



City of Kelowna Regular Council Meeting Minutes

Date:	Monday, September 17, 2018
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Colin Basran, Councillors Maxine DeHart, Ryan Donn, Gail Given, Tracy Gray, Charlie Hodge, Brad Sieben, Mohini Singh and Luke Stack*
Staff Present	City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Community Planning Department Manager, Ryan Smith*; Urban Planning Manager, Terry Barton*; Suburban and Rural Planning Manager, Dean Strachan*; Community Planning Supervisor, Laura Bentley*; Acting Divisional Director, Community Planning & Strategic Investments, Derek Edstrom*; Acting Director Strategic Investments, Johannes Saufferer*; Property Management Manager, Mike Olson*; Fire Chief, Travis Whiting*; Infrastructure Engineering Manager, Joel Shaw*; Integrated Transportation Department Manager, Rafael Villarreal*; Transit and Programs, Matt Worona*; Divisional Director, Infrastructure, Alan Newcombe*; Divisional Director, Financial Services, Genelle Davidson*; Revenue Supervisor, Angie Schumacher*; Solid Waste Supervisor, Scott Hoekstra*; Infrastructure Operations Department Manager, Ian Wilson*; Building Services Manager, Martin Johansen, Legislative Coordinator (Confidential), Clint McKenzie
Guests	Cynthia Coates, Regional District of Central Okanagan Waste Reduction Office and Stephen Power, HDR, Consultant

(* 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 Hodge/Seconded By Councillor Gray

R852/18/09/17 THAT the Minutes of the Regular Meetings of August 27, 2018 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Lougheed Rd 205, Z18-0016 - Mission Group Commercial Ltd., Inc. No. BC0933421

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Given/Seconded By Councillor Stack

R853/18/09/17 THAT Rezoning Application No. Z18-0016 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A, Section 2, Township 23, ODYD, Plan KAP84518, located at 205 Lougheed Road, Kelowna, BC from the CD25 – Light Industrial – Residential Mixed Use zone to the I2 – General Industrial 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 Attachment "A" attached to the Report from the Community Planning Department dated Sept 17th, 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 property.

Carried

3.2 Lougheed Rd 205, Z18-0016 (BL11681) - Mission Group Commercial Ltd., Inc. No. BC0933421

Moved By Councillor Gray/Seconded By Councillor Hodge

R854/18/09/17 THAT Bylaw No. 11681 be read a first time.

Carried

3.3 Thompson Rd 1260, Z18-0080 - Karoly Gabor and Cristeta Pastorin Gabor

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Sieben/Seconded By Councillor Singh

R855/18/09/17 THAT Rezoning Application No. Z18-0080 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 71 Section 22 Township 26 Osoyoos Division Yale District Plan 19162, located at 1260 Thompson Road, Kelowna, BC from the RU1 – Large Lot Housing zone to the RU6 – Two Dwelling Housing 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 subsequent to the outstanding conditions of approval as set out in Schedule "A" attached to the Report from the Community Planning Department dated September 17, 2018.

Carried

3.4 Thompson Rd 1260, Z18-0080 (BL11682) - Karoly Gabor and Cristeta Pastorin Gabor

Moved By Councillor Hodge/Seconded By Councillor Gray

R856/18/09/17 THAT Bylaw No. 11682 be read a first time.

Carried

3.5 Moraine Ct 675, Z18-0085, Aislinn and Michael O'Grady

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor DeHart/Seconded By Councillor Hodge

R857/18/09/17 THAT Rezoning Application No. Z18-0085 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A, Section 22, Township 26, ODYD, Plan 32670 located at 675 Moraine Ct from RU1 – Large Lot zone to RU1c – 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.

Carried

3.6 Moraine Ct 675, Z18-0085 (BL11683) - Aislinn and Michale O'Grady**Moved By Councillor Gray/Seconded By Councillor Hodge**

R858/18/09/17 THAT Bylaw No. 11683 be read a first time.

Carried

3.7 McBride Rd 1180, Z18-0082 - Gerard Charles Feist

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Hodge/Seconded By Councillor Given

R859/18/09/17 THAT Rezoning Application No. Z18-0082 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 3, Section 19, Township 26, ODYD, Plan 13804 located at 1180 McBride Road from RU1 – Large Lot Housing zone to RU1c – 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.

Carried

3.8 McBride Rd 1180, Z18-0082 (BL11685) - Gerard Charles Feist**Moved By Councillor Donn/Seconded By Councillor Given**

R860/18/09/17 THAT Bylaw No. 11685 be read a first time.

Carried

3.9 Fitzpatrick Rd 425, Z18-0079 - Harpal Singh Kohri and Kirandeep Kohri

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Singh/Seconded By Councillor Stack

R861/18/09/17 THAT Rezoning Application No. Z18-0079 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 4 Section 35 Township 26 Osoyoos Division Yale District Plan 23428, located at 425 Fitzpatrick Road, Kelowna, BC from the RU1 – Large Lot Housing zone to the RU6 – Two Dwelling Housing zone, be considered by Council;

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 September 17, 2018;

AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the approval of the Ministry of Transportation and Infrastructure;

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

Carried**3.10 Fitzpatrick Rd 425, Z18-0079 (BL11686) - Harpal Singh Kohri and Kirandeep Kohri****Moved By Councillor Donn/Seconded By Councillor Given**

R862/18/09/17 THAT Bylaw No. 11686 be read a first time.

Carried**3.11 Union Rd 2053 and Summerhill Pl 148, Z18-0060 - 1119422 BC Ltd. & City of Kelowna**

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Donn/Seconded By Councillor Singh

R863/18/09/17 THAT Rezoning Application No. Z18-0060 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot M, Section 4, Township 23 ODYD, District Plan KAP56062 located at 2053 Union Road, Kelowna, BC from the A1 – Agricultural 1 zone to the RU6 – Two Dwelling Housing zone be considered by Council;

AND THAT Rezoning Application No. Z18-0060 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot N, Section 4, Township 23, ODYD, Plan KAP56062 located at 148 Summerhill Place, Kelowna, BC from the RU2 – Medium Lot Housing zone to the RU6 – Two Dwelling Housing zone be considered by Council;

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

Carried**3.12 Union Rd 2053 and Summerhill Pl 148, Z18-0060 (BL11687) - 1119422 BC Ltd. & City of Kelowna****Moved By Councillor Stack/Seconded By Councillor DeHart**

R864/18/09/17 THAT Bylaw No. 11687 be read a first time.

Carried

3.13 Bernard Ave 366-368, DP18-0135 - 1109069 BC LTD., Inc. No BC1109069

Staff:

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

Moved By Councillor Sieben/Seconded By Councillor DeHart

R865/18/09/17 THAT Council authorizes the issuance of Development Permit No. DP18-0135 for Parcel A and B on Plan B1311 of Lot 2 Block 17 District Lot 139 ODYD Plan 462, located at 366 & 368 Bernard Avenue, Kelowna, BC subject to the following:

1. The dimensions and siting of the building to be constructed on the land be in accordance with Schedule "A,"
2. The exterior design and finish of the building to be constructed on the land, 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

4. Bylaws for Adoption (Development Related)

4.1 McCarthy Rd 9580, Z18-0050 - The Flowr Group (Okanagan) Inc., Inc. No. BC0974062

Moved By Councillor Given/Seconded By Councillor Hodge

R866/18/09/17 THAT Rezoning Bylaw No. 11649 be amended at third reading to revise the legal description of the subject properties from the northerly 92.5 feet of Lot 3 measured along the east boundary of the said lot by the full depth thereof shown on Plan B15892 Section 11 Township 20 ODYD Plan 4273 and Lot 2 Section 11 Township 20 ODYD Plan 4273 to Lot A Section 11 Township 20 ODYD Plan Epp84663;

AND THAT final adoption of Rezoning Bylaw No. 11649 be considered by Council.

4.2 McCarthy Rd 9580, Z18-0050 (BL11649) - The Flowr Group (Okanagan) Inc.

Moved By Councillor DeHart/Seconded By Councillor Stack

R867/18/09/17 THAT Bylaw No. 11649 be amended at 3rd reading by deleting the legal descriptions that read:

The Northerly 92.5 feet of Lot 3 measured along the east boundary of the said lot by the full depth thereof shown on Plan B15892 Section 11 Township 20 ODYD Plan 4273 and Lot 2

Section 11 Township 20 ODYD Plan 4273

And replacing it with:

Lot A Section 11 Township 20 ODYD Plan EPP84663.

AND THAT Bylaw No. 11649 be adopted.

Carried

5. Non-Development Reports & Related Bylaws

5.1 Capri-Landmark Urban Centre Plan Endorsement

Staff:

- Displayed a PowerPoint Presentation providing an overview of the Capri-landmark Urban Centre Plan and responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor Sieben

R869/18/09/17 THAT Council defer further consideration of the Capri-Landmark Urban Centre Plan;
AND THAT Council direct staff to reconsider the transportation network and parks as presented in the current Plan and report back to Council.

Carried
Councillors Donn and Given - Opposed

5.2 City of Kelowna Land Strategy

Staff:

- Displayed a PowerPoint Presentation summarizing the City's Land Strategy.

Moved By Councillor Donn/Seconded By Councillor Sieben

R870/18/09/17 THAT Council receives, for information, the report from the Acting Divisional Director, Community Planning and Strategic Investments dated September 17, 2018, with respect to City of Kelowna Land Strategy;

AND FURTHER THAT Council approve the City of Kelowna Land Strategy attached as Schedule 'A'.

Carried

5.3 Fortis Operating Agreement

Staff:

- Provided an overview of the Fortis Operating Agreement.

Moved By Councillor Donn/Seconded By Councillor Hodge

R871/18/09/17 THAT Council receives for information, the Report from the Manager, Property Management, dated September 17, 2018, regarding the proposed Operating Agreement with Fortis Energy Inc.;

AND THAT Council approves the City entering into an Operating Agreement with Fortis Energy Inc. as per the general terms and conditions of the agreement attached to the Report of the Manager, Property Management, dated September 17, 2018;

AND FURTHER THAT Mayor and City Clerk be authorized to execute all documents necessary to complete the transaction.

Carried

5.4 Contract for Fire Dispatch Services for the City of Vernon and Okanagan Indian Band

Staff:

- Provided an overview of the Fire Dispatch Services Contract for the City of Vernon and Okanagan Indian Band and responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor Donn

R872/18/09/17 THAT Council receives, for information, the report from the Fire Chief dated September 10, 2018 with respect to contracts for fire dispatch services for the City of Vernon (Vernon) and the Okanagan Indian Band (OKIB);

AND THAT Council approves entering into a contract to provide fire dispatch services with Vernon and OKIB in the form attached to this report;

AND THAT the Mayor and City Clerk be authorized to execute all documents associated with these transactions;

AND FURTHER THAT the 2018 Financial Plan be amended to reflect the revenues and expenses as outlined in the Financial/Budgetary Considerations section of this report.

Carried

5.5 Update Regional Transportation Plan and STPCO

Item deferred to later in the meeting.

5.6 Bylaw 7900 – Schedule 4 and 5 Update

Staff:

- Displayed a PowerPoint Presentation summarizing the amendments to Bylaw No. 7900 and Council Policy 266.

Moved By Councillor Given/Seconded By Councillor Donn

R874/18/09/17 THAT Council receives, for information, the report from the Infrastructure Engineering Manager dated September 17, 2018, with respect to amending the Subdivision, Development and Servicing Bylaw 7900 Design and Construction Standards and Council Policy No. 266 – Subdivision, Development & Servicing - Approved Products List;

AND THAT Council Policy No. 266 – Subdivision, Development & Servicing – Approved Products List be amended as set out in Attachment A to the Report of the Infrastructure Engineering Manager dated September 17, 2018;

AND FURTHER THAT Bylaw No. 11692, being Amendment No. 18 to Subdivision, Development and Servicing Bylaw No. 7900 be forwarded for reading consideration.

Carried

5.7 BL11692 - Amendment No. 18 to Subdivision, Development and Servicing Bylaw No. 7900

Moved By Councillor Sieben/Seconded By Councillor DeHart

R875/18/09/17 THAT Bylaw No. 11692 be read a first, second and third time.

Carried

5.5 Update Regional Transportation Plan and STPCO

Staff:

- Displayed a PowerPoint Presentation summarizing the STPCO update.
- Responded to questions from Council.

Guest, Stephen Power, HDR

- Continued with the PowerPoint Presentation and provided an update on the Regional Transportation Plan.

Moved By Councillor Given/Seconded By Councillor Hodge

R873/18/09/17 THAT Council receives, for information, the report of the Integrated Transportation Manager, dated September 17, 2018 with respect to the Sustainable Transportation Partnership of the Central Okanagan (STPCO) and the Regional Transportation Plan.

Carried

5.8 2018 Budget Amendment – Phase 2 Water Integration Project

Staff:

- Provided a summary of reasons for requesting the budget amendment.

Moved By Councillor Stack/Seconded By Councillor Singh

R876/18/09/17 THAT Council receives for information, the report from the Senior Engineer – Infrastructure, dated September 17, 2018 regarding a 2018 Budget Amendment – Phase 2 Water Integration Project;

AND THAT the 2018 Financial Plan be amended to include twelve million dollars (\$12 million) of Provincial funding for the Phase 2 Water Integration Project.

Carried

5.9 2018 Flood Damage Response and Recovery

Staff:

- Provided a summary of reasons for requesting the transfer of funds.

Moved By Councillor Hodge/Seconded By Councillor Given

R877/18/09/17 THAT Council receives for information, the report from the Infrastructure Divisional Director dated September 17, 2018 regarding the 2018 Flood Damage Response and Recovery;

AND THAT the 2018 Financial Plan be adjusted to include the transfer of up to \$60,000 from the 2018 Freshet Preparation project to support the ongoing work for the 2018 Flood Damage Response and Recovery project.

Carried

5.10 Debt Policy

Staff:

- Displayed a PowerPoint Presentation summarizing the Debt Financing Policy.

Moved By Councillor Given/Seconded By Councillor Hodge

R878/18/09/17 THAT Council adopts Council Policy No. 377, being a Debt Policy as outlined in the report from the Divisional Director, Financial Services dated September 17, 2018.

Carried

5.11 Investment of Kelowna Funds

Staff:

- Displayed a PowerPoint Presentation summarizing the amendments to the Policy.

Moved By Councillor Given/Seconded By Councillor Hodge

R879/18/09/17 THAT Council Policy No. 316, being Investment of Kelowna Surplus Funds, be revised as outlined in the Report from the Divisional Director, Financial Services dated September 17, 2018.

Carried

5.12 2019 Permissive Tax Exemption Bylaw No. 11657

Councillor Stack declared a conflict of interest as his employer may be a recipient of a permissive tax exemption and left the meeting at 4:47 p.m.

Staff:

- Displayed a PowerPoint Presentation summarizing the recommended changes to the 2019 Permissive Tax Exemptions and responded to questions from Council.

Moved By Councillor Gray/Seconded By Councillor Hodge

R880/18/09/17 THAT Council receives, for information, the Report from the Revenue Supervisor dated September 17, 2018 with respect to the 2019 Permissive Tax Exemption Bylaw;

AND THAT Bylaw No. 11657, being the Permissive Tax Exemption Bylaw be forwarded for reading consideration.

Carried

5.13 BL11657 - 2019 Permissive Tax Exemption Bylaw

Moved By Councillor Sieben/Seconded By Councillor DeHart

R881/18/09/17 THAT Bylaw No. 11657 be read a first, second and third time.

Carried

Councillor Stack rejoined the meeting at 4:52 p.m.

5.14 Update on Curbside Cart Collection and Recycle BC

Staff:

- Displayed a PowerPoint Presentation summarizing the partnership with Recycle BC and responded to questions from Council.

Guest, Cynthia Coates, Regional District of Central Okanagan Waste Reduction Office

- Responded to questions from Council.

Moved By Councillor Donn/Seconded By Councillor Given

R882/18/09/17 THAT Council direct staff to maintain the existing curbside recycling program

AND THAT Council authorizes the Mayor and the City Clerk to execute a contract extension with Recycle BC for a new five-year term (November 30, 2018 – December 31, 2023).

Carried

5.15 Amendment to 2018 Financial Plan – City Hall Elevator Renewal

Staff:

- Provided reasons the City Hall elevator requires replacing.

Moved By Councillor Hodge/Seconded By Councillor Singh

R883/18/09/17 THAT Council receives, for information, the report from the Building Services Manager dated September 17, 2018, with respect to a budget amendment for \$77,850.

AND THAT the 2018 Financial Plan be amended to include up to \$77,850 for the City Hall Elevator Renewal project funded from the Building Repair Reserve.

Carried

5.16 Downtown Kelowna Business Improvement Area

Staff:

- Presented the Certificate of Sufficiency to Council and confirmed that Council may proceed with adoption consideration.

Moved By Councillor DeHart/Seconded By Councillor Sieben

R884/18/09/17 THAT Council receives for information, the Certificate of Sufficiency from the City Clerk dated September 17, 2018 pertaining to the establishment of the Downtown Kelowna Business Improvement Area.

AND THAT Bylaw No. 11645 being the Downtown Kelowna Business Improvement Area Bylaw be forwarded for adoption.

Carried

5.17 BL11645 - Kelowna Downtown Business Improvement Area (2019-2023)

Moved By Councillor Singh/Seconded By Councillor Sieben

R885/18/09/17 THAT Bylaw No. 11645 be adopted.

Carried

6. Mayor and Councillor Items

Councillor DeHart:

- Reminder that the Cops for Kids Ride is back in town later this week.
- Spoke to her attendance at a Celebrity Tennis Tournament.
- Reminder that the Chinese Fall Lantern Festival is on Sunday, September 23rd.

Councillor Sieben:

- Congratulated Councillor Donn for successfully warming up the crowd at the well attended Terry Fox Run.

Councillor Hodge:

- Commented on the closing of Rosie's Pub; a long time Kelowna Institution and wished all the best to Rosie as an outstanding downtown business owner for so many years.

Councillor Gray:

- Spoke to her attendance at the Parkinson Super Walk and provided a reminder that there is a Kidney Walk on Sunday, September 23rd at City Park.

Councillor Donn:

- Commented that 22 new paramedics have been hired in the Okanagan, 16 of whom will be in Kelowna.
- Congratulated those who stepped up to run for public office.

Councillor Given:

- Spoke to her attendance along with the Mayor at UBCM and felt that Kelowna was well received in meetings with Ministers.

Mayor Basran:

- Spoke to his attendance at UBCM where he met with Ministers and lobbied for more support for additional supportive spaces coming from the Journey Home Strategy initiative.
- Commented on joint research efforts from UBCO, TRU, and UNBC, with support from the corresponding three Mayors, for the Province to fund research chairs in natural disasters and climate change at each institution.
- Spoke to his participation in a press conference on permitting local governments to impose a vacant home levy rather than a Province wide Speculation Tax.

7. Termination

This meeting was declared terminated at 5:32 pm.

Mayor Basran

City Clerk

/cm/acm