

Regular Meeting – P.M.June 10, 2002

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, June 10, 2002.

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; Deputy City Clerk, A.M. Flack; 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*; Airport General Manager, R. Sellick*; Acting Cultural Services Manager, R. Oddleifson*; Civic Properties Manager, J. Waugh*; Drainage & Solid Waste Manager, A. Newcombe*; Wastewater Manager, W.J. Berry*; and 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 Day was requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 City of Kelowna Official Flower Portrait

- Presentation of portrait donated by Coldwell Banker Horizon Realty.
- The City received 114 entries in a contest to create a representation of the Okanagan Sunflower (Arrowleaf Balsamroot).
- The winning submission was by Jo Scott-B.
- Mayor Gray accepted the portrait, presented by representatives of Coldwell Banker Horizon Realty.

4. UNFINISHED BUSINESS

BYLAW PRESENTED FOR FIRST 3 READINGS

4.1 Bylaw No. 8867 - Amendment No. 8 to Airport Fees Bylaw No. 7982

Moved by Councillor Given/Seconded by Councillor Nelson

R513/02/06/10 THAT Bylaw No. 8867 be read a first, second and third time.

Carried

Mayor Gray altered the order of the agenda and advised that items No. 6.1 to 6.4 would be dealt with next.

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6. REPORTS

- 6.1 Airport General Manager, dated May 28, 2002 re: Relocate Taxiway 'B' – Kelowna International Airport (0550-05; 6640-20)

Moved by Councillor Nelson/Seconded by Councillor Hobson

R514/02/06/10 THAT Council approve awarding a construction contract in the amount of \$1,189,654.89 to Peters Bros. Construction Ltd. to relocate Taxiway "B" between the Air Terminal and Taxiway "B1".

Carried

- 6.2 Airport General Manager, dated June 4, 2002 re: Air Terminal Building Expansion (0550-05; 6640-20)

Moved by Councillor Shepherd/Seconded by Councillor Hobson

R515/02/06/10 THAT Council approve awarding a construction contract to Leducor Construction Limited in the amount of \$559,679 for completion of Phase 5 of the major terminal expansion program;

AND THAT Council approve an amendment to the 2002 Financial Plan of \$286,400 to increase the scope of the Terminal Building expansion with funding from the Airport Improvement Fee Reserve.

Carried

- 6.3 Airport General Manager, dated June 2, 2002 re: Air Terminal Building Space Sub-Lease and Airport Use Agreement for Central Mountain Air (0550-05; 2380-20-8079)

Moved by Councillor Nelson/Seconded by Councillor Day

R516/02/06/10 THAT Council authorize the Mayor and City Clerk to sign the Air Terminal Building Space Sub-Lease and the Air Carrier Airport Use Agreement allowing Central Mountain Air to operate at the Kelowna International Airport.

Carried

- 6.4 Airport General Manager, dated June 2, 2002 re: D & R Services Ltd. and Kelowna Ramp Services Air Terminal Building Space Sub-Leases (0550-05; 2380-20-8110 and -8112)

Moved by Councillor Hobson/Seconded by Councillor Nelson

R517/02/06/10 THAT Council authorize the Mayor and City Clerk to sign the air terminal building space sub-leases for D & R Services Ltd. and Ironman Holdings Ltd. d.b.a. Kelowna Ramp Services at the Kelowna International Airport.

Carried

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5. PLANNING

- 5.1 Planning & Development Services Department, dated June 5, 2002 re: Rezoning Application No. Z99-1049 – R127 Enterprises Ltd. (Tony Markoff/Planning Solutions Consulting Inc.) – Mission Ridge Road/Westpoint Drive (B/L 8603)

Moved by Councillor Blanleil/Seconded by Councillor Day

R518/02/06/10 THAT in accordance with the Development Application Procedures Bylaw No. 8140 the deadline for adoption of Zone Amending Bylaw No. 8603 (Z99-1049 – R127 Enterprises, Mission Ridge Road/Westpoint Drive) be extended to December 12, 2002.

Carried

Councillors Clark, Given and Shepherd opposed.

- 5.2 Planning & Development Services Department, dated June 4, 2002 re: Agricultural Land Reserve Appeal No. A02-0102 – Evelyn Fournes – 2929 Grieve Road

Moved by Councillor Shepherd/Seconded by Councillor Nelson

R519/02/06/10 THAT Agricultural Land Reserve Appeal No. A02-0102, Lot B, Sections 3 & 4, Township 26, ODYD, Plan 18814, located on Grieve Road, Kelowna, B.C., for subdivision 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

- 5.3 Planning & Development Services Department, dated June 3 2002 re: Rezoning Application No. Z02-1016 – Gordon Zarr – 1045 Elwyn Road

Moved by Councillor Blanleil/Seconded by Councillor Nelson

R520/02/06/10 THAT Rezoning Application No. Z02-1016 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 1, Sec. 22, Twp. 26, ODYD, Plan 28932, located on Elwyn Road, 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.

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- 5.4 Planning & Development Services Department, dated May 28, 2002 re: Rezoning Application No. Z02-1014 – Hernani & Willa-Mae Silva – 308 Uplands Drive

Moved by Councillor Nelson/Seconded by Councillor Given

R521/02/06/10 THAT Rezoning Application No. Z02-1014 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 3, Section 23, Township 28, SDYD, Plan KAP53665, located on Uplands Drive, 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

6. REPORTS

- 6.1 Airport General Manager, dated May 28, 2002 re: Relocate Taxiway ‘B’ – Kelowna International Airport (0550-05; 6640-20)

Agenda items 6.1 to 6.4 were dealt with after agenda item No. 4.1.

- 6.2 Airport General Manager, dated June 4, 2002 re: Air Terminal Building Expansion (0550-05; 6640-20)

Agenda items 6.1 to 6.4 were dealt with after agenda item No. 4.1.

- 6.3 Airport General Manager, dated June 2, 2002 re: Air Terminal Building Space Sub-Lease and Airport Use Agreement for Central Mountain Air (0550-05; 2380-20-8079)

Agenda items 6.1 to 6.4 were dealt with after agenda item No. 4.1.

- 6.4 Airport General Manager, dated June 2, 2002 re: D & R Services Ltd. and Kelowna Ramp Services Air Terminal Building Space Sub-Leases (0550-05; 2380-20-8110 and -8112)

Agenda items 6.1 to 6.4 were dealt with after agenda item No. 4.1.

- 6.5 Acting Cultural Services Manager, dated June 3, 2002 re: Festivals Fund Grant (1853-20)

Moved by Councillor Given/Seconded by Councillor Cannan

R522/02/06/10 THAT Council authorize \$25,000 from the Festivals Fund to the Sunshine Theatre Society for the 2nd Annual Kelowna Comedy Festival.

Carried

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- 6.6 Acting Cultural Services Manager, dated June 3, 2002 re: 2005 Centennial Advance Planning Team (0330-20)

Moved by Councillor Hobson/Seconded by Councillor Day

R523/02/06/10 THAT Council appoint the following individuals to a Centennial Advance Planning Team for Kelowna's 2005 centennial anniversary year for celebrations, events, and marketing:

1. Wayne Wilson
2. Norbert Gelowitz
3. Gavin Perry
4. Bonnie Bates-Gibbs
5. Colin Elliott
6. Jennifer Charles
7. Brad Bennett
8. Tom Smithwick
9. David Graham
10. Andrew Bruce
11. Reid Oddleifson;

AND THAT this Team create an comprehensive plan for the 2005 Centennial year to include themes, marketing strategies, sponsorships, timeline, budgets, festivals, events as well as connections to other community events, groups and Kelowna's heritage;

AND THAT Council authorize \$6,000 from the 100th Birthday Celebration budget to provide support for the Team;

AND FURTHER THAT the 2005 Centennial Advance Planning Team provide a report to City Council on this comprehensive plan by October 28, 2002.

Carried

- 6.7 Civic Properties Manager, dated June 5, 2002 re: Contract Award for Renovations to City Hall – Second Floor and Council Offices (0760-20)

Moved by Councillor Shepherd/Seconded by Councillor Day

R524/02/06/10 THAT City Council approve the awarding of the contract for the renovations to City Hall, second floor and Council area to Mailey Developments Ltd. for the amount of \$355,824.

Carried

- 6.8 Drainage/Solid Waste Manager, dated June 4, 2002 re: Award of Construction Contract – Mountain Avenue Storm/Water Upgrade (5225-40)

Moved by Councillor Cannan/Seconded by Councillor Nelson

R525/02/06/10 THAT the tender for the Mountain Avenue Storm/Water Upgrade be awarded to the low bidder, Peters Bros Construction, in the amount of Three Hundred Sixty-seven Thousand, Six Hundred Eighty-four dollars and twenty-one cents (\$367,684.21) including GST and Contingency;

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

Carried

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Mayor Gray altered the order of the agenda and advised that item No. 7.1 would be dealt with next.

7. RESOLUTIONS

- 7.1 Draft Resolution re: Travel Authorization – Symposium on Community Charter – Vancouver (1800-01)

Moved by Councillor Shepherd/Seconded by Councillor Nelson

R526/02/06/10 THAT Councillor Barrie Clark be authorized to travel to Vancouver to attend a Symposium on the draft Community Charter on June 19-20, 2002, with expenses paid in accordance with Council Remuneration and Expense Bylaw No. 7547, using funds from Account No. 351-10-011-0-001.

Carried

- 6.9 Wastewater Manager, dated June 5, 2002 re: Ziprick Road Trunk Sewer – Advancement of Construction (5340-07)

Moved by Councillor Shepherd/Seconded by Councillor Day

R527/02/06/10 THAT the Wastewater Manager be authorized to engage a Consulting Engineer to design and tender the Ziprick Road trunk sewer project on the basis of an upset limit of construction cost,

AND THAT the 2002 Financial Plan be amended to accommodate this additional project.

Carried

- 6.10 Wastewater Manager, dated June 5, 2002 re: Rules Governing Specified Area Expansions (5340-09)

Councillor Day declared a conflict of interest noting that he owns property within and adjacent to a specified area and therefore could benefit from this policy and left the Council Chamber at 2:14 p.m.

Councillor Clark advised that when Council initially considered this policy it was presented in conjunction with a bylaw amendment dealing with a specific subdivision that put him in a conflict of interest. The policy is now being presented as a general policy with no reference to a specific subdivision and therefore he would no longer be in a conflict of interest.

Councillor Hobson declared a conflict of interest noting he has development property within a specified area and would benefit by having reduced annual payments should the specified area be expanded to include additional properties and left the Council Chamber at 2:17 p.m.

Moved by Councillor Shepherd/Seconded by Councillor Nelson

R528/02/06/10 THAT Council adopt a Policy that governs the expansion or addition of properties to Specified Areas, as attached to the Wastewater Manager's report of June 5, 2002.

Carried

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7. RESOLUTIONS

- 7.1 Draft Resolution re: Travel Authorization – Symposium on Community Charter – Vancouver (1800-01)

Dealt with after item No. 6.8.

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST 3 READINGS)

- 8.1 Bylaw No. 8867 - Amendment No. 8 to Airport Fees Bylaw No. 7982

Dealt with under Unfinished Business – agenda item No. 4.1.

9. COUNCILLOR ITEMS

- (a) 2002 Federation of Canadian Municipalities (FCM) Conference

Mayor Gray and Councillors Given and Nelson commented on sessions they attended while at FCM.

- (b) Downtown Parking

Councillor Cannan advised that now that the Chapman Parkade completion will not be until late fall, the Downtown Kelowna Association is asking for free parking on Saturdays until the parkade is reopened.

Councillor Day, Council's representative on the Kelowna Parking Committee, agreed to ask the committee to consider the request.

- (c) Water Quality Task Force

Councillor Hobson reported that the Water Quality Task Force has now completed their mandate and will be disbanding.

10. TERMINATION

The meeting was declared terminated at 3:00 p.m.

Certified Correct:

Mayor

BLH/

Deputy City Clerk