

Regular Meeting - P.M.

April 30, 2012

1:27A Regular Meeting of the Municipal Council of the City of Kelowna was held in the Council Chamber, 1435 Water Street, Kelowna, B.C., on Monday, April 30th, 2012.

Council members in attendance: Mayor Walter Gray, Councillors, Andre Blanleil, Maxine DeHart, Gail Given, Mohini Singh, Luke Stack and Gerry Zimmermann.

Council members absent: Colin Basran and Robert Hobson

Staff members in attendance were: City Manager, Ron Mattiussi; Deputy City Clerk, Karen Needham; Cultural Services Manager, Sandra Kochan; Urban Land Use Manager, Danielle Noble; Planner Specialist, Pat McCormick; Property Officer II, Tammy Abrahamson; and Council Recording Secretary, Arlene McClelland.

(* denotes partial attendance)

1. CALL TO ORDER

Mayor Gray called the meeting to order at 1:27 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. Councillor Singh was requested to check the minutes of the meeting.

3. PUBLIC IN ATTENDANCE

3.1 Lorna McParland, Director, Alternator Centre for Contemporary Art, re: Annual Report

Staff:

- Sandra Kochan, Cultural Services Manager, noted that this is the fourth and final report from the professional art groups. Introduced Lorna McParland the Director of the Alternator Centre for Contemporary Art.

Lorna McParland:

- Provided a Power Point Presentation re: Alternator Centre for Contemporary Art.

Council:

- Received the annual report and presentation from the Director, Alternator Centre for Contemporary Art.

4. DEVELOPMENT APPLICATION REPORTS

4.1 Land Use Management Department, dated April 19, 2012, re: Rezoning Application No. Z12-0024 - Shamus Jonathon Knox & Lisa Christine Hawkins (Shamus Jonathon Knox) - 1452 Montenegro Drive

(a) Land Use Management Department report dated April 19, 2012.

Moved by Councillor Zimmerman/Seconded by Councillor Blanleil

R367/12/04/30 THAT Rezoning Application No. Z12-0024 to amend the City of Kelowna Zoning Bylaw No. 8000, by changing the zoning classification of Lot 8, Section 13, Township 26, O.D.Y.D., Plan KAP84278, located on Montenegro Drive, Kelowna, BC from the RU1h - Large Lot Housing (Hillside Area) zone to the RU1hs - Large Lot Housing (Hillside Area) with Secondary Suite zone, be considered by Council;

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AND THAT the zone amending bylaw be forwarded to a Public Hearing for further consideration;

AND THAT the suite be eligible for final occupancy prior to final adoption of the zone;

AND FURTHER THAT final adoption of Zone Amending Bylaw be considered subsequent to the requirements of the Black Mountain Irrigation District being completed to their satisfaction.

Carried

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

Bylaw No. 10701 (Z12-0024) - Shamus Jonathon Knox & Lisa Christine Hawkins (Shamus Jonathon Knox) - 1452 Montenegro Drive

Moved by Councillor Stack/Seconded by Councillor Given

R368/12/04/30 THAT Bylaw No. 10701 be read a first time.

Carried

4.2 Land Use Management Department, dated April 11, 2012, re: Text Amendment Application No. TA12-0002 - Kettle Valley Holdings Ltd. (Carlos Bermudez) - 5570 Mountainside Drive

(a) Land Use Management Department report dated April 11, 2012.

Moved by Councillor Blanleil/Seconded by Councillor Stack

R369/12/04/30 THAT Zoning Bylaw Text Amendment No. TA12-0002 to amend City of Kelowna Zoning Bylaw No. 8000 by adding a designation to the CD2 - Kettle Valley Comprehensive Residential Development zone, as outlined in the Report of the Land Use Management Department dated April 11, 2012, be considered by Council;

AND THAT Zoning Bylaw Text Amendment No. TA12-0002 to amend City of Kelowna Zoning Bylaw No. 8000 by adding a designation to the CD2 - Kettle Valley Comprehensive Residential Development zone, as outlined in the Report of the Land Use Management Department dated April 11, 2012, be considered by Council.

Carried

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

Bylaw No. 10699 (TA12-0002) - Kettle Valley Holdings Ltd. (Carlos Bermudez) - 5570 Mountainside Drive

Moved by Councillor Given/Seconded by Councillor Stack

R370/12/04/30 THAT Bylaw No. 10699 be read a first time.

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5. BYLAWS (ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR ADOPTION)

- 5.1 Bylaw No. 10677 (Z12-0005) - Lloyd and Yukari Balabanov (Troy Fehr) - 345 Snowsell Street

Moved by Councillor Zimmermann/Seconded by Councillor DeHart

R371/12/04/30 THAT Bylaw No. 10677 be adopted.

Carried

6. NON-DEVELOPMENT APPLICATION REPORTS

- 6.1 Planner Specialist, dated April 25, 2012, re: Father Pandosy Sculpture

Staff:

- Once the agreement is signed the Artist will promote the unveiling which is on May 26, 2012 and not May 6th as the report states.
- Introduced Tracy Satin, President of the OK Historical Society.

Moved by Councillor Singh/Seconded by Councillor Given

R372/12/04/30 THAT Council receives for information, the report from the Planner Specialist, Urban Design dated April 25, 2012, with respect to The Father Pandosy Mission 150th Anniversary Commemorative Sculpture ("the Artwork");

AND THAT Council approves funding of \$5,000.00 from the Public Art allocation for 2012, towards the installation of the Artwork;

AND THAT Council accepts the Artwork into the City of Kelowna's Public Art Collection;

AND THAT Council endorses the terms of an agreement to loan the Artwork to the Okanagan Historical Society according to the terms set out in Attachment D;

AND FURTHER THAT Council authorizes the Mayor and City Clerk to sign the agreement included as Attachment D to the report of the Planner Specialist, Urban Design, dated April 25, 2012.

Carried

- 6.2 Manager, Property Management, dated April 19, 2012, re: Concession and Vendor Bid Awards

Moved by Councillor Zimmermann/Seconded by Councillor DeHart

R373/12/04/30 THAT Council approve the City entering into a three (3) year contract, with The Rolling Stove, to provide mobile concession services at Stuart Park (Site A) on Water Street, in the form attached to the Report of the Manager, Property Management, dated April 19, 2012;

AND THAT Council approve the City entering into a three (3) year Contract, with The Mexi-Cana Restaurant Ltd., to provide concession services at the concession in Waterfront Park (Site B) and The Apple in Gyro Park (Site C), in

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the form attached to the Report of the Manager, Property Management, dated April 19, 2012;

AND FURTHER THAT the Mayor and City Clerk be authorized to execute all documents associated with the contracts.

Carried

- 6.3 Planner Specialist, dated April 18, 2012, re: Leon Avenue Banner Project (SR#213628)

Staff:

- Introduced Suzanne Anderton, Chair Communities in Bloom Committee.

Suzanne Anderton:

- Provided background on the project and a power point presentation displaying banners.

Moved by Councillor Given/Seconded by Councillor Stack

R374/12/04/30 THAT Council receives for information the report from the Planner Specialist, Urban Design, dated April 18, 2012 regarding the Leon Avenue Banner Project.

Carried

7. BYLAWS (OTHER THAN ZONING & DEVELOPMENT)

(BYLAWS PRESENTED FOR FIRST THREE READINGS)

This Agenda Item was withdrawn by staff.

- 7.1 Bylaw No. 10687 - Amendment No. 20 to Traffic Bylaw No. 8120
To consider a bylaw to amend Traffic Bylaw No. 8120.

(BYLAWS PRESENTED FOR ADOPTION)

- 7.2 Bylaw No. 10678 - Road Closure Bylaw - Portion of Richter Street adjacent to 575 Harvey Avenue
To authorize the City to permanently close and remove the highway dedication of a portion of highway on a portion of Richter Street adjacent to 575 Harvey Avenue.

Moved by Councillor DeHart/Seconded by Councillor Zimmermann

R375/12/04/30 THAT Bylaw No. 10678 be adopted.

Carried

8. MAYOR & COUNCILLOR ITEMS

Councillor Given:

- Advised that May is Vision Health Month.

Councillor Stack

- Advised that May is Asian Heritage Month. Evening events and performance to take place Thursday, May 3rd at the RCA beginning at 5:30 p.m.

Councillor DeHart:

- Provided an update on Rick Hansen Day.
- Hospice Walk on Sunday, May 6, 2012.

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Mayor Gray:

- Advised that Councillor Basran will be Deputy Mayor for month of May.
- Advised that Robert Fine of the Economic Development Commission and the Mayor will travel to Scottsdale, Arizona to explore economic development opportunities.

9. TERMINATION

The meeting was declared terminated at 2:42 p.m.

Certified Correct:

Mayor

Deputy City Clerk

ACM/dld