

**City of Kelowna
Regular Council Meeting
AGENDA**



Monday, March 4, 2013
10:30 am
Knox Mountain Meeting Room (#4A)
City Hall, 1435 Water Street

Pages

1. Call to Order
2. Confirmation of Minutes
Regular AM Meeting - February 18, 2013
Regular AM Meeting - February 25, 2013
3. Issues Arising from Correspondence & Community Concerns
 - 3.1 Mayor Gray, re: Issues Arising from Correspondence 30 m
 - 3.2 Mayor Gray, re: Okanagan Basin Water Board - Request for Balanced Milfoil Control Regulation and Long-term Permitting 5 m 9 - 11

To authorize the Mayor to write a letter to the Minister of Forests, Lands and Natural Resource Operations in support of the Okanagan Basin Water Board's request for a balanced milfoil control regulation and long-term permitting.
 - 3.3 Mayor Gray, re: Okanagan Basin Water Board - Response to Threat of Costly Invasive Zebra and Quagga Mussels spreading into Western Canada 5 m 12 - 14

To authorize the Mayor to write a letter to the Federal Minister of Environment, the Provincial

Minister of Forests, Lands and Natural Resource Operations, the Federal Minister of Fisheries and Oceans, and the Provincial Minister of the Environment, in support of the Okanagan Basin Water Board's request to prevent the spread of invasive Zebra and Quagga mussels to British Columbia and all un-infested parts of Canada.

4. Resolution Closing the Meeting to the Public

THAT this meeting be closed to the public to Section 90(1) (e) of the *Community Charter* for Council to deal with matters relating to the following:

- Acquisition, Disposition, or Expropriation, of Land or Improvements.

5. Adjourn to Closed Session



City of Kelowna Regular Council Meeting Minutes

Date: Monday, February 18, 2013
Time: 9:00 am
Location: Knox Mountain Meeting Room (#4A)
City Hall, 1435 Water Street

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

Council Members Absent: Councillors Andre Blanleil, Maxine DeHart and Robert Hobson

Staff Present: Acting City Manager, Rob Mayne; City Clerk, Stephen Fleming; Acting General Manager, Community Sustainability, Doug Gilchrist*; Executive Director of Business Development, Jim Paterson*; Council Recording Secretary, Sandi Horning

Guest: Chief Executive Officer, Accelerate Okanagan, Jeff Keen*

(* denotes partial attendance)

1. Call to Order

Mayor Gray called the meeting to order at 9:07 a.m.

2. Confirmation of Minutes

Councillor Given:

- Noted an omission with respect to Item 2.6 on the January 28 AM Regular Meeting Minutes.
- Item 2.6 should be referred to as "Safe Routes to School Committee" not "Safe Schools Committee".

Moved By: Councillor Given/Seconded By: Councillor Basran

R079/13/02/18 THAT the Minutes of the Regular AM Meetings of January 14, 2013, January 21, 2013, January 28, 2013 (as amended) and February 4, 2013 be confirmed as circulated;

AND THAT the Minutes of the Regular AM Meeting of January 28, 2013 be confirmed as amended.

Carried

3. Issues Arising from Correspondence & Community Concerns

3.1. Accelerate Okanagan

Guest, Jeff Keen, CEO, Accelerate Okanagan:

- Displayed a Presentation regarding the Programs & Services of Accelerate Okanagan and responded to questions from Council.
- Advised that the funding model for Accelerate Okanagan is 1/3 Federal Government funding, 1/3 Provincial Government funding and 1/3 self-funding. Accelerate Okanagan would like to decrease its dependence on senior government funding over time.
- Believes that the City has an opportunity to help brand Kelowna and area as “Tech Okanagan”.
- Advised that a creation of a “tech centre area” downtown, with an “Innovations Centre” building is being examined.

Council:

- Inquired as to the role of the Boulder, Colorado municipal government in encouraging the entrepreneurial community.
- Inquired as to the role and long-term need for government funding.

The Guest, Jeff Keen, left the meeting at 10:24 a.m.

3.2. Mayor Gray, re: Issues Arising from Correspondence - All Points Bulletin TV (M/C SR #249510)

Mayor Gray:

- Advised that he has received a request from Vincent Geracitano, President & Founder of All Point Bulletin TV, requesting that Council support an application by All Points Bulletin TV to obtain public interest status.

Moved By: Councillor Zimmermann/Seconded By: Councillor Given

R080/13/02/18 THAT Council authorizes the Mayor, on behalf of Council, to write a letter to the Canadian Radio-Television & Telecommunications Commission in support of an application by “All Points Bulletin” to obtain public interest status.

Carried

3.2.1 Mayor Gray, 2014 UBCM Convention

Mayor Gray:

- Advised that an RFP has now been issued for the 2014 UBCM Convention and inquired whether or not Council would like to bid on the event.

Council:

- Had a discussion regarding the amount of work involved in hosting a UBCM Convention.

Moved By: Councillor Stack/Seconded By: Councillor Given

R081/13/02/18 THAT Council directs staff to make a submission for the City of Kelowna to host the 2014 UBCM Convention subject to the following conditions:

- 1) Financial (sponsorship) support from Tourism Kelowna;
- 2) The recruitment of a strong organizing committee that may involve former employees of the City; and
- 3) The availability of Prospera Place during the week of the Convention.

Carried

3.2.2 Mayor Gray, Sobering Centre Update

Mayor Gray:

- Provided an update on the recent meeting between the City and Interior Health regarding the sobering centre.

3.3. Order of British Columbia - 2013 Call for Nominations (M/C SR #248961)

Mayor Gray:

- Confirmed that the deadline for the call for nominations for the 2013 Order of British Columbia is March 1, 2013.

4. Resolution Closing the Meeting to the Public

Moved By: Councillor Zimmermann/Seconded By: Councillor Basran

R082/13/02/18 THAT this meeting be closed to the public pursuant to Section 90(1) (a), (g), (i) and (j) of the Community Charter for Council to deal with matters relating to the following:

- Position Appointment;
- Potential Litigation;
- Legal Advice; and
- Third Party Information.

Carried

5. Adjourn to Closed Session

The meeting adjourned to a closed session at 10:51 a.m.

The meeting was terminated at 12:08 p.m.

Mayor

/slh



City Clerk

City Clerk



City of Kelowna Regular Council Meeting Minutes

Date: Monday, February 25, 2013
Time: 11:00 am
Location: Knox Mountain Meeting Room (#4A)
City Hall, 1435 Water Street

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

Staff Present: Acting City Manager, John Vos; City Clerk, Stephen Fleming; Acting General Manager, Community Sustainability, Doug Gilchrist; Communications Supervisor, Tom Wilson*; and Council Recording Secretary, Sandi Horning

(* denotes partial attendance)

1. Call to Order

Mayor Gray called the meeting to order at 11:05 a.m.

2. Issues Arising from Correspondence & Community Concerns

2.1. Mayor Gray, re: Issues Arising from Correspondence

Mayor Gray:

- Advised that a Deputy Mayor List will be developed for April-November 2013 and will be brought forward for Council consideration shortly.
- Requested that Council advise if there are any dates a particular Councillor is unavailable for Deputy Mayor duties.

2.1.1 Mayor Gray, re: Proclamations

Mayor Gray:

- Provided an overview of the Proclamations issued over the past year and recommended continuing with issuing Proclamations.

Moved by: Councillor Hobson/Seconded by: Councillor DeHart

R102/13/02/25 THAT Council authorizes the Mayor to continue to issue Proclamations in accordance with the existing practice.

Carried

2.1.2 Mayor Gray, re: Media Article - Vancouver Province/Kelowna Daily Courier

Staff:

- Displayed a draft Letter to the Editor in response to the Vancouver Province article from Sunday, February 24, 2013.

Council:

- Provided comment regarding an appropriate response.

2.1.3 Councillor Zimmermann, re: Okanagan Regional Library

Councillor Zimmermann:

- Provided an update regarding the Okanagan Regional Library.
- The Library Board has agreed to conduct an outside governance review.
- Any comments or concerns from Council should be directed to the City Manager, who will be meeting the Library's new Chief Administration Officer as part of the governance review.

2.1.4 Councillor Basran, re: Rutland Centennial Parks Society

Councillors Basran and Zimmermann:

- Provided an update regarding the Rutland Centennial Parks Society and Rutland Centennial Park.
- A new President and Board have been elected and the eligibility for membership has been expanded.
- A planning committee has been established in order to enter into discussions with the City regarding the future use of Rutland Centennial Park.

2.1.5 Councillor Stack, re: Downtown Kelowna Association Parking Requests

Councillor Stack:

- Advised that correspondence has been sent to staff requesting free parking for three (3) Small Business Saturday Shopping events in 2013.
- A second letter has also been sent to staff requesting free Saturday parking in December.
- These requests will be coming forward to Council once staff has prepared the necessary Report.

2.1.6 Councillor DeHart, re: Bernard Avenue Construction & Kelly O'Bryan's

Councillor DeHart:

- Provided comment regarding her recent conversation with the owner of Kelly O'Bryan's.
- The owner of Kelly O'Bryan's advised that his business is up on February and appreciates the fact that Council frequents the restaurants on Bernard Avenue in order to show support during the construction.

2.1.7 Councillor Hobson, re: McKinley Landing Residents Association and Beach Accesses

Councillor Hobson:

- Advised that the McKinley Landing Residents Association has raised concerns with beach accesses and potential trespasses. The necessary information has been provided to the City Manager.
- Advised that the Association would like to meet with staff regarding discussions on future park acquisitions.

2.1.8 Councillor Basran, re: Okanagan Startup Weekend (Digital Okanagan) - Funding Request

Councillor Basran:

- Provided background information to the video link that was provided to Council over the weekend.
- Confirmed that the funding request would be on the understanding that the funding is on a one-time only basis and will not be on-going.

Council:

- Would like to ensure that any signage for the event notes that City of Kelowna as a sponsor
- Advised that in the future, such requests should be accompanied by a letter.

Moved By: Councillor Basran/Seconded By: Councillor Blanleil

R103/13/02/25 THAT Council authorizes funding from Council Contingency in the amount of \$1,500.00 as the City of Kelowna's sponsorship towards the Okanagan Startup Weekend hosted by Digital Okanagan.

Carried

3. Resolution Closing the Meeting to the Public

Moved By: Councillor Stack/Seconded By: Councillor Blanleil

R104/13/02/25 THAT this meeting be closed to the public to Section 90(1) (i) of the Community Charter for Council to deal with matters relating to the following:

- Legal Advice.

Carried

4. Adjourn to Closed Session

The meeting adjourned to a closed session at 11:42 a.m.

The meeting was terminated at 12:36 p.m.

Mayor

/slh



City Clerk



February 05, 2013

Okanagan Local Governments and First Nations

Re: Request for balanced milfoil control regulation and long-term permitting

The Okanagan Basin Water Board has made a request to the B.C. Minister of the Environment to grandfather the Board's milfoil control program activities to continue milfoil control operations as it has done for 30 years in the same locations throughout the Okanagan. Attached for your reference is the letter which was sent by the OBWB regarding this issue, and our request for action.

More information on our program can be found on the Okanagan Basin Water Board website milfoil control page here: http://www.obwb.ca/eurasian_watermilfoil/

We invite all local governments and First Nations of the Okanagan to join the OBWB in requesting balanced milfoil control regulation and long-term permitting for this important program.

Sincerely,

Stu Wells
Chair, Okanagan Basin Water Board

February 05, 2013

The Honourable Steve Thomson
Minister of Forests, Lands and Natural Resource Operations
Room 248 Parliament Buildings
Victoria, B.C. V8V 1X4

Re: Request for balanced milfoil control regulation and long-term permitting

Dear Minister Thomson:

The Okanagan Basin Water Board (Water Board) is a collaboration of the three Okanagan regional districts, providing leadership on water issues that include sustainable water supplies, clean water for drinking, and healthy lakes and streams. One of our long-term programs is to keep the beaches and boating areas clear of Eurasian Watermilfoil (milfoil), a densely-growing invasive aquatic weed that grows along the shores of Okanagan lakes. Unless controlled, milfoil growth has a significant negative impact on tourism and quality of life for residents in the Okanagan - significantly impacting the regional economy.

We have a long and fruitful history working in collaboration with the Province of BC on milfoil control, and we strongly appreciate your ongoing willingness to meet with Water Board staff and support the needs of the program.

The Okanagan milfoil program was designed by the BC Ministry of Environment, and transferred to the Water Board in the 1980s – who conduct operations on behalf of the regional districts. The program, supported entirely by local property taxes, now focuses on keeping public beaches and boating areas clean in major centres including: Kelowna, Vernon, Penticton, Osoyoos, and other community beaches.

Current milfoil operations reflect best practices (high efficiency and effectiveness, limited impact outside of treatment areas) and are essential for maintaining the enjoyment of the lakes for Okanagan residents, and support a significant recreation-based tourist economy. The Board's milfoil control program concentrates recreational activities to a small number of areas, and reduces environmental disturbance to other areas. Controlling milfoil also has significant benefits to water quality and fish habitat. In all, the physical extent of milfoil operations (i.e., high-use areas) comprises a small fraction of Okanagan lakeshore.

Our present concern is with the status of permitting regulations, and our need for stable, predictable regulations that take a balanced approach between protecting native mussels and protecting public enjoyment of the beaches.

The Board was alerted that in winter 2013-14, we will be required, by FLNRO, to provide a 100 meter buffer zone for rototilling whenever a Rocky Mountain Ridged Mussel (RMRM) shell fragment is found on a beach unless we conduct diver surveys and relocations. We are prohibited from working anywhere a live RMRM has been sited, without relocation of mussels or mitigation. FLNRO staff have indicated that they will likely also require mitigation for areas where the common Floater mussels are found. The areas we treat



are already highly disturbed (rototilled annually for 30 years, and the site of heavy public use), and additional restrictions are a great financial burden to this local-government funded program. In some cases, the new requirements could render it impossible to do effective milfoil control.

The Board sees the new requests by FLNRO staff for increased licensing requirements as excessive, given the successful track record of the program and its importance for the region's economy. A balanced approach is strongly needed.

Request for action

The Board requests that, given the economic, social, and environmental importance of the milfoil program, FLNRO wave new requirements and grandfather the Board's program activities to continue milfoil control operations as it has for 30 years in the same locations throughout the Okanagan. At a minimum, the Water Board requests that we be granted long-term permits for our operations, and further, formally requests that the Minister acknowledges the importance of social and economic values in establishing regulations.

Sincerely,

Stu Wells
Chair, Okanagan Basin Water Board

cc. Okanagan Local Governments
Okanagan Nation Alliance



File No. 0440.50

February 05, 2013

Chiefs and Council, Okanagan First Nations
Chair and Board, Okanagan Regional Districts
Mayor and Council, Okanagan Local Governments

Re: Response to threat of costly invasive Zebra and Quagga mussels spreading into Western Canada

The Okanagan Basin Water Board is urging the federal and provincial governments to implement a strategy to prevent the spread of Zebra and Quagga mussels to the Okanagan. This matter concerns all local governments in the Okanagan as the infestation will have drastic economic and environmental consequences once these invaders are introduced. Attached for your reference is the letter which was sent by the OBWB regarding this issue, and outlining the steps we propose will be the most effective way to stop or delay the introduction of these mussels into our water.

More information on Zebra and Quagga mussels, including daily updates about the spread of these invaders is available on the United States Geological Survey Nonindigenous Aquatic Species website at:

<http://nas.er.usgs.gov/taxgroup/mollusks/zebramussel/>.

We invite all local governments and First Nations of the Okanagan to join the OBWB in urging senior governments to take immediate action to prevent the spread of invasive Zebra and Quagga mussels to the Okanagan, British Columbia and all un-infested parts of Canada.

Sincerely,

Stu Wells
Chair, Okanagan Basin Water Board

File No. 0440.40
File No. 0440.20

February 05, 2013

The Honourable Peter Kent
House of Commons
Minister of the Environment

The Honourable Keith Ashfield
House of Commons
Minister of Fisheries and Oceans

The Honourable Steve Thomson
Parliament Buildings Room 248
B.C. Minister of Forests, Lands and
Natural Resource Operations

The Honourable Dr. Terry Lake,
Parliament Buildings Room 112
B.C. Minister of the Environment

Re: Response to threat of costly invasive Zebra and Quagga mussels spreading into Western Canada

Dear Ministers:

This letter is to repeat our request for Canada's Department of Environment, the Department of Fisheries and Oceans, the B.C. Ministry of Environment, and the B.C. Ministry of Forests, Lands and Natural Resource Operations to take immediate action to prevent the spread of invasive Zebra and Quagga mussels to British Columbia and all un-infested parts of Canada.

The infestation of these species will cost millions of dollars in damages and increase operating costs for infrastructure. Over time, changes in ecosystems caused by these invaders can stimulate growth and spread of aquatic vegetation and increase the severity of toxic algal blooms. With the 2010 discovery of Zebra mussels in the Red River system, another province now faces the costs and environmental impacts to their main water sources. Preventing this invasion to the remaining western provinces is the most cost-effective and responsible approach. The *Invasive Alien Species Strategy for Canada* and the *Action Plan to Address Aquatic Invasive Species* call for leadership "identifying issues that call for urgent action or where short-term, relatively easy actions will yield substantial results." This is a call for such action.

According to the Canadian Council of Fisheries and Aquaculture Ministers Aquatic Invasive Species Task Group (2004), the most effective approach is to manage pathways by which these aquatic invasive species can enter Canadian waters or spread within the country. The same report named recreational in-land boating activity as the greatest risk for spreading aquatic invasive species, as boats and equipment are moved between waterways.

Mandatory programs now exist in Oregon, Idaho and Montana where leaders have recognized that boat inspection stations serve the dual purpose of raising public awareness about aquatic invaders while providing a way to inspect trailered watercraft. These programs are an opportunity to collaborate with our southern neighbours to establish an international Zebra/Quagga mussel-free zone.



Establishment of similar mandatory inspection stations in Canada, at key points along provincial and international borders, would create a cordon to prevent or delay the introduction of aquatic invaders to three Canadian provinces including British Columbia, and four U.S. states. This strategy could save hundreds of millions of dollars by protecting critical infrastructure on major river systems like the Columbia and by protecting fisheries and other economic sectors in regions like the Okanagan.

We believe that inspection stations are the most important, most powerful action that can be taken by the governments of Canada and B.C. Following the example of our neighbours, this relatively easy action will yield meaningful results and delay or stop the spread of these mussels. It will also demonstrate the federal and provincial governments' commitment to protect the economy and environment in western Canada, and to work with provincial and international partners on environmental and economic issues.

Please provide leadership by working with all levels of government in Canada and your counterparts in the United States, to block the spread of invasive mussels to the Canadian West.

Sincerely,

Stu Wells
Chair, Okanagan Basin Water Board

CC.

MP Alex Atamanenko, Southern Interior of British Columbia
MP Dan Albas, Okanagan – Coquihalla, British Columbia
MP Ron Cannan, Kelowna – Lake Country, British Columbia
MP Colin Mayes, Okanagan – Shuswap, British Columbia
Okanagan Nation Alliance, Okanagan Band Councils
MLA John Slater, Boundary-Similkameen
MLA Bill Barisoff, Penticton
MLA Ben Stewart, Westside-Kelowna
MLA Norm Letnick, Kelowna-Lake Country
MLA Eric Foster, Vernon-Monashee
Boards and Chairs of Okanagan Regional Districts
Mayors and Councils of the Okanagan and Similkameen Basins
International Joint Commission, US and Canada
International Osoyoos Lake Board of Control (United States and Canada Secretariat)