

CITY OF KELOWNA  
REGULAR COUNCIL AGENDA  
COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, MAY 14, 2001

1:30 P.M.

1. CALL TO ORDER
2. Councillor Day to check the minutes of the meeting.
3. PUBLIC IN ATTENDANCE
  - 3.1 Presentation by Diana Grossen, OUC Board Member, and Dr. Peter Ricketts, Vice President (Academic) re: Update on Recent Advancements and Developments at Okanagan University College
  - 3.2 Presentation by Peter Kerr and Bill Boyd, Council of Canadians re: General Agreement on Trade in Services
4. UNFINISHED BUSINESS
  - 4.1 Director of Planning & Development Services, dated May 8, 2001 re: Program for Seasonal Extension for Sidewalk Cafes (6530-12)  
*Endorsement of Terms of Reference to allow use of portions of the road right-of-way for the purpose of outdoor seating for restaurants within the downtown.*
5. PLANNING
  - 5.1 Planning & Development Services Department, dated May 3, 2001 re: Rezoning Application No. Z01-1025 – Steve & Jolan Panta (Steve Panta) – 380 Viewcrest Court (3360-20)  
*To rezone the property from RU1 – Large Lot Housing to RU1s – Large Lot Housing with Secondary Suite to permit the construction of a single family dwelling with a secondary suite.*
  - 5.2 Planning & Development Services Department, dated May 9, 2001 re: Rezoning Application No. Z01-1015 – Ray Gagnon/JAG Ventures Ltd. – 809 Finns Road (3360-20)  
*To rezone the property from A1 – Agriculture 1 to I1 – Business Industrial to permit the construction of a 2-storey building for business industrial uses.*
  - 5.3 Planning & Development Services Department, dated May 8, 2001 re: Liquor License Application No. LL01-002 – Joe Iafrancesco (Jamie Bennett/Zodiac Pub) – 155 Rutland Road South  
*To obtain Council support for an increase in person capacity from 100 to 150 persons.*
  - 5.4 Planning & Development Services Department, dated May 9, 2001 re: Liquor License Application No. LL01-004 – David James Jackson (Royal Okanagan Lake Tours Inc.) – Manteo Beach Resort  
*To obtain Council support for a liquor license for a 14-passenger tour boat operating from Manteo Beach Resort.*

6. REPORTS

- 6.1 Mayor Gray, Chairman, Audit Committee, dated May 7, 2001 re: Financial Statements for the Year Ending December 31, 2000 (1830-20; 0540-20)  
*To receive the year 2000 financial statements and approve appropriation of the surplus generated in 2000 to general reserves.*
- 6.2 Cultural Services Manager, dated May 8, 2001 re: Festival Fund Grants (1853-20)  
*To approve a 2001 Festival Fund grant of \$3,000 to Shakespeare Kelowna for the Okanagan Zone Theatre Festival scheduled to run May 25 to June 2, 2001.*
- 6.3 Transportation Manager, dated May 8, 2001 re: 2001 Local Improvement Program (5320-01-648; B/L 8688)  
*To advance the local improvement bylaw for reading consideration to authorize improvements on Marshall Street.*
- 6.4 Acting Recreation Manager, dated May 9, 2001 re: Joint Development and Joint Use Agreements (0490-20)  
*Approval of 5-year Joint Development and Joint Use Agreements between the City and the School District for the Okanagan Mission Secondary School Tennis Courts and Bankhead Elementary School.*
- 6.5 City Clerk, dated May 12, 2001 re: Bylaw No. 8652 – Amendment No. 5 to Sewer Specified Area No. 17 Bylaw No. 6775 (Mission Flats) **report to be circulated late**  
*To receive the Certificate of Sufficiency and advance the bylaw for adoption consideration by Council.*
- 6.6 City Clerk, dated May 11, 2001 re: Sanitary Sewer Specified Area No. 21A (MacKenzie Road) Bylaw No. 8658 **report to be circulated late**  
*To receive the Certificate of Sufficiency and advance the bylaw for adoption consideration by Council.*
- 6.7 City Clerk, dated May 11, 2001 re: Sanitary Sewer Specified Area No. 22A (Gerstmar Road) Bylaw No. 8657 **report to be circulated late**  
*To receive the Certificate of Sufficiency and advance the bylaw for adoption consideration by Council.*

7. RESOLUTIONS

- 7.1 Draft Resolution re: Appointment – Art Gallery (7780-01)  
*Appointment of Councillor Shepherd as Council's liaison with the Kelowna Art Gallery.*

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

**(BYLAWS PRESENTED FOR FIRST THREE READINGS)**

- 8.1 Bylaw No. 8686 – Chapman Parkade Loan Authorization  
*To authorize the borrowing of \$5,750,000 for reconstruction of the Chapman Parkade.*
- 8.2 Bylaw No. 8687 – Short Term Capital Borrowing – Community Arts Centre  
*To authorize the borrowing of \$500,000 toward construction of the Community Arts Centre.*

**(BYLAWS PRESENTED FOR FIRST THREE READINGS)** – Cont'd

- 8.3 Bylaw No. 8688 – Marshall Street Local Improvement Construction Bylaw (File No. 648)  
*To authorize construction of drainage, road widening, landscaped boulevard and concrete curb & gutter on both sides of Marshall Street from Buckland Avenue to Rowcliffe Avenue.*

**(BYLAWS PRESENTED FOR ADOPTION)**

- 8.4 Bylaw No. 8652 – Amendment No. 5 to Specified Sewer Area No. 17 Bylaw No. 6675 (Mission Flats)  
*Adds properties to Sewer Specified Area 17.*
- 8.5 Bylaw No. 8657 – Sanitary Sewer Specified Area No. 22A – Gerstmar Road  
*To authorize the establishment of a specified area for the purpose of providing a sanitary sewer system for the benefit of the specified area and to authorize the borrowing of the estimated cost.*
- 8.6 Bylaw No. 8658 – Sanitary Sewer Specified Area No. 21A – McKenzie Bench  
*To authorize the establishment of a specified area for the purpose of providing a sanitary sewer system for the benefit of the specified area and to authorize the borrowing of the estimated cost.*
- 8.7 Bylaw No. 8669 – Parking Reserve Fund Expenditure Bylaw, 2001 **requires 2/3 majority vote of Council (6)**  
*To authorize the expenditure of monies in the Parking Reserve Fund for 2001.*
- 8.8 Bylaw No. 8670 – Development Cost Charge Reserve Fund Expenditure Bylaw, 2001 **requires 2/3 majority vote of Council (6)**  
*To authorize the expenditure of monies in the Development Cost Charge Reserve Fund for 2001.*
- 8.9 Bylaw No. 8671 – Capital Works, Machinery & Equipment Reserve Fund Expenditure Bylaw, 2001 **requires 2/3 majority vote of Council (6)**  
*To authorize the expenditure of monies in the Capital Works Machinery & Equipment Reserve Fund for 2001.*
- 8.10 Bylaw No. 8672 – Sale of City-Owned Land Reserve Fund Expenditure Bylaw, 2001 **requires 2/3 majority vote of Council (6)**  
*To authorize the expenditure of monies in the Sale of City-Owned Land Reserve Fund for 2001.*
- 8.11 Bylaw No. 8681 – Tax Structure Bylaw, 2001  
*To divide the City into two taxation areas with all lands and improvements thereon assessed as "Farm" being Taxation Area 1 and all lands and improvements thereon not included in Taxation Area 1 being Taxation Area 2.*
- 8.12 Bylaw No. 8682 – Annual Tax Rates, 2001  
*To establish the general municipal, debt, hospital and regional district tax rates for 2001.*
- 8.13 Bylaw No. 8683 – Amendment No. 2 to Five Year Financial Plan, 2001 to 2005, Bylaw No. 8628  
*To amend the Financial Plan Bylaw to reflect changes from Final Budget.*
9. COUNCILLOR ITEMS
10. TERMINATION