

Regular Meeting – P.M.July 10, 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, July 10, 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: City Manager, R.L. Mattiussi; Deputy City Clerk, S.C. Fleming; Director of Financial Services, P.A. Macklem\*; Director of Recreation Parks & Cultural Services, D.L. Graham\*; Acting Director of Planning & Development Services, S.K. Bagh\*; Acting Manager of Development Services, S. Gambacort\*; Subdivision Approving Officer, R.G. Shaughnessy\*; Development Manager Recreation Parks & Cultural Services, R. Oddleifson\*; Environment/Solid Waste Manager, M. Watt\*; Parks Manager, J. Creron\*; Civic Properties Manager, R. Cleveland\*; Airport General Manager, R. Sellick\*; Assistant Airport General Manager – Administration, S. Samaddar\*; Cultural Facilities Manager, R. Forbes\*; Sport & Recreation Manager, J. Gabriel\*; Recreation Supervisor – Administration & Marketing, A. Thiessen\*; Planner, Nelson Wight\*; and Council Recording Secretary, B.L. Harder.

Guests: Airport Master Plan Consultants\* - Soloman Wong and Mike Matthews, Intervistas Consulting.

(\* denotes partial attendance)

1. CALL TO ORDER

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

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

Councillors Given and Blanleil joined the meeting at 1:34 p.m. and 1:36 p.m. respectively.

3. PUBLIC IN ATTENDANCE

3.1 Communities in Bloom Committee re: Communities in Bloom and Kelowna in Bloom

Sue Anderton, Communities in Bloom Committee:

- The national judges will be in Kelowna on July 25, 2006.
- This year Kelowna has partnered with Summerland and entered in the partnership category.

Wilma Shellenberger, Communities in Bloom Committee:

- Outlined the categories for the Green Thumb Garden Contest which is sponsored by the Communities in Bloom Committee.

3.2 Presentation by Emmanuel Lavoie re: 2006 Canadian Green Design Competition

Emmanuel Lavoie, founding co-chair of the Okanagan Green Building Council:

- Explained how the competition started and how it grew from being Okanagan only to extending across Canada.
- The competition challenged students across Canada to design, on posters, their idea of what would be the most sustainable design for development of the former Kelowna Secondary School site on the corner of Harvey Avenue and Richter Street.
- Four posters were received. The judging took place two weeks ago; fourth place was from Toronto, third place from Montreal, exchange students from New Zealand won second place, and first place was from Winnipeg. The first place team won \$1,000 plus expenses paid to go to Green Build, a value of over \$10,000.

Regular Meeting – P.M.

July 10, 2006

Council:

- Asked that the posters be displayed in the foyer of City Hall.

4. UNFINISHED BUSINESS

- 4.1 **Deferred from June 12, 2006 Regular Meeting** Cultural Services Facilities Manager, dated July 5, 2006 re: Guisachan Restaurant Lease (Cameron House) - Supplemental Report (0870-20)

Councillor Rule advised that although she has consulted with the City Solicitor and learned that she is not in a conflict of interest for dealing with this lease, because of the perception of conflict on the part of the applicant, she would declare a conflict. Councillor Rule left the Council Chamber at 2:05 p.m.

Moved by Councillor Hobson/Seconded by Councillor Clark

**R663/07/10** THAT the information provided in the July 5, 2006 supplementary report from the Cultural Services Facilities Manager and from Mr. Georg Rieder, operator of Guisachan House Restaurant, be received for information of Council;

AND THAT Council approve a five year lease of the Cameron House in Guisachan Park to "Strongwave Investment and Business Consulting Ltd." based on the criteria attached to the Cultural Services Facilities Manager's report of June 7, 2006;

AND THAT the Mayor and City Clerk be authorized to execute the lease;

AND FURTHER THAT the 2006 Financial Plan be amended to reflect the revenue associated with the lease.

Carried

5. DEVELOPMENT APPLICATION REPORTS

- 5.1 Rezoning Application No. Z05-0083 – 0714422 BC Ltd. (John Hickey/ Acorn Communities Ltd.) – 1342 Shaunna Road (BL9645)

- (a) Planning & Development Services report dated June 28, 2006.

Moved by Councillor Clark/Seconded by Councillor Letnick

**R664/06/07/10** THAT Rezoning Application No. Z05-0083 to amend City of Kelowna Zoning Bylaw No. 8000, by changing the zoning classification of Parcel Identifier: 003-513-076 Lot C Section 18 Township 27 Osoyoos Division Yale District Plan 32142, located at 1342 Shaunna Road, Kelowna, BC, from the A1 – Agriculture 1 zone to the RU5 – Bareland Strata Housing and the RU2 - Medium Lot Housing zones, be considered by Council.

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

Carried

Councillor Rule returned to the Council Chamber at 2:32 p.m.

Regular Meeting – P.M.

July 10, 2006

(b) **BYLAW PRESENTED FOR FIRST READING**

Bylaw No. 9645 (Z05-0083) - 0714422 BC Ltd. (John Hickey/Acorn Communities Ltd.) – 1342 Shaunna Road

Moved by Councillor Letnick/Seconded by Councillor Given

**R665/06/07/10** THAT Bylaw No. 9645 be read a first time.

Carried

5.2 Planning & Development Services Department, dated July 5, 2006 re: Agricultural Land Reserve Appeal No. A06-0004 – Herman & Grace Brundula (Protech Consultants) – 688 Webster Road

Staff:

- Do not recommend support because the requested severance site extends beyond what is considered a reasonable yard area and does not yield a suitable yard remainder. Also the home based business on the property does not comply with the zoning bylaw.
- Could support an alternate configuration for the homesite severance parcel.

Moved by Councillor Day/Seconded by Councillor Given

**R666/06/07/10** THAT Council hear from the applicant.

Carried

Grant Maddock, applicant:

- The house is about 2/3 of the way up the property and the building to the south has been used as a cabinet shop since the 1970s.
- The applicant obtained a building permit when the shop was constructed and the business has always been licensed.
- If the Agricultural Land Commission does not allow the severance to be along the toe of the slope, the alternative would be to draw the line just north of the house.

Moved by Councillor Day/Seconded by Councillor Given

**R667/06/07/10** THAT Agricultural Land Reserve application No. A06-0004 for Lot 34, Section 25 & 26, ODYD, Plan 264, except Plans 3596, 5136, 14324 and 35135, located on Webster Road, Kelowna, B.C. which is an application to subdivide the subject property, pursuant to Section 21(2) of the *Agricultural Land Commission Act*, be supported by Municipal Council.

Carried

Regular Meeting – P.M.

July 10, 2006

5.3 Rezoning Application No. Z06-0017 – Alfred Kurschat – 610 Bell Road (BL9643)

- (a) Planning & Development Services report dated June 26, 2006

Moved by Councillor Letnick/Seconded by Councillor Day

**R668/06/07/10** THAT Rezoning Application No. Z06-0017 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot B, Sec 23, Twp 26, ODYD, Plan 15597, located on Bell 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 forwarded to a Public Hearing for further consideration.

Carried

- (b) **BYLAW PRESENTED FOR FIRST READING**

Bylaw No. 9643 (Z06-0017) – Alfred Kurschat – 610 Bell Road

Moved by Councillor Letnick/Seconded by Councillor Given

**R669/06/07/10** THAT Bylaw No. 9643 be read a first time.

Carried

5.4 Rezoning Application No. Z05-0077 – MacLean Homes (New Town Architecture) – 3416 Scott Road (BL9640)

- (a) Planning & Development Services report dated June 16, 2006.

Mayor Shepherd declared a conflict of interest because her husband is part owner of a building within the notification radius of this application and left the Council Chamber at 2:45 p.m. Deputy Mayor Gran assumed the chair.

Staff:

- The applicant is proposing to develop the site with 26 units of row housing in five buildings.

Moved by Councillor Hobson/Seconded by Councillor Day

**R670/06/07/10** THAT Rezoning Application No. Z05-0077 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 4, Section 7, Township 26, ODYD, Plan 3886, located on Scott Road, Kelowna, B.C. from the A1 – Agriculture 1 zone to the RM3 – Low Density Multiple Housing zone be considered by Council;

AND THAT the zone amending bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the zone amending bylaw be considered subsequent to the requirements of the Works & Utilities Department being completed to their satisfaction;

Regular Meeting – P.M.July 10, 2006

AND THAT final adoption of the zone amending bylaw be considered in conjunction with Council's consideration of a Development Permit on the subject property;

AND FURTHER THAT final adoption of the zone amending bylaw be considered in conjunction with Council's consideration of a Development Variance Permit on the subject property.

Carried(b) **BYLAW PRESENTED FOR FIRST READING**

Bylaw No. 9640 (Z05-0077) - MacLean Homes (New Town Architecture) – 3416 Scott Road

Moved by Councillor Letnick/Seconded by Councillor Given**R671/06/07/10** THAT Bylaw No. 9640 be read a first time.Carried

Mayor Shepherd returned to the Council Chamber at 2:49 p.m. and resumed the Chair.

5.5 Official Community Plan Amendment No. OCP05-0015 and Rezoning Application No. Z05-0066 – Witmar Developments Ltd. (Witmar Holdings) – 1459 & 1469 KLO Road (BL9646; BL9647)

(a) Planning &amp; Development Services report dated June28, 2006.

Staff:

- The applicant is proposing to develop the site with 224 residential units in a total of four 4-storey buildings that would be constructed above underground parking.
- Staff do not recommend support because the proposed density conflicts with policy direction in the Official Community Plan.

Moved by Councillor Day/Seconded by Councillor Given**R672/06/07/10** THAT Council hear from the applicant.Carried

Albert Weisstock, representing Witmar Developments:

- The site is difficult because it is so narrow.
- Was unable to reach an agreement with the owner of the adjacent property to the west for the two properties to be developed together.
- The proposed buildings would be 4 storeys over underground parking. The site would be landscaped to screen the parking.
- Is using the housing agreement to get the extra height.
- The private open space requirement is exceeded.
- Has dedicated land for both KLO Road and the future Bothe Road extension and for the riparian management area for Fascieux Creek.
- The garden would be above the parking and adjacent to the Immaculata school site.
- The building is 4 storeys but is only 6 inches higher than the top of the Good Samaritan Building across KLO Road.

Regular Meeting – P.M.

July 10, 2006

Mr. Lund, project architect:

- Pointed out where top storey steps back from the rest of the building.

Moved by Councillor Blanleil/Seconded by Councillor Given

THAT OCP Bylaw Amendment No. OCP05-0015 to amend Map 19.1 of the Kelowna 2020 - Official Community Plan Bylaw No. 7600 by changing the Future Land Use designation of Lot 1, District Lot 131, Plan 13798, O.D.Y.D. except Plan KAP79224, and Lot 2, District Lot 131, O.D.Y.D. Plan 13798 except Plan KAP79225, located on K.L.O. Road, Kelowna, B.C., from the multiple unit residential (low density) designation to the multiple unit residential (medium density) designation, as shown on Map "A" attached to the report of Planning & Development Services Department, dated June 30, 2006, be considered by Council;

AND THAT Rezoning Application No. Z05-0066 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 1, District Lot 131, Plan 13798, O.D.Y.D. except Plan KAP79224, and Lot 2, District Lot 131, O.D.Y.D. Plan 13798 except Plan KAP79225, located on K.L.O. Road, Kelowna, B.C., from the A1 – Agriculture 1 zone to the RM5 – Medium Density Multiple Housing zone be considered by Council;

AND THAT the OCP amending bylaw and zone amending bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the OCP amending bylaw and zone amending bylaw be considered subsequent to the requirements of the Works & Utilities Department being completed to their satisfaction;

AND THAT final adoption of the OCP amending bylaw and zone amending bylaw be considered in conjunction with Council's consideration of a Development Permit on the subject property.

Albert Weisstock, applicant - continued:

- Responded to questions of Council advising that the affordable housing component would be removed if the property was developed under RM3 zoning; the fence facing KLO Road is decorative and could be removed if that is Council's wish; the gate would be welded open with the intent of allowing the public access to the common property; and the development would not be age restricted.
- The intent is to form a society and sell the affordable units to the society so the affordable units could be available in perpetuity.

Staff:

- Public access could only be achieved through a right-of-way.

Amendment Moved by Rule/Seconded by Letnick

**R673/06/07/10** THAT staff be directed to find a way to acquire a north/south public right-of-way through the property (1459 & 1469 KLO Road).

Carried

Regular Meeting – P.M.July 10, 2006

The motion as amended was then voted on and carried, as follows:

Moved by Councillor Blanleil/Seconded by Councillor Given

**R674/06/07/10** THAT OCP Bylaw Amendment No. OCP05-0015 to amend Map 19.1 of the Kelowna 2020 - Official Community Plan Bylaw No. 7600 by changing the Future Land Use designation of Lot 1, District Lot 131, Plan 13798, O.D.Y.D. except Plan KAP79224, and Lot 2, District Lot 131, O.D.Y.D. Plan 13798 except Plan KAP79225, located on K.L.O. Road, Kelowna, B.C., from the multiple unit residential (low density) designation to the multiple unit residential (medium density) designation, as shown on Map "A" attached to the report of Planning & Development Services Department, dated June 30, 2006, be considered by Council;

AND THAT Rezoning Application No. Z05-0066 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 1, District Lot 131, Plan 13798, O.D.Y.D. except Plan KAP79224, and Lot 2, District Lot 131, O.D.Y.D. Plan 13798 except Plan KAP79225, located on K.L.O. Road, Kelowna, B.C., from the A1 – Agriculture 1 zone to the RM5 – Medium Density Multiple Housing zone be considered by Council;

AND THAT the OCP amending bylaw and zone amending bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the OCP amending bylaw and zone amending bylaw be considered subsequent to the requirements of the Works & Utilities Department being completed to their satisfaction;

AND THAT final adoption of the OCP amending bylaw and zone amending bylaw be considered in conjunction with Council's consideration of a Development Permit on the subject property;

AND FURTHER THAT staff be directed to find a way to acquire a north/south public right-of-way through the property.

Carried

Councillor Clark opposed.

(b) **BYLAWS PRESENTED FOR FIRST READING**

- (i) Bylaw No. 9646 (OCP05-0015) - Witmar Developments Ltd. (Witmar Holdings) – 1459 & 1469 KLO Road  
**Requires majority vote of Council (5)**

Moved by Councillor Letnick/Seconded by Councillor Gran

**R675/06/07/10** THAT Bylaw No. 9646 be read a first time;

AND THAT the bylaw has been considered in conjunction with the City's Financial Plan and Waste Management Plan.

Carried

Councillor Clark opposed.

Regular Meeting – P.M.

July 10, 2006

- (ii) Bylaw No. 9647 (Z05-0066) - Witmar Developments Ltd. (Witmar Holdings) – 1459 & 1469 KLO Road

Moved by Councillor Letnick/Seconded by Councillor Gran

**R676/06/07/10** THAT Bylaw No. 9647 be read a first time.

Carried

Councillor Clark opposed.

- 5.6 Planning & Development Services Department, dated July 5, 2006 re: Development Permit Application No. DP06-0039 – Rose Enterprises Ltd. (Doug Clark) – 2480 Richter Street

Moved by Councillor Letnick/Seconded by Councillor Hobson

**R677/06/07/10** THAT Council authorize the issuance of Development Permit No. DP06-0039 for Parcel A (KV157498) District Lot 14, O.D.Y.D. Plan 5291 and Lot 33 District Lot 14, O.D.Y.D., Plan 1141, located on Richter Street, Kelowna, B.C. subject to the following conditions:

1. The dimensions and siting of the building to be constructed on the land be in general accordance with Schedule "A";
2. The exterior design and finish of the building to be constructed on the land be in general accordance with Schedule "B";
3. The landscaping be in general accordance with Schedule "C";
4. The Applicant be required to post with the City a Landscape Performance Security deposit in the form of a "Letter of Credit" in the amount of 125% of the estimated value of the landscaping, as determined by a professional landscaper;
5. Registration of PLAN OF SUBDIVISION OF LOT 33, PLAN 1141 D.L. 14 O.D.Y.D. AND PARCEL A (KV157498) OF PLAN 5291 D.L. 14 O.D.Y.D., which consolidates the two parent parcels, and provides corner rounding (our file: S06-0075);

AND THAT the applicant be required to complete the above-noted conditions within 180 days of Council approval of the development permit application in order for the permit to be issued.

Carried

- 5.7 Official Community Plan Amendment No. OCP06-0011 and Rezoning Application No. Z06-0026 – Corey Knorr Construction Ltd. (Serko Property Services) – 150, 158, 166, 174 McCurdy Road East (BL9641, BL9642)

- (a) Planning & Development Services report dated June 27, 2006.

Moved by Councillor Letnick/Seconded by Councillor Gran

**R678/06/07/10** THAT OCP Bylaw Amendment No. OCP05-0011 to amend Map 19.1 of the Kelowna 2020 - Official Community Plan Bylaw No. 7600 by changing the Future Land Use designation of Lots 4 & 5, Section 26, Township 26, ODYD, Plan KAP65904 located on McCurdy Road E, Kelowna, B.C., from the Single/Two Dwelling Housing designation to the Low Density Multiple Unit Residential designation be considered by Council;



Regular Meeting – P.M.

July 10, 2006

AND THAT Rezoning Application No. Z06-0026 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lots 2, 3, 4 & 5, Section 26, Township 26, ODYD, Plan KAP65904 located on McCurdy Road E, Kelowna, B.C. from the RM1 - Fourplex Housing zone and the RU6 – Two Dwelling Housing zone to the RM3 - Low Density Housing zone be considered by Council;

AND THAT the OCP Bylaw Amendment No. OCP06-0011 and zone amending bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the zone amending bylaw be considered subsequent to the requirements of the Works & Utilities Department being completed to their satisfaction;

AND THAT final adoption of the zone amending bylaw be considered subsequent to the consolidation of the subject properties;

AND FURTHER THAT final adoption of the zone amending bylaw be considered in conjunction with Council's consideration of a Development Permit on the subject property.

Carried

(b) **BYLAWS PRESENTED FOR FIRST READING**

- (i) Bylaw No. 9641 (OCP06-0011) – Corey Knorr Construction Ltd. (Serko Property Services) – 150, 158, 166, 174 McCurdy Road East **requires majority vote of Council (5)**

Moved by Councillor Clark/Seconded by Councillor Gran

**R679/06/07/10** THAT Bylaw No. 9641 be read a first time;

AND THAT the bylaw has been considered in conjunction with the City's financial plan and waste management plan.

Carried

- (ii) Bylaw No. 9642 (Z06-0026) - Corey Knorr Construction Ltd. (Serko Property Services) – 150, 158, 166, 174 McCurdy Road East

Moved by Councillor Rule/Seconded by Councillor Hobson

**R680/06/07/10** THAT Bylaw No. 9642 be read a first time.

Carried

Regular Meeting – P.M.

July 10, 2006

5.8 Rezoning Application No. Z06-0025 – IBJ Holdings Ltd. (Bernie Kvamme) – 270 Merrifield Road (BL9644)

- (a) Planning & Development Services report dated June 29, 2006

Moved by Councillor Given/Seconded by Councillor Letnick

**R681/06/07/10** THAT Rezoning Application No. Z06-0025 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot D, Sec. 26, Twp 26, ODYD, Plan 18164, located on Merrifield Road, Kelowna, B.C. from the RU1 – Large Lot Housing zone to the RU6 – Two Dwelling Housing zone be considered by Council;

AND THAT the zone amending bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the zone amending bylaw be considered subsequent to the requirements of the Works & Utilities Department being completed to their satisfaction;

AND FURTHER THAT final adoption of the zone amending bylaw be considered subsequent to the requirements of the Black Mountain Irrigation District being completed to their satisfaction.

Carried

(b) **BYLAW PRESENTED FOR FIRST READING**

Bylaw No. 9644 (Z06-0025) - IBJ Holdings Ltd. (Bernie Kvamme) – 270 Merrifield Road

Moved by Councillor Rule/Seconded by Councillor Hobson

**R682/06/07/10** THAT Bylaw No. 9644 be read a first time.

Carried

5.9 Rezoning Application No. Z05-0043 – 0740639 BC Ltd. (Lynn Welder Consulting) – 153 Pinto Road (BL9639)

- (a) Planning & Development Services report dated June 21, 2006.

Moved by Councillor Day/Seconded by Councillor Hobson

**R683/06/07/10** THAT Rezoning Application No. Z05-0043 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 21, Sec. 2, Twp. 23, O.D.Y.D., Plan 18861, located on Pinto Road, Kelowna, B.C. from the existing A1 – Agriculture 1 zone to the proposed I2 – General Industrial zone be considered by Council;

AND THAT the zone amending bylaw be forwarded to a Public Hearing for further consideration;

Regular Meeting – P.M.

July 10, 2006

AND THAT final adoption of the zone amending bylaw be considered subsequent to the requirements of the Works & Utilities Department being completed to their satisfaction;

AND FURTHER THAT final adoption of the zone amending bylaw be withheld until the owner has executed a Servicing Agreement acceptable to the City of Kelowna.

Carried

(b) **BYLAW PRESENTED FOR FIRST READING**

Bylaw No. 9639 (Z05-0043) - 0740639 BC Ltd. (Lynn Welder Consulting) – 153 Pinto Road

Moved by Councillor Hobson/Seconded by Councillor Rule

**R684/06/07/10** THAT Bylaw No. 9639 be read a first time.

Carried

5.10 Discharge of Land Use Contract Application No. LUC06-0001 – John & Joyce Madsen (John Madsen) – 600-602 Bolotzky Court (BL9634)

(a) Planning & Development Services report dated June 15, 2006.

Moved by Councillor Blanleil/Seconded by Councillor Gran

**R685/06/07/10** THAT Application No. LUC06-0001 to discharge the Land Use Contract 76-1077 for Lot 5, Section 26, Township 26, ODYD Plan 25745 located on Bolotzky Court, Kelowna, BC, be considered by Council;

AND THAT Application No. LUC06-0001 be forwarded to a Public Hearing for further consideration.

Carried

(b) **BYLAW PRESENTED FOR FIRST READING**

Bylaw No. 9634 (LUC06-0001) - John & Joyce Madsen (John Madsen) – 600-602 Bolotzky Court

Moved by Councillor Hobson/Seconded by Councillor Day

**R686/06/07/10** THAT Bylaw No. 9634 be read a first time.

Carried

6. **BYLAWS (ZONING & DEVELOPMENT)**

**(BYLAW PRESENTED FOR ADOPTION)**

6.1 Bylaw No. 9581 (Z05-0039) – City of Kelowna – Various Park Sites

Moved by Councillor Hobson/Seconded by Councillor Day

**R687/06/07/10** THAT Bylaw No. 9581 be adopted.

Carried

Regular Meeting – P.M.

July 10, 2006

7. NON-DEVELOPMENT APPLICATION REPORTS

- 7.1 Financial Planning Manager, dated July 4, 2006 re: Central Okanagan Heritage Society Debt (1850-20)

Moved by Councillor Hobson/Seconded by Councillor Day

**R688/06/07/10** THAT Council approve a grant of \$125,200 to the Central Okanagan Heritage Society for repayment of their outstanding debt on Reid Hall with funding of \$15,200 from Council Contingency and \$110,000 from the Civic Facilities Reserve with the 2006 Financial Plan amended to reflect this expenditure;

AND THAT the Civic Facilities Reserve be repaid from taxation over the next nine years or through an allocation of potential 2006 surplus funding.

Carried

- 7.2 Airport General Manager, dated June 26, 2006 re: Renewal of Black & McDonald Contract (2320-20-8120; 0550-05)

Moved by Councillor Hobson/Seconded by Councillor Blanleil

**R689/06/07/10** THAT Council authorize Airport Management to extend Black & McDonald's technical and building services contract for a period of 5 years from January 1, 2007 to December 31, 2011.

Carried

- 7.3 Airport General Manager, dated July 5, 2006 re: Expand Apron 1 and Long Term Parking Lot (6640-20; 0550-05)

Moved by Councillor Hobson/Seconded by Councillor Day

**R690/06/07/10** THAT Council approve awarding a construction contract in the amount of \$2,400,948.76 to Ansell Construction Ltd. for construction of an expansion to Apron I and an extension to the Long Term Parking Lot at the Kelowna International Airport;

AND THAT Council approve an amendment to the 2006 Financial Plan to increase the budget for the Apron I expansion from \$553,000.00 to \$1,253,000.00 with funding from the Airport Improvement Fee Reserve.

Carried

Regular Meeting – P.M.

July 10, 2006

- 7.4 Airport General Manager, dated June 29, 2006 re: Proposed 2025 Airport Master Plan (6640-02; 0550-05)

Soloman Wong and Mike Matthews, Intervistas Consulting:

- Gave a PowerPoint presentation of the draft 2025 Airport Master Plan.

Moved by Councillor Blanleil/Seconded by Councillor Hobson

**R691/06/07/10** THAT Council receives the draft report and presentation with respect the 2025 Airport Master Plan;

AND THAT staff be directed to continue with stakeholder consultation and report back to Council by October 2006 on the 2025 Airport Master Plan.

Carried

- 7.5 Civic Properties Manager, dated July 5, 2006 re: Capri Mall Lease – Active Communities Support Centre (0760-20)

Moved by Councillor Gran/Seconded by Councillor Given

**R692/06/07/10** THAT City Council approves a three (3) year commercial expense lease with a one- or two-year renewal option with Prospero Properties Ltd. for Unit 110–1835 Gordon Drive, at the Capri Mall;

AND THAT the Mayor and City Clerk be authorized to sign the lease based on the business terms attached to the Civic Properties Manager's report of July 5, 2006;

AND FURTHER THAT Civic Properties return to Council with a revenue sub-lease with the Central Okanagan Regional District that obligates them to on-going base rent and one-time tenant improvement costs for their Drug Policy Coordination Program.

Carried

Councillor Letnick opposed.

- 7.6 Sports & Recreation Manager, dated July 4, 2006 re: Fees and Charges Bylaw and Conditions of Use and Allocation Policies Manual (1810-01; BL9609; BL9631)

Moved by Councillor Blanleil/Seconded by Councillor Day

**R693/06/07/10** THAT Recreation, Parks & Cultural Services Fees and Charges Bylaw No. 9609 be advanced for reading consideration by Council;

AND THAT Bylaw No. 9631 to amend the Outdoor Events Bylaw No. 8358 be advanced for reading consideration by Council;

AND FURTHER THAT City Council approve the Conditions of Use and Allocation Policies Manual for Recreation, Parks and Cultural Services, recreation facilities, theatre, sportsfields and parks, as attached to the report from the Sports & Recreation Manager dated July 4, 2006.

Carried

Regular Meeting – P.M.

July 10, 2006

- 7.7 Director of Recreation Parks & Cultural Services, dated July 5, 2006 re: Schedule Update for the Mission Recreation Park Aquatic Centre Early Partnering Agreement (0760-30)

Council:

- Discussion regarding proceeding with a 25 m pool versus a 50 m pool, price and timing implications if the matter was put to referendum, and taxation impacts.

Moved by Councillor Rule/Seconded by Councillor Letnick

**R694/06/07/10** THAT City Council receive for information the report regarding the Aquatic Centre Early Partnering Agreement from the Director of Recreation Parks and Cultural Services dated July 5, 2006;

AND THAT further consideration of the report and further discussion on how to proceed with the proposed aquatic centre project be deferred to the Regular Meeting of July 24, 2006.

Carried

- 7.8 Director of Recreation Parks & Cultural Services, dated July 5, 2006 re: Aquatic Centre Site Preparation in Mission Recreation Park (0760-30)

Moved by Councillor Given/Seconded by Councillor Rule

**R695/06/07/10** THAT City Council approve commencement of site preparation and preload work to facilitate a 50 m aquatic centre in Mission Recreation Park;

AND THAT Golder Associates Ltd. be contracted to provide all the geotechnical investigation, preload design, and construction monitoring associated with the site preparation and preload work;

AND THAT PCL Westcoast Constructors Inc. be contracted to provide construction management services to include public tenders and contract administration with required sub-contractors for the site preparation and preload work;

AND FURTHER THAT the Mayor and Clerk be authorized to execute the required construction management services contract with PCL Westcoast Constructors Inc.

Carried

- 7.9 Environment & Solid Waste Manager and Parks Manager, dated June 30, 2006 re: E.Coli Source Reduction and Public Education (5280-08)

Moved by Councillor Rule/Seconded by Councillor Day

**R696/06/07/10** THAT Council approves \$35,000 for increased action and education directed at probable source areas of e.coli contamination.

AND THAT staff report back to Council to establish ongoing needs and budget requirements.

Carried

Regular Meeting – P.M.

July 10, 2006

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

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

- 8.1 Bylaw No. 9609 – Recreation, Parks & Cultural Services Fees and Charges Bylaw

Moved by Councillor Hobson/Seconded by Councillor Day

**R697/06/07/10** THAT Bylaws No. 9609, 9631, 9637 and 9638 be read a first, second and third time.

Carried

- 8.2 Bylaw No. 9631 – Amendment No. 1 to Outdoor Events Bylaw No. 8358

See resolution adopted under agenda item No. 8.1 above.

- 8.3 Bylaw No. 9637 – Amendment No. 1 to Second Hand Dealers and Pawnbrokers Bylaw No. 9227

See resolution adopted under agenda item No. 8.1 above.

- 8.4 Bylaw No. 9638 – Amendment No. 68 to Ticket Information Utilization Bylaw No. 6550-89

See resolution adopted under agenda item No. 8.1 above.

9. COUNCILLOR ITEMS

- (a) Joint Funding Application – Community Action for Health Fund

Councillor Rule asked for Council approval for the City of Kelowna to partner with the Regional District of Central Okanagan in an application for funds to support healthy food choices in food concessions throughout the Central Okanagan. The City Manager confirmed that staff resources are available to assist with this program.

Moved by Councillor Gran/Seconded by Councillor Day

**R698/06/07/10** THAT the City of Kelowna participating in a joint application for \$20,000 funding from the Community Action for Health Fund to support healthy food choices in food concessions throughout the Central Okanagan be endorsed by Council.

Carried

- (b) UBCM Community Excellence Awards

Councillor Hobson initiated the following resolution.

Moved by Councillor Given/Seconded by Councillor Rule

**R699/06/07/10** THAT staff be authorized to submit an application to the Union of British Columbia Municipalities for an award for the following projects:

KickStart Kelowna Community Wide Passport to Activity Program  
Central Okanagan Smart Transit Plan and Transit Priority System  
Joint Bio-Solids Composting Facility.

Carried

Regular Meeting – P.M.

July 10, 2006

10. TERMINATION

The meeting was declared terminated at 6:28 p.m.

Certified Correct:

\_\_\_\_\_  
Mayor Shepherd

\_\_\_\_\_  
Deputy Mayor Gran

\_\_\_\_\_  
Deputy City Clerk

BLH/sp