

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, JUNE 29, 2009

1:30 P.M.

1. CALL TO ORDER

2. Councillor James to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 Anna Warwick Sears, Executive Director, re: [Okanagan Basin Water Board Presentation](#)

4. DEVELOPMENT APPLICATION REPORTS

4.1 Community Sustainability Division, dated June 19, 2009, re: [Agricultural Land Appeal No. A09-0004 - Elizabeth Borrett \(Aaron Dow\) - 3681 Hart Road](#) **Mayor to invite the Applicant or Applicant's Representative to come forward.**

To consider a staff recommendation NOT to approve an application to the Agricultural Land Commission under Section 21(2) of the Agricultural Land Commission Act to complete a homesite severance.

4.2 Community Sustainability Division, dated June 18, 2009, re: [Rezoning Application No. Z09-0025 - Nicholas and Julie Kellet - 382 Braeloch Road](#)

To rezone the subject property from the RR2 - Rural Residential 2 zone to the RU6 - Two Dwelling Housing zone in order to establish two new dwellings following demolition of the existing dwelling.

(a) [Community Sustainability Division report dated June 18, 2009.](#)

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

[Bylaw No. 10214 \(Z09-0025\)](#) - Nicholas and Julie Kellet - 382 Braeloch Road

To rezone the subject property from the RR2 - Rural Residential 2 zone to the RU6 - Two Dwelling Housing zone.

- 4.3 Community Sustainability Division, dated June 19, 2009, re: [Rezoning Application No. Z09-0024 - Rajinder and Basant Bhullar \(Suki Bhullar\) - 1525 Collison Road](#)
To rezone a portion of the subject property from the RU1 - Large Lot Housing zone to the RU2 - Medium Lot Housing zone in order to facilitate a subdivision of the property.
- (a) [Community Sustainability Division report dated June 19, 2009.](#)
- (b) **BYLAW PRESENTED FOR FIRST READING**
- [Bylaw No. 10207 \(Z09-0024\)](#) - Rajinder and Basant Bhullar (Suki Bhullar) - 1525 Collison Road
To rezone a portion of the subject property from the RU1 - Large Lot Housing zone to the RU2 - Medium Lot Housing zone.
- 4.4 Community Sustainability Division, dated June 22, 2009, re: [Rezoning Application No. Z07-0046 - Eidse Builders \(Terry and Joan Raisenan - 1975 Kane Road\)](#)
To extend the deadline for adoption of Bylaw No. 9886 from May 27, 2009 to November 7, 2009.

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

(BYLAWS PRESENTED FOR ADOPTION)

- 5.1 [Bylaw No. 10177 \(HRA09-0001\)](#) – Heritage Revitalization Agreement Authorization Bylaw – Lois McCloskey – 770 Bernard Avenue
To enter into a Heritage Revitalization Agreement with Lois McCloskey for the property located at 770 Bernard Avenue, Kelowna, BC.

6. **NON-DEVELOPMENT APPLICATION REPORTS**

- 6.1 Electrical Administration Manager, dated June 15, 2009, re: [PowerSense Program](#)
To receive for information, the report of the Electrical Administration Manager, dated June 15, 2009.
- 6.2 Financial Accounting Manager, dated June 21, 2009, re: [2008 Annual Report](#)
*To receive for information, the report of the Financial Accounting Manager, dated June 21, 2009. **Mayor to invite anyone in the public gallery who wishes to speak on the report to come forward.***
- 6.3 Director, Design and Construction Services, dated June 23, 2009, re: [Award of Construction Contract TE09-04](#)
To award the contract for the Gordon Drive Upgrade 5 and 6 - Four Laning from Cook Road to Lanfranco Road to Hayter Construction Ltd. in the amount of \$2,451,545.25, including GST.

- 6.4 Director of Civic Operations, dated June 22, 2009, re: [Trash to Treasure](#)
To receive for information, the report of the Director of Civic Operations, dated June 22, 2009 and to request that a region wide event be considered in 2010.
- 6.5 Director of Recreation and Cultural Services dated June 24, 2009, re: [Western Canadian Music Awards Bid Support](#)
To support a bid by Kelowna members of Music BC to designate Kelowna as the Host City for the 2010 Western Canadian Music Awards; to commit \$40,000 from the Festivals and Community Celebrations Reserve Fund in support of the bid; to designate the Cultural Services Manager as City of Kelowna liaison if bid successful; to receive an post event report to Council if bid is successful.
- 6.6 Utility Services Manager, dated June 29, 2009, re: [2009 Water Rates](#)
To approve an overall rate increase of 7% to meet all water utility program requirements and to ensure water use reduction targets adopted by council are achieved; To approve the 2009 water rates and service charges to be effective with the first billing cycle in August.; To authorize Amendment No. 33 to Water Regulation Bylaw No 2173 and advance Bylaw No. 10213 for first three reading consideration.
- 6.7 Director, Infrastructure Planning, dated June 24, 2009, re: [Okanagan Lake Bridge pontoons Adaptive Reuse - Project Update and Memorandum of Agreement with WRB Bridge Group](#)
To approve the attached Memorandum of Agreement; To authorize the Mayor and City Clerk to execute the legal agreements on behalf of the City of Kelowna; To authorize an Alternative Approval Process (AAP) opportunity open to all electors within the City of Kelowna be initiated to accept the terms of the MOA regarding indemnification; To authorize \$1.0 million for 2009 expenditures with funding from the City Park Land Acquisition Reserve and that the 2009 Financial Plan be amended to provide for this expenditure; To direct staff to seek external funding including potential sponsorships, grants, partnerships and/or lease considerations for expenditures in 2009, 2010 and 2011 towards completion of the project and report back to Council with a progress report in September, 2009.
- 6.8 City Clerk, verbal update, re: [AutoVu License Plate Recognition System](#)
To receive for information a verbal report on the City's new AutoVu License Plate Recognition System.

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 7.1 [Bylaw No. 10213](#) – Amendment No. 33 to Water Regulation Bylaw No. 2173
To authorize an amendment to the Water Regulation Bylaw No. 2173 by deleting and replacing Section 28 - Rates and Charges.

(BYLAWS PRESENTED FOR ADOPTION)

- 7.2 [Bylaw No. 10201](#) – Road Closure and Removal of Highway Dedication Bylaw – Portion of Joe Riche Road
*To authorize the City to permanently close and remove the highway dedication of a portion of highway on Joe Riche Road. **Mayor to invite anyone in the public gallery who deems themselves affected by the proposed road closure to come forward***

8. MAYOR & COUNCILLOR ITEMS

- 8.1 Mayor Shepherd, re: “Spirit of Kelowna” Acknowledgment

9. TERMINATION