

Regular Meeting – P.M.

December 10, 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, December 10, 2001.

Council members in attendance were: Mayor Walter Gray, Councillors A.F. Blanleil, 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\*; Subdivision Approving Officer, R.G. Shaughnessy\*; Special Projects Planning Manager, H.M. Christy\*; Long Range Planning Manager, S.K. Bagh\*; Planner-Long Range, G. Routley\*; Deputy Director of Finance, P.A. Macklem\*; Financial Planning & Systems Manager, K. Grayston\*; Acting Cultural Services Manager, R. Oddleifson\*; and Council Recording Secretary, B.L. Harder.

(\* denotes partial attendance)

1. CALL TO ORDER

Mayor Gray called the meeting to order at 1:31 p.m.

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

3. PUBLIC IN ATTENDANCE

3.1 Bernard Mayer, President, Kelowna International Regatta Association re: Outline of Plans for the "New" Regatta

Bernard Mayer, International Regatta Association president:

- Kelowna Regatta started in 1905 or 1906.
- Goal is to turn Regatta back into the one big summer event in Kelowna.

3.2 John Hertay, President and Clint McKenzie, Executive Director, Downtown Kelowna Association re: 2001 DKA Downtown Highlights - Year in Review

John Hertay, Downtown Kelowna Association president:

- Reviewed highlights of downtown events and promotions and thanked Council for support of their efforts in the downtown.

Council:

- In Portland, Oregon, the street people are like a biz patrol and they clean debris from the street. That helps them bridge the gap between being on the street and getting gainful employment and has proven to be a good partnership arrangement.

3.3 Brad Bennett, Chair, Rotary Centre for the Arts Building Committee re: Update on Status of the Construction Schedule and Capital Budget for the Rotary Centre for the Arts

Brad Bennett, Building Committee chairman:

- The Rotary Centre for the Arts project is half complete and is on-budget.
- The centre is projected to be fully open May 31, 2002.
- About \$250,000 still needs to be raised through fundraising to complete the budget.

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4. PLANNING

- 4.1 Director of Planning & Development Services, dated November 30, 2001  
re: Acquisition of Geert Maas Sculpture "On the Beach" (7800-01)

Moved by Councillor Shepherd/Seconded by Councillor Given

**R992/01/12/10** THAT City Council approve the purchase of a Geert Maas sculpture entitled "On the Beach" for the price of \$50,000 plus taxes from the Public Art Fund;

AND THAT the sculpture be installed in the spring of 2002 on the beach in Waterfront Park for an estimated cost of \$11,000 as noted in the report from the Planning and Development Services Department dated November 30, 2001.

Carried

Councillor Blanleil opposed.

- 4.2 Planning & Development Services Department, dated November 28, 2001 re: Agricultural Land Reserve Appeal No. A01-110 – D.R. Davies/ Doubleday Development Corporation – 1585 Lewis Road

Staff:

- Exclusion of the property from the Agricultural Land Reserve would facilitate a future rural residential subdivision.
- The subdivision would be serviced with sanitary sewer.
- If the exclusion is granted by the Land Reserve Commission, the owner will be asking the City to consider purchasing an area to allow continued public access to Garner Pond.

Moved by Councillor Nelson/Seconded by Councillor Shepherd

**R993/01/12/10** THAT Agricultural Land Reserve Appeal No. A01-110; Lot 1, Section 13, Township 26, ODYD, Plan 4636, located on Lewis Road, Kelowna, B.C., for exclusion from the Agricultural Land Reserve pursuant to Section 15(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

- 4.3 Planning & Development Services Department, dated December 5, 2001 re: Rezoning Application No. Z01-1057 – Ron Molina/Como Developments Ltd. – 371 Glenwood Avenue

Staff:

- The applicant proposes to demolish the existing house and build a new dwelling unit with a suite.
- The property is within the Abbott and Marshall Street Heritage Conservation Area and therefore a Heritage Alteration Permit (HAP) is required.
- The HAP was not supported by the Community Advisory Heritage Commission; however the applicant has made some minor changes and staff feel the proposed design is consistent with the Abbott and Marshall Street Heritage Conservation Area Guidelines.
- The process is set up to allow the Director of Planning & Development Services to approve this HAP.

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Council:

- Council's representative on the Community Heritage Advisory Committee advised that it was the form and character of the dwelling unit proposed for construction that the commission was opposed to, not applying the 's' zone to the subject property.

Moved by Councillor Nelson/Seconded by Councillor Cannan

**R994/01/12/10** THAT Rezoning Application No. Z01-1057 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 8, D.L. 14, ODYD, Plan 3393, located on Glenwood Avenue, Kelowna, B.C. from the RU1 – Large Lot Housing zone to the RU1s – Large Lot Housing with Secondary Suite zone be considered by Council;

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

Carried

Councillor Shepherd opposed.

- 4.4 Planning & Development Services Department, dated December 4, 2001 re: Liquor Licencing Application No. LL01-009 – Victor Projects Ltd. (McCurdy Corner Bowling Centre) – #124–948 McCurdy Road

Moved by Councillor Cannan/Seconded by Councillor Blanleil

**R995/01/12/10** THAT Council support the following licences for the McCurdy Corner Bowling Centre, located on McCurdy Road proposed by 616180 BC Ltd. & 616189 BC Ltd.:

- A Class "A" (Recreation Centre) liquor licence with interior capacity for 75 persons and additional 19 seats on the patio;
- A brewery licence for the manufacturing of beer, sale of the beer that was produced on-site on the premises and through off-sales;

AND THAT Council direct staff to forward the appropriate resolution to the Liquor Control and Licensing Board in Victoria.

Carried

- 4.5 Planning & Development Services Department, dated December 5, 2001 re: Brent's Grist Mill Conservation and Feasibility Plan (6800-20)

Council:

- Security (caretaker's residence) and fire protection will be essential from the start once the buildings are moved onto the City-owned site.
- It is important that the mill be animated with a working water wheel in Mill Creek.
- The Gerbers lived there in the 1920s and 1930s. Suggest the new building incorporate an artists studio recognizing Mr. Gerbers' bird carvings.

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Moved by Councillor Shepherd/Seconded by Councillor Given

**R996/01/12/10** THAT Council consider the endorsement of the Brent's Grist Mill Conservation and Feasibility Plan as submitted with the Planning and Development Services report dated December 5, 2001;

AND THAT Council direct staff to continue to work with the Central Okanagan Heritage Society on establishing a partnership between the Society and City towards the restoration and operation of the Brent's Grist Mill heritage buildings;

AND FURTHER THAT the Brent's Grist Mill relocation and site development costs (servicing, parking and foundations) be included for consideration in future City of Kelowna budget considerations.

Carried

5. BYLAWS (PLANNING & DEVELOPMENT)

**(BYLAW PRESENTED FOR ADOPTION)**

5.1 Bylaw No. 8753 (HRA01-011) – Heritage Revitalization Agreement Authorization Bylaw – Park Avenue Properties – 2056 Pandosy Street

Moved by Councillor Given/Seconded by Councillor Nelson

**R997/01/12/10** THAT Bylaw No. 8753 be adopted.

Carried

6. REPORTS

6.1 City Manager, dated December 6, 2001 re: 2002 Financial Plan (1700-20

Staff:

- Tax demand for 2002 is \$58.4 million for a net property owner tax impact of 1.63%.

Moved by Councillor Hobson/Seconded by Councillor Day

**R998/01/12/10** THAT the 2002 Financial Plan be received.

Carried

6.2 City Manager, dated December 5, 2001 re: Community Charter Process (0230-20)

Withdrawn from the agenda (dealt with at the morning Regular Meeting of December 10, 2001).

7. COUNCILLOR ITEMS

(a) Sister City – Veendam, Holland

Councillor Clark reported on his visit to Veendam and confirmed that the agreement for re-establishing the Sister City relationship with Veendam is now fully signed.

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(b) Treaty Negotiations

Councillor Cannan expressed frustration that the Province is planning to spend \$9 million to mail 16 questions regarding treaty negotiations out to the taxpayers. In his opinion the questions are all no-brainers and this would be a waste of money. Councillor Cannan put Council on notice that he will be bringing forward a motion at the next Council meeting asking that Council send a letter to the Premier stating non-support for the Province proceeding with the referendum and asking that the money be spent more prudently. Councillor Cannan to provide Council with a list of the questions before the next Council Meeting.

(c) Restaurant Proposal – Dilworth Mountain

Councillor Hobson mentioned that apparently the Parks Manager has put together some information on the Dilworth Mountain restaurant proposal and asked that Council get a copy of the information for review before it goes on display.

(d) Nations in Bloom - China

Mayor Gray reported on his visit to Shenzhen, China for the Nations in Bloom competition where the City of Kelowna placed second with gold award status in our population category.

8. TERMINATION

The meeting was declared terminated at 4:43 p.m.

Certified Correct:

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Mayor

BLH/am

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City Clerk