



## City of Kelowna Regular Council Meeting Minutes

Date:	Monday, August 24, 2020
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Colin Basran, Councillors Maxine DeHart*, Gail Given, Brad Sieben*, Mohini Singh, Luke Stack and Loyal Wooldridge
Members Participating Remotely	Councillor Charlie Hodge
Members Absent	Councillor Ryan Donn
Staff Present	City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Divisional Director, Planning & Development Services, Ryan Smith*; Community Planning & Development Manager, Dean Strachan*; Planner Specialist, Adam Cseke*; Planner, Aaron Thibeault*; Planner, Tyler Caswell*; Corporate Finance Manager, Shelly Little*; Divisional Director, Financial Services, Genelle Davidson*; Urban Planning Manager, James Moore*, Infrastructure Engineering Manager, Joel Shaw*; Infrastructure Operations Department Manager, Ian Wilson*; Integrated Transportation Department Manager, Rafael Villarreal*; Senior Transportation Planning Engineer, Chad Williams*; Transportation Engineering Manager, Gordon Foy*; Legislative Coordinator (Confidential), Arlene McClelland

(\* Denotes partial attendance)

### 1. Call to Order

Mayor Basran called the meeting to order at 1:33 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-video feed is being broadcast and recorded on kelowna.ca and a delayed broadcast is shown on Shaw Cable.

### 2. Confirmation of Minutes

Moved By Councillor Wooldridge/Seconded By Councillor Given

R0546/20/08/24 THAT the Minutes of the Regular Meetings of August 10, 2020 be confirmed as circulated.

**Carried**

### 3. Development Application Reports & Related Bylaws

#### 3.1 DeHart Rd 664 - Z20-0050 (BL12077) - Carolyn Rae Stevenson

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Sieben/Seconded By Councillor Singh

**R0547/20/08/24** THAT Rezoning Application No. Z20-0050 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A District Lot 358 ODYD Plan KAP90312, located at 664 DeHart Road, 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**

#### 3.2 DeHart Rd 664 - BL12077 (Z20-0050) - Carolyn Rae Stevenson

Moved By Councillor Given/Seconded By Councillor Singh

**R0548/20/08/24** THAT Bylaw No. 12077 be read a first time.

**Carried**

#### 3.3 Grantham Rd 2368 - Z20-0049 (BL12078) - Bernard Schmidt and Beverly Schmidt

Staff:

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

Moved By Councillor Singh/Seconded By Councillor Wooldridge

**R0549/20/08/24** THAT Rezoning Application No. Z20-0049 to amend the City of Kelowna Zoning Bylaw no. 8000 by changing the zoning classification of Lot A Section 4 Township 26 ODYD Plan 38370, located at 2368 Grantham Road, Kelowna, BC from the RR1 – Rural Residential 1 zone to the A1 – Agriculture 1 zone, be considered by Council;

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

**Carried**

#### 3.4 Grantham Rd 2368 - BL12078 (Z20-0049) - Bernard Schmidt and Beverly Schmidt

Moved By Councillor Singh/Seconded By Councillor Given

**R0550/20/08/24** THAT Bylaw No. 12078 be read a first time.

**Carried**

#### 3.5 Grantham Rd 2380 - Z20-0051 (BL12079) - Diana Lynn Nixon

Councillor Sieben declared a conflict of interest as he is related to the owner of the subject property and departed the meeting at 1:48 p.m.

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Singh/Seconded By Councillor Wooldridge

**R0551/20/08/24** THAT Rezoning Application No. Z20-0051 to amend the City of Kelowna Zoning Bylaw no. 8000 by changing the zoning classification of Lot B Section 4 Township 26 ODYD Plan 38370, located at 2380 Grantham Road, Kelowna, BC from the RR1 – Rural Residential 1 zone to the A1 – Agriculture 1 zone, be considered by Council;

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

**Carried**

**3.6 Grantham Rd 2380 - BL12079 (Z20-0051) - Diana Lynn Nixon**

Moved By Councillor Singh/Seconded By Councillor Given

**R0552/20/08/24** THAT Bylaw No. 12079 be read a first time.

**Carried**

Councillor Sieben rejoined the meeting at 1:50 p.m.

**3.7 St. Paul St 1193 - Z18-0011 (BL12080) - Evergreen Lands Limited, Inc No. BC0382754**

Councillor DeHart declared a conflict of interest due to her employment with a major hotel and departed the meeting at 1:51 p.m.

Staff:

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

Moved By Councillor Given/Seconded By Councillor Sieben

**R0553/20/08/24** THAT Rezoning Application No. Z18-0011 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 1, District Lot 139, ODYD, Plan EPP54107 located at 1193 St. Paul Street, Kelowna, BC from the I4 – Central Industrial zone to the C7 – Central Business Commercial 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 Development Planning Department dated Feb 5<sup>th</sup> 2018;

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

**Carried**

**3.8 St. Paul St 1193 - BL12080 (Z18-0011) - Evergreen Lands Limited, Inc No. BC0382754**

Moved By Councillor Wooldridge/Seconded By Councillor Singh

**R0554/20/08/24** THAT Bylaw No. 12080 be read a first time.

**Carried**

Councillor DeHart rejoined the meeting at 2:04 p.m.

**3.9 Pacific Ave 1145 - Z20-0047 (BL12081) - Okanagan Opportunity (Pacific) GP Inc., Inc. No. BC1188652**

Staff:

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

Moved By Councillor Stack/Seconded By Councillor Given

**R0555/20/08/24** THAT Rezoning Application No. Z20-0047 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A, District Lot 137, ODYD, Plan EPP84914, located at 1145 Pacific Avenue, Kelowna, BC from the RM5 – Medium Density Multiple Housing zone to the RM5r – Medium Density Multiple Housing (Residential Rental Tenure Only), 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 approval of the Ministry of Transportation and Infrastructure.

**Carried**

**3.10 Pacific Ave 1145 - BL12081 (Z20-0047) - Okanagan Opportunity (Pacific) GP Inc., Inc. No. BC1188652**

Moved By Councillor Wooldridge/Seconded By Councillor Singh

**R0556/20/08/24** THAT Bylaw No. 12081 be read a first time.

**Carried**

**3.11 Clement Ave 599 - Z20-0046 (BL12082) - Okanagan Opportunity GP Inc**

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Wooldridge/Seconded By Councillor Stack

**R0557/20/08/24** THAT Rezoning Application No. Z20-0046 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A, District Lot 139, ODYD, Plan EPP82176, located at 599 Clement Avenue, Kelowna, BC from the RM6 – High Rise Apartment Housing zone to the RM6r – High Rise Apartment Housing (Residential Rental Tenure Only), be considered by Council;

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

AND FURTHER THAT Council waives the requirement for a car-share program to be provided on-site as identified in Development Variance Permit DVP17-0248.

**Carried**

**3.12 Clement Ave 599 - BL12082 (Z20-0046) - Okanagan Opportunity GP Inc**

Moved By Councillor Wooldridge/Seconded By Councillor Singh

**R0558/20/08/24** THAT Bylaw No. 12082 be read a first time.

**Carried**

**3.13 Lakeshore Road 4071 - OCP19-0013 (BL12091) Z19-0144 (BL12092) - Greencorp Ventures Inc., Inc. No. BC0987730**

Staff:

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

Moved By Councillor Stack/Seconded By Councillor Sieben

**R0559/20/08/24** THAT Official Community Plan Map Amendment Application No. OCP19-0013 to amend Map 4.1 in the Kelowna 2030 – Official Community Plan Bylaw No. 10500 by changing the Future Land Use designation of Lot A Section 6 Township 26 ODYD Plan 10613, located at 4071 Lakeshore Rd., Kelowna, BC from the S2RES – Single / Two Unit Residential designation to the MRM – Multiple Unit Residential (Medium Density) designation, be considered by Council;

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

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 Development Planning Department dated August 24, 2020;

AND THAT Rezoning Application No. Z19-0144 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A Section 6 Township 26 ODYD Plan 10613, located at 4071 Lakeshore Rd., Kelowna, BC from the RU1 – Large Lot Housing zone to the RM5 – Medium 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 Development Planning Department dated August 24, 2020;

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**

**3.14 Lakeshore Rd 4071 - BL12091 (OCP19-0013) - Greencorp Ventures Inc., Inc. No. BC0987730**

Moved By Councillor Stack/Seconded By Councillor Sieben

**R0560/20/08/24** THAT Bylaw No. 12091 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**

- 3.15 Lakeshore Rd 4071 - BL12092 (Z19-0144) - Greencorp Ventures Inc., Inc. No. BC0987730

Moved By Councillor Sieben/Seconded By Councillor Stack

R0561/20/08/24 THAT Bylaw No. 12092 be read a first time.

Carried

4. **Bylaws for Adoption (Development Related)**

- 4.1 Hwy 33 E 1799 - BL12058 (LUC20-0002) - 1231306 B.C. Ltd., Inc. No. BC1231306

Moved By Councillor Stack/Seconded By Councillor DeHart

R0562/20/08/24 THAT Bylaw No. 12058 be adopted.

Carried

- 4.2 Hwy 33 E 1799 - BL12059 (OCP20-0012) - 1231306 B.C. Ltd., Inc. No. BC1231306

Moved By Councillor DeHart/Seconded By Councillor Stack

R0563/20/08/24 THAT Bylaw No. 12059 be adopted.

Carried

- 4.3 Hwy 33 E 1799 - BL12060 (Z20-0043) - 1231306 B.C. Ltd., Inc. No. BC1231306

Moved By Councillor Stack/Seconded By Councillor Sieben

R0564/20/08/24 THAT Bylaw No. 12060 be adopted.

Carried

- 4.4 Highway 97 N 2339-2397 - BL12083 (Z20-0014) - Dilworth Shopping Centre Ltd., Inc. No. 319846

Moved By Councillor Sieben/Seconded By Councillor Stack

R0565/20/08/24 THAT Bylaw No. 12083 be adopted.

Carried

5. **Non-Development Reports & Related Bylaws**

- 5.1 2019 Annual Report

Staff:

- Displayed a PowerPoint Presentation outlining the 2019 Annual Financial Report.

Moved By Councillor Singh/Seconded By Councillor Sieben

R0566/20/08/24 THAT Council receives, for information, the 2019 Annual Report for the year ended December 31, 2019 attached to the report of the Corporate Finance Manager dated August 24, 2020;

AND THAT Council receives, for information, the 2019 Statement of Financial Information report that includes: Council Remuneration and Expense Report, Schedule of Remuneration and Expenses paid to or on behalf of each employee, Schedule of Payments to Suppliers of Goods and Services and Schedule of Payments to Suppliers for Grants and Contributions attached to the report of the Corporate Finance Manager dated August 24, 2020.

**Carried**

## **5.2 Model City Infrastructure**

Staff:

- Displayed a PowerPoint Presentation, including videos, of the Model City Infrastructure analysis tool and responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor Wooldridge

**R0567/20/08/24** THAT Council receives, for information, the report from the Development Planning Department, dated August 24, 2020, regarding the ModelCity Infrastructure tool.

**Carried**

## **5.3 Chemical Storage Facility Budget Amendment**

Staff:

- Provided reasons for the budget amendment request in order to fund a portable chemical storage facility at the City Public Works Yard and responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor DeHart

**R0568/20/08/24** THAT Council receive for information the report from the Infrastructure Operations Department and the Corporate Human Resources Department dated August 24, 2020 regarding a new chemical storage facility at the City Public Works Yard;

AND THAT Council approve the amendment of the 2020 Financial Plan to include up to \$300,000 for the purchase and installation of a new chemical storage facility with funding from the WorkSafe Certificate of Recognition reserve.

**Carried**

## **5.4 2020 Active Transportation Corridors Update**

Staff:

- Displayed a PowerPoint Presentation with an update on the Pedestrian Bicycle Master Plan and responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor Sieben

**R0569/20/08/24** THAT Council receives for information, the report from Integrated Transportation dated August 24, 2020, with regard to the 2020 Active Transportation Corridors Update;

AND THAT Council receives for information, the progress and opportunities report to expand the All Ages and Abilities biking network.

**Carried**

## 5.5 Lakeshore Corridor – Transportation Update

Staff:

- Displayed a PowerPoint Presentation with an update on transportation conditions within the Lakeshore Corridor and responded to questions from Council

Moved By Councillor DeHart/Seconded By Councillor Sieben

R0570/20/08/24 THAT Council receives, for information, the report from the Integrated Transportation Department dated August 24, 2020, with respect to transportation conditions along the Lakeshore Corridor and at Eldorado Rd / Anne McClymont Elementary.

**Carried**

## 6. Mayor and Councillor Items

Councillor Given:

- Inquired as to the authority of City Bylaw Enforcement Officers to issue new Provincial COVID-19 related fines.

City Manager:

- Confirmed that the RCMP has the authority to issue Provincial fines, but not City Bylaw Enforcement Officers.

Councillor Singh:

- Inquired whether City Bylaw Enforcement Officers are also special Constables.

City Manager:

- Confirmed that no City staff are Provincial Special Constables nor are there any plans for such a designation.

Moved By Councillor Sieben/Seconded By Councillor Hodge

R0546/20/08/24 THAT Council directs staff to bring forward a report on the various COVID-19 delegated authorities.

**Carried**

## 7. Termination

This meeting was declared terminated at 4:33 p.m.

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Mayor Basran

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City Clerk

/acm