

Regular Meeting – P.M.October 16, 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, October 16, 2000.

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

Staff members in attendance were: City Manager, R.A. Born; City Clerk, D.L. Shipclark; Director of Planning & Development Services, R.L. Mattiussi*; Current Planning Manager, A.V. Bruce*; Special Projects Planning Manager, H.M. Christy*; Spatial Data Analyst*; Urban Design Planner, P.J. McCormick*; Planner-Long Range, G.L. Stephen*; Director of Works & Utilities, J. Vos*; Transportation Manager, R.W. Westlake*; Water Manager, D. Degen*; Electrical Manager, R. Carle*; Environment Manager, M. Watt*; Traffic and Transportation Planning Engineer, K. Gauthier*; Deputy Director of Finance, P.A. Macklem*; Financial Planning & Systems Manager, K. Grayston*; Director of Parks & Leisure Services, D.L. Graham*; Civic Properties Manager, H.R. Hyatt*; Parks Manager, J. Creron*; Cultural Services Manager, I. Forsyth*; 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 Nelson was requested to check the minutes of the meeting.

Councillor Hobson entered the Council Chamber at 1:30 p.m. and took his place at the Council Table.

3. PUBLIC IN ATTENDANCE

- 3.1 Presentation by Allyson Fagan, Manager of Employment Programs, YW/YMCA re: Week Without Violence – October 15-21, 2000

Allyson Fagan:

- Week Without Violence is a nation-wide effort to build viable and long-lasting solutions to violence.
- Citizens are challenged to live violence free during Week Without Violence.

4. UNFINISHED BUSINESS

- 4.1 Transportation Manager, dated October 10, 2000 re: Review of Advanced Left Turns at Highway 97 (5460-03)

Staff:

- Presented simulations of traffic conditions based on options that were looked at to try to draw traffic away from using the Abbott Street intersection to gain left turn access onto the bridge. The simulations were modelled to reflect 2004/2005 traffic growth projections.
- Anticipate that installing left turn signals at Richter and Pandosy Streets could attract up to half the traffic now using Abbott.
- A report will be coming forward in the next 2 months on other intersections along the Highway that are also under discussion for improvements.

Ross Coats, Ministry of Transportation & Highways:

Regular Meeting – P.M.

October 16, 2000

- Anticipate that the final design drawings for 4-laning Okanagan Lake Bridge will be completed by March 31/01; availability of funding will determine when the project proceeds.

Norm Parks, Ministry of Transportation & Highways:

- If the City came forward with suggestions for other partnership initiatives for improvements at intersections along the highway, they would be considered by MOTH every year. Projects selected as high priority would be implemented on a cost sharing basis.

Moved by Councillor Hobson/Seconded by Councillor Nelson

R840/00/10/16 THAT Council approve of the installation of an advanced left turn signal at both Richter Street and Pandosy Street, providing improved access to Highway 97 from the south.

Carried

5. PLANNING

- 5.1 Planning & Development Services Department, dated October 2, 2000 re: Rezoning Application No. Z99-1043 and OCP99-014 - Culos Developments Inc. – 120 Leathead Road/560 Rutland Road North (3360-20)

Moved by Councillor Hobson/Seconded by Councillor Day

R841/00/10/16 THAT Municipal Council authorize an extension to Rezoning Application No. Z99-1043 (Bylaw No. 8480), for a period of not more than 180 days from November 16, 2000.

Carried

- 5.2 Planning & Development Services Department, dated September 29, 2000 re: Public Art Committee Recommendation for Identification Plaques (7800-01)

Moved by Councillor Nelson/Seconded by Councillor Hobson

R842/00/10/16 THAT City Council approve the recommendation of the Public Art Committee to spend \$1500.00 from the Public Art Reserve Fund to design and install standardized identification plaques for the pieces of public art installed to date.

Carried

- 5.3 Planning & Development Services Department, dated October 11, 2000 re: Draft Official Community Plan – Policy Review (6480-30)

Staff:

- Highlighted the Environment policies in Chapter 7 of the draft Official Community Plan.

Councillor Given entered the Council Chamber at 2:47 p.m. and took his place at the Council Table.

Council:

Regular Meeting – P.M.

October 16, 2000

- Include wording in the Airshed policies to encourage provincial aircare implementation.
- Include wording in the Energy policies to indicate that the City as a corporation encourages water and energy conservation.

Regular Meeting – P.M.October 16, 2000

Staff:

- Presented the policies from the Parks & Leisure Services in Chapter 14 of the draft Official Community Plan.

Council:

- Expand the wording to identify the regional parks within the Kelowna area and clarify the role of regional parks in fulfilling the City's park needs.
- Indicate that the City partners with the Chamber of Commerce for the allocation of funds to support sports groups bringing significant sporting events into the community.

6. REPORTS

- 6.1 Councillor Day, Chair, Parking Advisory Committee, dated October 5, 2000 re: Free Parking on Saturdays in November and December Downtown (5480-08)

Moved by Councillor Day/Seconded by Councillor Blanleil

R843/00/10/16 THAT Council approve free on-street parking in the Downtown area during Saturdays in both November and December, 2000.

Carried

- 6.2 Councillor Day, Chair, Parking Advisory Committee, dated October 10, 2000 re: Detailed Design for Chapman Parkade Redevelopment (5480-06)

Staff:

- The existing parkade structure would be dismantled and removed from the site.
- Opening of the new parkade is targeted for spring 2002.
- The new parkade would be 5-6 storeys in height, provide 600-650 parking stalls, and include provision for commercial on the ground level.

Council:

- City needs design control to ensure the new parkade building is complementary to the heritage buildings in the area.
- Commercial presence on the ground floor encouraged.
- Staff to evaluate the potential for re-assembling the existing parkade on City property elsewhere in the city before listing it for sale.

Moved by Councillor Day/Seconded by Councillor Blanleil

R844/00/10/16 THAT Council direct staff to proceed with the detailed design and related steps to secure redevelopment approval for the Chapman Parkade to accommodate the recommended expansion proposed in the draft Downtown Parking Management Plan;

AND THAT approval to proceed with the tendering and construction be withheld until completion and approval by Council of the Downtown Parking Management Plan.

Carried

Regular Meeting – P.M.

October 16, 2000

- 6.3 Airport General Manager, dated October 11, 2000 re: Airport Water Supply (0550-05; 5600-01)

Moved by Councillor Hobson/Seconded by Councillor Day

R845/00/10/16 THAT the City of Kelowna support the proposed boundary change which will result in the Glenmore/Ellison Improvement District (G.E.I.D.) becoming the supplier of potable and fire fighting water supply to the Kelowna International Airport.

Carried

- 6.4 Deputy Director of Finance, dated October 2, 2000 re: Authorization to Establish Trading Accounts with Investment Dealers (1860-01)

Moved by Councillor Blanleil/Seconded by Councillor Hobson

R846/00/10/16 THAT the City establish and maintain with HSBC Bank Canada (HSBC) and Goepel McDermid Securities Inc., and/or any of its affiliated companies (Goepel McDermid), one or more accounts to deal in securities;

AND THAT account dealings shall be on a cash settlement basis;

AND THAT the City Clerk is hereby directed to notify HSBC and Goepel McDermid in writing of the persons who hold the offices designated as Trading and Signing officers and to provide HSBC and Goepel McDermid with a specimen of their signatures, and the City Clerk or any Signing Officers be and are hereby authorized from time to time to advise Goepel McDermid of the persons who at such time hold such offices;

AND THAT HSBC and Goepel McDermid shall be entitled to act and rely upon the actions, orders, and trading instructions of the Trading Officers and Signing Officers or given in accordance with these instructions without making or continuing any investigations or inquiries into the propriety of such actions, orders and instructions;

AND FURTHER THAT the forgoing resolutions shall remain in full force and effect until amended or cancelled and notice of such amendment or cancellation has been given in writing to HSBC and/or Goepel McDermid.

Carried

- 6.5 Deputy Director of Finance, dated October 11, 2000 re: 2001 Tax Exemption Bylaw No. 8608 (1970-50)

Staff:

- Late item request from Belaire Women's Centre for a 10 bed addiction recovery residence at 1279 Centennial Crescent.
- Recommend the Royal Canadian Legion application for exemption of property at 1380 Bertram Street be denied because the facility is also used for social events for their members and so is not exclusively used for charitable purposes.

Moved by Councillor Hobson/Seconded by Councillor Blanleil

R847/00/10/16 THAT Council hear from representatives of the Royal Canadian Legion.

Regular Meeting – P.M.October 16, 2000Carried

Mr. Laurie Sianchuk, Royal Canadian Legion:

- The Legion is non-profit with only 2 paid employees. The rest are all volunteers and their purpose is to look after our veterans.
- All the Legion's operating costs are funded through liquor and meal sales and pull tab revenue.
- The revenue from poppy drives all goes back into the community.
- Alcohol is consumed in about 1,700-1,800 sq. ft. of the 5,400 sq. ft. facility.
- The Airforce Association, Korean Vets, and Cadets will all be in this building as well.

Council:

- Consensus to approve full exemption for the Belaire Women's Recovery Centre and the Royal Canadian Legion.

Moved by Councillor Hobson/Seconded by Councillor Blanleil

R848/00/10/16 THAT a bylaw under sections 339, 340 and 341 of the Local Government Act, to provide exemption from taxation for the year 2001, include the following property changes in addition to those set out in Schedules A to D of the 2000 Tax Exemption Bylaw No. 8473:

Schedule A:

1. Add Roll 43810, Lot 8,9&10, Plan 7936 (1370 Lawrence Ave) – Yitung Buddhist Temple;
2. Add Roll 6370.120, Lot A, Plan 19465 (625 Franklyn Road) - Spring Valley Congregation of Jehovah's Witnesses;
3. Add Roll 6372.506, Lot A, Plan KAP56177 (155 Nickel Road) – New Apostolic Church of Canada;
4. Add Roll 6199.264, Lot 8, Plan 25529 (230 Highway 33 East) – Living Waters Victory Church;
5. Delete Roll 10519.237, Lot A, Plan 20287 (1960 Springfield Road) – Youth Explosion Strategy Inc.;
6. Change Item No. 33, Roll 4804.250, Lot A, Plan 29696 (220 Davie Road) – Gurdwara Guru Amardas Darbar Sikh Society;
7. Change Item No. 57, Roll 6339.000, Lot 14, Plan 14897 (1120 W Highway 33) – The BC Muslim Association;
8. Change Item 41, Roll 6382.050 to Roll 6496.742 (696 Glenmore Rd) – President of Lethbridge Stake, Church of Jesus Christ of Latter Day Saints;
9. Change Item 20, Roll 62110, Lot A, Plan KAP65650 (1423 Vineland Street) – Kelowna Bible Chapel;

Schedule D:

1. Delete Roll 66250, Lot 1, Plan 22678 (1380 Bertram Street) – Kelowna & District Society for Community Living
2. Add Roll 49310, Lot 1, Plan 10077 (831 Lawrence Avenue) – Okanagan Families Society;
3. Add Roll 56700, Lot 2, Plan 15718 (1290 Bernard Avenue) – Okanagan Families Society;
4. Add Roll 23360, Lot 7, Plan 2498 (1161 Sutherland Avenue) – Columbus Holding Society;
5. Add Roll 23370, Lot 8, Plan 2498 (1177 Sutherland Avenue) – Columbus Holding Society;

Regular Meeting – P.M.

October 16, 2000

6. Add Roll 11501.989, Lot 1, Plan 35229 (4220 Hobson Rd) – Central Okanagan Small Boat Association;

Regular Meeting – P.M.October 16, 2000

7. Change Item No. 45, Roll 10470, Lot 11, Plan 922 (581-585 Gaston Avenue) Kelowna & District S.H.A.R.E. Society;
8. Change Item No. 21, Roll 6198.703, Lot A, Plan 21551 (375 Hartman Rd) – Boys & Girls Club;

AND THAT Schedule B of the 2001 Tax Exemption Bylaw be amended to add Roll No. 50080, Lot 25, Plan 10689 (1279 & 1281 Centennial Crescent) – Belaire Women's Recovery Centre;

AND FURTHER THAT Schedule D of the 2001 Tax Exemption Bylaw be further amended to add Roll No. 66250, Lot 1, Plan 22678 (1380 Bertram Street) - Royal Canadian Legion.

Carried

Council:

- Discussion about whether churches should have to apply for grants based on the level of services they are providing in the community instead of automatically being exempt from taxation.

- 6.6 Planning & Development Services and Parks & Leisure Services Departments, dated October 11, 2000 and Consultant Presentation re: Cultural District Implementation Strategy and Marketing Plan (8200-03)

Dr. Hal Kalman, consultant:

- Presented the plan contents.

Moved by Councillor Given/Seconded by Councillor Clark

R849/00/10/16 THAT Council endorse the Kelowna Cultural District Implementation Strategy and Marketing Plan as a guiding framework for the evolution of the city's Cultural District;

AND THAT Council direct the City's Cultural Services Manager to initiate the formation of a steering committee to oversee the formation of the Cultural District Alliance, as recommended in the Plan;

AND THAT Council direct Planning and Development Services Department staff to initiate a change to the City of Kelowna Zoning Bylaw (No. 8000) as recommended by the Plan regarding a provision to amend the definition of "custom indoor manufacturing" to "custom indoor manufacturing/artist studio";

AND THAT Council direct Planning and Development Services Department staff to initiate the preparation of building and landscape design guidelines with respect to achieving integrated form and character of future development within the Cultural District;

AND FURTHER THAT Council extend appreciation on behalf of the City of Kelowna, to Human Resources Development Canada for its financial assistance in the preparation of the Kelowna Cultural District Implementation Strategy and Marketing Plan.

Carried

Regular Meeting – P.M.

October 16, 2000

- 6.7 Water Manager, dated October 11, 2000 re: Energy Management Initiatives (0360-20)

Moved by Councillor Hobson/Seconded by Councillor Nelson

R850/00/10/16 THAT the report dated October 11, 2000 from the Water Manager providing an overview of 2001 Energy Management Initiatives within City facilities be received for information.

Carried

- 6.8 Environment Manager, dated October 2, 2000 re: Pollution Prevention (P2 Program) – Metals Reduction (5280-15)

Moved by Councillor Blanleil/Seconded by Councillor Cannan

R851/00/10/16 THAT the report dated October 2, 2000 from the Environment Manager providing an update of the Pollution Prevention Program be received for information.

Carried

- 6.9 City Clerk, dated October 12, 2000 re: City Boundary Extension – Eichhorst – Latta Road (3370-20)

Staff:

- Statutory ads were place in the Kelowna Daily Courier and the B.C. Gazette. The advertising period is now closed and no representations have been received.

Moved by Councillor Hobson/Seconded by Councillor Cannan

R852/00/10/16 THAT Council adopt the following resolution in accordance with Section 20 of the *Local Government Act*:

WHEREAS the Council of the City of Kelowna deems it advisable to extend the boundaries of the said municipality;

AND WHEREAS under the provisions of the *Local Government Act*, being Chapter 323 of the R.S.B.C., 1996, the Council has given public notice of the proposal to extend the area of the municipality;

AND WHEREAS the statutory petition period of 30 days has now elapsed and no petition has been received from the electors of the municipality;

THEREFORE BE IT RESOLVED that the Council now petitions the Minister of Municipal Affairs to recommend to the Lieutenant Governor in Council that the area of the City of Kelowna be extended by including the following described lands:

Part of Lot 28 Section 36 Township 26 O.D.Y.D. Plan 1760 except Plan 31944 containing 1.09 hectares located on Latta Road, Kelowna, B.C.; and
All of the Latta Road right of way adjacent to the easterly boundary of Part of Lot 28 Section 36 Township 26 O.D.Y.D. Plan 1760 except Plan 31944.

Carried

Regular Meeting – P.M.

October 16, 2000

Regular Meeting – P.M.

October 16, 2000

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 7.1 Bylaw No. 8608 – 2001 Tax Exemption Bylaw **Requires 2/3 majority of full Council (6)**

The City Clerk clarified that this bylaw is presented for readings with the two additions approved by Council earlier in the meeting.

Moved by Councillor Shepherd/Seconded by Councillor Nelson

R853/00/10/16 THAT Bylaw No. 8608 be read a first, second and third time.

Carried

(BYLAWS PRESENTED FOR ADOPTION)

- 7.2 Bylaw No. 8598 – Amendment No. 4 to City of Kelowna Electricity Regulation Bylaw No. 7639

Moved by Councillor Nelson/Seconded by Councillor Given

R854/00/10/16 THAT Bylaw No. 8598 be adopted.

Carried

8. COUNCILLOR ITEMS

- (a) Marshall Feedlot – Odour Complaints

Councillor Shepherd noted that odour control continues to be an issue for businesses in the area if the Marshall Feedlots. The City Manager advised that the Marshall Feedlots are operating within Ministry of Agriculture guidelines and that a response is pending from the Land Reserve Commission with respect to the appeal for exclusion of the Marshall Feedlot property from the Agricultural Land Reserve.

- (b) Bellevue Creek Bridge – Lakeshore Road

Councillor Shepherd asked that a guardrail be installed along the west side of the Bellevue Creek bridge on Lakeshore Road for increased pedestrian safety.

- (c) Bank of Montreal Building – Bernard Avenue

Mayor Gray noted that several groups have submitted letters requesting an opportunity to address Council about the proposal for construction of a new Bank of Montreal building on Bernard Avenue. At issue, is the demolition of the existing bank building which is included in the Kelowna Heritage Register and the design of the proposed new building. Mayor Gray read excerpts of his letter responding to these groups advising them that Council stands by their decision to authorize issuance of the Development Permit which inherently allows demolition of the existing building, and suggesting they write the CEO for the Bank of Montreal to express their concerns with respect to the building design.

Regular Meeting – P.M.

October 16, 2000

(d) Mandatory Wearing of Bicycle Helmets

Mayor Gray passed a letter to the City Manager with a request that City staff follow-up on the request for the City of Kelowna to establish a bylaw requiring bladers, boarders and scooters to wear bicycle helmets.

9. TERMINATION

The meeting was declared terminated at 5:39 p.m.

Certified Correct:

Mayor

City Clerk

BLH/bn