

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, APRIL 26, 2010

1:30 P.M.

1. CALL TO ORDER
2. Councillor Hodge is requested to check the minutes of the meeting.
3. PUBLIC IN ATTENDANCE
 - 3.01 Karen Borring-Olsen, Regional Vice-President-Okanagan, Royal Bank of Canada, re: Presentation of the Olympic Torch Relay Painting
 - 3.02 Superintendent McKinnon, re: [Bi-Monthly Policing Report](#)
4. DEVELOPMENT APPLICATION REPORTS
 - 4.01 Community Sustainability Division, dated February 17, 2010, re: [Agricultural Land Reserve Application No. A09-0014 - Al & Annette Lipkovits and Dennis & Lucille Weninger \(Al Lipkovits\) - 1680-1720 Morrison Road](#) Mayor to invite the Applicant or the Applicant's Representative to come forward.
To consider a staff recommendation NOT to support an application to the Agricultural Land Commission pursuant to Section 21(2) of the Agricultural Land Commission Act for a three (3) lot subdivision within the Agricultural Land Reserve.
 - 4.02 Community Sustainability Division, dated April 16, 2010, re: [Rezoning Application No. Z10-0018 - Sarabjit & Kuldip Buttar \(Axel Hilmer\) - 726 Renshaw Road](#)
To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone in order to legalize a secondary suite within a single-family dwelling.
 - (a) [Community Sustainability Division report dated April 16, 2010.](#)
 - (b) BYLAW PRESENTED FOR FIRST READING
[Bylaw No. 10330 \(Z10-0018\)](#) - Sarabjit & Kuldip Buttar (Axel Hilmer) - 729 Renshaw Road
To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.

- 4.03 Community Sustainability Division, dated April 16, 2010, re: Rezoning Application No. Z10-0021 - Gerard & Theresa Fougere - 5267 Chute Lake Road
To rezone the subject property from the RR3 - Rural Residential 3 zone to the RR3s - Rural Residential 3 with Secondary Suite zone in order to legalize an existing Secondary Suite within the principal dwelling.
- (a) [Community Sustainability Division report dated April 16, 2010.](#)
- (b) **BYLAW PRESENTED FOR FIRST READING**
- [Bylaw No. 10331 \(Z10-0021\)](#) - Gerard & Theresa Fougere - 5267 Chute Lake Road
To rezone the subject property from the RR3 - Rural Residential 3 zone to the RR3s - Rural Residential 3 with Secondary Suite zone.
- 4.04 Community Sustainability Division, dated April 16, 2010, re: Rezoning Application No. Z10-0008 - 298874 BC Ltd., 218555 BC Ltd. & Cheville Investments Ltd. (Stremel Road Joint Venture) - 745, 765, 793 Stremel Road
To rezone the subject properties from the RU1 - Large Lot Housing zone to the I2 - General Industrial zone to permit general industrial uses on the consolidated parcel.
- (a) [Community Sustainability Division report dated April 16, 2010.](#)
- (b) **BYLAW PRESENTED FOR FIRST READING**
- [Bylaw No. 10332 \(Z10-0008\)](#) - 298874 BC Ltd., 218555 BC Ltd. & Cheville Investments Ltd. (Stremel Road Joint Venture) - 745, 765 & 793 Stremel Road
To rezone the subject properties from the RU1 - Large Lot Housing zone to the I2 - General Industrial zone.
- 4.05 Community Sustainability Division, dated April 14, 2010, re: Rezoning Application No. Z10-0016 - Beat & Theresa Steuri - 453 Trumpeter Road
To rezone the subject property from the RR3 - Rural Residential 3 zone to the RR3s - Rural Residential 3 with Secondary Suite zone in order to permit a secondary suite within the principal dwelling.
- (a) [Community Sustainability Division report dated April 14, 2010.](#)
- (b) **BYLAW PRESENTED FOR FIRST READING**
- [Bylaw No. 10333 \(Z10-0016\)](#) - Beat & Theresa Steuri - 453 Trumpeter Road
To rezone the subject property from the RR3 - Rural Residential 3 zone to the RR3s - Rural Residential 3 with Secondary Suite zone.

- 4.06 Community Sustainability Division, dated April 7, 2010, re: [Development Permit Application No. DP08-0187 and Development Variance Permit Application No. DVP08-0188 - 0804815 BC Ltd. \(Bevanda Architecture Inc.\) - 426-436, 440-446 & 450-454 Bernard Avenue](#)
To extend the deadline for issuance of Development Permit Application No. DP08-0187 and Development Variance Permit Application No. DVP08-0188 from April 7, 2010 to October 7, 2010.
- 4.07 Community Sustainability Division, dated April 16, 2010, re: [Rezoning Application No. Z07-0054 - Roger Bhullar - 495 Keithley Road](#)
To extend the deadline for adoption of Zone Amending Bylaw No. 9871 from April 30, 2010 to October 30, 2010.

5. BYLAWS (ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR ADOPTION)

- 5.01 [Bylaw No. 10299 \(Z07-0084\)](#) - Kathleen Baldwin (Steve Baldwin) - 3598 Spiers Road
To rezone the subject property from the RR3 - Rural Residential 3 zone to the RR3s - Rural Residential 3 with Secondary Suite zone.

6. NON-DEVELOPMENT APPLICATION REPORTS

- 6.01 Fire Chief, dated April 21, 2010, re: [Kelowna Fire Department Strategic Plan](#)
To adopt, in principle, the Kelowna Fire Department Strategic Plan 2010-2019.
- 6.02 Director, Financial Services, dated April 19, 2010, re: [Transit - 2010/11 Annual Operating Agreements](#)
To approve the 2010/2011 Annual Operating Agreements for conventional and custom transit services for the City of Kelowna.
- 6.03 Financial Planning Manager, dated April 20, 2010, re: [Amendment No. 1 to Five Year Financial Plan, 2009-2013](#)
To amend the Five Year Financial Plan 2009-2013 to reflect changes in the Operating Budget and Capital Expenditure Program for 2009.
- 6.04 Revenue Manager, dated April 21, 2010, re: [2010 Tax Distribution Policy](#)
To approve a Municipal Tax Distribution Policy for the 2010; To approve development of 2010 tax rates.
- 6.05 Special Project Manager, Financial Services, dated April 19, 2010, re: [Bicycle Program - Kelowna & District Society for Community Living](#)
To enter into an Agreement for the period of 2010-2014 with the Kelowna & District Society for Community Living with respect to the Bicycle Program to provide for the collection, safekeeping and ultimate disposal of lost and stolen bicycles within the City of Kelowna.

- 6.06 Manager, Strategic Land Development, dated April 21, 2010, re: [Central Green - Affordable Housing Units](#)
To direct staff to designate Central Green - Lot E as a rental building site that meets the City of Kelowna affordable housing policy.
- 6.07 Director, Infrastructure Planning, dated April 21, 2010, re: [Energy Efficient Upgrades - Family Y & Enterprise Way Fire Hall](#)
To receive, for information, the Report from the Director, Infrastructure Planning dated April 21, 2010; To consider a budget of \$475,000 for energy upgrades to the Family Y Building Expansion; To direct staff to develop a business case for the feasibility of a solar demonstration project as part of the City's Solar BC commitment for the Enterprise Way Fire Hall.
- 6.08 Director, Recreation & Cultural Services, dated April 19, 2010, re: [2010 Kelowna Family Y Capital Program Agreement Amendments](#)
To approve the amendment to the Capital Development and Management and Lease Agreement between the YMCA-YWCA of the Central Okanagan and City of Kelowna for the lease, operation and expansion of the Kelowna Family Y; To initiate an Alternative Approval Process opportunity open to all electors within the City of Kelowna.
- 6.09 Manager, Sport & Facility Program, dated April 19, 2010, re: [Proposed Junior B Team in Rutland Arena](#)
To direct staff to continue to work with the various stakeholders in order to allow a Junior B franchise to operate out of Rutland Arena.
- 6.10 Roadways Construction Supervisor, dated April 20, 2010, re: [Pavement Management Program](#)
To receive, for information, the Report from the Roadways Construction Supervisor dated April 20, 2010.
- 6.11 Roadways Construction Supervisor, dated April 20, 2010, re: [Award of Contract T10-039 Asphalt Paving 2010](#)
To award the contract for the 2010 Asphalt Paving work to Peters Bros. Construction Ltd. in the amount of \$778,235.85, including GST.
- 6.12 Manager, Utility & Building Projects, dated April 20, 2010, re: [Award of Construction Management Contract for Structural Renovation to Laurel Packinghouse](#)
To award the Construction Management Contract to Sawchuck Development Co. Ltd. for the structural renovations of the Laurel Packinghouse.
- 6.13 Manager, Utility & Building Projects, dated April 19, 2010, re: [Cedar Creek Transmission Main Construction Contract](#)
To award the construction contract for Cedar Creek Transmission Main to Peters Bros. Construction Ltd. in the amount of \$771,147.30, including GST.

- 6.14 Director, Regional Services, dated April 21, 2010, re: [Market Assessment Supporting the Rutland Town Centre](#)
To receive, for information, the Report of the Director, Regional Services dated April 21, 2010; To direct staff to advance detailed design for the Shepherd Road transit exchange and streetscaping improvements in the urban centre; To direct staff to consult with the development community on redevelopment opportunities in support of the strategic growth.
- 6.15 City Clerk, dated March 29, 2010, re: [Council Policy Review 2009-2010](#)
To revise and rescind various Council Policies.
- 6.16 City Clerk, dated March 23, 2010, re: [Urban Chickens](#)
To receive, for information, the Report from the City Clerk dated March 23, 2010.

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 7.01 [Bylaw No. 10329](#) - Amendment No. 1 to the Five Year Financial Plan 2009-2013, Bylaw No. 10189
To amend the Five Year Financial Plan 2009-2013 Bylaw No. 10189 by deleting Schedules "A" and "B" in their entirety and replacing them with new Schedules "A" and "B".

(BYLAWS PRESENTED FOR ADOPTION)

- 7.02 [Bylaw No. 10319](#) - 2010 Sterile Insect Release (SIR)
To impose and levy a Parcel Tax upon the owners of land or real property within the City of Kelowna being served by the Sterile Insect Release Program.

8. MAYOR & COUNCILLOR ITEMS

- 8.01 Mayor Shepherd, re: "Spirit of Kelowna" Acknowledgment

9. TERMINATION