Councillor A.F. Blanleil.

Staff members in attendance were: City Manager, R.A. Born; Acting-City Clerk, G.D. Matthews; Director of Planning & Development Services, R.L. Mattiussi*; Current Planning Manager, F.B. Pritchard*; Long Range Planning Manager, L.V. Foster*; Planner – Long Range, S.K. Bagh*; Planning & Development Officer, G. Routley*; Airport Manager, R. Sellick*; Roadways Engineer, M. Duggan*; Transportation Planner, K. Gauthier*; Director of Parks & Leisure Services, D.L. Graham*; Recreation Manager, R. Oddleifson*; Information Services Manager, D. Rasmussen*; Wastewater Manager, W.J. Berry*; and Council Recording Secretary, B.L. Harder.

(* denotes partial attendance)

1. CALL TO ORDER

Mayor Gray called the meeting to order at 1:30 p.m.

2. Councillor Leask was requested to check the minutes of the meeting.

Mayor Gray reversed the order of the next two items.

3. PUBLIC IN ATTENDANCE

3.2 Kelowna Heritage Foundation re: Presentation of Kelowna Heritage Foundation Plaques to 1998 Heritage Grant Recipients (0230-20-100)

Councillor Shepherd advised this is Heritage Day and that Council is dressed in heritage clothing to recognize the importance of heritage in the community.

Mr. Mike Culos, Chair of the Kelowna Heritage Foundation presented certificates to three of the grant recipients and showed the plaque that will be adhered to each house this spring noting the plaque remains with the house in perpetuity.

The Planning & Development Officer gave a brief slide presentation showing before and after views of some of the heritage homes that were restored to their original condition over the course of the year.

3.1 Mayor's Proclamation re: Heritage Week

Mayor Gray read a proclamation declaring February 15, 1999 as Heritage Week.

The Planning & Development Officer left the Council Chamber at 1:46 p.m.

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- 4.1 Planning & Development Services Department, dated February 3, 1999
re: Rezoning Application No. Z98-1053 – Stephen Vines – 624 McClure Road (3360-20)

The Current Planning Manager indicated the property on maps displayed on the overhead projector and outlined the report noting in 1978 a former owner applied for a residential addition which also included a second kitchen. The owner signed an affidavit stating that the second kitchen was to be restricted to family members. The current owner wishes to maintain the secondary suite without restriction. Staff recommend support.

Moved by Councillor Hobson/Seconded by Councillor Shepherd

R106/99/02/15 THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of Lot C, D.L. 357, S.D.Y.D., Plan KAP6313, located on McClure Road, Kelowna, B.C., from the RU1 – Large Lot Housing zone to the RU-1s – Large Lot Housing with Secondary Suite zone;

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 subsequent to the requirements of Inspection Services being completed to their satisfaction.

Carried

- 4.2 Planning & Development Services Department, dated February 4, 1999
re: Rezoning Application No. Z98-1048 – Vaughan Hooper – 428 Christleton Avenue (3360-20)

The Current Planning Manager indicated the property on maps displayed on the overhead projector and outlined the report noting the dwelling was originally constructed in 1930 and an addition was constructed in 1977. A portion of the 1977 addition is planned to be used for the secondary suite by closing off a passageway to the remainder of the dwelling. Staff recommend support.

Moved by Councillor Nelson/Seconded by Councillor Cannan

R107/99/02/15 THAT City of Kelowna Zoning Bylaw No. 8000, be amended by changing the zoning classification of Lot 2, D.L. 14, O.D.Y.D., Plan 2553, located on Christleton Avenue, Kelowna, B.C., from the RU1 – Large Lot Housing zone to the RU1s – Large Lot Housing with Secondary Suite zone;

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 following removal of vehicle access to Christleton Avenue and relocation or removal of the accessory structures located within the required rear and side yard setbacks.

Carried

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The Director of Planning & Development Services, the Long Range Planning Manager, and the Planner – Long Range entered the Council Chamber at 1:58 p.m.

- 4.3 Planning & Development Services Department, dated February 9, 1999 re: Rezoning Application No. Z98-1051 and OCP98-012 – Wayne & Patricia Presley (Lynn Welder Consulting) – 760 Highway 33 West (3360-20)

The Current Planning Manager indicated the property on maps displayed on the overhead projector and outlined the report for Council. The rezoning would permit the conversion of an existing 2-storey, 12-unit apartment building into a detoxification facility to be operated in conjunction with the Crossroads Treatment Centre located on the property immediately to the west of the subject property. The building would be renovated to provide for 17 beds and the required 17 parking stalls would be provided on-site. Access would continue to be via the existing access off Highway 33. Staff recommend support.

A member of Council advised that rezoning the subject property is the next step toward getting a detoxification facility in Kelowna but the rezoning in no way guarantees that the facility will actually go ahead. The project still requires funding from the Province and that will not be known for a few months yet.

Moved by Councillor Shepherd/Seconded by Councillor Hobson

R108/99/02/15 THAT Map 15.1 – *General Future Land Use* of Schedule “A” of the Kelowna Official Community Plan (1994 – 2013) Bylaw No. 7600 be amended by changing the Future Land Use designation of Lot D, Sec. 27, Twp. 26, O.D.Y.D., Plan 22268, Located on Highway 33 W., Kelowna, B.C, from *Multiple Family – Low Density to Education/Major Institutional* as shown on Map “A”;

AND THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of Lot D, Sec. 27, Twp. 26, O.D.Y.D. Plan 22268, located on Highway 33 W., Kelowna, B.C., from the RM3 - Low Density Multiple Housing zone to the P1 – Major Institutional zone;

AND THAT the Official Community Plan and 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 on the subject property.

Carried

The Current Planning Manager left the Council Chamber at 2:11 p.m.

- 4.4 Planning & Development Services Department, dated February 9, 1999 re: Dock Regulations – Follow-up Report (6740-20)

The Long Range Planning Manager presented the report responding to comments from Council when the guidelines were initially presented in January.

Responding to questions of Council, the Long Range Planning Manager clarified that dredging would not be permitted in order to make shallow water areas deep enough to make a dock functional, and that policy No. 2.29.44 applies to public land in front of strata developments where the waterfront has been dedicated, not to street ends.

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Council agreed to a friendly amendment to the last paragraph of the resolution for the Coast Guard to also be contacted.

Moved by Councillor Cannan/Seconded by Councillor Day

R109/99/02/15 THAT the guidelines outlined in Appendix A of the February 9, 1999 report of the Long Range Planning Manager be considered for endorsement as the criteria by which staff will assess shared dock applications which the Province refers to the City for comment;

AND THAT the OCP amendments outlined in Appendix B (OCP99-001) of the February 9, 1999 report of the Long Range Planning Manager be forwarded to a Public Hearing;

AND FURTHER THAT staff be directed to contact the Ministry of Environment and the Coast Guard to discuss how senior government regulations can contribute to minimizing night-time boating safety hazards.

Carried

The Director of Planning & Development Services, the Long Range Planning Manager, and the Planner – Long Range left the Council Chamber at 2:30 p.m.

5. REPORTS

5.1 Airport General Manager, dated February 11, 1999 re: Adjustment to Economy Parking Rates – Kelowna International Airport (B/L 8365)

The Airport General Manager briefly outlined the report for Council.

Moved by Councillor Shepherd/Seconded by Councillor Hobson

R110/99/02/15 THAT Council approve amendment to the Kelowna International Airport Fees and Charges Bylaw to provide for an hourly rate of \$1.00 in the economy parking lot.

Carried

The Roadways Engineer entered the Council Chamber at 2:32 p.m.

5.2 Airport General Manager, dated February 10, 1999 re: Major Air Terminal Building Development – Kelowna International Airport (0550-05; 6640-20)

The Airport General Manager presented the report outlining changes to the initial plans and the proposed revised phasing for the project.

Moved by Councillor Nelson/Seconded by Councillor Cannan

R111/99/02/15 THAT Council approve the revised phasing plan for the Major Air Terminal Building Expansion Program as attached to the Airport General Manager's report dated February 10, 1999;

AND THAT Council authorize the administration to proceed with final design and tender call for Phases 3 and 4 of the development program;

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AND FURTHER THAT Council authorize the administration to complete preliminary design of the parkade (Phase 5).

Carried

The Transportation Planner entered the Council Chamber and the Airport General Manager left at 2:48 p.m.

5.3 Roadways Engineer, dated February 10, 1999 re: Bernard Avenue Bridge Replacement (5400-20)

The Roadways Engineer presented the report explaining why a traffic control signal is not recommended at the Dilworth Crescent/Bernard Avenue intersection.

Council agreed to a friendly amendment of the resolution directing staff to work with the area neighbourhood association throughout the review of the traffic circulation issues.

Moved by Councillor Nelson/Seconded by Councillor Hobson

R112/99/02/15 THAT Council supports the recommendation that a traffic control signal not be installed at the Dilworth Crescent and Bernard Avenue intersection;

AND THAT staff prepare a traffic circulation plan of the area bound by Bernard Avenue, Glenmore Drive, Mountain Avenue and High Road and report back to Council by the middle of August 1999;

AND FURTHER THAT there be extensive consultation with the neighbourhood association throughout the process.

Carried

Councillor Leask left the Council Chamber at 3:21 p.m.

The Wastewater Manager entered the Council Chamber at 3:21 p.m.

5.4 Transportation Manager, dated February 4, 1999 re: Award of Design/Build Contract – Bernard Avenue Bridge Replacement (5400-20)

The Roadways Manager presented the report and briefly outlined the scope of work to be included in the contract.

Moved by Councillor Nelson/Seconded by Councillor Cannan

R113/99/02/15 THAT Council award the contract to SureSpan General Contractors Corp. for the Design/Build Contract for the design and construction of the Bernard Avenue Bridge replacement at a guaranteed maximum price of Three Million, Five Hundred Eighty-Five Thousand Dollars (\$3,585,000).

Carried

The Recreation Manager and the Information Services Manager entered the Council Chamber and the Roadways Engineer and the Transportation Planner left at 3:25 p.m.

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- 5.5 Wastewater Manager, dated February 9, 1999 re: Utility Project Priorities for Provincial Grant Applications (2280-20)

The Wastewater Manager outlined the report noting the Fisher Road project is in the million dollar range which is only 1/10 of the size of the two Rutland projects. By endorsing all three projects, there is the risk of only the Fisher Road project getting approved if the Province is only looking to support the project that costs the least money.

Councillor Leask returned to the Council Chamber at 3:29 p.m. and took his place at the Council Table.

Councillor Hobson left the Council Chamber at 3:31 p.m.

Moved by Councillor Shepherd/Seconded by Councillor Day

R114/99/02/15 THAT Council endorse the list of priority areas for sewer servicing as presented by the Wastewater Manager;

AND THAT applications for the new Provincial Infrastructure Grant program be submitted for the following projects:

1. Rutland (McCurdy trunk catchment area)
2. Rutland (Fitzpatrick trunk catchment area)
3. Fisher Road area.

Carried

The Wastewater Manager left the Council Chamber at 3:34 p.m.

- 5.6 Director of Finance & Corporate Services, dated February 11, 1999 re: Year 2000 Review Project (1170-03)

The Information Services Manager presented the report advising that the mandate of the committee is to assess the Y2K problem within the City operations, formulate a plan to deal with the issues and coordinate the execution of the plan.

Moved by Councillor Nelson/Seconded by Councillor Day

R115/99/02/15 THAT the report from the Year 2000 (Y2K) Review Committee concerning the status of the City's Y2K Review Project that has been underway since early 1998 be received for the information of Council.

Carried

The Director of Parks & Leisure Services entered the Council Chamber and the Information Services Manager left at 3:41 p.m.

- 5.7 Parks & Leisure Services Department, dated February 9, 1999 re: Outdoor Events Committee (B/L 8358)

The Recreation Manager presented the report and highlighted the proposed changes from current procedures.

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Moved by Councillor Shepherd/Seconded by Councillor Bremner

R116/99/02/15 THAT an *Outdoor Events Committee* be established to facilitate, control, approve or deny applications for all outdoor events on public property and private property in the City of Kelowna, where attendance is expected to be over 1000 people;

AND THAT membership of the committee be as detailed in the Outdoor Events Bylaw No. 8358 attached to the Parks & Leisure Services Department's report dated February 9, 1999;

AND FURTHER THAT Bylaw No. 8358 be advanced for reading consideration by Council.

Carried

5.8 Recreation Manager, dated February 10, 1999 re: Directory of Terms & Conditions, Rental Rates, Fees & Charges – 1999 (1810)

The Recreation Manager presented the report for Council.

Moved by Councillor Nelson/Seconded by Councillor Cannan

R117/99/02/15 THAT fees, charges and admission rates generally be increased by an average of 2%;

AND THAT these increases apply to admissions at the Parkinson Recreation Centre and rental rates at general recreation facilities;

AND THAT admission fees at the Athans Aquatic Centre not be included in the Directory of Terms & Conditions, Rental Rates, Fees & Charges for the City;

AND THAT the Kelowna Community Theatre rates not change at this time;

AND FURTHER THAT all rates be established as specified in the *Directory of Terms & Conditions, Rental Rates, Fees & Charges* effective April 1st, 1999.

Carried

The Director of Parks & Leisure Services left the Council Chamber at 4:28 p.m.

6. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

6.1 Bylaw No. 8342 – Highway Reserve Authorizing Bylaw – Kurt & Verena Schleith – Lakeshore Road

Moved by Councillor Cannan/Seconded by Councillor Nelson

R118/99/02/15 THAT Bylaw No. 8342 be read a first, second and third time.

Carried

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- 6.2 Bylaw No. 8358 – A bylaw to regulate outdoor events within the City of Kelowna

Moved by Councillor Nelson/Seconded by Councillor Cannan

R119/99/02/15 THAT Bylaw No. 8358 be read a first, second and third time.

Carried

7. COUNCILLOR ITEMS - Nil.

8. TERMINATION

The meeting was declared terminated at 4:34 p.m.

Certified Correct:

Mayor

BLH/bn

Acting-City Clerk