

Regular Meeting – A.M.March 2, 2009

A Regular Meeting of the Municipal Council of the City of Kelowna was held in Meeting Room No. 3, 1435 Water Street, Kelowna, B.C., on Monday, March 2<sup>nd</sup>, 2009.

Council members in attendance: Mayor Sharon Shepherd, Councillors Brian Given, Robert Hobson, Charlie Hodge, Graeme James, Angela Reid, Michele Rule and Luke Stack\*.

Council members absent: Councillor Andre Blanleil.

Staff members in attendance were: City Manager, Ron Mattiussi; City Clerk, Stephen Fleming; General Manager, Community Services, John Vos\*; General Manager, Community Sustainability, Jim Paterson\*; Director, Community & Media Relations, Carla Stephens\*; Director, Real Estate & Building Services, Doug Gilchrist\*; Property Officer, Clint McKenzie\*; Planner Specialist, Gary Stephen\*; Director, Policy & Planning, Signe Bach\*; Property Officer Specialist, John Grant\*; Manager, Parks & Open Space Project Management, Andrew Gibbs\*; Communications Supervisor, Tom Wilson\*; and Council Recording Secretary, Sandi Horning.

Guest: City Solicitor, Barry Williamson\*; Via Architecture, Consultant, Graham McGarva\*, Urban Systems, Consultants, Dan Huang\* and Joel Short\*.

(\* denotes partial attendance)

### 1. CALL TO ORDER

Mayor Shepherd called the meeting to order at 9:18 a.m.

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

### 2.1 RESOLUTION CLOSING THE MEETING TO THE PUBLIC

Moved by Councillor Hodge/Seconded by Councillor Given

**R197/09/03/02** THAT this meeting be closed to the public, pursuant to Section 90(1) (e) of the Community Charter for Council to deal with matters relating to the following:

- Expropriation of Land or Improvements

Carried

### 2.2 ADJOURN TO CLOSED SESSION

The meeting adjourned to a closed session at 9:19 a.m.

### 2.3 RECONVENE TO OPEN SESSION

The meeting was reconvened to an open session at 9:31 a.m.

The Guest, City Solicitor, Barry Williamson, left the meeting at 9:32 a.m.

### 3. REPORTS

3.1 Mayor Shepherd, re: February 6, 2009 letter from UBCM Presidents Committee - Opportunity to Advance Civics in School Curriculum

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**R198/09/03/02** THAT Council authorizes the Mayor to write a letter of support regarding the BC Law and Citizenship Curriculum Assessment Project.

Carried

3.2 City Clerk, Verbal Report, re: Proposed Agenda for New Public Hearing/Regular Meeting Format

City Clerk:

- Advised Council how the proposed changes would affect the Public Hearing and Regular Meeting Agendas.
- Confirmed that a motion would be required to close the Public Hearing after each item.
- Advised that there is an opportunity to involve the Board of Variance in certain Development Variance Permit applications.

City Manager:

- Advised that other municipalities actually hold their Public Hearings during regular daytime work hours and that it is more common to have a Public Hearing without a Regular Meeting immediately following.
- There are other options that staff have not had an opportunity to consider

Council:

- Would like to revisit this proposal at a later date.

3.2(a) Mayor Shepherd, re: Special Council Meetings with Westbank First Nations and the District of Lake Country

Mayor Shepherd:

- Reminded Council of the Westbank First Nations and District of Lake Country Special Council Meetings and requested that each Councillor email her any requested agenda items.

3.2(b) Council, re: Noisy Motorcycles

Council:

- Inquired when staff were coming back to deal with the Noise Bylaw.

City Manager:

- Advised that staff are working on the Good Neighbour Bylaw that will help address this issue.
- Believes that a bylaw to enforce the noise of motorcycles will be difficult to enforce.

Council:

- Requested that a copy of the Kelowna Noise and Disturbances Control Bylaw be forwarded to Council for their information.
- Would like an update on how the City will be dealing with squatters in City Park during the summer months.

City Manager:

- Advised that the Court decision is very specific to Victoria and any squatters in the Kelowna parks are directed to one of the local homeless shelters.

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Mayor Shepherd:

- Advised that she has received an email from Barry Briggs with respect to a possible Kelowna Quay and advised that the Director, Real Estate & Building Services will be meeting with him.

3.3 Planner Specialist, Verbal Report, re: OCP Review – Projected Future Land Use Needs and Development Industry Land Use Requests

The Guests, Consultants, Graham McGarva; Dan Huang Joel Short joined the meeting at 10:02 a.m.

Staff:

- Introduced the Consultants to Council.
- Will provide Council with a copy of the nine (9) strategies that were taken into account with respect to the OCP review.
- Will provide Council with the link on the City's website where the entire OCP Review report can be found.
- Confirmed that this particular survey focused on "land use" and was the third survey conducted in the OCP review process.

Consultants:

- Gave a presentation to Council regarding Phase 2 of the Official Community Plan Review.
- The respondents generally supported development, land use and transportation planning that fit with the ideals of sustainability.
- Explained the software, "Community Viz" and how it can be used to support this OCP review process.
- Prior to going to the public, the Consultants will come back to Council with a further update.

Council:

- Advised that staff should take into account the planning being done by the Regional District and the District of Lake Country. A discussion needs to take place with respect to the regional context of development as it affects the City's boundaries. There is a concern about the lack of urban containment.
- Requested that the OCP Review Phase 2 Map be renamed to "Development Expressions of Interest".
- Generally comfortable with the four (4) scenarios presented.
- A discussion should also take place with respect to ALR lands as they relate to each scenario.

The Guests, Consultants, Graham McGarva; Dan Huang Joel Short left the meeting at 11:44 a.m.

4. RESOLUTION CLOSING THE MEETING TO THE PUBLICMoved by Councillor Hodge/Seconded by Councillor Rule

**R199/09/03/02** THAT this meeting be closed to the public, pursuant to Section 90(1) (a), (e) and (g) of the Community Charter for Council to deal with matters relating to the following:

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- Position Appointment
- Disposition of Land or Improvements
- Litigation

Carried

5. ADJOURN TO CLOSED SESSION

The meeting adjourned to closed session at 11:45 a.m.

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

Certified Correct:

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Mayor

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City Clerk

SLH/dd