



## City of Kelowna Regular Council Meeting Minutes

Date: Monday, March 9, 2015  
Location: Council Chamber  
City Hall, 1435 Water Street

Council Members Present: Mayor Colin Basran\* and Councillors Maxine DeHart, Ryan Donn, Gail Given, Tracy Gray, Charlie Hodge, Brad Sieben, Mohini Singh and Luke Stack

Staff Present: Deputy City Manager, Paul Macklem; City Clerk, Stephen Fleming; Urban Planning Manager, Ryan Smith\*; Urban Planning Supervisor, Lindsey Ganczar\*; Subdivision, Agriculture & Environment Director, Shelley Gambacort\*; Sustainability Coordinator, Michelle Kam\*; Strategic Land Development Manager, Graham Hood\*; Systems & Reporting Manager, Jackie Dueck\*; Utilities Services Manager, Kevin Van Vliet; Financial Services Director, Genelle Davidson\*; Regional Services Director, Ron Westlake\* and Council Recording Secretary, Arlene McClelland

(\* denotes partial attendance)

### 1. Call to Order

Mayor Basran called the Meeting to order at 1:30 p.m.

Mayor Basran 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 Hodge

R157/15/03/09 THAT the Minutes of the Regular Meeting of March 2, 2015 be confirmed as circulated.

Carried

### 3. Development Application Reports & Related Bylaws

3.1 4360-4390 Gallaghers Dr. E, OCP14-0026 - GolfBC Holdings Inc.

Staff:

- Provided a PowerPoint Presentation summarizing the application and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Gray

R158/15/03/09 THAT Official Community Plan Bylaw Amendment No. OCP14-0026 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 C and an Undivided 1/6 Share in Lot G, Section 2, Township 26, ODYD, Plan KAP53116, located on 4360-4390 Gallaghers Drive East, Kelowna, BC, from the COMM - Commercial designation to the REC - Private Recreation and S2RES - Single / Two Unit Residential designations, as shown on Map "A" attached to the report of the Subdivision, Agriculture & Environment Department dated February 25, 2015, be considered by Council;

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

AND FURTHER THAT final adoption of the Official Community Plan Amending Bylaw be considered subsequent to the issuance of a Preliminary Layout Review Letter by the Approving Officer.

Carried

3.2 4360-4390 Gallaghers Dr. E, BL11066 (OCP14-0026) - GolfBC Holdings Inc.

Moved By Councillor Hodge/Seconded By Councillor Gray

R159/15/03/09 THAT Bylaw No. 11066 be read a first time.

Carried

Mayor Basran declared a conflict of interest as the Applicant is the Basran family Realtor and left the meeting at 1:35 p.m. Deputy Mayor Singh took over as Chair.

3.3 3528 Landie Road, Z14-0058 - Jesse East

Staff:

- Provided a PowerPoint Presentation summarizing the application and responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor DeHart

R160/15/03/09 THAT Rezoning Application No. Z14-0058 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot C, District Lot 134, ODYD, Plan 31819, located on 3528 Landie Road, Kelowna, BC from the RU1 - Large Lot Housing zone to the RU2 - Medium Lot 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 Council's consideration of a Development Variance Permit for the subject property;

AND THAT final adoption of the Zone Amending Bylaw be considered subsequent to the issuance of a Preliminary Layout Review Letter by the Approving Officer;

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

Carried

**3.4 3528 Landie Road, BL11067 (Z14-0058) - Jesse East**

Moved By Councillor Donn/Seconded By Councillor Hodge

R161/15/03/09 THAT Bylaw No. 11067 be read a first time.

Carried

Mayor Basran rejoined the meeting at 1:39 p.m. and resumed the Chair.

**3.5 4962 Lakeshore Road, Z15-0001 - Shane Jones**

Staff:

- Provided a PowerPoint Presentation summarizing the application and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Stack

R162/15/03/09 THAT Rezoning Application No. Z15-0001 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 3 Section 26 Township 28 SDYD Plan 4493 Except Plan 13503, located on 4962 Lakeshore Road, Kelowna, BC from the RR2 - Rural Residential 2 zone to the RR2c - Rural Residential 2 with Carriage House 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 FURTHER THAT final adoption of the Zone Amending Bylaw be considered in conjunction with Council's consideration of the Development Permit and Development Variance Permit for the subject property.

Carried

**3.6 4962 Lakeshore Road, BL11068 (Z15-0001) - Shane Jones**

Moved By Councillor Gray/Seconded By Councillor Hodge

R163/15/03/09 THAT Bylaw No. 11068 be read a first time.

Carried

**3.7 1205, 1215, 1223 & 1229 Richter Street, Z10-0104 - Eric & Margaret Nickel**

Staff:

- Displayed a PowerPoint Presentation summarizing reasons for closing the file.

Moved By Councillor Given/Seconded By Councillor Donn

R164/15/03/09 THAT Zone Amending Bylaw No. 10544 (Z10-0104) for the properties located at Lots 10 to 13, District Lot 138, ODYD, Plan 1039, located on Richter Street, Kelowna, BC be forwarded for rescindment consideration.

3.8 1205, 1215, 1223 & 1229 Richter Street, BL10544 (Z10-0104) - Eric & Margaret Nickel

Moved By Councillor Given/Seconded By Councillor Donn

R165/15/03/09 THAT 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading given to Bylaw No. 10544 be rescinded;

AND THAT the file for Rezoning Application No. Z10-0104 for the property located at 12015, 1215, 1223 and 1229 Richter Street be closed.

Carried

3.9 1599 KLO Road, Z11-0035 - Robert & Michelle Geismayr

Staff:

- Displayed a PowerPoint Presentation summarizing reasons for closing the file.

Moved By Councillor Singh/Seconded By Councillor DeHart

R166/15/03/09 THAT Zone Amending Bylaw No. 10569 (Z11-0035) for the property located at Lot 4, District Lot 131, ODYD, Plan 17156, except Plan KAP78069, located at 1599 KLO Road, Kelowna, BC be forwarded for rescindment consideration.

Carried

3.10 1599 KLO Road, BL10569 (Z11-0035) - Robert & Michelle Geismayr

Moved By Councillor DeHart/Seconded By Councillor Singh

R167/15/03/09 THAT 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> reading given to Bylaw No. 10569 be rescinded;

AND THAT the file for Rezoning Application No. Z11-0035 for the property located at 1599 KLO Road be closed.

Carried

#### 4. Bylaws for Adoption (Development Related)

4.1 BL11054 (TA14-0020) - Amendment to City of Kelowna Zoning Bylaw No. 8000

Moved By Councillor Singh/Seconded By Councillor DeHart

R168/15/03/09 THAT Bylaw No. 11054 be adopted.

Carried

4.2 BL11055 - Amendment No. 1 to Medical Marihuana Producer Business Licence and Regulation Bylaw No. 10920

Moved By Councillor Singh/Seconded By Councillor DeHart

R169/15/03/09 THAT Bylaw No. 11055 be adopted.

Carried

## 5. Non-Development Reports & Related Bylaws

### 5.1 Our Rutland Funding Contributions

Staff:

- Provided a PowerPoint Presentation summarizing the report and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Gray

R170/15/03/09 THAT Council receives, for information, the report from the Sustainability Coordinator dated March 9, 2015, with respect to Our Rutland Funding Contributions;

AND THAT Council approves the contribution from Uptown Rutland Business Association (URBA) of \$36,000 to allow for enhanced lighting for the Our Rutland Project;

AND FURTHER THAT Council amends the 2015 Financial Plan Capital Budget approved for the Our Rutland Project, from \$133,000 to \$169,000, funded from Policy and Planning's budget, to reflect the report from the Sustainability Coordinator, dated March 9, 2015.

Carried

### 5.2 Budget Transfer - Kelowna Family Y Renovation Project

Staff:

- Provided an overview of the Kelowna Family Y renovation project and responded to questions from Council.

Moved By Councillor Singh/Seconded By Councillor Donn

R171/15/03/09 THAT Council receives, for information, the Report from the Utility Services Manager dated February 25, 2015 regarding the Kelowna Family Y Structural Upgrade and Renovation Project;

AND THAT Council approves additional budget of \$180,000 required for the Kelowna Family Y emergency repairs;

AND THAT Council authorizes staff to transfer funds for this \$180,000 shortfall from other completed 2014 capital projects where funding is available.

Carried

### 5.3 Bicycle Program - Pathways Abilities Society

Staff:

- Provided an overview of the Bicycle Program Agreement.

Moved By Councillor Donn/Seconded By Councillor Hodge

R172/15/03/09 THAT Council continues to support the Bicycle program with the Pathways Abilities Society, by entering into a new agreement for the period 2015-2019 to provide for the collection, safekeeping and ultimate disposal of lost and stolen bicycles within the City of Kelowna;

AND THAT the Mayor and City Clerk be authorized to execute the Agreement.

Carried

#### 5.4 Transit Fare Changes

Staff:

- Provided a PowerPoint Presentation summarizing the fare change recommendations and responded to questions from Council.

Moved By Councillor Donn/Seconded By Councillor DeHart

R173/15/03/09 THAT Council supports a fare change, as detailed in Appendix 3 attached to the Report of the Director, Financial Services dated March 9, 2015, for Conventional and Custom Transit effective September 1, 2015 and a UPASS increase effective September 1, 2016;

AND THAT the 2015 Financial Plan be amended to include the projected increase in revenue for September to December 2015.

Carried

#### 5.5 Transit 2014/2015 Amended Annual Operating Agreement

Staff:

- Provided an overview of the amendments to the Annual Operating Agreement and responded to questions from Council.

Moved By Councillor Donn/Seconded By Councillor Given

R174/15/03/09 THAT Council approve Amendment #1 to the 2014/2015 Annual Operating Agreement for conventional and community transit.

Carried

#### 5.6 1745 Chapman Place Land Lease

Staff:

- Provided a PowerPoint Presentation summarizing the Lease.

Moved By Councillor Donn/Seconded By Councillor Singh

R175/15/03/09 THAT Council enter into the land lease for 1745 Chapman Place, Lot 2 Plan KAP92715 with the Ki-Low-Na Friendship Society and the British Columbia Management Housing Corporation in the form attached as Schedule 'A' to the Report of the Strategic Land Development Manager dated March 9, 2015;

AND THAT the Mayor and City Clerk be authorized to execute.

Carried

#### 6. Mayor and Councillor Items

Councillor Gray:

- Reminder of the Central Okanagan Crime Stoppers Fundraiser Saturday March 14<sup>th</sup>.

Councillor Sieben:

- Spoke to his attendance at Devour 2015 and the success of the Event.

Councillor Stack:

- Raised concern with the number of Fire Permits being issued as the amount of smoke was excessive.

Moved By Councillor Stack/Seconded By Councillor Sieben

R176/15/03/09 THAT Council directs the Kelowna Fire Department to review the number of Fire Permits issued at any one time and report back to Council.

Carried

Mayor Basran:

- Congratulated local artist Laurie Koss for her art work being featured on Canada Post stamps.
- Congratulated Soil Mate and Float Space for their recent awards at the 12<sup>th</sup> Annual Small Business BC Awards.

## 7. Termination

This meeting was declared terminated at 3:16 p.m.

\_\_\_\_\_  
Mayor

/acm

\_\_\_\_\_  
City Clerk