

Regular Meeting – P.M.

March 26, 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, March 26, 2001.

Council members in attendance were: Mayor Walter Gray, Councillors A.F. Blancheil* 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*; Long Range Planning Manager, L.V. Foster*; Planner-Long Range, G.L. Stephen*; Transportation Manager, R.W. Westlake*; Properties Supervisor, J. Waugh*; 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 Hobson was requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 Presentation by Terry Flannigan, President/Chair, B.C. 2000 Senior Games re: Wrap-Up – B.C Senior Games

Terry Flannigan:

- 30% of the revenue had to be returned to the Seniors Games which is funded by the provincial government.
- A cheque in the amount of \$29,405 will be turned over to the Central Okanagan Foundation for a legacy fund for access by various seniors groups in the greater Kelowna area.

Moved by Councillor Cannan/Seconded by Councillor Hobson

R224/01/03/26 THAT \$595 be allocated from Council Contingency to round out the legacy fund amount from the Kelowna 2000 Seniors Games to \$30,000.

Carried

4. PLANNING

4.1 Planning & Development Services Department, dated March 20, 2001 re: Rezoning Application No. Z01-1002 – Brad Laverdure – 594 Spruceview Place South (3360-20)

Staff:

- The rezoning is requested to accommodate an existing secondary suite in the dwelling.

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Moved by Councillor Hobson/Seconded by Councillor Day

R225/01/03/26 THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of Lot 4, Sec. 32, Twp. 26, O.D.Y.D., Plan KAP45720, located on Spruceview Place South, Kelowna, B.C., from the RU2 – Medium Lot Housing zone to the RU2s – Medium 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 the Inspection Services Department being completed to the Department's satisfaction.

Carried

4.2 (a) BYLAW PRESENTED FOR ADOPTION

Bylaw No. 8642 (Z00-1055) – Skoglund Enterprises Ltd. (Dave Skoglund) – 1735 Richter Street

Moved by Councillor Nelson/Seconded by Councillor Given

R226/01/03/26 THAT Bylaw No. 8642 be adopted.

Carried

- (b) Planning & Development Services Department, dated March 21, 2001 re: Development Permit Application No. DP00-10,088 – Dave Skoglund/Skoglund Enterprises Ltd. – 1735 Richter Street (3060-20)

Staff:

- The permit would facilitate the development of rapid drive-through vehicle services including a lube facility and automated car wash.
- A solid fence would be installed along the east property line and to further address light and noise impacts, tree wells would be provided within the development property for large deciduous trees.
- Light standards would be oriented to direct light away from the residential property to the east.
- The neighbours to the east have submitted a letter stating they have no objections to this proposal.

Moved by Councillor Nelson/Seconded by Councillor Cannan

R227/01/03/26 THAT Municipal Council authorize the issuance of Development Permit No. DP00-10,088; for Lot A, DL 138, O.D.Y.D., Plan 42558, located on Richter Street, Kelowna, B.C., subject to the following:

1. The dimensions and siting of the building to be constructed on the land be in general accordance with Schedule "A";
2. The exterior design and finish of the building to be constructed on the land be in general accordance with Schedule "B";
3. Landscaping to be provided on the land be in general accordance with Schedule "C";

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4. The applicant be required to post with the City a Landscape Performance Security deposit in the form of a "Letter of Credit" in the amount of 125% of the estimated value of the landscaping, as determined by a professional landscaper;
5. Signs to be constructed in general conformance with Schedule "D";

AND THAT the applicant be required to complete the above-noted conditions within 180 days of Council approval of the development permit application in order for the permit to be issued.

Carried

Councillor Blanleil entered the Council Chamber at 1:55 p.m. and took his place at the Council Table.

- 4.3 Planning & Development Services Department, dated March 21, 2001 re: Official Community Plan Consultation Policy No. 296 (6480-30)

Staff:

- Recent changes to the Local Government Act require municipalities to adopt as policy the process for adoption of a new OCP as well as for future amendments and repeal of current OCPs.
- The proposed policy is specific to Bylaw 8600 and does not preclude the Public Hearing process.

Council:

- The proposed consultation policy does not include a workshop that was to be held to discuss transportation issues.
- Agreed to defer further consideration of this report to later in the meeting to allow staff time to clarify whether the transportation workshop should be included in the proposed policy.

- 4.4 Planning & Development Services Department, dated March 20, 2001 re: Town Centre Implementation Committee Appointment (0540-20)

Moved by Councillor Hobson/Seconded by Councillor Day

R228/01/03/26 THAT Mr. Peter Emery be appointed as a member of the Town Centre Implementation Committee for the 2001/2002 tenure of the Committee.

Carried

5. BYLAWS (ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR ADOPTION)

- 5.1 Bylaw No. 8445 (Z99-1035) – Constance, William and Margaret Burgher (Lorne Robinson) – 527 Radant Road

Councillor Day advised that he owns property within the notification radius of this application and therefore was in a conflict of interest and left the Council Chamber at 2:18 p.m.

Moved by Councillor Shepherd/Seconded by Councillor Nelson

R229/01/03/26 THAT Bylaw No. 8445 be adopted.

Carried

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6. REPORTS

- 6.1 Councillor Colin Day, Chair, Kelowna Parking Advisory Committee, dated March 20, 2001 re: Appointment of Committee Members (0540-20)

Moved by Councillor Hobson/Seconded by Councillor Cannan

R230/01/03/26 THAT Dave Allen and Marie McKiernan be appointed to replace Steve Martin and Tom Dick as the community-at-large representatives on the Parking Advisory Committee for the duration of the current term ending in November 2002.

Carried

Councillor Day returned to the Council Chamber at 2:19 p.m. and took his place at the Council Table.

- 6.2 Transportation Manager, dated March 16, 2001 re: Tender T01-17 – 2001 Roads Reclaiming & Resurfacing Program (5400-10)

Moved by Councillor Hobson/Seconded by Councillor Cannan

R231/01/03/26 THAT the Tender for the 2001 Roads Reclaiming & Resurfacing Program be awarded to the low bidder, Peter's Bros. Construction Ltd., in the amount of Four Hundred Nine Thousand, Four Hundred Forty-Five dollars and Thirteen cents (\$409,445.13) including GST.

Carried

- 6.3 Transportation Manager, dated March 20, 2001 re: Tender T01-18 – 2001 Asphalt Overlay Contract (5400-10)

Moved by Councillor Nelson/Seconded by Councillor Clark

R232/01/03/26 THAT the Tender for the 2001 Asphalt Overlay Contract be awarded to the low bidder, Emil Anderson Construction Ltd., in the amount of Seven Hundred Forty-Five Thousand, Four Hundred Seventy-Five dollars and Fifty-Eight cents (\$745,475.58) including GST.

Carried

Mayor Gray altered the order of business and advised that the bylaws under agenda No. 7 would be dealt with next.

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR ADOPTION)

- 7.1 Bylaw No. 8653 – Sterile Insect Release Program Parcel Tax 2001

Moved by Councillor Day/Seconded by Councillor Hobson

R233/01/03/26 THAT Bylaw No. 8653 be adopted.

Carried

Councillor Blanleil opposed.

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- 7.2 Bylaw No. 8656 – Amendment No. 1 to Five Year Financial Plan (2001-2005) Bylaw No. 8628

Moved by Councillor Cannan/Seconded by Councillor Day

R234/01/03/26 THAT Bylaw No. 8656 be adopted.

Carried

- 6.4 Properties Supervisor, dated March 21, 2001 re: Proposed Upgrades and Additions to the Mission Community Policing Offices (0810-20)

Staff:

- The intent is to upgrade the Mission Waterworks building to house the Mission Community Policing office.
- A Request for Proposals would be issued for establishing the Glenmore community policing office.

Council:

- Staff to talk to the Okanagan Mission Hall Association and the Fire Department before making any decisions with respect to use of the vacated space once the Mission community policing office has been relocated.

Moved by Councillor Cannan/Seconded by Councillor Shepherd

R235/01/03/26 THAT Council hear from RCMP Superintendent Harrison regarding staffing of community policing offices during summer months.

Carried

Supt. Harrison:

- Explained how the officers will be assigned.

Moved by Councillor Shepherd/Seconded by Councillor Cannan

R236/01/03/26 THAT the Mission Waterworks building be upgraded to accommodate the re-location of the Mission Community Policing Office;

AND THAT staff negotiate a lease for a Community Policing Office in the Glenmore area;

AND FURTHER THAT a provision be included in the final budget for 2001 (Financial Plan Amendment No. 2) for the associated costs of these two projects.

Carried

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR ADOPTION)

- 7.1 Bylaw No. 8653 – Sterile Insect Release Program Parcel Tax 2001

See after 6.3.

- 7.2 Bylaw No. 8656 – Amendment No. 1 to Five Year Financial Plan (2001-2005) Bylaw No. 8628

See after 6.3.

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4.3 Planning & Development Services Department, dated March 21, 2001 re: Official Community Plan Consultation Policy No. 296 (6480-30)

Staff:

- A workshop on the impact of a Richter/Pandosy couplet is scheduled for April 27th.
- Participation in the workshop is by invitation only as very detailed information will be presented to business stakeholder groups.

Council:

- The Consultation Policy needs to be amended to add the workshop on the Richter/Pandosy couplet.

Moved by Councillor Nelson/Seconded by Councillor Given

R237/01/03/26 THAT No. 3 of the Official Community Plan Consultation Policy No. 296, attached to the Planning & Development Services' report of March 21, 2001, be amended to add "(d) Holding a workshop to discuss the Pandosy/Richter one-way couplet with affected business stakeholder groups";

AND THAT the Official Community Plan Consultation Policy No. 296, as amended, be adopted as Council Policy on the consultation process with respect to the adoption of Kelowna 2020 Official Community Plan Bylaw No. 8600, in accord with the recently amended Local Government Act – Section 879;

AND THAT consultation with regard to the repeal of the Kelowna Official Community Plan (1994 – 2013) Bylaw No. 7600 is inherent in, and provided for, during the development and adoption of Kelowna 2020 Official Community Plan Bylaw No. 8600;

AND FURTHER THAT the consultation policy for Official Community Plan amendments continue to be the advertising of and the public input received through the Advisory Planning Commission process, pending further advice from the Province in the form of consultation guidelines.

Carried

Councillor Shepherd opposed.

8. COUNCILLOR ITEMS

(a) Street Cleaning – Highway 97

Councillor Shepherd commended City staff for the good job of street cleaning and suggested that the Ministry of Transportation and Highways be asked to clean the sand from Highway 97 bike lanes.

(b) Design of Bike Lanes at Intersections

Councillor Clark suggested that the way bike lanes have been designed at the intersection of Gordon Drive and Cook Road is creating a dilemma for motorists trying to turn right and is an accident waiting to happen. The City Manager noted that the intersection of Bernard Avenue and Spall Road has been similarly designed with the intention of helping guide cyclists through the intersection. Staff will provide a report on how the new design is working.

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Councillor Clark advised that in Europe, when there is a bike lane to the right of an auto lane, the right-of-way goes to the cyclist. He suggested that Council have a discussion in future about pursuing similar changes to the Motor Vehicle Act via a resolution to the UBCM.

(d) Far West Transit Operations

Councillor Given asked for a progress/status report from Far West on to how transit operations have gone since their assuming the transit contract last year. Request referred to the Transit Committee.

(e) Federal/Provincial Funding – Agriculture Industry

Mayor Gray referred to a letter from the president of the B.C. Fruit Growers Association regarding the federal government's offer to assist people in the agriculture industry across the country. The federal government will contribute 60% of farm income disasters in each province provided that the respective provincial governments will contribute the other 40%. For the province of British Columbia fruit industry, that would require a provincial funding commitment of approximately \$7.2 million. The Fruit Growers Association has asked for a letter of support from Council.

Moved by Councillor Hobson/Seconded by Councillor Cannan

R238/01/03/26 THAT a letter be sent to the provincial government to indicate Council's support of this initiative and urge the Province to act more quickly on the commitment required for their share of the funding.

Carried

(f) Sister City Relationship with Veendam Holland

Mayor Gray announced that the new Mayor of Veendam along with his deputy Mayor and other interested citizens have indicated interest in rejuvenating a sister city relationship with the City of Kelowna and a response has been sent indicating support for the idea.

9. TERMINATION

The meeting was declared terminated at 3:10 p.m.

 Mayor

 City Clerk

/blh