

Regular Meeting – A.M.

March 22, 2010

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 22<sup>nd</sup>, 2010.

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

Council members absent: Councillors Andre Blanleil and Robert Hobson.

Staff members in attendance were: City Manager, Ron Mattiussi; Deputy City Clerk, Karen Needham; General Manager, Community Services, John Vos\*; General Manager, Corporate Sustainability, Paul Macklem\*; General Manager, Community Sustainability, Jim Paterson\*; Director, Regional Services, Ron Westlake\*; Communications Supervisor, Tom Wilson; Manager, Strategic Land Development, Derek Edstrom\*; and Council Recording Secretary, Sandi Horning.

(\* denotes partial attendance)

1. CALL TO ORDER

Mayor Shepherd called the meeting to order at 9:33 a.m.

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

3. ISSUES ARISING FROM CORRESPONDENCE & COMMUNITY CONCERNS

3.1 Mayor Shepherd, re: City of Penticton – Proposed Addition to Reserve – Canadian Pacific Railway Lands

Mayor Shepherd:

- Provided background information regarding the request from the City of Penticton.

Moved by Councillor Hodge/Seconded by Councillor Stack

R194/10/03/22 THAT Council receive, for information, the March 3, 2010 letter from the City of Penticton with respect to the request by the Penticton Indian Band to add certain lands to the Reserve;

AND THAT Council authorizes the Mayor, on behalf of Council, to write a letter to the City of Penticton in support of the retention of the Canadian Pacific Railway corridor lands for future use as an active, public corridor regardless of ownership.

Carried

3.2 Mayor Shepherd, re: Request from the United Way to Waive Fee for Parkinson Recreation Centre

City Manager:

- Advised that the rental fee for the Parkinson Recreation Centre is \$715.00 and that there is a \$300 damage deposit required.
- Provided details regarding the Council Policy #58, Grant-in-Aid Funding Requests.

Deputy City Clerk:

- Further clarified the intent of Council Policy #58.

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Moved by Councillor Stack/Seconded by Councillor Hodge

**R195/10/03/22** THAT Council receive, for information, the March 2, 2010 letter from the United Way of the Central & South Okanagan/Similkameen with respect to their request to waive the fee for the Parkinson Recreation Centre;

AND THAT Council authorizes the Mayor, on behalf of Council, to write a letter to the United Way advising them that based on Council Policy #58 (Grant-in-Aid Funding Requests), Council is unable to consider their request.

Carried  
Councillor Rule - Opposed.

3.3 Mayor Shepherd, re: Request from the Royal Canadian Legion with respect to the "Military Service Recognition Book"

City Manager:

- Confirmed that there is no written policy that deals with City of Kelowna advertising; however, staff do have guidelines that they follow.

Moved by Councillor Stack/Seconded by Councillor Rule

**R196/10/03/22** THAT Council authorizes and directs staff to support the Royal Canadian Legion's Remembrance project by sponsoring a, one-time only, ¼ page (full colour) advertisement in the "Military Service Recognition Book" that recognizes and promotes the City of Kelowna's military museum, as part of a visit to Kelowna;

AND THAT the costs associated with this advertisement be paid from Council Contingency.

Carried

3.4 Mayor Shepherd, re: Tickets to the Civic Awards

Councillor Hodge:

- Will provide Council with the necessary information with respect to the Civic Awards tickets.

Council:

- Will advise the Mayor's Confidential Secretary if they are attending and how many tickets are required so that this information can be forwarded to the appropriate staff

#### 4. REPORTS

4.1 General Manager, Community Sustainability, Verbal Report, re: Uptown Rutland Update

Staff:

- Gave an update regarding the recent meeting with the new Board of Directors of the Uptown Rutland Business Association ("URBA").
- Advised that URBA expressed some concerns regarding the implementation of development within the Rutland area, and in particular the Rutland Transit Exchange, as they are concerned that the funding for the Rutland Transit Exchange may be lost if the project is not commenced soon.

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- Confirmed that staff have already contacted the Urban Development Institute (“UDI”).
- Recommend a process to ensure that the 2012 timeline is met:
  - secure City funds for project & landscape;
  - recommend a design charrette for public input before summer;
  - complete the design in the fall;
  - construction begins in the spring of 2011;
  - Provincial funding secured until 2012.
- Advised that staff may contact UBC-O regarding plans for off-campus housing in the Rutland area.

4.2 General Manager, Corporate Sustainability, Verbal Report, re: Property Tax Deferral Program for Families with Children Update

Staff:

- Provided an update regarding the Province’s recent Property Tax Deferral Program for Families with Children.
- Advised that staff have not forwarded the letter to the Provincial Ministry expressing some of Council’s concerns with the Program as staff did not feel that there was sufficient information available to adequately comment on the new Program.
- The Provincial Government has now provided further details regarding the Program, which have addressed some of Council’s previous concerns.
- Advised that the Provincial guidelines for this Program are as follows:
  - Homeowners must have 15% equity in their home in order to participate in the Program;
  - Interest will be at the “prime” lending rate;
  - Eligibility lapses once the last child turns 18 or parental responsibility is no longer required;
  - Taxes must be paid if the home is sold, transferred or part of an estate; and
  - The applicant must be the registered owner of the property and have lived in BC for a minimum of 1 year.
- Confirmed that the Provincial Government will reimburse the City for any deferred property taxes, and therefore, the registered owner of the property will owe the Province the deferred taxes and not the municipality.
- Based on the information provided by the Provincial Government, it is staff’s recommendation that Council rescind its previous resolution and not write a letter of the Provincial Ministry.

Moved by Councillor James/Seconded by Councillor Reid

R197/10/03/22 THAT based on the eligibility requirements put forward by the Provincial Government, Council rescinds Resolution No. R143/10/02/22 to write a letter to the Provincial Minister expressing the concerns raised by staff with respect to the Family with Children Property Tax Deferral Option;

AND THAT Council directs staff to report back to Council, after July 2010, with respect to the number of City of Kelowna homeowners taking advantage of the Property Tax Deferral Program for Families with Children.

Carried

4.3 Councillor Rule, re: Elections Task Force Meeting

Councillor Rule:

- Advised that the Provincial Elections Task Force meeting was well attended and that she will be circulating her notes of the meeting to Council for their information.

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Councillor Rule:

- Advised that she had some concerns with respect to the timing, and cost, of the last By-Election.

Staff:

- Advised that the *Local Government Act* provides guidelines related to vacancies and criteria for by-elections.

Council:

- Would like staff to provide Council with the current requirements of the *Local Government Act* with respect to by-elections as well as any changes staff would like to be recommended to the Task Force.

4.5 Councillor Rule, re: Electric Train – 2010 Olympics Display

Councillor Rule:

- Has information regarding the Electric Train that was on display at the 2010 Olympics and will forward that information to the appropriate City staff for consideration.

4.6 City Manager, re: Liquor Control Review Dates

City Manager:

- Provided Council with suggested dates in which Committee of the Whole meetings can be scheduled in order to deal with Council's Liquor Control Review.

Council:

- Agreed to hold the Committee of the Whole meetings on the following dates and times:
  - Tuesday, May 11, 2010 from 2:00 pm - 5:30 pm; and
  - Tuesday, May 25, 2010 from 6:00 pm - 9:00 pm.

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

R198/10/03/22 THAT this meeting be closed to the public, pursuant to Section 90(1)(b) and (e) and 90(2) (b) of the Community Charter for Council to deal with matters relating to the following:

- Municipal Award
- Disposition of Land or Improvements;
- Negotiations with the Provincial Government.

Carried

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6. ADJOURN TO CLOSED SESSION

The meeting adjourned to closed session at 10:27 a.m.

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

Certified Correct:

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Mayor

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Deputy City Clerk

SLH/dd