

Regular Meeting – A.M.August 24, 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, August 24<sup>th</sup>, 2009.

Council members in attendance: Mayor Sharon Shepherd, Councillors Andre Blanleil, Robert Hobson, Charlie Hodge, Graeme James and Luke Stack.

Council members absent: Councillors Angela Reid and Michele Rule.

Staff members in attendance were: City Manager, Ron Mattiussi; City Clerk, Stephen Fleming, General Manager, Community Services, John Vos\*; General Manager, Corporate Sustainability, Paul Macklem\*; General Manager, Community Sustainability, Jim Paterson\*; Director, Real Estate & Building Services, Doug Gilchrist\*; Deputy City Clerk, Karen Needham\*; Director, Regional Services, Ron Westlake\*; Parks Planning Manager, Terry Barton\*; Manager, Strategic Land Development, Derek Edstrom\*; Manager, Real Estate Services, Jordan Hettinga\*; Director, Corporate Services, Rob Mayne\*; Grants Manager, Lorna Gunn\*; Airport Director, Sam Samaddar\*; Airport Development Manager, Henry Castorf\*; Communications Supervisor, Tom Wilson\*; Manager, Environment & Land Use, Todd Cashin\*; and Council Recording Secretary, Sandi Horning.

Guests: District Manager, Ministry of Transportation & Infrastructure, Murray Tekano\*; Project Director, Okanagan Corridor, Ministry of Transportation & Infrastructure, Bill Smith\*; and RCMP Inspector, Cam Forgues\*.

(\* denotes partial attendance)

1. CALL TO ORDER

Mayor Shepherd called the meeting to order at 8:22 a.m.

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

3. ISSUES ARISING FROM CORRESPONDENCE & COMMUNITY CONCERNS

3.1 Councillor Hodge, re: KaZ Letter

Moved by Councillor Hodge/Seconded by Councillor James

**R826/09/08/24** THAT Council authorizes the Mayor, on behalf of Council, to write a letter in support of the VIDEA and Kelowna-Zambia Partnership's funding application.

Carried

3.2 Mayor Shepherd, re: Independent Seniors' Advocate of BC

Moved by Councillor Hobson/Seconded by Councillor Stack

**R827/09/08/24** THAT Council receive, for information, the correspondence and background material with respect to the BC Senior's Advocacy Network's request for an Independent Seniors' Advocate for BC.

Carried

Regular Meeting – A.M.

August 24, 2009

- 3.3 Mayor Shepherd, re: BC Gaming – Responsible Gaming Initiative/Funding

Moved by Councillor Hobson/Seconded by Councillor Stack

**R828/09/08/24** THAT Council authorizes the Mayor, on behalf of Council, to write a letter to the Provincial Government expressing concerns regarding the BC Gaming – Responsible Gaming Initiative/Funding.

Carried

Moved by Councillor Stack/Seconded by Councillor Hodge

**R829/09/08/24** THAT Council authorizes the Mayor, on behalf of Council, to write a letter to the Provincial Government expressing concern over the BC Lottery Corporation's increase of the weekly online gaming limit from \$150 per week to \$10,000 per week.

Carried

- 3.4 Mayor Shepherd, re: Resilient Cities Conference, Vancouver, BC – October 20 – 22, 2009

Moved by Councillor Hobson/Seconded by Councillor Hodge

**R830/09/08/24** THAT the Mayor and Councillors be authorized to travel to attend the Resilient Cities Conference scheduled for October 20 – 22, 2009 in Vancouver, BC, with expenses paid in accordance with Council Remuneration and Expense Bylaw No. 7547, using funds from 8180.104.1004.99999.\*.000.10.\*. and Account No. 8180.103.1003.99999.\*.000.10.\*.

Carried

- 3.5 Mayor Shepherd, re: Arts Funding Cuts

Moved by Councillor Hobson/Seconded by Councillor Hodge

**R831/09/08/24** THAT Council authorizes the Mayor, on behalf of Council, to write a letter to the Minister of Tourism, Culture and the Arts in support of the Arts Council of the Central Okanagan's request to the Province to ensure that support for the arts and culture in British Columbia is strong.

Carried

- 3.6 City Manager, re: Pleasantvale Homes Society Open House – September 8, 2009

City Manager:

- Advised that the Pleasantvale Homes Society is hosting an Open Housing on September 8, 2009 from 12:00 pm – 1:30 pm.
- Staff will provide more details to Council as soon as they are available.

Regular Meeting – A.M.

August 24, 2009

3.7 Councillor Stack, re: Conflict of Interest

Councillor Stack:

- Provided information regarding his conflict of interest declaration with respect to applications where New Town Planning is involved.
- Confirmed that the City Solicitor has provided a letter to him which confirms that the City Solicitor no longer feels that there is a perceived conflict of interest where New Town Planning is acting as an agent on an application before Council.
- Confirmed that he will no longer be declaring a conflict of interest with respect to applications where New Town Planning is acting as an agent.

3.8 Councillor Stack, re: Newspaper Article from the City of Burnaby

Councillor Stack:

- Provided a copy of a newspaper article from the August 12, 2009 edition of the Burnaby Now regarding staff remuneration and the City of Burnaby.

3.9 Councillor Hodge, re: Events in City Park

Councillor Hodge:

- Expressed a concern regarding the fact that Council was not consulted regarding the Rod Stewart concert that was held in City Park on August 15, 2009 as such events restrict public access.
- Suggested that Council review the policy with respect to events being held in City Park, or other community parks.

Council:

- Requested that the staff liaison for the Outdoor Events Committee report to Council with respect to the Outdoor Events Committee's processes and policies.

3.10 Councillor Hobson, re: Yates Road

Councillor Hobson:

- Advised that there is an article in the Kelowna Daily Courier regarding the garage that was built by one of the property owners on Yates Road.

Moved by Councillor Hobson/Seconded by Councillor Hodge

**R832/09/08/24** THAT Council directs staff to report to Council with respect to the size, height and setbacks of accessory buildings on large lots.

Carried

3.11 Mayor Shepherd, re: Fetal Alcohol Syndrome Bylaw

Staff:

- Advised that the Fetal Alcohol Syndrome Bylaw is in the process of being amended and will be placed on an upcoming Council Agenda for consideration.
- Staff have received a request for additional changes to the Bylaw and those additional changes will be addressed in the staff report.

3.12 Mayor Shepherd, re: Provincial Health Services Authority

Mayor Shepherd:

- Will circulate the information regarding the Provincial Health Services Authority's Steps Forward Program.

Regular Meeting – A.M.August 24, 20093.13 Councillor Hobson, re: West Nile Virus

Councillor Hobson:

- Expressed a concern that the Provincial Government may be cutting funding to the West Nile Virus program.

3.14 Mayor Shepherd, re: Pontoons – Reallocation of Funding

Council:

- Confirmed that the Ministry of Transportation and Infrastructure has encouraged Council to enter into discussions with SNC Lavalin regarding the potential reuse of the pontoons.

City Manager:

- Advised that the funding grant applications are now closed and that it is possible that the City can no longer reallocate any grant funding requests.

Staff:

- Confirmed that the funding application process is now closed; and accordingly, no changes can be made or requested by the City.
- Suggested that Council re-prioritize the funding priorities so that staff can make the necessary contact with the Ministry and request that the funding grant application for the pontoon project be pulled.

Moved by Councillor Hobson/Seconded by Councillor Stack

**R833/09/08/24** THAT Council formally terminates the adaptive reuse of the Okanagan Lake Bridge Pontoons;

AND THAT staff be directed to remove the pontoons from the grant applications.

Carried4. RESOLUTION CLOSING THE MEETING TO THE PUBLICMoved by Councillor Stack/Seconded by Councillor Hodge

**R834/09/08/24** THAT this meeting be closed to the public, pursuant to Section 90(1) (e), (f), (i), (k) and Section 90(2) (b) of the Community Charter for Council to deal with matters relating to the following:

- Acquisition/Disposition of Land or Improvements;
- Law Enforcement;
- Legal Advice;
- Provision of a Municipal Service;
- Confidential Information from the Province.

Carried5. ADJOURN TO CLOSED SESSION

The meeting adjourned to closed session at 9:25 a.m. The meeting recessed at 9:25 a.m.

Regular Meeting – A.M.

August 24, 2009

The meeting was declared terminated at 12:14 p.m.

Certified Correct:

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Mayor

City Clerk

SLH/dd