

Regular Meeting – P.M.

July 16, 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, July 16, 2001.

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

Council members absent: Mayor Walter Gray.

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*; Community Planning Manager, T. Eichler*; Acting-Director of Parks and Leisure Services, H.R. Hyatt*; Airport General Manager, R. Sellick*; Wastewater Manager, B. Berry*; and Acting-Council Recording Secretary, L.M. Taylor.

(* denotes partial attendance)

1. CALL TO ORDER

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

2. Councillor Blanleil to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 Clint McKenzie, Executive Director, Downtown Kelowna Association re: Update – Downtown Patrol Program

John Hertay, President of the Downtown Kelowna Association:

- Updated Council on the activities of the Downtown Patrol Program for the months of May and June and outlined the various services provided by the patrol including Information for Tourists, Bike and Foot Patrols, and Safe Walks to Your Vehicle.

3.2 Mill Creek Restoration Project

- Presentation of the project by Rutland Senior Environmental Science Club
- Presentation of a Provincial award called the Frank Shannon Award to the Rutland Senior Environmental Science Club for their restoration project.

Doug Grunert and Brad Talbot, the Rutland Senior Environmental Science Club:

- Outlined the activities carried out by the Club over the last five years including the first phase of the Mill Creek Restoration Project in conjunction with the City of Kelowna and EBA Engineering, and the Hazardous Waste Roundup in conjunction with CORD.

John Holdstock of BC Wildlife Federation, and Steve Matthews of the Ministry of Water, Land and Air Protection:

- Presented the Rutland Senior Environmental Science Club with the Frank Shannon Junior Conservation Award. The Award was established by the Ministry of Water, Land and Air Protection and the BC Wildlife Federation to recognize the meaningful contribution by youth organizations in activities aimed at the conservation of wild organisms in their natural habitat.

Staff:

- Advised that the Rutland Senior Environmental Science Club is the first group to sign up for the Adopt a Stream program for Mill Creek.

Regular Meeting – P.M.

July 16, 2001

4. PLANNING

- 4.1 Community Planning Manager, dated July 10, 2001 re: Homelessness Steering Committee, Supporting Community Partners Initiative (SCPI), Human Resources Development Canada (HRDC) (5040-20)

Michael Loewen, Chair, Kelowna Steering Committee on Homelessness:

- Circulated copies of the draft Community Plan for Reducing Homelessness in Kelowna.
- Outlined the priorities identified by the Committee including a Women's Shelter, Youth Detoxification Facility, Nutritional Supplement Program, Transitional Housing for Aboriginal Youth and Outreach Workers.
- The next step is to get Ministerial approval on the Community Plan.

Moved by Councillor Hobson/Seconded by Councillor Cannan

R557/01/07/16 THAT Council receive, for information, the report dated July 10, 2001 from the Community Planning Manager regarding the federal Supporting Community Partners Initiative to address homelessness issues in Kelowna.

Carried

- 4.2 Planning & Development Services Department, dated June 26, 2001 re: Rezoning Application No. Z01-1016 – Glenwest Properties Ltd. (Paul Rosenau/Ekistics Town Planning Inc.) – West End of Union/Begbie Roads (3360-20)

Withdrawn.

- 4.3 Planning & Development Services Department, dated June 29, 2001 re: Rezoning Application No. Z00-1026 – Total Mechanical Systems Inc. – 700 McCurdy Road (3360-20)

Moved by Councillor Shepherd/Seconded by Councillor Nelson

R558/01/07/16 THAT Municipal Council authorize an extension to Rezoning Application No. Z00-1026 (Bylaw No. 8573) for a period of not more than 180 days from June 27, 2001.

Carried

- 4.4 Planning & Development Services Department, dated June 26, 2001 re: Rezoning Application No. Z98-1045 – Okanagan Sikh Temple & Cultural Society (R. Turik/Turik Neumann Architects) – 1145 & 1125 Rutland Road North (3360-20)

Moved by Councillor Shepherd/Seconded by Councillor Nelson

R559/01/07/16 THAT Municipal Council authorize an extension to Rezoning Application No. Z98-1045 (Bylaw No. 8386) for a period of not more than 180 days from May 18, 2001.

Carried

Regular Meeting – P.M.

July 16, 2001

- 4.5 Planning & Development Services Department, dated July 4, 2001 re: Rezoning Application No. Z01-1033 – Hannu & Sharon Tukkimaki – 1555 Blondeaux Crescent (3360-20)

Staff:

- Rezoning only applies to the proposed Lot B (southerly 510 m² of the property) as it does not meet the required minimum lot area or frontage of the RU1 zone.
- APC has supported the rezoning to create the additional lot.

Moved by Councillor Nelson/Seconded by Councillor Cannan

R560/01/07/16 THAT City of Kelowna Zoning Bylaw No. 8000 be amended by changing the zoning classification of part of Lot 1, Sec. 29, Twp. 26, ODYD, Plan 32348, as shown on Map "A" attached to the report of the Planning & Development Services Department dated July 4, 2001, located on Blondeaux Crescent, Kelowna, B.C., from the RU1 – Large Lot Housing zone to the RU2 – Medium Lot Housing zone;

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

Carried

- 4.6 Planning & Development Services Department, dated July 10, 2001 re: Agricultural Land Reserve Appeal No. A01-105 – West Kootenay Power Ltd. (Kim Rosner) – 2850 Benvoulin Road (6635-20)

Staff:

- Site has existed and operated as a private utility since 1969.
- Application is for continuation and expansion of a non-farm use within the ALR to permit the re-construction of office building, maintenance services warehouse and vehicle repair building.
- Planning & Development Services does not support the application as expanding the industrial use in a rural residential area is considered inappropriate.

Moved by Councillor Shepherd/Seconded by Councillor Blanleil

R561/01/07/16 THAT Council hear from the applicant.

Carried

Mike Bradshaw, West Kootenay Power:

- It is WKP's intention to consolidate all their operations on one site in Kelowna.

Moved by Councillor Nelson/Seconded by Councillor Shepherd

R562/01/07/16 THAT Agricultural Land Reserve Appeal No. A01-105; Lot A, Sec. 17, Twp. 26, ODYD Plan 18843, located on Benvoulin Road, Kelowna, B.C., for a Non-Farm Use within the Agricultural Land Reserve pursuant to Section 22(1) of the Agricultural Land Reserve Act be supported by the Municipal Council;

AND THAT Municipal Council forward the subject application to the Land Reserve Commission.

Carried

Councillors Cannan, Clark, and Hobson opposed.

Regular Meeting – P.M.

July 16, 2001

5. REPORTS

- 5.1 Airport General Manager, dated July 4, 2001 re: Rehabilitation of Main Apron – Kelowna International Airport (0550-05; 6640-20)

Moved by Councillor Blanleil/Seconded by Councillor Cannan

R563/01/07/16 THAT Council approve increasing the budget for Apron Operational Stands (20-040-AP228) from \$360,000.00 to \$485,000.00.

Carried

- 5.2 Airport General Manager, dated June 19, 2001 re: Personal Guarantees on Airport Leases and Sub-Leases (0550-05; 2380-01)

Withdrawn.

- 5.3 Airport General Manager, dated Jun3 19, 2001 re: Aeroguard Company Ltd. Air Terminal Building Space Sub-Lease (0550-05; 2380-20-8013)

Moved by Councillor Nelson/Seconded by Councillor Hobson

R564/01/07/16 THAT Council authorize a one-year sublease with Aeroguard Company Ltd. for air terminal building space at the Kelowna International Airport.

AND THAT the Mayor and City Clerk be authorized to execute the sub-lease.

Carried

- 5.4 Transportation Manager, dated July 3, 2001 re: 2001 Local Improvement Program (5320-20-649)

Moved by Councillor Nelson/Seconded by Councillor Shepherd

R565/01/07/16 THAT preparation of construction bylaw for the project listed in the Transportation Manager's report dated July 3, 2001 be approved;

AND THAT Council receive the 635 Report for the 2001 project.

Carried

- 5.5 Civic Properties Manager, dated July 10, 2001 re: Okanagan Kokanees Gymnastics Facility (0760-20)

Staff:

- The building committee has been working with the contractor to explore cost savings in order to bring the building in on budget.
- The concession, kitchen and activity room areas will be left unfinished and the Okanagan Kokanees Gymnastics Club will be looking at other funding options in order to have these areas completed.
- Club must be out of their current facilities by the end of October.

Moved by Councillor Shepherd/Seconded by Councillor Nelson

R566/01/07/16 THAT Council hear from a representative of the Kokaness Gymnastics Club.

Carried

Regular Meeting – P.M.

July 16, 2001

Jennifer Charles, Kokanees Gymnastics Club:

- The Club has applied for a Federal/Provincial Infrastructure Grant but will not know about the status of the application until September.
- There is the possibility if the project proceeds now they may become ineligible for the grant.

Moved by Councillor Hobson/Seconded by Councillor Nelson

R567/01/07/16 THAT City Council approve finalization of a Design/Build contract with Maple Reinders to design and construct a gymnastics facility at the Rutland Sportsfield site for a sum not to exceed \$868,900.00 plus GST.

Carried

5.6 Wastewater Manager, dated July 12, 2001 re: Award of Construction Contract TE01-04 – Sewer Specified Area No. 21A (McKenzie Bench) – Contract 1 (5340-09-21A)

Staff:

- Urban Systems has evaluated the bids received and has recommended the third lowest bidder be awarded the contract.
- It was felt the project is beyond the size and type of work with which the lowest bidder is familiar and the second lowest bidder altered an item on the tender form making their bid ineligible.

Council:

- Received a letter from Ansell Construction Ltd.
- Expressed concern the project was not awarded to the lowest bidder when there were no irregularities in the bid.

Ken Oliver, Urban Systems:

- Final decision for awarding tender rests with Council.
- When a contractor does not have the required experience it may result in increased costs.

Moved by Councillor Clark/Seconded by Councillor Blanleil

R568/01/07/16 THAT the Contract for the construction of the Sewer Specified Area No. 21A (McKenzie Bench) project be awarded to Ansell Construction Ltd. in the amount of \$1,628,160.15 including GST.

AND THAT the Mayor and City Clerk be authorized to execute the Contract on behalf of the City.

Carried

6. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

6.1 Bylaw No. 8704 – Marshall Street Local Improvement Construction Bylaw (File No. 649)

Moved by Councillor Nelson/Seconded by Councillor Shepherd

R569/01/07/16 THAT Bylaw No. 8704 be read a first, second and third time.

Carried

Regular Meeting – P.M.

July 16, 2001

7. COUNCILLOR ITEMS

(a) Interim Proposals for Waterfront – Kerry Park

Councillor Cannan requested a status update from staff on when tenders would be issued for interim use along the waterfront at Kerry Park.

(b) Buy BC Program

Councillor Shepherd expressed concern about the recent decision of the Provincial Government to withdraw from the Buy BC program. The program has been a partnership between the government and the food industries to promote BC products and through it local food banks have benefited.

Moved by Councillor Shepherd/Seconded by Councillor Cannan

R570/01/07/16 THAT the Mayor send a letter to the Provincial Government expressing concern about the elimination of the Buy BC program and asking for information on rationale behind the decision to withdraw from the program

Carried

8. TERMINATION

The meeting was declared terminated at 4:30 p.m.

Certified Correct:

Deputy Mayor Given

City Clerk

LMT/am