



## City of Kelowna Regular Council Meeting Minutes

Date: Monday, March 4, 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 and Loyal Woolridge

Staff Present City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Divisional Director, Active Living & Culture, Jim Gabriel\*; Acting Divisional Director, Community Planning & Strategic Investments, Derek Edstrom\*; PT Recreation Technician, Melina Moran\*; Community Planning Department Manager, Ryan Smith\*; Planner II, Kim Brunet\*; Policy & Planning Department Manager, Danielle Noble-Brandt\*; OCP Project Planner, Robert Miles\*; Business License Manager, Greg Wise\*; Community Planning Supervisor, Laura Bentley\*; Integrated Transportation Department Manager, Rafael Villarreal Pacheco\*; Integrated Transportation Term Appointment, Matt Worona\*; Legislative Coordinator (Confidential), Rebecca Van Huizen

(\*denotes partial attendance)

### 1. Call to Order

Mayor Basran called the meeting to order at 1:30 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 Stack/Seconded By Councillor Dehart

**(R0212/19/03/04)** THAT the Minutes of the Regular Meetings of February 25, 2019 be confirmed as circulated.

Carried

### 3. Committee Reports

3.1 44th Annual Civic & Community Awards Finalist Announcement

Staff introduced the Chair of the Civic and Community Awards Steering Committee, Michael Loewen. Guest, Michael Loewen, displayed a PowerPoint presentation introducing the Civic & Community Award finalists.

Councillor Sieben joined the meeting at 1:37 p.m.

Moved By Councillor Donn/Seconded By Councillor Hodge

**(R0213/19/03/04)** THAT Council receives, for information, the report from the Recreation Technician, dated March 4, 2019, regarding the finalists for the 44th Annual Civic & Community Awards.

**Carried**

#### **4. Development Application Reports & Related Bylaws**

##### **4.1 Nickel Rd 240, 250, 260 - Z18-0033 - 1129410 BC Ltd.**

Staff displayed a PowerPoint presentation summarizing the application.

Moved By Councillor Hodge/Seconded By Councillor Singh

**(R0214/19/03/04)** THAT Rezoning Application No. Z18-0033 to amend the City of Kelowna Zoning Bylaw No.8000 by changing the zoning classification of Lots 1, 2 & 3, Section 27, Township 26, ODYD Plan 8839, located at 240, 250, 260 Nickel Rd Kelowna, BC from the RU1-Large Lot Housing Zone to the RM3 – Low Density Multiple Housing 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 Permit, for the subject property.

**Carried**

##### **4.2 Nickel Rd 240, 250, 260, BL11772 (Z18-0033) - 1129410 BC Ltd.**

Moved By Councillor Donn/Seconded By Councillor Stack

**(R0215/19/03/04)** THAT Bylaw No. 11772 be read a first time.

**Carried**

##### **4.3 Retail Cannabis Sales Update and Amendment to Development Application Fees Bylaw No. 10560**

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

Moved By Councillor Singh/Seconded By Councillor Wooldridge

**(R0216/19/03/04)** THAT Council receives, for information, the report from the Community Planning Department Manager dated March 4, 2019, with respect to the status of applications for rezoning to allow for retail cannabis sales establishments.

AND THAT Bylaw No. 11760 being Amendment No. 9 to the Development Application Fees Bylaw No. 10560 be forwarded for reading consideration.

Carried**4.4 BL11760 - Amendment No. 9 to Development Application Fees Bylaw No. 10560**Moved By Councillor Donn/Seconded By Councillor Dehart(R0217/19/03/04) THAT Bylaw No. 11760 be read a first, second and third time.Carried**5. Bylaws for Adoption (Development Related)****5.1 Text Amendment for Cannabis Production and Retail Cannabis Sales TA18-0008 (BL11679) - City of Kelowna**Moved By Councillor Donn/Seconded By Councillor Stack(R0218/19/03/04) THAT Bylaw No. 11679 be adopted.Carried**6. Non-Development Reports & Related Bylaws****6.1 2040 OCP Growth Scenario Implementation**

Staff displayed a PowerPoint presentation updating work undertaken to date and responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor Hodge(R0219/19/03/04) THAT Council receives, for information, the summary of the land use impacts as they relate to Growth Scenario 3 and corresponding next steps for the 2040 OCP Update process.CarriedMoved By Councillor Stack/Seconded By Councillor Singh(R0220/19/03/04) THAT Council endorses the 2040 OCP Preferred Growth Scenario, as presented in the Report from the Policy & Planning Department presented to Council December 10, 2018, to serve as the foundation in the development of a draft 2040 Official Community Plan, the Transportation Master Plan, and the 20 Year Servicing Plan analysis;

AND THAT Council directs that the draft 2040 Official Community Plan, the Transportation Master Plan, and the 20 Year Servicing Plan public consultation timelines, project budgets and deliverables, and project scope be amended to reflect the endorsed 2040 OCP Preferred Growth Scenario, as presented in the Report from the Policy & Planning Department presented to Council December 10, 2018.

Carried

Councillor Hodge - Opposed

Staff provided a review of the various collaborative opportunities available to the public in moving forward with the 2040 OCP, Transportation Master Plan and 20 Year Servicing Plan and responded to questions from Council.

Meeting recessed at 3:14 p.m.

Meeting reconvened at 3:21 p.m.

## **6.2 Short-Term Rental Accommodation Business Licence and Regulation**

Councillor Dehart declared a conflict of interest on items 6.2, 6.3 and 6.4 as it is in direct competition with her hotel employer and she also owns property on Sunset Drive and left the meeting at 3:22 p.m.

Staff displayed a PowerPoint presentation summarizing the proposed business license regulations and responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor Stack

**(R0221/19/03/04)** THAT Council receives for information, the report from the Business Licensing Manager, dated March 4, 2019, with regards to creating a new Short-Term Rental Accommodation Business Licence and Regulation Bylaw;

AND THAT Bylaw No. 11720 being Short-Term Rental Accommodation Business Licence and Regulation Bylaw be forwarded for reading consideration;

AND THAT Bylaw No.11771 being Amendment Bylaw No. 23 to Bylaw Notice Enforcement Bylaw No. 10475 be forwarded for reading consideration;

AND THAT Council provide an opportunity for persons who consider themselves affected by this application to make representations to Council during the March 12, 2019, Public Hearing on the associated Text Amendment Bylaw No 11766;

AND FURTHER THAT Council direct staff to give notice of its intention to provide for public input on Bylaw No. 11720 being Short-Term Rental Accommodation Business Licence and Regulation Bylaw by advertising in the in the Daily Courier on Wednesday, March 6<sup>th</sup>, and Friday, March 9<sup>th</sup>; in the Okanagan Saturday edition on March 10<sup>th</sup> and by being posted on the City Hall Notice Board on Tuesday, March 5, 2019.

**Carried**

## **6.3 Short-Term Rental Accommodation Business Licence and Regulation Bylaw No. 11720**

Moved By Councillor Hodge/Seconded By Councillor Singh

**(R0222/19/03/04)** THAT Bylaw No. 11720 be read a first, second and third time.

**Carried**

## **6.4 BL11771 - Amendment No. 23 to Bylaw Notice Enforcement Bylaw No.10475 Bylaw**

Moved By Councillor Singh/Seconded By Councillor Wooldridge

**(R0223/19/03/04)** THAT Bylaw No. 11771 be read a first, second and third time.

**Carried**

Councillor Dehart rejoined the meeting at 3:55 p.m.

## **6.5 Bikeshare Pilot Update**

Staff displayed a PowerPoint presentation providing an update on the Bikeshare Pilot and responded to questions from Council.

Moved By Councillor Wooldridge/Seconded By Councillor Dehart

**(R0224/19/03/04)** THAT Council receive for information, the report from the Transit and Programs Manager, dated March 4, 2019 with regard to the Bikeshare Pilot Update and Next Steps;

AND THAT Council direct staff to explore a system to regulate use of the public right-of-way for bikeshare service that allows for multiple operators and multiple vehicle types and report back in March.

**Carried**

#### **6.6 Groves Ave 424-460 – Road Closure**

Moved By Councillor Donn/Seconded By Councillor Woolridge

**(R0225/19/03/04)** THAT Council receives, for information, the Report from the Acting Manager, Real Estate Services dated March 4, 2019, recommending that Council adopt the proposed closure of a portion of road north of 424-460 Groves Avenue;

AND THAT Bylaw No. 11576, being a proposed road closure of a portion of road north of 424-460 Groves Avenue, be given reading consideration.

**Carried**

#### **6.7 Groves Ave 424-460, BL11756 - Road Closure Bylaw**

Moved By Councillor Wooldridge/Seconded By Councillor Singh

**(R0226/19/03/04)** THAT Bylaw No. 11756 be read a first, second and third time.

**Carried**

#### **6.8 A portion of Dall Rd - Road Closure**

Moved By Councillor Singh/Seconded By Councillor Woolridge

**(R0227/19/03/04)** THAT Council receives, for information, the report from the Acting Manager, Real Estate Services dated March 4, 2019, recommending that Council adopt the proposed closure of a portion of road north of 3060 Pooley Road;

AND THAT Bylaw No. 11773, being a proposed road closure of a portion of road north of 3060 Pooley Road, be given reading consideration.

**Carried**

#### **6.9 A portion of Dall Rd, BL11773 - Road Closure Bylaw**

Moved By Councillor Singh/Seconded By Councillor Woolridge

**(R0228/19/03/04)** THAT Bylaw No. 11773 be read a first, second and third time.

**Carried**

**7. Bylaws for Adoption (Non-Development Related)**

**7.1 BL11763 - Amendment No. 34 to Airport Fees Bylaw No. 7982**

Moved By Councillor Donn/Seconded By Councillor Dehart

(R0229/19/03/04) THAT Bylaw No. 11763 adopted.

**Carried**

**8. Mayor and Councillor Items**

Councillor Dehart:

- Attended the Pink Shirt Day Breakfast along with Councillor Wooldridge and Mayor Basran.
- Attending event in Calgary to promote tourism in Kelowna.

Councillor Donn:

- Mentioned there is a cohousing event by UBCO students and staff at the Innovation Building on Thursday.

Councillor Sieben:

- Attended the URBA mural event last week.

Councillor Singh:

- Will be taking personal time off for the remainder of March and will be back in April.

Councillor Wooldridge:

- Spoke to being the Deputy Mayor for March and attended several events.

Mayor Basran:

- Emceed a fundraising event at the Rec Centre for the Selzer family.

**9. Termination**

This meeting was declared terminated at 4:35 p.m.

---

Mayor Basran

sf/rvh

---

City Clerk