



City of Kelowna Regular Council Meeting Minutes

Date: Monday, January 18, 2016
 Location: Knox Mountain Meeting Room (#4A)
 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: City Manager, Ron Mattiussi; City Clerk and Acting Divisional Director, Corporate & Protective Services, Stephen Fleming; Divisional Director, Community Planning & Real Estate, Doug Gilchrist*; Divisional Director, Infrastructure, Alan Newcombe*; Community Planning Department Manager, Ryan Smith*; Suburban and Rural Planning Manager, Todd Cashin*; Planner Specialist, Melanie Stepphun*; Policy & Planning Department Manager, Danielle Noble-Brandt*; Bylaw Services Manager, Greg Wise*; Risk Manager, Lance Kayfish*; Transportation & Mobility Manager, Moudud Hasan*; Sustainability Coordinator, Tracy Guidi*; and Legislative Systems Coordinator, Sandi Horning

Guest: Alta Planning & Design, Consultant, Gavin Davidson*

(* denotes partial attendance)

1. Call to Order

Mayor Basran called the meeting to order at 9:04 a.m.

2. Confirmation of Minutes

Moved By Councillor Hodge/Seconded By Councillor Donn

R013/16/01/18 THAT the Minutes of the AM Meeting of January 11, 2016 be confirmed as circulated.

Carried

3. Reports

3.1 Pedestrian and Bicycle Master Plan

The Consultant, Gavin Davidson, joined the meeting at 9:05 a.m.

Staff:

- Introduced the item and the Consultant, Gavin Davidson, from Alta Planning & Design.
- Responded to questions from Council.

Gavin Davidson, Consultant:

- Displayed a PowerPoint presentation summarizing the draft Pedestrian and Bicycle Master Plan and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Stack

R014/16/01/18 THAT Council directs staff to remove the reference to Hotel Sales Tax and Aviation Fuels Tax or Passenger Fees as potential funding sources from the Draft Pedestrian and Bicycle Master Plan.

Carried

Moved By Councillor Hodge/Seconded By Councillor DeHart

R015/16/01/18 THAT Council receives, for information, the Report from the Transportation & Mobility Manager dated January 13, 2016 regarding the Pedestrian and Bicycle Master Plan;

AND THAT Council endorses the next steps related to the master planning process prior to staff reporting back to Council with the Pedestrian and Bicycle Master Plan final report for Council endorsement, as outlined in the Report from the Transportation & Mobility Manager, dated January 13, 2016.

Carried

The Consultant, Gavin Davidson, left the meeting at 10:41 a.m.

The meeting recessed at 10:41 a.m. The meeting reconvened at 10:49 a.m.

3.2 Discussion Paper and Proposed Minister's Bylaw Standards - Regulating Agri-tourism and Farm Retail Sales in the Agricultural Land Reserve

Divisional Director, Community Planning & Real Estate:

- Introduced the item and provided background information.
- Responded to questions from Council.

Staff:

- Displayed a PowerPoint presentation summarizing the rationale and the City's feedback with respect the Ministry of Agriculture's Discussion Paper and Proposed Minister's Bylaw Standards with respect to Regulating Agri-tourism and Farm Retail Sales in the Agricultural Land Reserve.
- Spoke to staff's and the Agricultural Advisory Committee's recommendations.
- Confirmed that City staff and ALC staff are meeting in early February.
- Advised that the Chair and CEO of the Agricultural Land Commission are tentatively scheduled to meet with Council on Monday, February 15, 2016 as part of the AM Council Meeting.
- Responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor Given

R016/16/01/18 THAT Council receives, for information, the report from the Planner Specialist dated January 18, 2016 regarding the Discussion Paper and Proposed Minister's Bylaw Standards - Regulating Agri-tourism and Farm Retail Sales in the Agricultural Land Reserve dated September 14, 2015;

AND THAT Council endorse City staff response to the Discussion Paper as attached as Appendix C to the Report from the Planner Specialist dated January 18, 2016 regarding Discussion Paper and Proposed Minister's Bylaw Standards - Regulating Agri-tourism and Farm Retail Sales in the Agricultural Land Reserve dated September 14, 2015;

AND FURTHER THAT Council provides the following supplemental comments to the Ministry of Agriculture:

1. Additional enforcement is welcome and required in Kelowna. Council is encouraged by the recent steps taken in this regard;
2. An overall review of the role and function of the ALR in BC in a current context is needed, including a review of historical mapping errors and omissions; and
3. A review of fees and taxes applicable to farms in BC is required. The tax avoidance model in Kelowna is prominent and ALC support is essential in this review.

Carried

4. Resolution Closing the Meeting to the Public**Moved By Councillor Stack/Seconded By Councillor Gray**

R017/16/01/18 THAT this meeting be closed to the public pursuant to Section 90(1) (a), (f) and (g) and Section 90(2) (b) of the *Community Charter* for Council to deal with matters relating to the following:

- Position Appointment;
- Law Enforcement;
- Potential Litigation; and
- Negotiations with the Provincial Government.

Carried

5. Adjourn to Closed Session

The meeting adjourned to a closed session at 11:37 a.m.

6. Reconvene to Open Session

The meeting reconvened to an open session at 3:15 p.m.

7. Issues Arising from Correspondence & Community Concerns**7.1 Acting Divisional Director, Corporate & Protective Services, re: RCMP Contract Feedback to UBCM**

Acting Divisional Director, Corporate & Protective Services:

- Provided background information regarding the RCMP Contract Feedback to UBCM and displayed a Draft Resolution for Council's consideration.
- Responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor Donn

R018/16/01/18 THAT Council authorizes the Mayor, on behalf of Council, to write a letter to UBCM identifying the following two conditions regarding the RCMP contract:

- The length of time to get a position approved from the Provincial and Federal levels; and
- The elimination of the RCMP funded Surplus to Establishment (STE) program.

Carried**7.2 Councillor Hodge, re: Fintry Queen**

Councillor Hodge:

- Made comment on the owner, Andy Schwab, of the Fintry Queen contacting him regarding the possibility of keeping the Fintry Queen moored in Kelowna rather than mooring it in Penticton.

Council:

- Discussed the recent correspondence received from Mr. Schwab.

City Manager:

- Provided background information regarding the original request and the previous Council's direction.

Moved By Councillor Donn/Seconded By Councillor Singh

R019/16/01/18 THAT Council directs staff to advise the owner of the Fintry Queen, Andy Schwab, that Council has discussed his request to reconsider building a dock and mooring the vessel at City Park, or any other location along Kelowna's foreshore;

AND THAT Council is not prepared to discuss this matter any further.

Carried**8. Resolution Closing the Meeting to the Public****Moved By Councillor Stack/Seconded By Councillor Singh**

R020/16/01/18 THAT this meeting be closed to the public pursuant to Section 90(1) (g) of the *Community Charter* for Council to deal with matters relating to the following:

- Potential Litigation.

Carried**9. Adjourn to Closed Session**

The meeting adjourned to a closed session at 3:45 p.m.

10. Reconvene to Open Session & Termination

The meeting reconvened to an open session and was declared terminated at 4:38 p.m.

Mayor

City Clerk

/slh