



City of Kelowna Regular Council Meeting Minutes

Date: Monday, January 28, 2019

Location: Council Chamber
City Hall, 1435 Water Street

Members Present Mayor Colin Basran, Councillors Maxine DeHart, Ryan Donn, Gail Given, Charlie Hodge, Brad Sieben*, Mohini Singh, Luke Stack, Loyal Wooldridge

Staff Present City Manager Doug Gilchrist; City Clerk, Stephen Fleming; Suburban & Rural Planning Manager, Dean Strachan*; Planner, Kim Brunet*; Planner, Lydia Korolchuk*, Parks Services Manager, Blair Stewart*; Urban Forestry Supervisor, Andrew Hunsberger*; Urban Forestry Technician, Tara Bergeson*; Divisional Director, Infrastructure, Alan Newcombe*; Transit & Programs Manager, Jerry Dombowsky*; Transit Service Coordinator, Mike Kittmer*; Legislative Services Coordinator (Confidential), Clint McKenzie

(*denotes partial attendance)

1. Call to Order

Mayor Basran called the meeting to order at 1:32 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 Wooldridge/Seconded By Councillor Hodge

(R0074/19/01/28) THAT the Minutes of the Regular Meeting of January 21, 2019 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Dehart Rd 894, Z18-0119 - Stephen Edward Sai-Wung Cheung

Staff displayed a PowerPoint presentation summarizing the application.

Moved By Councillor Singh/Seconded By Councillor Wooldridge

(R0075/19/01/28) THAT Rezoning Application No. Z18-0119 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 5 District Lot 358 Osoyoos

Division Yale District Plan KAP54236, located at 894 Dehart 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 January 28, 2019.

Carried

3.2 Dehart Rd 894, BL11748 (Z18-0119) - Stephen Edward Sai-Wung Cheung

Moved By Councillor Stack/Seconded By Councillor DeHart

(R0076/19/01/28) THAT Bylaw No. 11748 be read a first time.

Carried

3.3 Venus Rd 165 - Z18-0120 - Andrew Bergestad

Staff displayed a PowerPoint presentation summarizing the application and responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor Donn

(R0077/19/01/28) THAT Rezoning Application No. Z18-0120 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 62, Section 23, Township 26, ODYD, Plan 22418, located at 165 Venus Rd, Kelowna, BC from the RU1 – Large Lot Housing zone to the 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

3.4 Venus Rd 165, BL11749 (Z18-0120) - Andrew Bergestad

Moved By Councillor DeHart/Seconded By Councillor Stack

(R0078/19/01/28) THAT Bylaw No. 11749 be read a first time.

Carried

3.5 Sexsmith Rd 2960, Z18-0061 - Stuart McMillan and Jackie-Lynn Large

Staff displayed a PowerPoint presentation summarizing the application and responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor Donn

(R0079/19/01/28) THAT Rezoning Application No. Z18-0061 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 33 Section 3 Township 23 ODYD Plan 18861, located at 2960 Sexsmith Road, Kelowna, BC from the A1 – Agriculture Zone to the I6 – Low Impact Transitional Industrial Zone, be considered by Council;

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

AND FURTHER THAT final adoption of the Zone Amending 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 January 28, 2019.

Carried

3.6 Sexsmith Rd 2960, (BL11750) Z18-0061 - Stuart McMillan and Jackie-Lynn Large

Moved By Councillor Donn/Seconded By Councillor Sieben

(R0080/19/01/28) THAT Bylaw No. 11750 be read a first time.

Carried

3.7 Penno Rd 360, Z18-0086 - New North West Trading

Councillor Sieben declared a conflict of interest as the owner of the property is a client of his and he left the meeting at 1:53 p.m.

Staff displayed a PowerPoint presentation summarizing the application and responded to questions from Council.

Moved By Councillor Singh/Seconded By Councillor Wooldridge

(R0081/19/01/28) THAT Rezoning Application No. Z17-0086 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A DL 123 ODYD Plan EPP41714 located at 360 Penno Road, Kelowna, BC from the P3 – Parks & Open Space 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 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 July 31, 2018.

Carried

3.8 Penno Rd 360, BL11751 (Z18-0086) - New North West Trading

Moved By Councillor Donn/Seconded By Councillor DeHart

(R0082/19/01/28) THAT Bylaw No. 11751 be read a first time.

Carried

Councillor Sieben returned at 1:59 p.m.

3.9 Edith Gay Rd 440, Z17-0030 Extension - Harbrinder Singh Khangura

Staff summarized the reasons for the requested extension.

Moved By Councillor Stack/Seconded By Councillor Sieben

(R0083/19/01/28) THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for the adoption of Rezoning Bylaw No. 11496, be extended from November 7, 2018 to November 7, 2019.

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

Carried

3.10 Dehart Rd 644, Z17-0097 Extension - Ricardo Samuel Trumper and Patricia Del Carmen Tomic

Staff summarized the reasons for the requested extension.

Moved By Councillor Stack/Seconded By Councillor Given

(R0084/19/01/28) THAT in accordance with Development Application Procedures Bylaw No. 10540, the deadline for the adoption of Rezoning Bylaw No. 11533, be extended from February 6, 2019 to February 6, 2020.

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

Carried

3.11 Bernard Avenue 1371, Z17-0116 (BL11591) - Miroslavka Gataric

Moved By Councillor Donn/Seconded By Councillor Sieben

(R0085/19/01/28) THAT Bylaw No. 11591 be adopted.

Carried

3.12 Bernard Ave 1371, DP17-0288 - Miroslavka Gataric

Staff displayed a PowerPoint presentation summarizing the application and responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor Wooldridge

(R0086/19/01/28) THAT final adoption of Rezoning Bylaw No. 11591 be considered by Council;

AND THAT Council authorizes the issuance of Development Permit No. DP17-0288 for Lot 7 District Lot 137 Osoyoos Division Yale District Plan 7936, located at 1371 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";
3. Landscaping to be provided on the land be in accordance with Schedule "C";
4. The applicant be required to post with the City a Landscape Performance Security deposit in the form of a "Letter of Credit" in the amount of 125% of the estimated value of the landscaping, as determined by a Registered Landscape Architect;

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 Treadgold Ct 5059, BL11543 (Z17-0029) - Travis Shipka

Moved By Councillor Hodge/Seconded By Councillor Wooldridge

(R0087/19/01/28) THAT Bylaw No. 11543 be adopted.

Carried

4.2 Molnar Rd 435, BL11707 (Z18-0096) - Craig J. and Natasha B. Guidi

Moved By Councillor Wooldridge/Seconded By Councillor Given

(R0088/19/01/28) THAT Bylaw No. 11707 be adopted.

Carried

4.3 Old Vernon Rd 252, Z18-0034 (BL11722) -0959036 BC Ltd Inc. No. BC0959036

Moved By Councillor Wooldridge/Seconded By Councillor Singh

(R0089/19/01/28) THAT Bylaw No. 11722 be adopted.

Carried

5. Non-Development Reports & Related Bylaws

5.1 Community Resiliency Investment (CRI) Program Funding

Staff displayed a PowerPoint presentation summarizing the reasons for the application for funding through the CRI program and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor DeHart

(R0090/19/01/28) THAT Council receives, for information, the report of the Urban Forestry Technician dated January 28th, 2019 regarding the 2019 Community Resiliency Investment (CRI) Program funding;

AND THAT Council directs staff to apply for a grant from the CRI program to pursue wildfire mitigation activities as outlined in the Community Resiliency Investment (CRI) Program Funding report of the Urban Forestry Technician dated January 28, 2019;

AND FURTHER THAT upon confirmation of the Community Resiliency Investment grant award, the 2019 Financial Plan be amended to include the receipt of up to \$100,000 from the Community Resiliency Investment Program.

Carried

5.2 Pandosy 1 DCC Birch – McKay Sidewalk - Budget Amendment

Staff summarized the requested budget amendment to complete the sidewalk along Pandosy Street from Birch to McKay and responded to questions from Council.

Moved By Councillor Donn/Seconded By Councillor Singh

(R0091/19/01/28) THAT Council receive, for information, the report from the Infrastructure Division Director, dated January 28, 2019 regarding the Pandosy 1 DCC Birch – McKay Sidewalk project;

AND THAT the 2018 Financial Plan be amended to include \$33,670 in additional Sector 1 Road DCC reserve funds and the transfer of \$22,940 from the Major Traffic Safety project, to the Pandosy 1 DCC Birch-McKay Sidewalk project as outlined in the report of the Divisional Director, Infrastructure dated January 28, 2019.

Carried

5.3 Transit Signal Priority Equipment Project

Staff spoke to the requested amendment to include the additional Federal Gas Tax funding for the Transit Signal Priority Equipment Project and responded to questions from Council.

Moved By Councillor Donn/Seconded By Councillor Given

(Ro092/19/01/28) THAT Council receive, for information, the report from the Transit and Programs Manager, dated January 28, 2019 regarding the Transit Signal Priority Equipment project;

AND THAT the 2018 Financial Plan be amended to reflect up to \$181,125 in Gas Tax Funds to be received from BC Transit for the purchase and installation of Transit Signal Priority (TSP) bus equipment.

Carried

6. Mayor and Councillor Items

Councillor Dehart:

- Attended the Salvation Army appreciation breakfast and spoke to some of the fundraising initiatives they are working on with their 100th anniversary coming up in May.
- Attended with Councillor Given the L'école de l'Anse-au-sable school dinner last week that will help raise funds for their water project.
- Attended her first Kelowna Chamber Board meeting last week.

Councillor Donn:

- Reminder that the annual Bell – Let's Talk about mental health day is this Wednesday, January 30th.
- Attended the successful Fireside sessions over the weekend at the BNA Brewing Co. and Eatery.

Councillor Wooldridge:

- Attended the Local Government Learning Academy last week and highlighted some of the sessions attended.
- Attended along with Councillors Dehart and Given, the Salvation Army Breakfast last week.

7. Termination

This meeting was declared terminated at 2:27 p.m.

Mayor Basran

sf/cm

City Clerk