

Regular Meeting – P.M.

October 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, October 29, 2001.

Council members in attendance were: Mayor Walter Gray, Councillors A.F. Blangleil, 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, S.K. Bagh\*; Planner-Long Range, G. Routley\*; Community Planning Manager, T. Eichler\*; Subdivision Approving Officer, R.G. Shaughnessy\*; Acting Director of Parks & Leisure Services, H.R. Hyatt\*; Parks Manager, J. Creron\*; and Council Recording Secretary, B.L. Harder.

(\* denotes partial attendance)

1. CALL TO ORDER

Mayor Gray called the meeting to order at 1:32 p.m.

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

3. PUBLIC IN ATTENDANCE

3.1 Presentation by Nancy Cameron, Manager, Market Development, Chamber of Commerce re: Tourism Kelowna

Nancy Cameron, Chamber of Commerce:

- Gave a powerpoint presentation of the objectives and results of the Chamber of Commerce marketing program for increasing tourism in Kelowna.

4. PLANNING

4.1 Planning & Development Services Department, dated October 15, 2001 re: Rezoning Application No. Z99-1033 – Barbara Lane, Derrick Elliott and Sharon Loudoun – 1193 Cerise Drive (B/L 8438)

Moved by Councillor Nelson/Seconded by Councillor Given

**R819/01/10/29** THAT in accordance with the Development Application Procedures Bylaw No. 8140 the deadline for adoption of Zone Amending Bylaw No. 8438 (Z99-1033 – Lane/Elliott/Loudoun – Cerise Drive) be extended to January 13, 2002.

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- 4.2 Planning & Development Services Department, dated October 24, 2001 re: Heritage Revitalization Agreement No. HRA01-011 – Park Avenue Properties Inc. (New Town Planning Services Inc.) – 2056 Pandosy Street (B/L 8753; 3360-20)

Staff:

- The applicant initially applied for P2 – Education and Minor Institutional zoning; however that application was not supported by either the Community Heritage Commission or the Advisory Planning Commission because of neighbourhood opposition.
- Both Commissions support proceeding with a Heritage Revitalization Agreement (HRA).
- Under an HRA, the existing RU1 zoning remains in tact and the HRA allows the City to put more controls on the uses being permitted (i.e. hours of use).
- The building itself is not a heritage feature for protection but the property is within a heritage revitalization area and the intent is to preserve as much open space on the lot as possible and the character of the lot.

Council:

- Staff to look into the fees that are charged when an applicant agrees to apply for a Heritage Revitalization Agreement instead of a rezoning of the property and bring back a report for discussion by Council.

Moved by Councillor Shepherd/Seconded by Councillor Given

**R820/01/10/29** THAT Municipal Council of the City of Kelowna authorize the City of Kelowna to enter into a Heritage Revitalization Agreement for the property known as 2056 Pandosy Street, Kelowna, B.C., Lot 2, Blk 8, D.L. 14, O.D.Y.D., Plan 348, in the form of the Agreement attached as Schedule "A" to the Planning Department's report of October 24, 2001;

AND THAT the Heritage Revitalization Agreement Authorizing Bylaw be forwarded to a Public Hearing.

Carried

- 4.3 Planning & Development Services Department, dated October 24, 2001 re: Amendments to Heritage Procedures Bylaw and Development Application Fees Bylaw (B/L 8748; B/L 8749; 0540-20)

Staff:

- The proposed amendments are of a housekeeping nature to make the Heritage Procedures Bylaw more user-friendly.

Councillor Shepherd, Council's representative on the Community Heritage Commission:

- The Community Heritage Commission has been very accommodating with attending unscheduled meetings in order not to delay processing of heritage related applications. However, for the health of the committee, the members would like to stick to the regularly scheduled monthly meetings from now on and just hold extra meetings for matters of urgency.

Council:

- The Local Government Act allows Council to empower staff to handle applications that are minor in nature.
- Staff to draft criteria outlining when applications could be dealt with by the Community Heritage Commission and when staff could deal with applications in order not to hold up an application process, present the criteria to the CHC for discussion, and report back with the comments of the CHC and a recommendation for Council consideration.

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Moved by Councillor Shepherd/Seconded by Councillor Given

**R821/01/10/29** THAT Municipal Council consider amendments to City of Kelowna Heritage Procedures Bylaw No. 7776 and Development Application Fees Bylaw No. 8034, as shown on Schedule A and B attached to the Planning Department's report of October 24, 2001;

AND THAT the amending bylaws No. 8748 and 8749 be advanced for reading consideration by Council.

Carried

4.4 Planning & Development Services Department, dated October 24, 2001 re: National Housing Policy Options Team – Resolution for Meeting of Housing Ministers – November 28-30, 2001 – Quebec City (5040-20)

Council:

- Agreed to change the word 'possible' in the second last paragraph of the motion to 'practical'.

Moved by Councillor Given/Seconded by Councillor Clark

**R822/01/10/29** THAT Council pass the following resolution and forward it for presentation at the November 28-30<sup>th</sup>, 2001 meeting of housing Ministers in Quebec City, by the National Housing Policy Options Team, through the Federation of Canadian Municipalities, and to The Hon. George Abbott, Minister of Community Aboriginal and Women's Services:

**Whereas:** the federal government has proposed a capital grants program for affordable housing, with a federal contribution of \$680 million over four years, to be matched by provincial and territorial contributions;

**Whereas:** the federal government, provinces and territories agreed at their meeting in London Ontario, August 2001 to negotiate on the terms of participation of each jurisdiction and report on their progress in November;

**And whereas:** the lack of affordable housing has reached epidemic proportions across Canada;

**Be it resolved that:** the City of Kelowna urges the province of British Columbia and the federal government to join in funding a capital grants program for affordable housing by sharing in the cost of that program;

**Be it further resolved that:** the parameters of the program must be sufficiently flexible to allow funding of units for low income households, who cannot afford the low end of local market rent; and

**Be it further resolved that:** the province of British Columbia be urged to continue to devote funds for affordable housing, and, as soon as practical, contribute significant new funds, not currently allocated to a related measure, to the program;

**Be it further resolved that:** the federal and provincial/territorial governments involve municipal governments in designing and implementing the program locally.

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5. REPORTS

- 5.1 Councillor Colin Day, Chair, Kelowna Parking Committee re: Free Parking on Saturdays in December Downtown (5480-08)

Moved by Councillor Day/Seconded by Councillor Cannan

**R823/01/10/29** THAT Council approve free on-street parking in the Downtown area during Saturdays in December, 2001.

Carried

- 5.2 Parks Manager, dated October 24, 2001 re: Mission District Park Request for Proposals (6140-20)

Council:

- Debated the proposed timing for development of a swimming pool facility at Mission District Park and who the users of the pool would be.
- Would like to know from Works & Utilities staff, prior to budget discussions, the extent of road upgrades proposed for Gordon Drive in conjunction with development of the park.
- Mission District Park Development Committee to report to Council on their plans more frequently so that all of Council can be more informed and know the basis of what is being recommended to them.
- Suggestion that the City Manager consider whether the City should participate financially with the aquatics community in a study and/or survey on who would use a swimming pool in Mission District Park and what the impact would be on other City swimming pools.

Moved by Councillor Blanleil/Seconded by Councillor Nelson

**R824/01/10/29** THAT staff issue a Request For Proposals to build at a minimum two ice arenas, an indoor multi-purpose fieldhouse which would accommodate among other things, two indoor soccer fields that can also be used for box lacrosse, inline hockey and ball hockey, a recreational running track and associated leisure commercial facilities as per the Mission District Park Development Concept Plan;

AND THAT the request for proposals be issued to the following proponents:

1. Consortium of Canlan Ice Sports Corp. and MKT Development Group Inc.
2. RG Properties Ltd.
3. Consortium of Stuart Olson Constructors Inc., Nustadia Developments and PBK Architects.

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- 5.3 Parks Manager, dated October 24, 2001 re: Request for Proposals - Dilworth Park Restaurant (6140-20)

Council:

- Surprised to see this request for approval to go out with a Request for Proposals on the agenda today when Council has not even had time to talk about it.
- Not sure a restaurant is appropriate for this landmark site.

Moved by Councillor Shepherd/Seconded by Councillor Blanleil

**R825/01/10/29** THAT the concept plan proposal for development of a restaurant at Dilworth Park, off Summit Road, be made a public document;

AND THAT input on the proposal be received from the public until December 31, 2001.

Carried

Councillors Cannan, Day, Given and Hobson opposed.

## 6. RESOLUTIONS

- 6.1 Draft Resolution re: Travel Authorization for Councillor Clark – December 2001

Moved by Councillor Hobson/Seconded by Councillor Nelson

**R826/01/10/29** THAT while vacationing in Holland, Councillor Clark be authorized to travel from The Hague to Veendam to attend the Sister City signing ceremonies in the City of Veendam during which he will sign an agreement on behalf of the citizens of Kelowna to officially renew the sister City relationship with the citizens of Veendam;

AND THAT this portion of his travel, inclusive of December 2 to 5, 2002 be with expenses paid in accordance with Council Remuneration and Expense Bylaw No. 7547, using funds from Account No. 351-10-015-0-001.

Carried

## 7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

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

- 7.1 Bylaw No. 8751 – Amendment No. 5 to City of Kelowna Electricity Regulation Bylaw No. 7639

Moved by Councillor Clark/Seconded by Councillor Shepherd

**R827/01/10/29** THAT Bylaw No. 8751 be read a first, second and third time.

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**(BYLAWS PRESENTED FOR ADOPTION)**

7.2 Bylaw No. 8588 – Road Exchange Bylaw – 3480 Water Road

Moved by Councillor Nelson/Seconded by Councillor Given

**R828/01/10/29** THAT Bylaw No. 8588 be adopted.

Carried

8. COUNCILLOR ITEMS

(a) Power Sense Certificate of Appreciation

Councillor Shepherd presented a Power Sense Certificate of Appreciation she had received from UtiliCorp at a recent event she attended on behalf of Council noting that the award was to acknowledge the City's Energy Management Committee for modifications made to equipment that resulted in energy savings at the Rutland Arena.

(b) Community Charter Process

Councillor Shepherd expressed frustration with the Charter process and suggested that Council ask the Union of British Columbia Municipalities (UBCM) to develop a Charter that could be presented to the Provincial Government instead of the Province developing a Charter for the municipalities.

Councillor Hobson advised that the UBCM executive is finding the process just as frustrating but that they agree that the opportunity for input will be once the Bill introducing the Charter is tabled in January.

Councillor Clark suggested that referring the Bill, once it is tabled, to a committee of the legislature for study and to hold public hearings has proven to be an effective way for the Province to receive input.

Moved by Councillor Shepherd/Seconded by Councillor Clark

**R829/01/10/29** THAT a letter be sent to the Union of British Columbia Municipalities (UBCM) on behalf of Council urging the Hon. George Abbott, Minister of Community, Aboriginal and Women's Services, to refer the Bill introducing a Community Charter, once it is tabled, to a Committee-of-the-House for study and to hold public hearings to receive input from municipalities and interested organizations;

AND THAT UBCM be requested to develop a position on the Community Charter.

Carried

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9. TERMINATION

The meeting was declared terminated at 5:22 p.m.

Certified Correct:

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Mayor

City Clerk

BLH/am