



City of Kelowna Regular Council Meeting Minutes

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| Date: | Monday, March 16, 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 and Brad Sieben |
| Council Members Absent: | Councillors Mohini Singh and Luke Stack |
| Staff Present: | City Manager, Ron Mattiussi; City Clerk, Stephen Fleming; Urban Planning Manager, Ryan Smith*; Subdivision, Agriculture & Environment Director, Shelley Gambacort*; Systems & Reporting Manager, Jackie Dueck*; Community & Neighbourhood Services Manager, Louise Roberts*; Financial Planning Manager, George King*; Accountant, Matt Friesen*; Infrastructure Systems Manager, Brian Abrey*; Development Engineering Manager, Steve Muenz*; Planner, Lauren Sanbrooks*; Planner Specialist, Ross Soward*; Event Development Supervisor, Mariko Siggers*; and Council Recording Secretary, Arlene McClelland |

(* denotes partial attendance)

1. Call to Order

Mayor Basran called the Meeting to order at 1:31 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 Hodge/Seconded By Councillor DeHart

R182/15/03/16 THAT the Minutes of the Regular Meeting of March 9, 2015 be confirmed as circulated.

Carried

3. Committee Reports

3.1 40th Annual Civic and Community Awards, 2014 Finalists

Community & Neighbourhood Services Manager, Louise Roberts
 - Introduced Beryl Itani, Chair Civic & Community Awards Nomination Committee

Beryl Itani, Chair, Civic and Community Awards Nomination Committee:
 - Provided a PowerPoint Presentation summarizing the Award finalists.

Moved By Councillor Hodge/Seconded By Councillor Donn

R183/15/03/16 THAT Council receives, for information, the Report from the Community and Neighborhood Services Manager, dated March 11, 2015, that outlines the 40th Annual Civic and Community Award finalists.

Carried

4. Development Application Reports & Related Bylaws

4.1 1890 Baron Road, LUC15-0001 - SD-39 Ventures Ltd.

Staff:

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

Moved By Councillor Given/Seconded By Councillor Hodge

R184/15/03/16 THAT Land Use Contract Discharge Application No. LUC15-0001 to discharge a portion of LUC 76-1114, as shown on Map "A" attached to the Report of the Urban Planning Department dated March 4, 2015, be considered by Council;

AND THAT the Land Use Contract Discharge Bylaw be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the Land Use Contract Discharge Bylaw be considered subsequent to the issuance of final subdivision by the Subdivision Approving Officer;

AND FURTHER THAT final adoption of the Land Use Contract Discharge be considered subsequent to the requirements of the Ministry of Transportation and Infrastructure being completed to their satisfaction.

Carried

4.2 1890 Baron Road, BL11069 (LUC15-0001) - SD-39 Ventures Ltd.

Moved By Councillor Hodge/Seconded By Councillor Gray

R185/15/03/16 THAT Bylaw No. 11069 be read a first time.

Carried

4.3 1305 Latta Road, FH14-0004 - Narinderparl & Sarabjit Hehar

Staff:

- Provided a PowerPoint Presentation summarizing the application and responded to questions from Council.
 - Advised that there was a change to the recommendation as presented in the staff report.

Moved By Councillor Sieben/Seconded By Councillor DeHart

R186/15/03/16 THAT Council authorize the issuance of Farm Help Housing Permit No. FH14-0004 for Lot 25 Section 36 TWP 26 ODYD Plan 1760 except Plans B4218 and 33998 located at 1305 Latta Road, Kelowna B.C., subject to the following:

1. The dimensions of the proposed Seasonal Farm Worker Housing to be constructed on the land be in general accordance with Attachment A;

2. The Seasonal Farm Worker Housing be constructed in accordance with Seasonal Agricultural Worker Program (SAWP) / BC Agriculture Council Housing Standards, and the maximum number of workers housed is in accordance with provincial and federal housing requirements for agricultural workers, as they may be amended from time to time;
3. The improvements are in accordance with the BC Building Code, and that all conditions of the City of Kelowna Building and Permitting Services be met; and the
4. Registration of a Section 219 Restrictive Covenant restricting the use for 14 Seasonal Agricultural Worker Housing to use by farm employees only, and which is restricted to a maximum occupation of 9 months of the year, and that this restriction be applied to the entire dwelling.

Carried

4.4 1060 Hollywood Road S., Z13-0036, Extension Request - Swaranjit & Harbant Punia

Moved By Councillor Hodge/Seconded By Councillor Gray

R187/15/03/16 THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for the adoption of Zone Amending Bylaw No. 10904, for Lot 1, Section 22, Township 26, ODYD, Plan KAP58290 located on 1060 Hollywood Rd S., Kelowna, BC, be extended from January 21, 2015 to January 21, 2016.

Carried

5. Non-Development Reports & Related Bylaws

5.1 55+ BC Games Bid

Staff:

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

Moved By Councillor DeHart/Seconded By Councillor Sieben

R188/15/03/16 THAT Council receives, for information, the report from the Event Development Supervisor dated March 11, 2015 regarding the opportunity to bid on the 55+ BC Games;

AND THAT Council direct staff to determine the level of community interest in hosting and competing in the 55+ BC Games;

AND FURTHER THAT Council direct staff to report back to Council with the results of community interest and a recommendation to proceed or not with a bid.

Carried

5.2 2015 Financial Plan - Volume 2 Carryovers

Staff:

- Provided a PowerPoint Presentation and responded to questions from Council.
- To provide Council with a hardcopy version of the carryovers.

Moved By Councillor DeHart/Seconded By Councillor Hodge

R189/15/03/16 THAT the 2015 Financial Plan be increased by \$2,376,590 to provide for operating carryover projects and \$121,091,600 for capital carryover projects as summarized in Financial Plan Volume 2.

Carried

5.3 Downtown Kelowna Association 2015 Budget

Staff:

- Summarized the Downtown Kelowna Association Budget request and responded to questions from Council.

Peggy Athans, Executive Director, DKA:

- Responded to questions from Council.

Moved By Councillor DeHart/Seconded By Councillor Sieben

R190/15/03/16 THAT Council approves the Downtown Kelowna Association 2015 Budget as outlined in the report of the Revenue Branch Accountant dated March 16, 2015;

AND THAT Council approve the 2015 levy of \$804,276 on Class 5 and Class 6 properties located within the boundaries of the Kelowna Downtown Business Improvement Area.

Carried

5.4 Uptown Rutland Business Association 2015 Budget

Staff:

- Summarized the Uptown Rutland Business Association's budget and responded to questions from Council.

Laurel D'Andrea, Executive Director, URBA

- Responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Donn

R191/15/03/16 THAT Council approves the Uptown Rutland Business Association 2015 Budget as outlined in the report of the Revenue Accountant dated March 16, 2015;

AND THAT Council approve the 2015 levy of \$169,300 on Class 5 and Class 6 properties located within the boundaries of the Uptown Rutland Business Improvement Area.

Carried

5.5 Investment of City of Kelowna Funds for 2014

Staff:

- Provided a PowerPoint Presentation.

Moved By Councillor Given/Seconded By Councillor Gray

R192/15/03/16 THAT Council receives, for information, the Report from the Systems and Reporting Manager dated Mar 10, 2015 with respect to the investment of City of Kelowna funds for 2014.

Carried

5.6 Heritage Register

Staff:

- Displayed photographs of the properties and highlighted their history subject to proposed Register changes and responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor Given

R193/15/03/16 THAT Council receives, for information, the report from the Planner II, Policy and Planning Department dated March 16, 2016, with respect to the Kelowna Heritage Register;

AND THAT Council endorse the addition of 455 Park Avenue to the Kelowna Heritage Register;

AND FURTHER THAT Council endorse the removal of 343 Christleton Avenue from the Kelowna Heritage Register.

Carried

5.7 Heritage Review Terms of Reference

Staff:

- Provided an overview of the Terms of Reference and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Gray

R194/15/03/16 THAT Council receives the report from the Planner II, Policy and Planning Department, dated March 16, 2015, regarding the Heritage Review Terms of Reference for information;

AND THAT the Heritage Review Terms of Reference be amended to include a representative from Tourism Kelowna rather than a member from the tourism industry;

AND THAT Council endorse the Heritage Review Terms of Reference, as attached to the report of the Planner II, Policy and Planning Department dated March 16, 2015, as amended.

Carried

5.8 My Downtown Plan-Civic Block Land Use Plan

Staff:

- Provided a PowerPoint Presentation summarizing the Civic Block Plan and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Given

R195/15/03/16 THAT Council authorizes the initiation of the Civic Block Land Use Plan process as outlined in the report of the Policy and Planning Department, dated March 9, 2015;

THAT Council endorses the public engagement and communications strategy as outlined in the report prepared by the Policy and Planning Department, dated March 9, 2015.

Carried

5.9 Waiving of Noise Provision in Noise Bylaw No. 6647 for IHA Building

Staff:

- Summarized the reasons for waiving the noise provision in the Noise Bylaw.

Moved By Councillor Donn/Seconded By Councillor Hodge

R196/15/03/16 THAT Council receive, for information, the Report of the Development Engineering Manager dated March 10, 2015;

AND THAT Council consider the Kelowna Community Health Services Centre (KCHSC) raft pour and site dewatering a special event in the public interest;

AND THAT for these special events that the construction noise for the dewatering be permitted until this construction is no longer required and that the noise associated with raft pour be permitted on a continual basis in or around March 17th and 25th 2015.

Carried

5.10 Fibre Optic Network - Amendment to Miscellaneous Fees and Charges

Staff:

- Provided an overview of the project, requested amendments to the Bylaw and responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor DeHart

R197/15/03/16 THAT Council receives for information, the Report from the Infrastructure Systems Manager, dated March 16, 2015 to implement and charge fees relating to the Fibre Optic Strategy;

AND THAT Council delegates authority to the Infrastructure Systems Manager in order to enter into dark fibre leases on behalf of the City of Kelowna;

AND FURTHER THAT Council gives reading consideration to Bylaw No. 11070 being Amendment No. 6 to Miscellaneous Fees and Charges Bylaw No. 9381.

Carried

5.11 BL11070 - Amendment No. 6 to Miscellaneous Fees and Charges Bylaw No. 9381

Moved By Councillor Gray/Seconded By Councillor Given

R198/15/03/16 THAT Bylaw No. 11070 be read a first, second and third time.

Carried

5.12 1502-1504 & 1506 Sutherland Avenue (Adjacent to) - Road Closure

Moved By Councillor Hodge/Seconded By Councillor Gray

R199/15/03/16 THAT Council receives the Report from the Manager, Real Estate Services, dated September 15, 2014, recommending that Council adopt the proposed road closure of a portion of land between St. Paul Street and Richter Street;

AND FURTHER THAT Bylaw No. 10932, being proposed road closure of a portion of land between St. Paul Street and Richter Street, is given reading consideration.

Carried

5.13 1502-1504 & 1506 Sutherland Avenue (Adjacent to), BL11063 - Road Closure Bylaw

Moved By Councillor DeHart/Seconded By Councillor Sieben

R200/15/03/16 THAT Bylaw No. 11063 be read a first, second and third time.

Carried

5.14 Parcel Tax Bylaw for Bernard Avenue Revitalization Project Local Area Service

Moved By Councillor Sieben/Seconded By Councillor Hodge

R201/15/03/16 THAT Council receives for information the report from the City Clerk dated March 16, 2015 directing staff to impose a parcel tax under Section 200 of the Community Charter on the benefiting parcels in the Bernard Avenue Revitalization Project Local Area Service;

AND THAT Bylaw No. 11061 being Bernard Avenue Revitalization Project Local Area Service be forwarded for reading consideration.

Carried

5.15 BL11061 - Parcel Tax Bylaw for Local Area Service for the Bernard Avenue Revitalization Project

Moved By Councillor Sieben/Seconded By Councillor DeHart

R202/15/03/16 THAT Bylaw No. 11061 be read a first, second and third time.

Carried

5.16 2015 Parcel Tax Roll Review Panel for Bernard Avenue Revitalization Project LAS

Moved By Councillor DeHart/Seconded By Councillor Donn

R203/15/03/16 THAT Council receives, for information, the 2015 Parcel Tax Roll Review Panel Report from the City Clerk dated March 16, 2015;

AND THAT Council set the time and the place for the 2015 Parcel Tax Roll Review Panel for Bernard Avenue Revitalization Project Local Area Service for 9:30 a.m. on Friday, April 10, 2015 in the Veendam meeting room, 2nd Floor, City Hall, 1435 Water Street, Kelowna, BC.

Carried

6. Mayor and Councillor Items

Councillor Donn:

- Spoke to his attendance at an Information Event hosted by the UBC Okanagan Muslim Students' Association and the Islamic Center of Kelowna.

7. Termination

This meeting was declared terminated at 3:32 p.m.

Mayor

/acm

City Clerk