



City of Kelowna

Regular Council Meeting

Minutes

Date: Monday, August 13, 2018
 Time: 1:30 pm
 Location: Council Chamber
 City Hall, 1435 Water Street

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

Council Members Absent: Councillors Maxine Dehart and Charlie Hodge

Staff Present: City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Community Planning Department Manager, Ryan Smith*; Suburban and Rural Planning Manager, Dean Strachan*; Integrated Transportation Department Manager, Rafael Villarreal*; Community Planning Supervisor, Laura Bentley*; Transportation Engineering Manager, Gordon Foy*; Financial Analyst, Jeremy Hunt*; Transit and Programs Manager, Jerry Dombowsky*; Utility Planning Manager, Rod MacLean*; Payroll and Internal Controls Manager, Carson Chan* and Legislative Services Coordinator (Confidential), Clint McKenzie

(* 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 and video feed is being broadcast and recorded by CastaNet and a delayed broadcast is shown on Shaw Cable.

2. Confirmation of Minutes

Moved By Councillor Donn/Seconded By Councillor Given

R741/18/08/13 THAT the Minutes of the Regular Meetings of July 30, 2018 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Hobson Rd 4315, Z18-0072 - Jagdeesh Singh Diocee and Anita Sanan

Staff:

- Displayed a PowerPoint presentation summarizing the rezoning application.

Moved By Councillor Stack/Seconded By Councillor Singh

R742/18/08/13 THAT Rezoning Application No. Z18-0072 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 38 District Lot 167 Osoyoos Division Yale District Plan 27559, located at 4315 Hobson Road, Kelowna, BC from the RU1 – Large Lot Housing zone to the RU2 – Medium Lot Housing zone, be considered by Council; AND THAT the Rezoning Bylaw be forwarded to a Public Hearing for further consideration.

Carried

3.2 Hobson Rd 4315, Z18-0072 (BL11653) - Jagdeesh Singh Diocee and Anita Sanan

Moved By Councillor Singh/Seconded By Councillor Stack

R743/18/08/13 THAT BYLAW NO. 11653 be read a first time.

Carried

3.3 Lindahl St 2005, Z18-0039 - Nicholas and Cheryl Kirschner

Staff:

- Displayed a PowerPoint presentation summarizing the rezoning application and responded to questions from Council.

Moved By Councillor Singh/Seconded By Councillor Given

R744/18/08/13 THAT Rezoning Application No. Z18-0039 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 4 Section 19 Township 26 ODYD Plan 19208, located at 2005 Lindahl Street, Kelowna, BC from the RU2 – Medium Lot Housing zone to the RU6 – Two Dwelling Housing Zone, be considered by Council;

AND THAT the Rezoning be forwarded to a Public Hearing for further consideration;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered subsequent to the outstanding conditions of approval as set out in Schedule "A" attached to the Report from the Community Planning Department dated August 13, 2018.

Carried

3.4 Lindahl St 2005, Z18-0039 (BL11654)- Nicholas and Cheryl Kirschner

Moved By Councillor Stack/Seconded By Councillor Singh

R745/18/08/13 THAT BYLAW NO. 11654 be read a first time.

Carried

3.5 Richter St 2529, Z18-0056 - Karambir Singh Kler and Amarjit Kaur Kler

Staff:

- Displayed a PowerPoint presentation summarizing the rezoning application and responded to questions from Council.

Moved By Councillor Singh/Seconded By Councillor Stack

R746/18/08/13 THAT Rezoning Application No. Z18-0056 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 9 District Lot 136 Osoyoos Division Yale District Plan 3506, located at 2529 Richter Street, Kelowna, BC from the RU6 – Two

Dwelling Housing zone to the RM₃ – Low Density Multiple Housing zone, be considered by Council;

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

AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the outstanding conditions of approval as set out in Schedule "A" attached to the Report from the Community Planning Department dated August 13, 2018;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered in conjunction with Council's consideration of a Development Permit and Development Variance Permit for the subject property.

Carried

3.6 Richter St 2529, Z18-0056 (BL11655) - Karambir Singh Kler and Amarjit Kaur Kler

Moved By Councillor Singh/Seconded By Councillor Stack

R747/18/08/13 THAT BYLAW NO. 11655 be read a first time.

Carried

3.7 Barnaby Rd 771, Z18-0074 - Trevor James Taylor and Lori-Lynn Taylor

Staff:

- Displayed a PowerPoint presentation summarizing the rezoning application and responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor Gray

R748/18/08/13 THAT Rezoning Application No. Z18-0074 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 2 District Lot 357 Similkameen Division Yale District Plan EPP73196, located at 771 Barnaby Road, Kelowna, BC from the RU₁ – Large Lot Housing zone to the RU_{1c} – Large Lot Housing with Carriage House zone, be considered by Council;

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

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered in conjunction with Council's consideration of a Development Variance Permit for the subject property.

Carried

3.8 Barnaby Rd 771, Z18-0074 (BL11660) - Trevor James Taylor and Lori-Lynn Taylor

Moved By Councillor Stack/Seconded By Councillor Singh

R749/18/08/13 THAT BYLAW NO. 11660 be read a first time.

Carried

The meeting recessed at 1:43 p.m.

The meeting reconvened at 1:51 p.m.

3.9 Curlew Drive 477-2, Z18-0064 - Aspen Point Construction Ltd., Inc. No. BC0922170

Staff:

- Displayed a PowerPoint presentation summarizing the rezoning application.

Moved By Councillor Singh/Seconded By Councillor Donn

R750/18/08/13 THAT Rezoning Application No. Z18-0064 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A, Sections 23 and 24, Township 28, Similkameen Division Yale District, Plan KAP57684, Except Plans KAP57685, KAP60948, KAP60950, KAP61235, KAP62639, KAP67007, KAP68747, KAP72416, and KAP 85435, located at 477-2 Curlew Drive, Kelowna, BC from the CD2 – Kettle Valley zone to the RU2 – Medium Lot Housing zone as shown on Attachment “A” attached to the Report from Community Planning Department dated February 2018, be considered by Council;

AND THAT the Rezoning Bylaw be forwarded to a Public Hearing for further consideration.

Carried

3.10 Curlew Drive 477-2, Z18-0064 (BL11661) - Aspen Point Construction Ltd., Inc. No. BC0922170

Moved By Councillor Stack/Seconded By Councillor Singh

R751/18/08/13 THAT BYLAW NO. 11661 be read a first time.

Carried

3.11 Pandosy St 2251-2312, Z18-0055, OCP18-0011- Interior Health Authority

Staff:

- Displayed a PowerPoint presentation summarizing the rezoning application.

Moved By Councillor Donn/Seconded By Councillor Given

R752/18/08/13 THAT Official Community Plan Map Amendment Application No. OCP18-0011 to amend Map 4.1 in the Kelowna 2030 – Official Community Plan Bylaw No. 10500 by changing the Future Land Use designation of portions of Lot A District Lot 14 ODYD Plan EPP34913 Except Plan EPP53192, located at 2251-2312 Pandosy Street, Kelowna, BC from the EDINST – Educational/Major Institutional designation to the HLTH – Health District designation, as shown on Map “A” attached to the Report from the Community Planning Department dated August 13, 2018, be considered by Council;

AND THAT Council considers the Public Information Session public process to be appropriate consultation for the *Purpose* of Section 879 of the *Local Government Act*, as outlined in the Report from the Community Planning Department dated August 13, 2018;

THAT Rezoning Application No. Z18-0055 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of portions of Lot A District Lot 14 ODYD Plan EPP34913 Except Plan EPP53192, located at 2251-2312 Pandosy Street, Kelowna, BC from the HD1 – Kelowna General Hospital zone to the HD2 – Hospital and Health Support Services zone as shown on Map “B” attached to the Report from the Community Planning Department dated August 13, 2018, be considered by Council;

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

AND THAT final adoption of the Official Community Plan Map Amending Bylaw and the Rezoning Bylaw be considered subsequent to the outstanding conditions of approval as set out in Schedule “A” attached to the Report from the Community Planning Department dated May 30, 2018;

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

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered in conjunction with Council's consideration of a Heritage Alteration Permit for the subject property.

Carried

3.12 Pandosy St 2251-2312, OCP18-0011 (BL11665) - Interior Health Authority

Moved By Councillor Donn/Seconded By Councillor Given

R753/18/08/13 THAT BYLAW NO. 11665 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

3.13 Pandosy St 2251-2312, Z18-0055 (BL11666) - Interior Health Authority

Moved By Councillor Donn/Seconded By Councillor Given

R754/18/08/13 THAT BYLAW NO. 11666 be read a first time.

Carried

3.14 Speer St 2268, 2276, 2284, 2292 Pandosy St 2269 - OCP18-0017 Z18-0077 - Interior Health Authority

Staff:

- Displayed a PowerPoint presentation summarizing the rezoning application and responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor Gray

R755/18/08/13 THAT Official Community Plan Map Amendment Application No. OCP18-0017 to amend Map 4.1 in the Kelowna 2030 – Official Community Plan Bylaw No. 10500 by changing the Future Land Use designation of:

Lot 17 District Lot 14 ODYD Plan 413, located at 2268 Speer Street, Kelowna, BC

Lot 16 District Lot 14 ODYD Plan 413, located at 2276 Speer Street, Kelowna, BC

Lot A District Lot 14 ODYD Plan EPP28861, located at 2284 Speer Street, Kelowna, BC

Lot B District Lot 14 ODYD Plan EPP28861, located at 2292 Speer Street, Kelowna, BC

Lot 10 District Lot 14 ODYD Plan 413 Except the Westerly 10 Feet Thereof Except Plan EPP53192, located at 2269 Pandosy Street, Kelowna, BC

from the HLTH – Health District designation to the EDINST – Educational/ Major Institutional designation, be considered by Council;

THAT Rezoning Application No. Z18-0077 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of:

Lot 17 District Lot 14 ODYD Plan 413, located at 2268 Speer Street, Kelowna, BC

Lot 16 District Lot 14 ODYD Plan 413, located at 2276 Speer Street, Kelowna, BC

Lot A District Lot 14 ODYD Plan EPP28861, located at 2284 Speer Street, Kelowna, BC

Lot B District Lot 14 ODYD Plan EPP28861, located at 2292 Speer Street, Kelowna, BC

Lot 10 District Lot 14 ODYD Plan 413 Except the Westerly 10 Feet Thereof Except Plan EPP53192, located at 2269 Pandosy Street, Kelowna, BC

from the RU6 – Two Dwelling Housing zone to the P1 – Major Institutional zone, be considered by Council;

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

AND THAT final adoption of the Official Community Plan Map Amending Bylaw and the Rezoning Bylaw be considered subsequent to the outstanding conditions of approval as set out in Schedule "A" attached to the Report from the Community Planning Department dated July 25, 2018;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered in conjunction with Council's consideration of a Development Permit for the subject properties.

Carried

3.15 Speer St 2268, 2276, 2284, 2292 Pandosy St 2269 - OCP18-0017 (BL11662) - Interior Health Authority

Moved By Councillor Donn/Seconded By Councillor Given

R756/18/08/13 THAT BYLAW NO. 11662 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

3.16 Speer St 2268, 2276, 2284, 2292 Pandosy St 2269 - Z18-0077 (BL11663) - Interior Health Authority and City of Kelowna

Moved By Councillor Donn/Seconded By Councillor Gray

R757/18/08/13 THAT BYLAW NO. 11663 be read a first time.

Carried

- Councillor Sieben joined the meeting at 2:04pm.

3.17 Doyle Ave 460, DP18-0157 - City of Kelowna; and The Owner's Strata EPS3994

Staff:

- Displayed a PowerPoint presentation summarizing the development permit and responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor Donn

R758/18/08/13 THAT Council authorizes the issuance of Development Permit No. DP18-0157 for Lot 1, DL 139, ODYD, Plan EPP44677, except Air Space Plan EPP44678, located at 460 Doyle Ave, Kelowna, BC subject to the following:

The location of signs to be to be constructed on the building be in accordance with Schedule "A,"

The exterior design, finish, and size of signs to be constructed on the building be in accordance with Schedule "B";

AND FURTHER THAT this Development Permit is valid for two (2) years from the date of Council approval, with no opportunity to extend.

Carried

3. Development Application Reports & Related Bylaws

3.18 Snowsell St N 505-525, Z14-0059, Extension Request - 1074470 BC Ltd. Inc No BC1074470

Staff:

- Displayed a PowerPoint presentation summarizing the application and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Singh

R759/18/08/13 THAT in accordance with Development Applications Procedures Bylaw No. 10540, the deadline for the adoption of Official Community Plan Amending Bylaw No. 11105 and Rezoning Amending Bylaw No. 11106, be extended from July 14, 2018 to July 14, 2019;

AND THAT Council directs Staff to not accept any further extensions requests.

Carried

4. Bylaws for Adoption (Development Related)

4.1 Hawes Ct 526, Z18-0032 (BL11640) - David Nicholds

Moved By Councillor Donn/Seconded By Councillor Gray

R760/18/08/13 THAT BYLAW NO. 11640 be adopted.

Carried

5. Non-Development Reports & Related Bylaws

5.1 Facts in Focus – The Congestion Paradox

Staff:

- Displayed a PowerPoint presentation summarizing the Transportation Facts in Focus and responded to questions from Council.

Moved By Councillor Singh/Seconded By Councillor Given

R761/18/08/13 THAT Council receives, for information, the report from the Integrated Transportation Manager dated August 13, 2018, with respect to Facts in Focus – The Congestion Paradox.

Carried

5.2 Transportation Master Plan - Phase 1: Vision and Goals

Staff:

- Displayed a PowerPoint presentation reporting out on Phase 1 of the Transportation Master Plan and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Singh

R762/18/08/13 THAT Council receives, for information, the report from the Transportation Engineering Manager dated August 13, 2018, with respect to the Transportation Master Plan - Phase 1: Vision and Goals;

AND THAT Council endorses the Transportation Master Plan - Phase 1: Vision and Goals as presented in this report.

Carried**5.3 Transit 2018/2019 Annual Operating Agreement**

Staff:

- Displayed a PowerPoint presentation summarizing the agreement and responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor Donn

R763/18/08/13 THAT Council approve the 2018/2019 Annual Operating Agreement between BC Transit and City of Kelowna for Conventional, Community, and Custom transit;

AND THAT the Mayor and City Clerk be authorized to execute the Transit Service Agreement between BC Transit and the City of Kelowna covering the period April 1, 2018 to March 31, 2019.

Carried**5.4 Transit Improvement Program (TIP) 3-year MOU and 2018 Service Adjustment**

Staff:

- Provided a summary of the report.

Moved By Councillor Donn/Seconded By Councillor Singh

R764/18/08/13 THAT Council receives for information, the report from the Transit and Programs Manager dated August 13, 2018, with respect to the Transit Improvement Program (TIP) 3-year MOU and 2018 Service Adjustment;

AND THAT Council authorizes the Mayor and City Clerk to execute the 3-year Memorandum of Understanding on behalf of the City of Kelowna for transit service over the 2019 –2022 service years.

Carried**5.5 Budget Amendment for the Royal View Hydrogeological Investigation**

Staff:

-Provided a summary of the budget amendment request.

Moved By Councillor Sieben/Seconded By Councillor Stack

R765/18/08/13 THAT Council receives for information, the report from the Utility Planning Manager dated August 13, 2018, with respect to the Budget Amendment for the Royal View Hydrogeological Investigation;

AND THAT the 2018 Financial Plan be amended to include up to \$80,000 funded from the Slope Stability reserve for the Royal View Hydrogeological Investigation.

Carried

5.6 Banking and Cheque Signing Report to Council

Staff:

- Displayed a PowerPoint presentation summarizing the reasons to rescind the Council policy and responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor Stack

R766/18/08/13 THAT Council receives, for information, the Report from the Payroll & Internal Controls Manager dated August 13, 2018 recommending that Council rescind Council Policy No. 09 being Banking and Cheque Signing.

Carried

Councillor Donn - Opposed

6. Mayor and Councillor Items

Councillor Given:

- Expressed her appreciation of the Okanagan Basin Water Board (OBWB) AGM and the speakers' presentations.

Councillor Donn:

- Reminder of the remaining Parks Alive! Events and the municipal election candidate information session on August 23rd.

Councillor Gray:

- Spoke to the success of the OBWB AGM.
- Spoke to the amazing cultural options available last weekend showcasing Kelowna as the musical hub of the region.

Councillor Stack:

- Made comment on the amount of smoke in the valley and how difficult it is for people, especially those with respiratory problems.

Mayor Basran:

- Spent time with Prime Minister Trudeau during his visit to the Okanagan and raised local issues and Council priorities, including housing affordability and social issues.
- Reminder that it is Pride Week in Kelowna and the parade is Saturday, August 18th at 1PM.
- Reminder of the great local productions this month including Mama Mia at the Community Theatre and Opera Kelowna - Bizet's Carmen.

7. Termination

This meeting was declared terminated at 3:29 P.M.

Mayor Basran

City Clerk

/cm