



City of Kelowna Regular Council Meeting Minutes

Date: Monday, July 29, 2013
Time: 1:30 pm
Location: Council Chamber
City Hall, 1435 Water Street

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

Council Members Absent: Gerry Zimmermann

Staff Present: City Manager, Ron Mattiussi*; Deputy City Manager, Paul Macklem*; City Clerk, Stephen Fleming; Interim Divisional Director, Infrastructure, John Vos*; Divisional Director, Community Planning & Real Estate, Doug Gilchrist*; Manager, Urban Planning, Danielle Noble*; Active Living & Culture Divisional Director, Jim Gabriel*; Sport & Event Development Manager, Don Backmeyer*; Planner, James Moore*; Property Officer, Tammy Abrahamson*; Long Range Planning Manager, Gary Stephen*; Planner, Lauren Sanbrooks*; Sustainability Coordinator, Michelle Kam*; Event Development Supervisor, Mariko Siggers*; and Council Recording Secretary, Arlene McClelland

(* denotes partial attendance)

1. Call to Order

Mayor Gray called the meeting to order at 1:37 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 Stack/Seconded By: Councillor Singh

R515/13/07/29 THAT the Minutes of the Regular PM Meeting of July 15, 2013 be confirmed as circulated;

Carried

3. Development Application Reports & Related Bylaws

City Manager joined the meeting at 1:39 p.m.

3.1. Official Community Plan Bylaw Amendment Application No. OCP13-0014 and Rezoning Application No. Z13-0023, 1150 & 1200 Steele Road, No. 21 Great Projects Ltd.

Moved By: Councillor Hobson/Seconded By: Councillor Given

R516/13/07/29 THAT Official Community Plan Bylaw Amendment No. OCP13-0014 to amend Map 4.1 of the Kelowna 2030 - Official Community Plan Bylaw No. 10500 by changing the Future Land Use designation of a portion of Lot A, D.L. 579, SDYD, Plan EPP9618 Except Plans EPP9638, EPP15721, EPP18670, EPP20408 and EPP22118, located at 1150 Steele Road and Lot 1, D.L. 579, SDYD, Plan EPP20408, located at 1200 Steele Road from Multiple Unit Residential - Low Density, Single / Two Unit Residential, Major Park & Open Space, Educational / Institutional, Commercial to Multiple Unit Residential - Low Density, Single / Two Unit Residential, Major Park & Open Space, Educational / Institutional, Commercial, as shown on Map "A" attached to the Report of the Land Use Management Department dated June 28, 2013, be considered by Council;

AND THAT Council considers the applicant's June 26th Public Information Meeting to be appropriate consultation for the purpose of Section 879 of the Local Government Act, as outlined in the Report of the Land Use Management Department dated June 28, 2013;

AND THAT Rezoning Application No. Z13-0023 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of a portion of Lot A, D.L. 579, SDYD, Plan EPP9618 Except Plans EPP9638, EPP15721, EPP18670, EPP20408 and EPP22118, located at 1150 Steele Road and Lot 1, D.L. 579, SDYD, Plan EPP20408, located at 1200 Steele Road from A1 - Agriculture 1, RU1 - Large Lot Housing, RU1H - Large Lot Housing Hillside, P3 - Parks & Open Space to A1 - Agriculture 1, RU1 - Large Lot Housing, RU1H - Large Lot Housing Hillside, P2 - Educational & Minor Institutional, P3 - Parks & Open Space as shown on Map "B" attached to the report of the Land Use Management Department, dated June 28, 2013, be considered by Council;

AND THAT the Official Community Plan Bylaw Amendment and the Zone Amending Bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the Zone Amending Bylaw be considered subsequent to the requirements of the Development Engineering Branch being completed to their satisfaction;

AND THAT final adoption of the Zone Amending Bylaw be considered subsequent to the dedication of the public walkway connection the City as a titled lot;

AND FURTHER THAT final adoption of the Zone Amending Bylaw be considered subsequent to the submission of a plan of subdivision to consolidate the properties.

Carried

3.1.1. Bylaw No. 10867 (OCP13-0014) - 1150 & 1200 Steele Road, No. 21 Great Projects Ltd.

Moved By: Councillor Stack/Seconded By: Councillor Given

R517/13/07/29 THAT Bylaw No. 10867 be read a first time;

AND THAT the Bylaw has been considered in conjunction with the City's Financial Plan and Waste Management Plan.

Carried

3.1.2. Bylaw No. 10868 (Z13-0023) - 1150 & 1200 Steele Road, No. 21 Great Projects Ltd.

Moved By: Councillor Given/Seconded By: Councillor Stack

R518/13/07/29 THAT Bylaw No. 10868 be read a first time.

Carried

3.2. Rezoning Application No. Z13-0022 - 1369 & 1375 Bertram Street, John Bauer and Irvin & Linda Cordes

Staff:

- Summarized the application before Council and responded to questions from Council.

Moved By: Councillor Hobson/Seconded By: Councillor Basran

R519/13/07/29 THAT Rezoning Application No. Z13-0022 to amend the City of Kelowna Zoning Bylaw No. 8000, by changing the zoning classification of Lot 13, D.L. 139, ODYD, Plan 2271, located at 1369 Bertram Street and Lot 14, D.L. 139, ODYD, Plan 2271, located at 1375 Bertram Street, Kelowna BC, from the RU6 - Two Dwelling Housing zone to the RM5 - Medium Density Multiple Housing zone be considered by Council;

AND THAT the Zone Amending Bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the Zone Amending Bylaw be considered subsequent to the requirements of the Development Engineering Branch being completed to their satisfaction;

AND THAT final adoption of the Zone Amending Bylaw be considered subsequent to the submission of a plan of subdivision to consolidate the properties into one title;

AND FURTHER THAT final adoption of Zone Amending Bylaw be considered in conjunction with Council's consideration of a Development Permit and Development Variance Permit on the subject properties.

Carried

3.2.1. Bylaw No. 10872 (Z13-0022) - 1369 & 1375 Bertram Street, John Bauer and Irvin & Linda Cordes

Moved By: Councillor Blanleil/Seconded By: Councillor Basran

R520/13/07/29 THAT Bylaw No. 10872 be read a first time.

Carried

3.3. Development Permit Application No. DP13-0096 - 975 Academy Way, Meiklejohn Architects

Staff:

- Summarized the application before Council and responded to questions from Council.

Moved By: Councillor Hobson/Seconded By: Councillor Singh

R521/13/07/29 THAT Council authorize the issuance of Development Permit No. DP13-0096 for Lot A, Section 10, Township 23, ODYD, Plan EPP16167, located at 975 Academy Way, 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", which is to be sealed by a Landscape Architect in good standing prior to permit issuance;
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 Landscape Architect;
5. The third phase of development on the subject property must include a pedestrian connection from phase 2 to phase 3 that features a high standard of landscape design and low-impact retaining;
6. That the Zoning Bylaw requirement for commercial FAR be satisfied in the third phase of the development, as outlined in the attached letter, dated July 2, 2013;

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

3.4. Rezoning Application No. Z11-0018, Extension Request - 1500 Friesen Road, Gwynne Johnson

Moved By: Councillor Stack/Seconded By: Councillor Basran

R522/13/07/29 THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for the adoption of Amending Bylaw No. 10536,

Lot 14, Section 35, Township 26, ODYD, Plan 18660, located on 1500 Friesen Road, Kelowna, BC be extended from May 31, 2013 to May 31, 2014.

Carried

4. Non-Development Reports & Related Bylaws

4.1. Provincial Printed Paper and Packaging Financial Incentives

City Manager left the meeting at 2:15 p.m. and Deputy City Manager assumed the City Manager role.

Peter Rotheisler, Manager Environmental Services, Regional District of Central Okanagan:

- Provided a power point presentation regarding the Provincial changes to the residential recycling program.

Moved By: Councillor Hobson/Seconded By: Councillor Given

R523/13/07/29 THAT Council receives the report from the Divisional Director, Infrastructure dated July 23, 2013, with respect to the Provincial Printed Paper and Packaging Financial Incentives;

AND THAT Council receives the Central Okanagan Regional District Report dated June 18, 2013 and the PowerPoint presentation by the Regional Manager of Environmental Services regarding this same subject;

AND THAT Council accept the financial incentives offered by Multi Material British Columbia for the curbside collection, recycling depot service, residential education and service administration;

AND THAT Council enter into a contract with Multi Material British Columbia for a term that coincides with the term of the curbside collection program (April 2016);

AND FURTHER THAT Council direct staff to come back as part of the 2014 Budget Process to identify the reductions to the City's residential collection and waste reduction costs by incorporating the financial incentives offered by Multi Material British Columbia.

Carried

4.2. Event Development Fund

Staff:

- Provided a power point presentation regarding distribution of the 2013 Event Development funds.

Moved By: Councillor Basran/Seconded By: Councillor DeHart

R524/13/07/29 THAT Council receives, for information, the Report from the Sport & Event Development Manager dated July 24, 2013 with respect to the Event Development Fund;

AND THAT Council endorses the Event Development Fund Guidelines as attached to the Report of the Sport & Event Development Manager dated July 24, 2013;

AND THAT Council directs staff to administer the funds approved in the 2013 budget according to the Event Development Fund criteria outlined in the Report of the Sport & Event Development Manager dated July 24, 2013;

AND FURTHER THAT Council directs staff to prepare a budget submission for ongoing funding for the Event Development Fund for consideration as part of the 2014 Provisional Budget process.

Carried

City Manager rejoined the meeting at 3:22 p.m.

4.3. Hospital Area Plan

Staff:

- Summarized the Hospital Area Plan and responded to questions from Council.

Moved By: Councillor Stack/Seconded By: Councillor Singh

R525/13/07/29 THAT Council receives for information the report from Policy and Planning, dated July 22, 2013 with respect to the Hospital Area Plan;

AND THAT Council directs staff to meet with Interior Health to review the plan boundaries and report back regarding Interior Health Authorities' intent for properties owned by IHA within the plan area.

Carried

4.4. Community Climate Action Plan: Achievements to Date and Next Steps

Staff:

- Provided a power point presentation regarding the Community Climate Action Plan and responded to questions from Council.

Moved By: Councillor Singh/Seconded By: Councillor Hobson

R526/13/07/29 THAT Council receives, for information, the Report from the Sustainability Coordinator dated July 22, 2013 with respect to the Community Climate Action Plan: Achievements to Date and Next Steps;

AND THAT Council direct staff to focus on road transportation reduction initiatives in 2014;

AND THAT Council directs staff to determine the mobility targets necessary to, by 2020, achieve a 20% reduction in vehicle kilometres travelled and identify measures that could be taken to achieve that target and report back to Council with recommendations;

AND FURTHER THAT staff report back to Council in 2014 with respect to the Community Climate Action Plan accomplishments to date and to recommend actions for subsequent implementation.

Carried

5. Bylaws for Adoption (Non-Development Related)

5.1. Bylaw No. 10853 - Hotel Tax Bylaw

Councillor DeHart declared a conflict of interest as she works directly with the hotel/motel industry and departed the meeting at 4:15 p.m.

Moved By: Councillor Basran/Seconded By: Councillor Blanleil

R527/13/07/29 THAT Bylaw No. 10853 be adopted.

Carried

Councillor DeHart rejoined the meeting at 4:15 p.m.

5.2. **Bylaw No. 10871 - Amendment No. 6 to Solid Waste Management Bylaw No. 10106**

Moved By: Councillor Hobson/Seconded By: Councillor Singh

R528/13/07/29 THAT Bylaw No. 10871 be adopted.

Carried

6. Mayor and Councillor Items

Councillor Stack:

- Advised of the International Children's Games Alumni BBQ at the Parkinson Recreation Centre on July 31, 2013 at 5:00 p.m.

Councillor DeHart:

- Reported on her attendance, with the Mayor, at the International Buskers Festival Event in Victoria, BC. There was no cost to the taxpayer for their attendance.

Mayor Gray:

- Provided further comments on his attendance at the International Buskers Festival.

Councillor Singh:

- Congratulated Deb Champion, City staff, for organizing the Kelowna Dragon Boat Festival.

7. Termination

This meeting was declared terminated at 4:28 p.m.

Mayor

/acm

City Clerk