

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, JUNE 20, 2011

1:30 P.M.

1. CALL TO ORDER

This meeting is open to the public and all representations to Council form part of the public record. A live audio feed is being broadcast and recorded by CastaNet and a delayed broadcast is shown on Shaw Cable.

2. Councillor Blanleil is requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.01 Christene Walsh, Social Development Coordinator, Regional District of Central Okanagan, re: [Homelessness Partnering Strategy \(HPS\) Results & Next Steps](#)

4. COMMITTEE REPORTS

4.01 Youth Advisory Committee, Verbal Report, re: [Mayor's Youth Forum - Safety & Policing](#)
To receive, for information, the verbal presentation from the Youth Advisory Committee with respect to the Mayor's Youth Forum on Safety & Policing.

5. UNFINISHED BUSINESS

5.01 Manager, Strategic Land Development, dated June 15, 2011, re: [Cedar Avenue Redevelopment - Anonymous Donor Update](#)
To receive, for information, the Report from the Manager, Strategic Land Development with respect to the Cedar Avenue Redevelopment - Anonymous Donor Update.

5.02 Land Use Management Department, dated June 10, 2011, re: [Official Community Plan Bylaw Amendment Application No. OCP10-0016 and Rezoning Application No. Z10-0090 - City of Kelowna - 3020, 3030, 3040, 3050, 3060, 3070 & 3080 Abbott Street, 3090, 3096 & 3098 Walnut Street and 252 & 301 Meikle Avenue](#)
To provide Council with options for moving forward with the Cedar Avenue Redevelopment Project; To amend Bylaw No. 10505 at first reading; To change the future land use designations of (a) a portion of Lots 2 & 3, Plan KAP53240, a portion of Lot B, Plan 10727, a portion of Lots 12-14, Plan 2708 from the "Mixed Use Commercial" designation to the "Major Park/Open Space" and

“Mixed Use Tourism” designations, and (b) a portion of Lots 1 & 2, Plan 7832, a portion of Lots 2 & 3, Plan 7187, a portion of Lot 10, Plan 6069 from the “Mixed Use Commercial” designation to the “Major Park/Open Space” designation in order to allow for a linear waterfront park and a comprehensive mixed-use development parcel.

(a) [Land Use Management Department report dated June 10, 2011.](#)

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

[Bylaw No. 10505 \(OCP10-0016\)](#) - City of Kelowna - 3020, 3030, 3040, 3050, 3060, 3070 & 3080 Abbott Street, 3090, 3096 & 3098 Walnut Street and 252 & 301 Meikle Avenue - **Requires a majority of all Members of Council (5)**

To change the future land use designations of (a) a portion of Lots 2 & 3, Plan KAP53240, a portion of Lot B, Plan 10727, a portion of Lots 12-14, Plan 2708 from the “Mixed Use Commercial” designation to the “Major Park/Open Space” and “Mixed Use Tourism” designations, and (b) a portion of Lots 1 & 2, Plan 7832, a portion of Lots 2 & 3, Plan 7187, a portion of Lot 10, Plan 6069 from the “Mixed Use Commercial” designation to the “Major Park/Open Space” designation

6. **DEVELOPMENT APPLICATION REPORTS**

6.01 Land Use Management Department, dated June 10, 2011, re: [Development Permit Application No. DP11-0060 - The Board of School Trustees of School District No. 23 \(CEI Architecture Planning Interiors\) - 657 Raymer Avenue](#)

To authorize the issuance of a Development Permit for the form and character of a proposed portable at the Raymer Elementary School site.

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

(BYLAWS PRESENTED FOR ADOPTION)

7.01 [Bylaw No. 10238 \(Z07-0070\)](#) - Sundowner Holdings Ltd. and Woodlawn Projects Inc. (Protech Consultants Ltd.) - 455 Cavell Place

To rezone a portion of the subject property from the A1 - Agriculture 1 zone to the RU1h - Large Lot Housing (Hillside Area) zone.

7.02 [Bylaw No. 10535 \(Z10-0038\)](#) - Norman and Michael Major - 5500 McCulloch Road

To rezone the subject property from the A1 - Agriculture 1 zone to the A1s - Agriculture 1 with Secondary Suite zone.

8. **NON-DEVELOPMENT APPLICATION REPORTS**

8.01 Land Use Management Department, dated June 10, 2011, re: [Amended Development Application Procedures Bylaw](#)

To receive, for information, the Report from the Land Use Management Department with respect to amending the new Development Application Procedures Bylaw at third reading.

- 8.02 Electrical Administration Manager, dated June 9, 2011, re: [Electrical Utility - Net Metering Program](#)
To receive, for information, the Report from the Electrical Administration Manager regarding a proposed net metering program; To approve a Net Metering program for City of Kelowna residential, commercial, small and medium industrial customers; To give reading consideration to Bylaw No. 10518.
- 8.03 Director, Community & Media Relations, dated June 15, 2011, re: [Flag Policy](#)
To receive, for information, the Report from the Director, Community & Media Relations with respect to implementing two (2) new Council Policies; To adopt Council Policy No. 361, being the Flag Policy; To adopt Council Policy No. 362, being the Flag Guidelines.
- 8.04 Manager, Property Management, dated June 14, 2011, re: [Relocation of Mobile Vendor](#)
To approve the amendment to the License of Occupation between the City of Kelowna and Service Stars F&B Services (Wafelicious) in order to relocate the vendor location from the corner of Pandosy Street and Bernard Avenue to Queensway Avenue.
- 8.05 Manager, Property Management, dated June 14, 2011, re: [License of Occupation - 759 Crowley Avenue](#)
To approve the City entering into a four (4) year and six (6) month License of Occupation with R870 Holdings Ltd. for road at 759 Crowley Avenue to be used for equipment storage and parking.
- 8.06 Manager, Property Management, dated June 14, 2011, re: [License of Occupation - Road Adjacent to 3837 and 3865 Highway 97 North](#)
To approve the City entering into a five (5) year License of Occupation with Enterprise RV & Auto Ltd. for road located adjacent to 3837 Highway 97 North to be used for storage of RV's; To approve the City entering into a five (5) year License of Occupation with TrILERMASTER Inc. for road located adjacent to 3865 Highway 97 North to be used for storage of RV's.
- 8.07 Director, Infrastructure Planning, dated June 15, 2011, re: [Neighbourhood Zero Emission Vehicles & Conventional Electric Cars](#)
To receive, for information, the Report from the Director, Infrastructure Planning with respect to Neighbourhood Zero Emission Vehicles & full function Electric Cars; To direct staff to report back to Council with amendments to Zoning Bylaw No. 8000 regarding the provision of electric car charging stations; To direct staff to submit a business case regarding options for electric vehicle charging facilities in key public locations and gas stations; To direct staff to issue full function "electric cars" free "eco-pass" parking permits for downtown metered parking spots; To direct staff to provide an administrative mechanism to determine when "eco-pass" incentives are no longer required; To direct staff to submit capital budgets for City-owned electric fleet vehicles as appropriate.

- 8.08 Planner Specialist-Urban Design, dated June 15, 2011, re: [Bernard Avenue Revitalization Project - Local Service Area](#)
To receive, for information, the Report from the Planner Specialist-Urban Design regarding the establishment of the Local Service Area for the Bernard Avenue Revitalization Project; To authorize the City of Kelowna to include those properties identified in Map "A"; To approve Scenario 2 as the streetscape option; To give reading consideration to Bylaw No. 10557, Establishment of a Local Service Area for the Bernard Avenue Revitalization Project; To give reading consideration to Bylaw No. 10558, Loan Authorization Bylaw for the Bernard Avenue Revitalization Project; To direct staff to provide capital and operating budget submissions for 2012 and subsequent years.
- 8.09 Manager, Special Projects, dated June 16, 2011, re: [Brandt's Creek Tradewaste Treatment Plant](#)
To rescind the security issuing resolution passed during the June 13, 2011 P.M. Regular Meeting of Council; To approve borrowing the sum \$3,850,000.00 from Municipal Finance Authority of for the construction of the Brandt's Creek Tradewaste Treatment Plan; To request that the Regional District of Central Okanagan prepare a security issuing bylaw with a 15 year term.
- 8.10 Deputy City Clerk, dated June 9, 2011, re: [Voter Assist Terminal Amendment to Bylaw No. 10546, Use of Automated Voting Machines](#)
To receive, for information, the Report from the Deputy City Clerk regarding amending Bylaw No. 10546 at third reading to include the use of the Voter Assist Terminal.

9. RESOLUTIONS

- 9.01 City Clerk, Draft Resolution, re: [UBCM - Requirements for Public Notice](#)
To consider a UBCM Resolution requesting that the Province amend the Local Government Act and Community Charter to permit local governments to determine, by bylaw, requirements for public notice for their community.

10. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

NOTE: Agenda Items No. 10.01 to 10.03 may be dealt with in one resolution. Mayor shall confirm with Council whether they wish to do so, or to remove one or more of the bylaws to be read individually.

(BYLAW PRESENTED FOR FIRST THREE READINGS)

- 10.01 [Bylaw No. 10518](#) - Amendment No. 28 to City of Kelowna Electricity Regulation Bylaw No. 7639
To consider various amendments to City of Kelowna Electricity Regulation Bylaw No. 7639.
- 10.02 [Bylaw No. 10557](#) - Establishment of Local Area Service for the Bernard Avenue Revitalization
To establish a local area service for the purpose of creating a Local Area Service for the Bernard Avenue Revitalization Project.

- 10.03 [Bylaw No. 10558](#) - Loan Authorization for the Local Area Service for the Bernard Avenue Revitalization
To establish a loan authorization bylaw for the local area service for the Bernard Avenue Revitalization Project.

(BYLAWS PRESENTED FOR AMENDMENT AT THIRD READING)

- 10.04 [Bylaw No. 10540](#) - Development Applications Procedures Bylaw
To amend Bylaw No. 10540 at third reading in order to address minor changes as proposed by the Urban Development Institute.
- 10.05 [Bylaw No. 10546](#) - Automated Voting Machines Authorization Bylaw
To amend Bylaw No. 10546 at third reading in order to include the use of the Voter Assist Terminal.

(BYLAWS PRESENTED FOR ADOPTION)

- 10.06 [Bylaw No. 10556](#) - Amendment No. 4 to Miscellaneous Fees and Charges Bylaw No. 9381
To amend Miscellaneous Fees and Charges Bylaw No. 9381 by deleting under Services Provided and Fees, number 3 in Schedule "A" and replacing it with a new number 3.
- 10.07 [Bylaw No. 10560](#) - Development Applications Fee Bylaw
To establish a new Development Applications Fee Bylaw.
11. MAYOR & COUNCILLOR ITEMS
- 11.01 Mayor Shepherd, re: "Spirit of Kelowna" Acknowledgment
12. TERMINATION