



City of Kelowna Regular Council Meeting Minutes

Date: Monday, September 9, 2013
 Location: Council Chamber
 City Hall, 1435 Water Street

Council Members Present: Mayor Walter Gray and Councillors Colin Basran, Maxine DeHart, Gail Given, Mohini Singh, Luke Stack and Gerry Zimmermann

Council Members Absent: Councillors Andre Blanleil and Robert Hobson

Staff Present: City Manager, Ron Mattiussi; City Clerk, Stephen Fleming; Planner II, James Moore*; Planner II, Lauren Sanbrooks*; Manager, Long Range Planning, Gary Stephen*; and Council Recording Secretary, Sandi Horning

(* denotes partial attendance)

1. Call to Order

Mayor Gray called the meeting to order at 1:41 p.m.

Mayor Gray advised that the 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. Confirmation of Minutes

Moved By Councillor Singh/Seconded By Councillor DeHart

R591/13/09/09 THAT the Minutes of the Regular PM Meeting of August 26, 2013 be adopted as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1. Development Permit Application No. DP13-0052 - 2280 Baron Road, Victor Projects Ltd.

Staff:

- Provided an overview of the Development Permit Application.
- Displayed a site plan of the development.

Moved By Councillor Stack/Seconded By Councillor Given

R592/13/09/09 THAT Council authorizes the issuance of Development Permit No. DP13-0052 for Lot 6, D.L. 126, ODYD, Plan KAP59534, located at 2280 Baron Road, Kelowna B.C., subject to the following:

1. The dimensions and siting of the building to be constructed on the land be in general accordance with Schedule "A";
2. The exterior design and finish of the building to be constructed on the land be in general accordance with Schedule "B";
3. Landscaping to be provided on the land be in general accordance with Schedule "C";
4. The applicant be required to post with the City a Landscape Performance Security deposit in the form of a "Letter of Credit" in the amount of 125% of the estimated value of the landscaping, as determined by a professional landscaper;

AND THAT the applicant be required to complete the above-noted condition No. 4 within 180 days of Council approval of the Development Permit application in order for the permit to be issued.

Carried

3.2. Rezoning Application No. Z10-0100 - 445 Pearson Road, Balwinder & Harbax Khunkhun

Staff:

- Responded to questions from Council.

Moved By Councillor Basran/Seconded By Councillor Zimmermann

R593/13/09/09 THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for the adoption of Amending Bylaw No. 10522, Lot 67, Section 26, Township 26, O.D.Y.D., Plan 22239, located on 445 Pearson Road, Kelowna, BC be extended from May 17, 2013 to May 17, 2014.

Carried

3.3. Rezoning Application No. Z11-0025 - 2857 East Kelowna Road, Christopher Fehr & Ian McClellan

Staff:

- Responded to questions from Council.

City Clerk:

- Responded to questions from Council regarding bylaw infractions with respect to the carriage house.

Moved By Councillor Singh/Seconded By Councillor Given

R594/13/09/09 THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for the adoption of Amending Bylaw No. 10555 Parcel A (DD145723F & Plan B6784) of Lot 25, Section 16, Township 26, ODYD Plan 187, located at 2857 East Kelowna Road, Kelowna, BC be extended from January 12, 2013 to January 12, 2014.

Carried

4. Non-Development Reports & Related Bylaws

4.1. Rescind all ownership Housing Agreements (Phase 1)

Moved By Councillor Zimmermann/Seconded By Councillor Basran

R595/13/09/09 THAT Council, receives for information, the report from the Policy and Planning Department, dated August 16, 2013 with respect to rescinding all existing ownership Housing Agreements Authorization Bylaws;

AND THAT Council directs staff to proceed with the next steps to rescind all existing ownership Housing Agreements Authorization Bylaws.

Carried

4.2. Development Application Notification Process

City Clerk:

- Provided an overview of the proposed changes to the Development Application Notification Process.
- Provided an overview of the Council Policy changes.
- Responded to questions from Council.

Moved By Councillor Singh/Seconded By Councillor DeHart

R596/13/09/09 THAT Council receives, for information, the Report from the City Clerk, dated September 09, 2013 regarding changes to the development application notification process for information;

AND THAT Council gives reading consideration to Bylaw No. 10863 being Amendment No.2 to Development Applications Procedures Bylaw No.10540;

AND THAT Council amends Council Policy No. 359, 'Liquor Licensing Policy & Procedures' as attached to the report of the City Clerk, dated September 09, 2013;

AND THAT Council rescinds Council Policies Nos. 309 and 272, being 'Submissions to Council' and 'Handling of Petitions Received from the Public';

AND FURTHER THAT Council endorses a new Council Policy No.369, Circulation of Correspondence to Council, as attached to the Report of the City Clerk, dated September 09, 2013.

Carried

4.2.1. Bylaw No. 10863 - Amendment No. 2 to Development Applications Procedures Bylaw No. 10540

Moved By Councillor Zimmermann/Seconded By Councillor Stack

R597/13/09/09 THAT Bylaw No. 10863 be read a first, second and third time.

Carried

5. Bylaws for Adoption (Non-Development Related)

5.1. Bylaw No. 10884 - Amendment No. 27 to Airport Fees Bylaw No. 7982

Moved By Councillor Singh/Seconded By Councillor Basran

R598/13/09/09 THAT Bylaw No. 10884 be adopted.

Carried

6. Mayor and Councillor Items

6.1. Councillor Basran, re: Notice of Motion - Parking Restrictions in the Downtown Core

Councillor Basran:

- Advised that upon further consideration, he would like to defer consideration of the Draft Resolution pending further information from staff.

Moved By Councillor Basran/Seconded By Councillor DeHart

R599/13/09/09 THAT Council defers consideration of the Draft Resolution with respect to removing the parking restrictions between 3:00 am - 6:00 am in the downtown core;

AND THAT staff report back to Council with the following information for consideration:

- a) The cost implications if the parking restrictions are removed;
- b) Input from the Downtown Kelowna Association; and
- c) The use of the City's existing parking infrastructure for overnight parking.

Carried

6.2. Mayor and Councillor Items

Councillor Given:

- Thanked those who put on and attended the 'Volunteer Fair' at the Parkinson Recreation Center this past Saturday.

Councillor Stack:

- Commented on the Canadian Blood Service event and the challenge between the City of Kelowna and the City of Prince George.

Councillor Zimmermann:

- Commented on the recent visit by the new Provincial Minister of Agriculture.

Councillor DeHart:

- Commented on her attendance on behalf of the Mayor at the Ovarian Cancer Awareness Walk and Recovery Day event.

Councillor Basran:

- Commented on the recent 'Taste of Kelowna' event organized by the Downtown Kelowna Association.
- Reminded the public that the Terry Fox Run is this Sunday.

Councillor Singh:

- Commented on the 'Celebration of Life' for Kim Calloway this past Friday.

Mayor Gray:

- Noted that the Federation of Canadian Municipalities (FCM) is partnering with Elections Canada on Canada's Democracy Week, an annual event to increase civic engagement among youth. Canada's Democracy Week is September 16-23, 2013 and this year's theme is "Connect with Democracy". FCM is sponsoring the main prize of Canada's Democracy Week's 'National Democracy Challenge', a contest for youth to demonstrate their commitment to democratic engagement. The contest runs from September 16 to November 16, 2013. FCM is offering the winner a trip for 2 to FCM's 2014 Annual Conference and Trade Show in Niagara Falls.

7. Termination

This meeting was declared terminated at 2:23 p.m.

Mayor

/slh/scf/kn

City Clerk