

Regular Meeting – P.M.

January 22, 2001

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, January 22, 2001.

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; Acting Deputy Clerk, L.M. Taylor; Special Projects Planning Manager, H.M. Christy*; Current Planning Manager, A.V. Bruce*; Airport General Manager, R. Sellick*; Airport Terminal & Commercial Operations Manager, B. Hawick*; Drainage/Solid Waste Manager, A. Newcombe*; 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 Given was requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 Presentation by Michael Goldberg, Executive Director of the Social Planning and Research Council (SPARC) of B.C. re: Poverty, Literacy and the Community

Michael Goldberg:

- Brief presentation on the importance of addressing literacy and poverty issues in the short and long term, starting with early childhood development if we are to create the kinds of communities that we want to build in the future.

4. PLANNING

4.1 Planning & Development Services Department, dated January 17, 2001 re: Rezoning Application No. Z00-1062 – Joseph Marshall – 9590 McCarthy Road (3360-20)

Withdrawn at the request of the applicant.

4.2 Planning & Development Services Department, dated January 18, 2001 re: Southwest Mission Neighbourhood Two (ASP95-002; OCP98-010; Z98-1021)

Staff:

- Both bylaws are being amended to indicate Park and Open Space as the future land use for Kuiper's Peak.

Regular Meeting – P.M.

January 22, 2001

Moved by Councillor Blanleil/Seconded by Councillor Cannan

R44/01/01/22 THAT second and third readings given Bylaw No. 8457 and Bylaw No. 8458, under Resolution No. R753/99/09/07 on September 7, 1999, and Resolution No. R872/99/10/25 on October 25, 1999, respectively, **be rescinded**;

AND THAT Bylaw No. 8457 and Bylaw No. 8458 be amended as per Schedule "A" attached to the report from the Planning & Development Services Department dated January 18, 2001;

AND FURTHER THAT Bylaw No. 8457 and Bylaw No. 8458, as amended, be considered for second and third readings and final adoption by the Municipal Council.

Carried

5. BYLAWS (ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR SECOND & THIRD READINGS AND ADOPTION)

- 5.1 Bylaw No. 8457 (OCP98-010) – Southwest Mission Neighbourhood Two Area Structure Plan ASP95-002 **requires majority vote of Council (5)**

Councillor Clark declared a conflict of interest because a minor subdivision he is involved in has a potential relationship with the water source in this subdivision and left the Council Chamber at 2:00 p.m.

Moved by Councillor Shepherd/Seconded by Councillor Blanleil

R45/01/01/22 THAT Bylaw No. 8457, as amended, be read a second and third time and be adopted.

Carried

Council:

- Parks staff to work with the Approving Officer to ensure that the subdivision design includes a designated public route of access that follows the contour of the site and that can be developed at the time of subdivision.

- 5.2 Bylaw No. 8458 (Z98-1021) – 379736 B.C. Ltd., R265 Enterprises Ltd., Emil Anderson Construction Co. Ltd., Gilmar Management, and Gillen Investments (Grant Gaucher) – 5150 and 5120 Frost Road

Staff:

- Construction traffic will be routed to the Kildeer road extension.

Moved by Councillor Given/Seconded by Councillor Nelson

R46/01/01/22 THAT Bylaw No. 8458, as amended, be read a second and third time and be adopted.

Carried

Councillor Clark returned to the Council Chamber at 2:13 p.m. and took his place at the Council Table.

Regular Meeting – P.M.

January 22, 2001

(BYLAWS PRESENTED FOR ADOPTION)

- 5.3 Bylaw No. 8619 (Z00-1045) – City of Kelowna – 421 Cawston Avenue, and City of Kelowna Official Community Plan Amendment No. OCP00-009 **requires majority vote of Council (5)**

Moved by Councillor Cannan/Seconded by Councillor Blanleil

R47/01/01/22 THAT Bylaw No. 8619 be adopted.

Carried

6. **REPORTS**

- 6.1 Drainage/Solid Waste Manager, dated January 16, 2001 re: Flood Protection Assistance Fund (5225-00)

Staff:

- Request for the city to cost-share in the investigation of whether to enter into a Floodplain Bylaw to govern development within the floodplain areas.
- A Floodplain Bylaw is required by the Province in order for the City of Kelowna to qualify for future grants through this program in the event of floods.

Moved by Councillor Shepherd/Seconded by Councillor Nelson

R48/01/01/22 THAT Council approve the Floodplain Bylaw Investigation project in the amount of \$52,500;

AND THAT funding be received from the Provincial Flood Protection Assistance Fund in the amount of \$39,375 and that the City's share of \$13,125 be funded from the Drainage Reserve;

AND FURTHER THAT the 2001 – 2005 Financial Plan be amended accordingly.

Carried

- 6.2 Airport General Manager, dated January 5, 2001 re: Assignment of Sub-Lease from 555550 B.C. Ltd. to Northern Air Support Ltd. (2380-20-8083)

Moved by Councillor Nelson/Seconded by Councillor Given

R49/01/01/22 THAT Council approve assignment of the 555550 B.C. Ltd. land sub-lease at the Kelowna International Airport to Northern Air Support Ltd.;

AND THAT Council authorize the Mayor and City Clerk to sign the Consent to Assignment of Sub-Lease document on behalf of the City.

Carried

- 6.3 Airport General Manager, dated January 3, 2001 re: Supplemental Agreements to Air Carrier Air Terminal Building Space Sub-Leases (2380-20-8039; -8087; -8097)

Moved by Councillor Blanleil/Seconded by Councillor Hobson

R50/01/01/22 THAT Council authorize the Mayor and City Clerk to sign the supplemental agreements to the air carriers' sub-leases for their new air terminal building and apron equipment parking space at the Kelowna International Airport.

Carried

Regular Meeting – P.M.

January 22, 2001

- 6.4 Airport General Manager, dated January 16, 2001 re: Airport Public Parking Facilities (2380-20-8027.01; T00-71))

Moved by Councillor Hobson/Seconded by Councillor Shepherd

R51/01/01/22 THAT Council authorize airport administration to enter into a sub-lease agreement with Royal Star Enterprises Inc. for the Kelowna International Airport public parking facilities effective April 1, 2001 for a period of two years, ending March 31, 2003 with a provision for three one-year renewals at the City's option;

AND THAT Council authorize the Mayor and City Clerk to sign the sub-lease on behalf of the City of Kelowna.

Carried

- 6.5 Airport General Manager, dated January 3, 2001 re: 2001 Airport Taxi Licence Fees (2320-20; 0550-05)

Staff:

- The review of airport taxi licence fees was initiated because the increased number of licences being process has resulted in higher administrative costs and increased policing required by the commissionaires to ensure the cabs come forward in order.
- Airport taxi operators were consulted on whether to proceed with a closed stand or an open stand taxi operation for 2001 and the decision was made to proceed with the open stand approach.
- The two options considered for an open stand were (1) offer an unlimited number of taxi licences at \$500 each or (2) go out to tender and award a licence to the first 35 with the highest bids.
- The recommendation before Council is to make an unlimited number of licences available and to increase the taxi licence fee from \$150 per year to \$500 per taxi per annum, effective April 1, 2001.
- Inflationary measures will be considered for the future.
- All of the taxi operators with individual licences at the airport have been notified of this meeting and the recommendation before Council.

Council:

- Support the open stand approach but with the fee increase phased in over 3 years.
- The cab industry is already facing big increases in fuel costs and they have already done their planning for the year based on existing licence fees.

Council agreed that it was **not** necessary to hear the decision of the Motor Carrier Commission before setting the taxi licence fees at the Kelowna Airport.

Amendment Moved by Councillor Cannan/Seconded by Councillor Shepherd

R52/01/01/22 THAT further consideration of the Airport General Manager's report of January 3, 2001 be deferred for no longer than 1 month pending a further report from staff providing information on the relationship between what the Airporter bus operators charge compared to what the taxi operators charge; more specific information on the rising administrative costs; and a comparison of the Kelowna Airport with taxi operations at the airports in Saskatoon and Regina.

DEFEATED

Mayor Gray and Councillors Blanleil, Clark, Day, Given, Hobson and Nelson opposed.

Regular Meeting – P.M.

January 22, 2001

Amendment Moved by Councillor Blanleil/Seconded by Hobson

R53/01/01/22 THAT the taxi licence fees at Kelowna International Airport be increased as follows:

- To \$300 per taxi per annum, effective April 1, 2001
- To \$400 per taxi per annum, effective April 1, 2002
- To \$500 per taxi per annum, effective April 1, 2003;

AND THAT inflationary increases be considered thereafter;

AND FURTHER THAT staff be instructed to prepare the necessary amending bylaw to revise clause 17.1 of Airport Fees Bylaw No. 7982 in accordance with this recommendation.

Carried

Councillors Cannan and Shepherd opposed.

7. RESOLUTIONS

7.1 Draft Resolution re: Council Policy No. 284 – Public Hearing Presentations (0550-06; B/L 8614)

Staff:

- The guidelines in the policy have now been incorporated into the Council Bylaw.

Moved by Councillor Cannan/Seconded by Councillor Nelson

R54/01/01/22 THAT Council Policy No. 284, establishing time guidelines for presentations to Council at Public Hearings, be rescinded.

Carried

7.2 Draft Resolution re: 2001 OMMA, UBCM and FCM Conventions (0230-20)

Moved by Councillor Nelson/Seconded by Councillor Day

R55/01/01/22 THAT all members of Council be authorized to travel to attend the 2001 Okanagan Mainline Municipal Association Convention on May 2-4, 2001 in Merritt, B.C., with expenses paid in accordance with Council Remuneration and Expense Bylaw No. 7547, using funds from Account No. 351-10-015-0-001;

AND THAT all members of Council be authorized to travel to attend the 2001 Union of British Columbia Municipalities Convention and pre-conference sessions being held September 23-28, 2001 in Vancouver, B.C., with expenses paid in accordance with Council Remuneration and Expense Bylaw No. 7547, using funds from Account No. 351-10-015-0-001.

AND FURTHER THAT all members of Council be authorized to travel to attend the 2001 Federation of Canadian Municipalities Convention being held May 25-28, 2001 in Banff, Alberta, with expenses paid in accordance with Council Remuneration and Expense Bylaw No. 7547, using funds from Account No. 351-10-015-0-007.

Carried

Regular Meeting – P.M.

January 22, 2001

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

8.1 Bylaw No. 8623 – Road Exchange Bylaw

Deferred to next week.

9. COUNCILLOR ITEMS

(a) Pandosy Street – Pending Closure

Councillor Shepherd noted that there is going to be a closure of Pandosy Street for up to 3-4 months for infrastructure improvements and asked for information on the City's communication plan to notify the affected properties. The City Manager will investigate.

10. TERMINATION

The meeting was declared terminated at 3:58 p.m.

Certified Correct:

Mayor

BLH/bn

Acting Deputy Clerk