

Regular Meeting – P.M.

January 29, 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 29, 2001.

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*; Current Planning Manager, A.V. Bruce*; Environmental Manager, M. Watt*; Cultural Services Manager, I. Forsyth*; Transportation Manager, R. Westlake*; Traffic & Transportation Planning Manager, K. Gauthier*; Roadways Engineer, M. Duggan*; Transportation Demand Supervisor, S. Bagh*; and Acting-Council Recording Secretary, L.M. Taylor.

(* denotes partial attendance)

1. CALL TO ORDER

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

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

3. CORRESPONDENCE

3.1 District of Salmon Arm, dated January 10, 2001 re: RCMP Contract Policing Costs (0230-20)

Moved by Councillor Nelson/Seconded by Councillor Cannan

R59/01/01/29 THAT the City of Kelowna endorse the following resolution put forth by the District of Salmon Arm:

WHEREAS RCMP Contract Policing costs have increased substantially over the past few years;
 AND WHEREAS many municipalities are faced with requisitions for contract over-runs in the last months of the year, thus placing an undue hardship on the municipality in that it is too late to raise additional property tax revenue and/or re-prioritize expenditures;
 AND WHEREAS many municipalities receive requisitions that represent double digit increases without any opportunity for input from the municipality;
 AND WHEREAS the municipalities are not provided any opportunity for input on the policing priorities at the local level during the budget process;
 AND WHEREAS the local detachment is subject to unfair criticism within the community on policing costs and the lack of community input into the scope of policing and budget over-runs;
 THEREFORE BE IT RESOLVED that the RCMP budget process be modified to allow input by the affected municipalities and to establish priorities for policing at the local level as well as the introduction of a process for early consultation on the budget over-runs;

AND THAT the resolution be forwarded to UBCM and FCM.

Carried

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- 6.1 Environment Manager, dated January 24, 2001 re: Partners for Climate Protection (PCP) Program (5280-02) (This is an FCM program and representatives from the FCM will be making a presentation on this item)

Beth Johnston, Program Facilitator, Partners for Climate Protection:

- Goal of free program is to support municipalities in implementing local climate change action.
- Goal is to reduce greenhouse gas emissions from municipal operations by 20% and by 6% in the community as a whole.
- Energy efficient operations can result in cost savings to the municipality.
- Currently 74 member municipalities, representing 40% of Canadian population.
- Municipalities control or influence more than 50% of greenhouse gas emissions.
- Benefits of reducing greenhouse gas emissions are improved air quality, reduced respiratory illnesses and reduce risk of catastrophic events (i.e. forest fires).

Russ Acott, Program Facilitator, Partners for Climate Protection:

- Program can help by assisting in the implementation of a local action plan.
- Software available under the program can monitor and report results.
- Provide a toolkit for community energy planning.

Moved by Councillor Nelson/Seconded by Councillor Cannan

R60/01/01/29 THAT Council endorse the Partners for Climate Protection Program (A program of the Federation of Canadian Municipalities);

AND THAT Council receive, for their information, a summary of the Partners for Climate Protection Program.

Carried

4. PLANNING

- 4.1 Planning & Development Services Department, dated January 24, 2001 re: Rezoning Application No. Z00-1056 – Larry Hawkins – 704 Barnaby Road (3360-20)

Staff:

- Create a two-lot subdivision.
- Proposed subdivision and zoning are consistent with the Official community Plan.
- Registration of section 219 covenant is required on both proposed lots for the area containing lands of 30% slope or greater.

Moved by Councillor Hobson/Seconded by Councillor Cannan

R61/01/01/29 THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of Lot 3, D.L. 357, SDYD Plan 39067, located on Barnaby Road, Kelowna, B.C., from the RR1 – Rural Residential 1 zone to the RR2 – Rural Residential 2 zone;

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

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

Item was withdrawn at applicant's request.

- 4.3 Planning & Development Services Department, dated January 23, 2001
re: Rezoning Application No. Z00-1053 – Thomas Poole (Tom Smithwick)
– 3994 Bluebird Road (3360-20)

Councillor Day declared a conflict of interest as he owns the adjacent property and left the Council Chamber at 2:12 p.m.

Staff:

- Permit the construction of a two and one half storey stacked duplex housing unit.
- Applicant is requesting a variance to the minimum site width and the maximum number of parking stalls.

Council:

- Requested information at the public hearing showing the permitted building envelope for a single family dwelling on the site.

Moved by Councillor Cannan/Seconded by Councillor Blanleil

R62/01/01/29 THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of Lot B, Sec. 1, Twp. 25, ODYD, Plan 11257, located at 3994 Bluebird Road, Kelowna, B.C., from the RU1 – Large Lot Housing zone to the RU6 – Two Dwelling Housing 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 in conjunction with Council's consideration of a Development Variance Permit on the subject property.

Carried

Councillors Hobson and Shepherd opposed.

- 4.4 Planning & Development Services Department, dated January 23, 2001
re: Amendments to Development Application Procedures Bylaw No.
8140 (4320-00)

Moved by Councillor Nelson/Seconded by Councillor Given

R63/01/01/29 THAT Municipal Council approve amendments to Development Application Procedures Bylaw No. 8140, as listed in Schedule "A" attached, to the report from the Planning & Development Services Department dated January 23, 2001.

Carried

Councillor Day returned to the Council Chamber at 2:35 p.m.

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5. BYLAWS (ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR DEFEAT AT 4TH READING)

- 5.1 Bylaw No. 8337 (TA98-008) – To add the CD11 – Comprehensive Seniors Housing & Care Zone to City of Kelowna Zoning Bylaw No. 8000

Staff:

- The applicant has advised that due to market conditions and other company commitments he will not be proceeding with this development proposal.

Moved by Councillor Nelson/Seconded by Councillor Given

R64/01/01/29 THAT Bylaw No. 8337 be adopted

DEFEATED

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

- 5.2 Bylaw No. 8338 (Z98-1031) – Fydell Properties Ltd. [CPAC (CARE) Holdings Ltd. - McAfee] – 654 Cook Road, and City of Kelowna OCP Amendment No. OCP98-014 **requires majority vote of Council (5)**

Moved by Councillor Given/Seconded by Councillor Nelson

R65/01/01/29 THAT Bylaw No. 8338 be adopted.

DEFEATED

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

6. REPORTS

- 6.1 Environmental Manager, dated January 24, 2001 re: Partners for Climate Protection (PCP) Program (5280-02) (This is an FCM program and representatives from the FCM will be making a presentation on this item)

Dealt with after Item. 3.1

- 6.2 Cultural Services Manager, dated January 24, 2001 re: Festival Fund Grants (1853-20)

Moved by Councillor Shepherd/Seconded by Councillor Given

R66/01/01/29 THAT Council approve a Festival Fund Grant of \$2,500.00, with funding allocated from the existing 2001 budget to The Okanagan Film Festival Society.

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- 6.3 Councillor Day, Chair, Kelowna Parking Advisory Committee, dated January 22, 2001 re: Appointment of Committee Members (0540-20)

Moved by Councillor Day/Seconded by Councillor Hobson

R67/01/01/29 THAT Mr. Ken Bessason be appointed to replace Mr. Brad Cronquist as the Chamber of Commerce representative on the Parking Advisory Committee for the duration of the current term ending in November 2002.

Carried

- 6.4 Transportation Manager, dated January 24, 2001 re: Pandosy Street Reconstruction Project (5340-07)

Staff:

- The design for the project is nearing completion and will be issuing tenders soon.
- Project will be completed in three phases in order to maintain access to the area.
- Hospital, fire and ambulance are full aware of the proposed detours and have been given firm commitments by the city to eliminate confusion.
- Work will be done 10 hours a day, 6 days a week with estimated substantial completion date of June 15.

Council:

- Instructed that staff meet with affected business owners and explore options to lessen the impact of the road closures.

Moved by Councillor Given/Seconded by Councillor Nelson

R68/01/01/29 THAT Council receive the report of the Transportation Manager regarding the Pandosy Street Reconstruction Project dated January 24, 2001.

Carried

- 6.5 Transportation Manager, dated January 17, 2001 re: Pedestrian Master Plan (8330-20)

Staff:

- City has made commitment to promoting walking as a mode of travel
- Study commissioned to prioritize improvements to pedestrian policies and facilities
- Objective is to provide a 20 year outlook identifying the steps required to enhance the pedestrian network

Sany Zein, Hamilton Associates, Consultant

- Plan was development through consultation with stakeholders and input received at open houses.
- Master Plan has two main components: policy recommendations to promote walking as a travel mode and project recommendations that identify specific priority projects to be implemented
- Policy Recommendations:
 - Require sidewalks along both sides of collector and local streets
 - Adjust requirements for minimum clear sidewalk width according to the surrounding land use – wider sidewalks where pedestrian demand is higher
 - Review provision of boulevards between roads and sidewalks
 - Develop consistency in providing pedestrian crossing facilities
 - Review design elements of sidewalk ramps
 - Increase funding for sidewalk projects
 - Ensure property owners carry out responsibility for clearing snow from sidewalks
 - Review current design standards to consider needs of pedestrians

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- Project Recommendations:
 - Focus first on the priority arterial and collector roads that currently do not have any sidewalk followed by arterial and collector locations that have sidewalks on one side and the priority local streets
 - City must work with Ministry of Transportation and Highways to improve pedestrian mobility and safety along Highway 97
- City should consider a capital sidewalk investment budget of between \$5 and \$8 per capita annually for an annual budget of between \$500,00 and \$750,000 for next five years with the money to be invested primarily in developing the sidewalk network

Council:

- Strongly support the completion of sidewalk network in town centres and around schools.
- Off road bike network and linear path network should be integrated into plan and cost estimates provided.
- When looking at the design elements of sidewalk ramps must take into consideration the needs of the visually impaired.

Moved by Councillor Shepherd/Seconded by Councillor Given

THAT the Pedestrian Master Plan be endorsed to provide direction for creating a pedestrian-friendly environment, in support of the City of Kelowna's Transportation Demand Management objectives;

AND THAT the pedestrian component of the City of Kelowna Transportation Plan be replaced with the Executive Summary of the Pedestrian Master Plan;

AND THAT the recommendations of the Pedestrian Master Plan be given consideration in the drafting of the Official Community Plan;

AND THAT future review of the Subdivision and Development Servicing Bylaw take into consideration the recommendations of the Pedestrian Master Plan and give high priority to improving pedestrian facilities;

AND FURTHER THAT future review of the 10-Year Capital Plan give consideration to increasing the annual budget for pedestrian facilities to \$750,000.

NO VOTE TAKEN

Moved by Councillor Shepherd/Seconded by Councillor Given

R69/01/01/29 THAT consideration of the Pedestrian Master Plan be deferred until February 12, 2001.

Carried

6.6 City Clerk, dated January 23, 2001 re: Gymnastics Facility Construction Loan Authorization Bylaw No. 8624 (B/L 8624)

Moved by Councillor Hobson/Seconded by Councillor Blanleil

R70/01/01/29 THAT 4:00 p.m., Monday, March 5, 2001 be set as the deadline for receipt of Counter Petitions by the City Clerk in relation to Bylaw No. 8624.

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- 6.7 City Clerk, dated January 23, 2001 re: Lease – Okanagan Kokanees Gymnastics Club (2380-20-897)

Moved by Councillor Hobson/Seconded by Councillor Blanleil

R71/01/01/29 THAT Council receive the Certificate of Sufficiency dated January 23, 2001 pertaining to the proposed lease with the Okanagan Kokanees Gymnastics Club.

Carried

- 6.8 City Clerk, dated January 26, 2001 re: New Hangar Development Land Sub-Lease – 600897 B.C. Ltd. (2380-20-8057)

Moved by Councillor Hobson/Seconded by Councillor Day

R72/01/01/29 THAT Council receive the Certificate of Sufficiency dated January 26, 2001 pertaining to the proposed sub-lease with 600897 BC Ltd.

Carried

7.0 DRAFT RESOLUTIONS

- 7.0.1 Draft Resolution re: Appointment to Airport Advisory Committee (054020)

Moved by Councillor Given/Seconded by Councillor Nelson

R73/01/01/29 THAT Jack Peters, past president of the Economic Development Commission, be appointed as the Economic Development Commission's representative on the Airport Advisory Committee for a term ending December 2002.

Carried

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 7.1 Bylaw No. 8634 – Amendment No. 4 to Development Application Procedures Bylaw No. 8140

Moved by Councillor Cannan/Seconded by Councillor Blanleil

R74/01/01/29 THAT Bylaw No. 8634 be read a first, second and third time.

Carried

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8. COUNCILLOR ITEMS

(a) Commercial Needs – Mission Area

Council:

- Requested staff to do an assessment of short and long term commercial needs in the Mission.

Staff:

- Should get more information on whether the needs assessment should be done and how it would help the Planning Department.

Moved by Councillor Cannan/Seconded by Councillor Blanleil

R75/01/01/29 THAT staff prepare a report as to the feasibility of preparing a commercial needs assessment for the Mission area in conjunction with the OCP review.

Carried

Mayor Gray and Councillors Day and Shepherd opposed.

9. TERMINATION

The meeting was declared terminated at 4:55 p.m.

Certified Correct:

Mayor

LMT/bn

City Clerk