

Regular Meeting – P.M.

February 5, 2007

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, February 5, 2007.

Council members in attendance: Mayor Sharon Shepherd, Councillors Barrie Clark, Colin Day, Brian Given, Carol Gran, Robert Hobson, Norm Letnick and Michele Rule.

Council members absent: Councillor Andre Blanleil.

Staff members in attendance were: City Manager, Ron Mattiussi; Deputy City Clerk, Stephen Fleming; Director of Works & Utilities, John Vos*; Director of Recreation, Parks & Cultural Services, David Graham*; Director of Planning & Development Services, Mary Pynenburg*; Planner, Ryan Smith*; Manager, Policy, Research & Strategic Planning, Signe Bach*; Planner Specialist, Gary Stephen*; Wastewater Engineer, Joel Shaw*; Community Planning Manager, Theresa Eichler*; and Council Recording Secretary, Sandi Horning.

(* denotes partial attendance)

1. CALL TO ORDER

Mayor Shepherd called the meeting to order at 1:34 p.m.

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

The City Clerk gave a brief presentation regarding public correspondence on public hearings and public meetings. Correspondence can now be directed to the City Clerk's department via e-mail.

Clarence Johnson volunteered to drive the City of Kelowna Float in the Vernon Parade on February 3, 2007, in which the Float received a Second Place Ribbon. Councillor Rule presented Mr. Johnson with the Second Place Ribbon and thanked him for his volunteerism.

3. DEVELOPMENT APPLICATION REPORTS

3.1 Zoning Application No. Z06-0034 – Rancar Services Ltd. – 644 Lequime Road (BL9737)

Staff:

- The Housing Agreement has been executed by the applicant and has been returned to staff.
- Staff will be checking back every six (6) months to ensure the terms of the Housing Agreement are being followed.
- The Affordable Index attached to the agreement will determine who will be given the opportunity to rent the affordable units; however it will be up to the developer to ensure that the index is followed.

Moved by Councillor Hobson/Seconded by Councillor Day

R136/07/02/05 THAT Council forward Bylaw No. 9737, authorizing a Housing Agreement between the City of Kelowna and Rancar Services Ltd. which requires the owners to designate one dwelling unit for owner occupied affordable housing on Lot A, Section 6, Township 26, ODYD Plan 24496, for reading consideration.

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(a) Planning & Development Services report dated January 25, 2007.

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

Bylaw No. 9737 (Z06-0034) – Rancar Services Ltd. – 644 Lequime Road

Moved by Councillor Given/Seconded by Councillor Letnick

R137/07/02/05 THAT Bylaw No. 9737 be read a first, second and third time.

Carried

3.2 Planning & Development Services Department, dated January 31, 2007 re: Bylaw 7600 Official Community Plan – Amendment to Bylaw No. 9736

Moved by Councillor Hobson/Seconded by Councillor Letnick

R138/07/02/05 THAT OCP Text Amendment Bylaw No. OCP07-0005 to amend *Kelowna 2020* – Official Community Plan Bylaw No. 7600 be considered for First Reading and forwarded to Public Hearing as outlined in the report of the Planning and Development Services Department dated January 31, 2007;

AND THAT staff be directed to follow the consultation process outlined in the report of the Planning and Development Services Department dated January 31, 2007, prior to forwarding OCP Bylaw Text Amendment No. 9736 for First Reading.

Carried

4. NON-DEVELOPMENT APPLICATION REPORTS

4.1 Director of Works and Utilities, dated January 31, 2007 re: Amendments to City Policy 253 (0550-06)

Moved by Councillor Letnick/Seconded by Councillor Clark

R139/07/02/05 THAT Council approves the amendments to Council Policy 253 regarding city owned and personal vehicles used for corporate business, as outlined in the Director of Works & Utilities report dated January 31, 2007.

Carried

4.2 Wastewater Manager, dated January 30, 2007 re: Award of Construction Contract TE07-01 – Fisher Road Local Area Service #26 (Sewer and Water) (5340-09-26)

Staff:

- Confirmed that a \$1.5 Million grant will be received from the Provincial Government with the balance to be funded by the property owners.

Moved by Councillor Day/Seconded by Councillor Given

R140/07/02/05 THAT the Contract for the construction of the Fisher Road Local Area Service #26 (Sewer & Water) be awarded to Peters Bros. Construction Ltd. for the amount of \$ 2,581,276.66, which includes GST that will be fully rebated and a \$135,000 contingency;

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

Carried

- 4.3 Roads & Equipment Superintendent, dated January 23, 2007 re: Amendment to City of Kelowna Traffic Bylaw No. 8120 (Supplementary Report to January 8, 2007 Report) (1280-01)

Moved by Councillor Letnick/Seconded by Councillor Given

R141/07/02/05 THAT Council receive the January 23, 2007 supplementary report to the January 8, 2007 report from the Roads & Equipment Superintendent;

AND THAT the outlined amendments to Traffic Bylaw No. 8120 be forwarded for reading consideration.

Carried

- 4.4 Public Art Coordinator, dated January 24, 2007 re: Public Art Committee Appointments (7800)

Moved by Councillor Hobson/Seconded by Councillor Day

R142/07/02/05 THAT City Council approve the recommendation of staff and the Public Art Committee to appoint the following individuals to the Public Art Committee for the remainder of the three-year term ending December, 2008:

- Mary Lund
- Francisco Carreón
- Kirsti Jarrett

AND THAT the Mayor send a letter of thanks to the retiring members on behalf of Council.

Carried

- 4.5 Community Planning Manager, dated January 31, 2007 re: Council Policy 335 – Financial Assistance for Non-Profit and Affordable Rental Housing (1850-20)

Staff:

- Advised that applicants can indicate that they have an application before the City on their Provincial or Federal applications for funding.

Moved by Councillor Rule/Seconded by Councillor Letnick

R143/07/02/05 THAT Council authorize a change to Council Policy 335 so that Clause 2 reads as follows:

2. All applications will be reviewed and funding will be determined by April 30th each year.

Carried

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5. RESOLUTIONS

- 5.1 City Clerk re: Alternate Location – March Council Meetings and Public Hearings

Staff:

- The Council Chamber is going through renovations in March.
- Staff have been working on ways to ensure that the public are aware of the alternative location and signage will be established to ensure the public goes to the right venue.

Moved by Councillor Given/Seconded by Councillor Clark

R144/07/02/05 THAT the Council Meetings and Public Hearings scheduled between March 1, 2007 and March 23, 2007 be held at another location other than City Hall, being the Rehearsal Hall, Kelowna Community Theatre, 1375 Water Street, Kelowna, BC.

Carried

6. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 6.1 Bylaw No. 9695 – Amendment No. 8 to Traffic Bylaw No. 8120

Moved by Councillor Gran/Seconded by Councillor Day

R145/07/02/05 THAT Bylaw No. 9695 be read a first, second and third time.

Carried

7. COUNCILLOR ITEMS (including Committee Updates) - Nil

8. TERMINATION

The meeting was declared terminated at 2:12 p.m.

Certified Correct:

Mayor

SLH/am

Deputy City Clerk