

Regular MeetingFebruary 14, 2000

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 14, 2000.

Council members in attendance were: Mayor Walter Gray, Councillors A.F. Blanleil, R.D. Cannan, C.B. Day, B.D. Given, R.D. Hobson, J.D. Nelson and S.A. Shepherd.

Council members absent: Councillor B.A. Clark.

Staff members in attendance were: City Manager, R.A. Born; City Clerk, D.L. Shipclark; Director of Planning & Development Services, R.L. Mattiussi\*; Special Projects Planning Manager, H.M. Christy\*; Subdivision Approving Officer, R.G. Shaughnessy\*; Director of Parks & Leisure Services, D.L. Graham\*; 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 Blanleil was requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 Sylvie Zebroff, Parent Advisory Council, Matheson/Central School re: Proposed Closure of Central School

Sylvie Zebroff:

- Central Primary is the last elementary school in the downtown core, has operated as a school for 87 years, and should be maintained for its historical significance and as a vital part of the downtown area.
- The School District intends to close Central Elementary this June.
- Closing the school would have negative implications for the neighbourhood and the downtown area.
- Central Elementary is a City-owned property and joint municipal and school uses should be considered for the property.
- The City of Kelowna Official Community Plan supports preservation of schools in the downtown area.
- The Downtown Kelowna Association and various resident associations have provided PAC with letters stressing the importance of keeping a healthy downtown.
- The Matheson/Central Parent Advisory Council is fighting for both Matheson and Central to remain public elementary schools.
- The School Board intends to make its decision regarding closure of Central Elementary on February 23, 2000.

Staff:

- The School District has agreed to meet with Council on February 29, 2000 to discuss this issue.

Council:

- Agreed to ask the School Board to delay their decision regarding the school closure to after February 29, 2000 when City Council meets with the Board.
- Suggested that the Parents Advisory Council (PAC) also send a letter to the School Board requesting this delay and passing on any ideas PAC has for shared use of the school facility.

Regular MeetingFebruary 14, 2000Moved by Councillor Hobson/Seconded by Councillor Day

**R102/00/02/14** THAT Council reinforce to the School Board their support for the preservation of schools in the downtown area;

AND THAT the School Board be urged to delay their decision on the future of Central School until after Council meets with the Board on February 29, 2000.

Carried4. PLANNING

4.1 Planning & Development Services Department, dated February 8, 2000 re: Rezoning Application No. Z95-1015 – Canyon Creek Joint Venture (John Steil/Stantec Consulting Group) – 5050 McCulloch Road (3360-20)

Staff:

- The applicant is proposing a 59 lot rural-residential, conventional subdivision north of McCulloch Road. The 130 ha (320 acre) parcel would comprise of 15 RR1 lots, 44 RR2 lots and a 50 ha (124 acres) park dedication that would form part of the Mission Creek Regional Park system.
- The applicant would be required to upgrade McCulloch Road for a distance of approximately 2 km from Field Road to the east property line of the subject property.
- The Advisory Planning Commission recommends support for the application subject to the upgrade of McCulloch Road.

Moved by Councillor Cannan/Seconded by Councillor Blanleil

**R103/00/02/14** THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of a portion of the East ½ of Sec. 1, Twp. 26, O.D.Y.D., except Plan 48126, located on McCulloch Road, Kelowna, BC from the A1 – Agriculture 1 zone to the P3 – Parks and Open Space zone, RR1 – Rural Residential 1 zone and the RR2 – Rural Residential 2 zone as shown on Map “A” attached to the report of the Planning & Development Services Department dated February 8, 2000;

AND THAT the zone amending bylaw be forwarded to a Public Hearing for further consideration;

AND FURTHER THAT prior to final adoption of the zone amending bylaw, the Mayor and City Clerk be authorized to sign and seal, on behalf of the City of Kelowna, the Servicing Agreement to the applicant’s credit.

Carried

4.2 Planning & Development Services Department, dated February 9, 2000 re: OCP98-021 – Glenmore Highlands Area Structure Plan No. ASP97-001 – (Paul Rosenau/Ekistics Town Planning Inc.) (B/L 8434)

Staff:

- The Public Hearing for the Glenmore Highlands Area Structure Plan was held on June 29, 1999 after which second and third readings of the OCP amending bylaw were deferred for Council to participate in a site inspection and meet with staff in a workshop to discuss the issues raised at the Public Hearing.
- The ASP document has now been amended by the applicant to reflect the necessary changes.

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Council:

- A further amendment is required to correct a mapping error to indicate a future road connection to Grainger Road.

Moved by Councillor Nelson/Seconded by Councillor Blanleil

**R104/00/02/14** THAT OCP Amending Bylaw No. 8434 (OCP98-021) be amended by deleting Schedule "A" in its entirety and replacing it with a new Schedule "A" being the Glenmore Highlands Area Structure Plan, dated February 2000.

Carried

Councillors Cannan and Hobson opposed.

5. BYLAWS (ZONING & DEVELOPMENT)

**(BYLAW PRESENTED FOR SECOND AND THIRD READINGS)**

- 5.1 Bylaw No. 8434 (OCP98-021) – Glenmore Highlands Area Structure Plan requires majority vote of full Council (5)

Moved by Councillor Blanleil/Seconded by Councillor Cannan

**R105/00/02/14** THAT Bylaw No. 8434, as amended, be read a second and third time.

Carried

Councillors Cannan and Hobson opposed.

6. REPORTS

- 6.1 Inspection Services Manager, dated February 3, 2000 re: ST99-08 – Application for Stratification of a Commercial Building at 3010 Pandosy Street (3760-10)

Mayor Gray invited anyone in the public gallery who deemed themselves affected by the requested stratification to come forward. There was no response.

Moved by Councillor Shepherd/Seconded by Councillor Nelson

**R106/00/02/14** THAT the application to stratify the commercial building on Lot 1, Plan 4373 – 3010 Pandosy Street be approved in the name of 529988 B.C. Ltd. with no conditions.

Carried

- 6.2 Deputy Director of Finance, dated February 4, 2000 re: Revenue Anticipation Borrowing Bylaw (B/L 8346)

Moved by Councillor Nelson/Seconded by Councillor Given

**R107/00/02/14** THAT Revenue Anticipation Borrowing Bylaw No. 8346 as authorized under Section 334.3 of the Municipal Act, be advanced for reading consideration by Council.

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Mayor Gray altered the order of business and advised that agenda item No. 6.4 would be dealt with next.

- 6.4 City Clerk, dated February 9, 2000 re: Bill 88 – Legislative Changes – Public Access to the Meetings of Council and its Committees (0155-01)

Staff:

- The proposed amendments are a result of recent legislative changes.

Moved by Councillor Hobson/Seconded by Councillor Day

**R108/00/02/14** THAT Council Bylaw No. 7906, and Bylaws No. 8501, 8309, and 8502 being amendments to the Board of Variance, Advisory Planning Commission and Community Heritage Commission Bylaws to add new provisions relating to open meetings and conflict of interest, and Bylaw No. 8503 being an amendment to the Council Remuneration and Expense Bylaw to clarify the remuneration for Deputy Mayor, be advanced for reading consideration by Council.

Carried

- 6.3 Cultural Services Manager, dated February 10, 2000 re: Festival Fund Grants (0360-20)

Staff:

- The Okanagan Culinary Arts Festival would be a nationally sanctioned competitive event that would include amateur, professional, local and international chefs, as a complement to the spring Wine Festival
- The Okanagan Film Festival proposes to expand their event to feature an aboriginal and children's component.
- Festival Fund grant monies are available year around and applications are considered as they are received.

Moved by Councillor Shepherd/Seconded by Councillor Given

**R109/00/02/14** THAT Council approve a Festival Fund Grant to the Okanagan Culinary Arts Festival of \$9,275;

AND THAT Council approve a Festival Fund Grant to the Okanagan Film Festival Society for \$4,200.

Carried

- 6.4 City Clerk, dated February 9, 2000 re: Bill 88 – Legislative Changes – Public Access to the Meetings of Council and its Committees (0155-01)

Dealt with after agenda item No. 6.2.

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- 7.1 Draft Resolution re: Highway Reserve Agreement – Ladner/Bothe Roads at Gordon Drive (Stonebridge Ventures Ltd. – John & Bertha Bullock) (0911-20)

Moved by Councillor Hobson/Seconded by Councillor Shepherd

**R110/00/02/14** THAT Municipal Council enter into Section 539(1) Agreements with the registered owners of Lots 1 and 2, Plan KAP \_\_\_\_\_, D.L. 132, O.D.Y.D., for consideration of the sum of \$1.00;

AND THAT the Mayor and City Clerk be authorized to sign the Highway Reserve Agreements, and affix the corporate seal of the City of Kelowna to same.

Carried8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)**(BYLAWS PRESENTED FOR FIRST THREE READINGS)**

- 8.1 Bylaw No. 7906 – Council Bylaw

Moved by Councillor Given/Seconded by Councillor Nelson

**R111/00/02/14** THAT Bylaw No. 7906 be read a first, second and third time.

Carried

- 8.2 Bylaw No. 8309 – Amendment No. 1 to Advisory Planning Commission Bylaw No. 7022 (Open Meetings and Conflict of Interest)

Moved by Councillor Nelson/Seconded by Councillor Given

**R112/00/02/14** THAT Bylaw No. 8309 be read a first, second and third time.

Carried

- 8.3 Bylaw No. 8346 – 2000 Revenue Anticipation Borrowing Bylaw

Moved by Councillor Given/Seconded by Councillor Shepherd

**R113/00/02/14** THAT Bylaw No. 8346 be read a first, second and third time.

Carried

- 8.4 Bylaw No. 8501 – Amendment No. 2 to City of Kelowna Board of Variance Bylaw No. 5944-88 (Open Meetings and Conflict of Interest)

Moved by Councillor Shepherd/Seconded by Councillor Given

**R114/00/02/14** THAT Bylaw No. 8501 be read a first, second and third time.

Carried

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- 8.5 Bylaw No. 8502 – Amendment No. 1 to Community Heritage Commission Bylaw No. 7816 (Open Meetings and Conflict of Interest)

Moved by Councillor Hobson/Seconded by Councillor Day**R115/00/02/14** THAT Bylaw No. 8502 be read a first, second and third time.Carried

- 8.6 Bylaw No. 8503 – Amendment No. 3 to Council Remuneration and Expense Bylaw No. 7547

Moved by Councillor Day/Seconded by Councillor Hobson**R116/00/02/14** THAT Bylaw No. 8503 be read a first, second and third time.Carried

- 8.7 Bylaw No. 8512 – Canada Lands Company CLC Limited Inc. Heritage Revitalization Agreement Authorization Bylaw – Former CN Train Station

Staff:

- Clarified that this bylaw is presented for first reading only and that it requires a Public Hearing before being considered for second and third readings.

Moved by Councillor Blanleil/Seconded by Councillor Cannan**R117/00/02/14** THAT Bylaw No. 8512 be read a first time.Carried

## 9. COUNCILLOR ITEMS

### (a) City of Kelowna Transportation Initiatives

Councillor Cannan advised that he will pass a letter to the City Manager from the Okanagan Mainline Municipal Association asking that the City submit its transportation initiatives to OMMA for a regional strategy they are formulating. The deadline for submitting the information is March 16<sup>th</sup>.

## 10. TERMINATION

The meeting was declared terminated at 3:06 p.m.

Certified Correct:


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 Mayor

BLH/bn

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 City Clerk