

CITY OF KELOWNA

REGULAR COUNCIL AGENDA

COUNCIL CHAMBER - CITY HALL - 1435 WATER STREET

MONDAY, MAY 16, 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 Rule is requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 Mayor Ab Meijerman, Veendam, Holland, re: Veendam Delegation

4. COMMITTEE REPORTS

4.1 Council Remuneration Review Task Force, dated May 10, 2011, re: [2011-2014 Council Remuneration Recommendations](#)  
*To receive the Council Remuneration Review Task Force's recommendations with respect to Council remuneration, expenses and benefits.*

5. DEVELOPMENT APPLICATION REPORTS

5.1 Land Use Management Department, dated May 4, 2011, re: Text Amendment Application No. TA11-0002 and Rezoning Application No. Z11-0015 - Interior Health Authority - 2268 Pandosy Street  
*To amend the City of Kelowna Zoning Bylaw No. 8000 by creating a new HD1 - Kelowna General Hospital zone; To rezone the subject property from the P1 - Major Institutional zone to the HD1 - Kelowna General Hospital zone in order to facilitate the phased, long range redevelopment and expansion of Kelowna General Hospital.*

(a) [Land Use Management Department report dated May 4, 2011.](#)

(b) BYLAWS PRESENTED FOR FIRST READING

(i) [Bylaw No. 10541 \(TA11-0002\)](#) - To create a new Section 17 - Health District Zone - HD1 Kelowna General Hospital  
*To amend the City of Kelowna Zoning Bylaw No. 8000 by creating a new HD1 - Kelowna General Hospital zone.*

- (ii) [Bylaw No. 10542 \(Z11-0015\)](#) - Interior Health Authority - 2268 Pandosy Street  
*To rezone the subject property from the P1 - Major Institutional zone to the HD1 - Kelowna General Hospital zone.*
  
- 5.2 Land Use Management Department, dated May 2, 2011, re: [Rezoning Application No. Z11-0016 - Andrew & Sandra Monck \(Sandra Monck\) - 1229 Bothe 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 facilitate the construction of an addition containing a secondary suite.*
  - (a) [Land Use Management Department report dated May 2, 2011.](#)
  - (b) **BYLAW PRESENTED FOR FIRST READING**  
[Bylaw No. 10543 \(Z11-0016\)](#) - Andrew & Sandra Monck (Andrew Monck) - 1229 Bothe Road  
*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU1s - Large Lot Housing with Secondary Suite zone.*
  
- 5.3 Land Use Management Department, dated May 4, 2011, re: [Rezoning Application No. Z10-0104 - Eric & Margaret Nickel \(Garry Tomporowski Arch.\) - 1205, 1215, 1223 & 1229 Richter Street](#)  
*To rezone the subject properties from the RU6 - Two Dwelling Housing zone to the RM5 - Medium Density Multiple Housing zone in order to facilitate the construction of a 26-unit apartment building.*
  - (a) [Land Use Management Department report dated May 4, 2011.](#)
  - (b) **BYLAW PRESENTED FOR FIRST READING**  
[Bylaw No. 10544 \(Z10-0104\)](#) - Eric & Margaret Nickel (Garry Tomporowski Arch.) - 1205, 1215, 1223 & 1229 Richter Street  
*To rezone the subject properties from the RU6 - Two Dwelling Housing zone to the RM5 - Medium Density Multiple Housing zone.*
  
- 5.4 Land Use Management Department, dated April 29, 2011, re: [Rezoning Application No. Z10-0095 - Jason Cliffe & Cheryl Fiske \(Maryann Fiske\) - 3532 Kimatouche 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 construct a secondary suite within an accessory building.*
  - (a) [Land Use Management Department report dated April 29, 2011.](#)
  - (b) [Bylaw No. 10548 \(Z10-0095\)](#) - Jason Cliffe & Cheryl Fiske (Maryann Fiske) - 3532 Kimatouche Road  
*To rezone the subject property from the RR3 - Rural Residential 3 zone to the RR3s - Rural Residential 3 with Secondary Suite zone.*

6. BYLAWS (ZONING & DEVELOPMENT)(BYLAWS PRESENTED FOR ADOPTION)

- 6.1 [Bylaw No. 10427 \(Z10-0069\)](#) - Balbir & Baldev Kang (DE Pilling and Associates Ltd.) - 435 Gerstmar Road  
*To rezone the subject property from the RU1 - Large Lot Housing zone to the RU2s - Medium Lot Housing with Secondary Suite zone.*

7. NON-DEVELOPMENT APPLICATION REPORTS

- 7.1 Long Range Planning Manager, dated May 11, 2011, re: [Changes to Council Policy Manual](#)  
*To receive, for information, the Report from the Long Range Planning Manager; To adopt Council Policy No. 360, Social Policies; To adopt Council Policy No. 247, Hierarchy of Plans; To rescind Council Policy No. 323, Future Urban Reserve; To rescind Council Policy No. 345, Affordable Housing and Amenities or Cash-in-Lieu of Thereof - Interim Policy for Increased Density Resulting from Official Community Plan Amendment.*
- 7.2 Policy & Planning Department, dated May 11, 2011, re: [Community Wildfire Protection Plan](#)  
*To receive, for information, the Report from the Policy & Planning Department; To direct staff to report back on staff and budget implications of the Community Wildfire Protection Plan recommendations.*
- 7.3 Policy & Planning Department, dated May 6, 2011, re: [Proposed Interim Changes to the Downtown and Rutland Urban Centre Revitalization Tax Exemption Areas](#)  
*To receive, for information, the Report from the Policy & Planning Department; To direct staff to prepare a bylaw to enact interim amendments to existing Revitalization Tax Exemption Bylaw No. 9561.*
- 7.4 Manager, Property Management, dated May 10, 2011, re: [Concession Operation Bid Awards](#)  
*To approve the City entering into a three (3) year License of Occupation with Okanagan Beach Rentals; To approve the City entering into a three (3) year License of Occupation with Big Wave Kayak & Outdoor Inc.; To approve the City entering into one (1), four (4) month License of Occupation with Alpha Ventures Inc.; To approve the City entering into two (2) separate three (3) year Lease Agreement with KelownaToDo.com.*
- 7.5 Manager, Parks & Public Places, dated May 11, 2011, re: [Lakeshore Road Bridge Project](#)  
*To receive, for information, the Report from the Manager, Parks & Public Places; To instruct staff to proceed with preliminary discussions to determine preliminary requirements and costs; To approve staff hosting a public open house.*

- 7.6 City Clerk, dated May 10, 2011, re: [2011 Local Government General Election](#)  
*To appoint Karen Needham, Deputy City Clerk, as Chief Election Officer for the purpose of conducting the 2011 Local Government General Election; To appoint Stephen Fleming, City Clerk, and Rob Mayne, Director, Corporate Services, as Deputy Chief Election Officers for the 2011 general local elections; To authorize the Chief Election Officer to enter into agreements with relevant third parties for the purposes of conducting the 2011 Local Government General Election.*
- 7.7 Deputy City Clerk, dated May 10, 2011, re: [2011 General Local Government Election Bylaw](#)  
*To receive, for information, the Report from the Deputy City Clerk; To give reading consideration to Bylaw No. 10545, being the 2011 General Local Government Election Bylaw; To give reading consideration to Bylaw No. 10546 being the Automated Voting Machines Authorization Bylaw; To rescind Bylaw No. 8220, being the City of Kelowna Automated Voting Machines Authorization Bylaw; To give reading consideration to Bylaw No. 10547, being the Elector Registration Bylaw; To rescind Bylaw No. 8086, being the Elector Registration Bylaw.*

8. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

*NOTE: Agenda items No. 8.1 to 8.3 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.*

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

- 8.1 [Bylaw No. 10545](#) - 2011 General Local Government Election Bylaw  
*To provide the procedures for the conduct of the 2011 General Local Government Elections and Other Voting.*
- 8.2 [Bylaw No. 10546](#) - Automated Voting Machines Authorization Bylaw  
*To provide the procedures for the use of Automated Voting Machines during the 2011 General Local Government Elections and Other Voting.*
- 8.3 [Bylaw No. 10547](#) - Elector Registration Bylaw  
*To limit registration of Electors for the 2011 General Local Government Elections to registration at the time of voting.*

(BYLAWS PRESENTED FOR ADOPTION)

- 8.4 [Bylaw No. 10504](#) - Amendment No. 31 to Sewerage System User Bylaw No. 3480  
*To consider various amendments to Sewerage System User Bylaw No. 3480.*
- 8.5 [Bylaw No. 10537](#) - Road Closure Bylaw - Portion of Monte Vista Avenue - Mayor to invite anyone in the public gallery who deems themselves affected by the proposed road closure to come forward.  
*To authorize the City to permanently close and remove the highway dedication of a portion of highway on Monte Vista Avenue.*

- 8.6 [Bylaw No. 10538](#) - A Bylaw to Change the Name of Sections of Arab Road to Arab Court  
*To authorize the City to change the name of sections of Arab Road to Arab Court.*
- 8.7 [Bylaw No. 10539](#) - A Bylaw to Change the Name of Sections of Clement Avenue to Water Street  
*To authorize the City to change the name of sections of Clement Avenue to Water Street.*
9. MAYOR & COUNCILLOR ITEMS
  - 9.1 Mayor Shepherd, re: "Spirit of Kelowna" Acknowledgment
10. TERMINATION