

Regular Meeting – P.M.April 24, 2006

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, April 24, 2006.

Council members in attendance: Mayor Sharon Shepherd, Councillors A.F. Blanleil, B.A. Clark, C.B. Day, B.D. Given, C.M. Gran, R.D. Hobson, N.J. Letnick and M.J. Rule.

Staff members in attendance were: Acting City Manager/Director of Planning & Corporate Services, R.L. Mattiussi; City Clerk, Deputy City Clerk, S.C. Fleming; Manager of Development Services, A.V. Bruce*; Director of Financial Services, P.A. Macklem*; Financial Planning Manager, K. Grayston*; Intermediate Accountant, M. Friesen*; Manager of Community Development & Real Estate, D.L. Shipclark*; Community Planning Manager, T. Eichler*; Parks Manager, J. Creron*; Park Design & Construction Supervisor, A. Gibbs*; and Council Recording Secretary, B.L. Harder.

Guests: RCMP Superintendent, Bill McKinnon and Carey Berger, Victim Services.

(* denotes partial attendance)

1. CALL TO ORDER

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

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

3. PUBLIC IN ATTENDANCE

3.1 Monthly Update – RCMP Activities

- Supt. Bill McKinnon
- Carey Berger, Victim Services

Supt. McKinnon, Kelowna RCMP Detachment:

- Highlights of the monthly statistics and update of RCMP activities.

Carey Berger, Victim Services:

- Presented the program objectives, accomplishments, and goals for 2006.

3.2 Mohini Singh, Co-Chair of Event Awareness Committee, re: Prevention of Violence Against Women and Children Week – April 23-29

Mohini Singh, Eric Coyne and Lisa Brown, Event Awareness Committee:

- Explained how the yellow cap campaign began and talked about the services provided by the Women's Shelter and the events that are planned for this week.

4. UNFINISHED BUSINESS

4.1 **Site Identified as 1436 St. Paul Street via a News Release on November 29, 2005 - Task Force Ranking of Top 6 Sites at April 3, 2006 Regular Meeting – Further Input from the Public at April 10, 2006 Regular Meeting**
Supportive Housing Project – Site Selection (0540-20)

Moved by Councillor Given/Seconded by Councillor Clark

R351/06/04/24 THAT staff be instructed to proceed with the Premier's Task Force 30-unit transitional housing project on the City-owned property at 1436 St. Paul Street.

Carried

Mayor Shepherd and Councillors Blanleil and Letnick opposed.

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Moved by Councillor Hobson/Seconded by Councillor Blanleil

R352/06/04/24 THAT the following suggestions be brought forward for discussion with the Interior Health Authority (IHA) at such time as an operator is determined for the 30-unit supportive housing project on the City-owned property at 1436 St. Paul Street:

- require zero tolerance for alcohol/drugs **on-site**,
- provide 24-hour security on-site,
- require that clients have already been through a recovery program before acceptance into the project,
- involve the neighbourhood through establishment of a good neighbour agreement,
- include in the fail safe agreement provision to change the use of the facility if the agreements are not met.

Carried

Councillor Blanleil opposed.

5. DEVELOPMENT APPLICATION REPORTS

- 5.1 Planning & Corporate Services Department, dated April 7, 2006 re: Rezoning Application No. Z01-1018 – Terry Robertson – 300 Dundas Road (BL8698)

Moved by Councillor Hobson/Seconded by Councillor Day

R353/06/04/24 THAT in accordance with the Development Application Procedures Bylaw No. 8698 the deadline for the adoption of Zone Amending Bylaw No. 8698 (Z01-1018, original applicant Tracy Arnold), 300 Dundas Road, be extended for a six month period to July 17, 2006.

Carried

6. BYLAWS (ZONING & DEVELOPMENT)

(BYLAW PRESENTED TO RESCIND SECOND & THIRD READINGS, AMEND THE BYLAW AND GIVE THE BYLAW SECOND AND THIRD READINGS AS AMENDED)

- 6.1 Bylaw No. 9195 (Z00-1059) – Romesha Ventures Inc. – 1374 Highway 33 East

Moved by Councillor Given/Seconded by Councillor Letnick

R354/06/04/24 THAT second and third readings given Bylaw No. 9195 on March 23, 2004 under Resolution No. R295/04/03/23 be rescinded;

AND THAT the bylaw be amended at first reading by:

- deleting the title and replacing it with Z00-1059 – Romesha Ventures Inc. and 0726570 BC Ltd., 1374 Highway 33 and West of Feedham Avenue;

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- deleting reference to Lot 3, Sec. 13, Twp. 26, ODYD Plan 14039 located on Highway 33, and replacing it with Part of Lot A and Part of Lot B, Sec. 13, Twp. 26, ODYD Plan KAP80400 located on Highway 33 and West of Feedham Avenue;
- deleting Map “B” and replacing it with Map “A” as circulated to Council on April 24, 2006;

AND THAT Bylaw No. 9195, as amended, be read a second and third time.

Carried

(BYLAW PRESENTED FOR ADOPTION)

- 6.2 Bylaw No. 9501 (Z05-0057) – Nagina & Kuldip Johal (United Homes) – 570 Bach Road

Moved by Councillor Clark/Seconded by Councillor Gran

R355/06/04/24 THAT Bylaw No. 9501 be adopted.

Carried

7. NON-DEVELOPMENT APPLICATION REPORTS

- 7.1 Financial Planning Manager, dated March 29, 2006 re: Funding Request for the Uptown Rutland Business Association (1950-06)

Withdrawn from the agenda.

- 7.2 Financial Planning Manager, dated April 18, 2006 re: Amendment No. 2 to Five Year Financial Plan, 2005-2009 (BL9598; 1700-20)

Moved by Councillor Hobson/Seconded by Councillor Blanleil

R356/06/04/24 THAT Council approves amending the Five Year Financial Plan, 2005-2009 Bylaw 9414 as required by the Community Charter, to reflect changes in the Operating Budget and Capital Expenditure Program for 2005;

AND THAT the amending Bylaw No. 9598 be advanced for reading consideration by Council.

Carried

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- 7.3 Financial Planning Manager, dated April 13, 2006 re: 2006 Tax Distribution Policy (1970-01)

Moved by Councillor Hobson/Seconded by Councillor Blanleil

R357/06/04/24 THAT Council approve a Municipal Tax Distribution Policy for the year 2006 that will result in a modification of the 2005 Tax Class Ratios to reflect the uneven market value changes which have been experienced between property classes, as follows:

<u>Property Class</u>	<u>Description</u>	<u>2006 Tax Class Ratios</u>	<u>2005 Tax Class Ratios</u>
01/08	Residential/Recreation/Non-Profit	1.0000:1	1.0000:1
02	Utilities	5.0786:1	5.0002:1
04	Major Industrial	4.2338:1	3.9714:1
05/06	Light Industrial/Business/Other	2.5999:1	2.5927:1
09	Farm Land	.1196:1	.1086:1
91	Farm Improvements	.5311:1	.5508:1;

AND THAT Council approve development of 2006 tax rates to reflect the 2006 assessment changes in property market values.

Carried

- 7.4 Revenue Manager, dated April 3, 2006 re: Bylaw to Charge the 2006 Sterile Insect Release (SIR) Parcel Tax to Specific Property Tax Rolls (BL9589; 1970-02)

Moved by Councillor Day/Seconded by Councillor Hobson

R358/06/04/24 THAT the Sterile Insect Release Program Parcel Tax Bylaw No. 9589 charging the 2006 Sterile Insect Release (SIR) Parcel Tax to individual property tax rolls in accordance with the 2006 SIR Parcel Tax Assessment Roll provided to the City of Kelowna by the Regional District of North Okanagan, be advanced for reading consideration by Council.

Carried

Councillor Blanleil opposed.

- 7.5 Revenue Manager, dated April 18, 2006 re: Downtown Kelowna Association 2006 Budget (BL9042; 1970-02)

Clint McKenzie, Executive Director, Downtown Kelowna Association:

- Explained that the majority of the deficiency shown on the statement of revenues and expenditures is a result of the one-time contribution to the lighting on Bernard Avenue.

Moved by Councillor Given/Seconded by Councillor Day

R359/06/04/24 THAT Council approve the Downtown Kelowna Association 2006 Budget;

AND THAT Council approve the 2006 levy of \$424,000 on Class 5 and Class 6 properties located within the boundaries of the Kelowna Downtown Business Improvement Area.

Carried

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7.6 Parks Manager, dated March 28, 2006 re: Dog Parks (6130-020)

Moved by Councillor Given/Seconded by Councillor Hobson

R360/06/04/24 THAT Council amends Council Policy No. 258 - Dog Walking and Dog Off-Leash Parks by allowing on-leash dogs in the following parks:

1. Gopher Creek Linear Park
2. Powerline Linear Park
3. Selkirk Park
4. Quarry Park
5. Southridge Park and Open Space;

AND THAT the current pilot project which allows dogs on leash between City Park and Waterfront Park be extended to the end of June of this year;

AND THAT public input be sought from residents bordering Highland Drive S, Vineland Street and Bernard Avenue regarding allowing Small Dogs Off-leash within Duggan Park.

Carried

7.7 Supervisor, Park Planning, Design and Construction, dated April 19, 2006 re: Knowles Park Laneway – Supplemental Report (6140-20)

Moved by Councillor Rule/Seconded by Councillor Hobson

R361/06/04/24 THAT the supplemental report dated April 19, 2006 from the Supervisor of Park Planning Design and Construction be received for information;

AND THAT staff be instructed to proceed with the turn-around option for the laneway at Knowles Park.

Carried

Councillors Blanleil, Day and Given opposed.

7.8 Parks Manager, dated April 12, 2006 re: Naming of Mission Recreation Park Wetland and Walking Trail (6130-11)

Staff:

- Clarified that the name should be Thomson 'Creek' Marsh instead of just Thomson Marsh for the wetland.

Moved by Councillor Clark/Seconded by Councillor Gran

R362/06/04/24 THAT the Mission Recreation Park wetland be named the "Thomson Creek Marsh".

AND THAT the meandering gravel walking trail that parallels the Mission Recreation Park Wetland from Gordon Drive to the Mission Creek Greenway be named the "Thomson Trail".

Carried

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- 7.9 Water/Drainage Manager, dated April 21, 2006 re: Glenmore Ellison Improvement District Boundary Amendment (5600-14)

Moved by Councillor Clark/Seconded by Councillor Day

R363/06/04/24 THAT Council approve a request by the Glenmore Ellison Improvement District (GEID) to amend its service area boundary to include the properties described as:

- 1) Lot 7, Sec 10, TWP 23, Plan 1638, ODYD
- 2) NE ¼, Section 3, TWP 23, ODYD.

Carried

- 7.10 Transportation Manager, dated April 7, 2006 re: Bothe Road Local Service Area (File #656) (BL9591; BL9597; 5320-20)

Moved by Councillor Clark/Seconded by Councillor Day

R364/06/04/24 THAT Council approve the local service area improvements for both sides of Bothe Road from Gordon Drive to Bothe Road;

AND THAT Bothe Road Local Area Service Establishment Bylaw No. 9591 (File 656) be advanced for reading consideration by Council;

AND FURTHER THAT Loan Authorization Bylaw No. 9597, Local Service Area Bothe Road be advanced for reading consideration by Council.

Carried

- 7.11 City Clerk, dated April 20, 2006 re: 2005 General Local Government Elections – Campaign Financing Disclosure Statements (4200-01)

Moved by Councillor Clark/Seconded by Councillor Gran

R365/06/04/24 THAT Council receives the report of the City Clerk, dated April 20, 2006, with regard to the filing of Campaign Financing Disclosure Statements for the 2005 General Local Government Election.

Carried

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 8.1 Bylaw No. 9589 – Sterile Insect Release Program Parcel Tax Bylaw, 2006

Moved by Councillor Blanleil/Seconded by Councillor Day

R366/06/04/24 THAT Bylaws No. 9589, 9591, 9597 and 9598 be read a first, second and third time.

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- 8.2 Bylaw No. 9591 – Bothe Road Local Area Service Establishment Bylaw (File #656)

See resolution adopted under agenda item No. 8.1.

- 8.3 Bylaw No. 9597 – Loan Authorization Bylaw for Bothe Road Local Service Area

See resolution adopted under agenda item No. 8.1.

- 8.4 Bylaw No. 9598 – Amendment No. 2 to Five Year Financial Plan 2005-2009

See resolution adopted under agenda item No. 8.1.

(BYLAWS PRESENTED FOR AMENDMENT AT THIRD READING)

- 8.5 Bylaw No. 9570 – Solid Waste Management Regulation Bylaw

Moved by Councillor Rule/Seconded by Councillor Blanleil

R367/06/04/24 THAT Bylaw No. 9570 be amended at third reading in Section **2.4 Disposal Requirements within Garbage Containers – Residential and Non-Residential**, sub-paragraph 2.4.5 to replace the words “Schedule C” with the words “Schedule D” to correct a typographical error.

Carried

- 8.6 Bylaw No. 9571 – Amendment No. 66 to City of Kelowna Ticket Information Utilization Bylaw No. 6550-89

Moved by Councillor Rule/Seconded by Councillor Blanleil

R368/06/04/24 THAT Bylaw No. 9571 be amended at third reading to change the ticket fine in Schedule 15 for Failure to Deposit Biomedical Waste in Accordance with Schedule D (Section 2.4.5) from \$150 to \$300, and to shorten the wording that describes some of the offences in Schedule 15 in order to simplify the ticketing process.

Carried

9. COUNCILLOR ITEMS

- (a) Travel Authorization – Elder Abuse Awareness Conference

Moved by Councillor Gran/Seconded by Councillor Hobson

R369/06/04/24 THAT Councillor Norm Letnick be authorized to travel to attend the *Gears in Motion-Addressing Seniors Abuse in B.C.* conference being held in Vancouver on June 15, 2006, with expenses paid in accordance with Council Remuneration and Expense Bylaw No. 7547, using funds from Account No. 351-10-015-0-001.

Carried

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10. TERMINATION

The meeting was declared terminated at 5:16 p.m.

Certified Correct:

Mayor

Deputy City Clerk

BLH/am