

Regular Meeting – P.M.May 9, 2005

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, May 9, 2005.

Council members in attendance were: Mayor Walter Gray, Councillors R.D. Cannan, B.A. Clark, C.B. Day, B.D. Given, R.D. Hobson, E.A. Horning and S.A. Shepherd.

Council members absent: Councillor A.F. Blanleil.

Staff members in attendance were: City Manager, R.A. Born; Acting City Clerk, S.C. Fleming; Director of Planning & Corporate Services, R.L. Mattiussi*; Manager of Development Services, A.V. Bruce*; Financial Accounting & Systems Manager, R. Mayne*; Water Manager, D. Degen*; Wastewater Manager, W.J. Berry*; Wastewater Engineer, J. Shaw*; Parks Manager, J. Creron*; Environment/Solid Waste Manager, M. Watt*; 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.

City of Kelowna Centennial Celebration (1905-2005)

- Members of Council reflected on highlights of the Centennial celebrations last week and offered congratulations to the organizers and volunteers.

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

3. PUBLIC IN ATTENDANCE

3.1 Okanagan Lake Bridge Approach – East Side Pre-Loading

- (a) Ministry of Transportation Project Director Ron Matthieson and Arthon Construction Project Engineer Steve Diamond

Ron Matthieson, Ministry of Transportation:

- Problems encountered with the work taking place on Westside Road have delayed the work by Arthon Construction and the schedule for accessing City Park to the east side pre-loading.
- Would like the schedule amended to change the hours to 5:30 a.m. to 10:00 p.m. Monday through Saturday until the end of June 2005.

Steve Diamond, Arthon Construction:

- Responded to questions about how the work will be done.

Staff:

- Clarified that the previous work schedule was Monday through Friday from 5:30 a.m. to 10:00 p.m. until the May long weekend. The new work schedule includes working Saturdays (with a few exceptions) and the occasional Sunday (at the discretion of the Parks Manager) until the end of June 2005.

Council:

- Ensure that the truck drivers are asked to keep the brake noise down in the early morning hours.

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(b) **BYLAW PRESENTED FOR FIRST THREE READINGS**

Bylaw No. 9422 – Amendment No. 6 to Kelowna Noise Control
Bylaw No. 6647-90

Moved by Councillor Given/Seconded by Councillor Horning

R439/05/05/09 THAT Bylaw No. 9422 be read a first, second and third time.

Carried

4. **NON-DEVELOPMENT APPLICATION REPORTS**

4.1 Airport General Manager, dated April 27, 2005 re: Proposed Argus Hangar Development – Kelowna International Airport (2380-20-8133; 0550-05)

Moved by Councillor Hobson/Seconded by Councillor Day

R440/05/05/09 THAT Council approve leasing Argus Properties Ltd. approximately 106,000 sq. ft. of airport land;

AND THAT Council authorize the Mayor and City Clerk to sign the lease on behalf of the City.

Carried

4.2 Airport General Manager, dated May 4, 2005 re: Vehicle Rental Licences – Kelowna International Airport (2380-20-8002; 2380-20-8111; 2380-20-8000; 2380-20-8043)

Moved by Councillor Hobson/Seconded by Councillor Cannan

R441/05/05/09 THAT Council award airport vehicle rental concession licences to the following companies on the basis of tenders received on April 28, 2005;

Enterprise Rent-A-Car
Budget Rent-A-Car
National Car Rental System
Hertz Canada Limited;

AND THAT Council authorize the Mayor and City Clerk to sign the agreements on behalf of the City of Kelowna.

Carried

4.3 Financial Accounting & Systems Manager, dated April 28, 2005 re: MFA Borrowing for Okaview Sewer Specified Area 28A (BL9088; 5341-20)

Moved by Councillor Shepherd/Seconded by Councillor Cannan

R442/05/05/09 THAT Council approves borrowing from the Municipal Finance Authority of British Columbia, as part of their fall issue, **\$638,450**, as authorized through Loan Authorization Bylaw No. 9088, Sewer Specified Area No. 28A – Okaview Road;

AND THAT the Regional District of the Central Okanagan be requested to consent to our borrowing over a 20 year term and include the borrowing in their security issuing bylaw.

Carried

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- 4.4 Water/Drainage Manager, dated May 4, 2005 re: Swick Road Water Parcel Tax (BL9423)

Moved by Councillor Shepherd/Seconded by Councillor Hobson

R443/05/05/09 THAT Council rescind Swick Road Subdivision Water Parcel Tax Bylaw No. 5734-84 for the Swick Road Subdivision (Ogopogo Investments, Z82-1048, Lots 1-30 inclusive, Sec. 16, Twp. 28, S.D.Y.D. Plan 34351);

AND THAT Council authorize the revision of the 2005 Water Division budget to reflect a net deficit increase of \$7,500.00.

Carried

- 4.5 Wastewater Manager, dated May 4, 2005 re: Award of Construction Contract TE05-05 – SpringBlack Sewer Trunk and Road Widening (5340-07; 5400-20)

Moved by Councillor Given/Seconded by Councillor Cannan

R444/05/05/09 THAT the contract for the construction of SpringBlack Sewer Trunk and Road Widening be awarded to Hayter Construction Ltd. for the amount of \$2,248,781.44, which includes GST that will be fully rebated;

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

Carried

- 4.6 Environment & Solid Waste Manager, dated May 3, 2005 re: Central Okanagan Post-Fire Rehabilitation Project (5260-08)

Moved by Councillor Shepherd/Seconded by Councillor Given

R445/05/05/09 THAT the Central Okanagan Post Fire Rehabilitation Project Report, prepared by Interior Reforestation Co. Ltd. and dated January 2005, be received for Council's information;

AND THAT staff be authorized to provide the information to the public on the City's Web Page.

Carried

- 4.7 Acting City Clerk, dated May 4, 2005 re: Outstanding Bylaw Review (BL5839, BL6730, BL6899, BL7144, BL7342, BL7343, BL7408, BL7409, BL7429, BL7602, BL8579, BL8724)

Moved by Councillor Shepherd/Seconded by Councillor Given

R446/05/05/09 THAT first, second and third readings given to Bylaws No. 5839, 6730, 6899, 7144, 7342, 7343, 7408, 7409, 7429, 7602, 8579 and 8724 be rescinded and the files closed.

Carried

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5. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

5.1 Bylaw No. 9209 – Road Closure Bylaw – 2285 Rhondda Court

Moved by Councillor Horning/Seconded by Councillor Given

R447/05/05/09 THAT Bylaws No. 9209, 9352 and 9423 be read a first, second and third time.

Carried

5.2 Bylaw No. 9352 – Road Closure Bylaw – 570 Sarsons Road

See resolution adopted under Item No. 5.1.

5.3 Bylaw No. 9423 – A bylaw to rescind Swick Road Subdivision Water Parcel Tax Bylaw No. 5734-84

See resolution adopted under Item No. 5.1.

(BYLAWS PRESENTED FOR ADOPTION)

5.4 Bylaw No. 9413 – Pasadena Road Local Area Service Construction Bylaw (File 655)

Moved by Councillor Clark/Seconded by Councillor Shepherd

R448/05/05/09 THAT Bylaw No. 9413 be adopted.

Carried

5.5 Bylaw No. 9414 – Five Year Financial Plan, 2005-2009

Moved by Councillor Clark/Seconded by Councillor Shepherd

R449/05/05/09 THAT Bylaw No. 9414 be adopted.

Carried

5.6 Bylaw No. 9415 – Tax Structure Bylaw, 2005

Moved by Councillor Clark/Seconded by Councillor Shepherd

R450/05/05/09 THAT Bylaw No. 9415 be adopted.

Carried

5.7 Bylaw No. 9416 – Annual Tax Rates Bylaw, 2005

Moved by Councillor Cannan/Seconded by Councillor Day

R451/05/05/09 THAT Bylaw No. 9416 be adopted.

Carried

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- 5.8 Bylaw No. 9418 – Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw, 2005

Moved by Councillor Day/Seconded by Councillor Cannan

R452/05/05/09 THAT Bylaw No. 9418 be adopted.

Carried

- 5.9 Bylaw No. 9419 – Sale of City-Owned Land Reserve Fund Expenditure Bylaw 2005

Moved by Councillor Day/Seconded by Councillor Hobson

R453/05/05/09 THAT Bylaw No. 9419 be adopted.

Carried

- 5.10 Bylaw No. 9420 – Development Cost Charge Reserve Fund Expenditure Bylaw, 2005

Moved by Councillor Hobson/Seconded by Councillor Day

R454/05/05/09 THAT Bylaw No. 9420 be adopted.

Carried

- 5.11 Bylaw No. 9421 – Parking Reserve Fund Expenditure Bylaw, 2005

Moved by Councillor Day/Seconded by Councillor Hobson

R455/05/05/09 THAT Bylaw No. 9421 be adopted.

Carried

6. COUNCILLOR ITEMS

(a) Dumpster Removal Program

Councillor Shepherd advised that the Downtown Kelowna Association has asked that the City of Kelowna partner in paying the expenses for bringing a delegation to Kelowna from Seattle to talk about the Dumpster program. The delegation will present to Council on June 13th and also hold a workshop in Kelowna. Cost is about \$1,600 Canadian.

Moved by Councillor Shepherd/Seconded by Councillor Day

R456/05/05/09 THAT up to \$800 (Canadian) be allocated to the Downtown Kelowna Association to assist with costs of bringing a delegation from Seattle to Kelowna to talk about Seattle's Removal of Dumpster Program;

AND THAT the funds be appropriated from Council Contingency.

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(b) Regulations for Notifying Neighbours of Proposed Blasting Schedules

Councillor Cannan noted that a subdivision is under construction off Clifton Road and people are complaining about not being notified when blasting is going to occur.

The City Manager advised that is covered under Provincial legislation but agreed that staff would contact the developer to make sure his contractors are abiding by the regulations.

(c) Boulevard Maintenance

Councillor Hobson suggested that it would be timely to include a reminder to the public under the City column in the local newspapers that homeowners are responsible to weed, water and mow the boulevards in front of their properties.

7. TERMINATION

The meeting was declared terminated at 2:51 p.m.

Certified Correct:

Mayor

BLH/am

Acting City Clerk