



City of Kelowna Regular Council Meeting

Minutes

Date:	Monday, September 14, 2020
Time:	1:30 pm
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Colin Basran*, Councillors Maxine DeHart*, Ryan Donn, Gail Given, Brad Sieben*, Mohini Singh, Luke Stack and Loyal Wooldridge
Members Participating Remotely	Councillor Charlie Hodge*
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, Jason Issler*; Planner Tyler Caswell*; Divisional Director, Infrastructure, Alan Newcombe*; Utility Planning Manager, Rod MacLean*; Parks and Open Space Planner, Melanie Steppuhn*; Legislative Coordinator (Confidential), Clint McKenzie

(*Denotes partial attendance)

1. Call to Order

Mayor Basran called the meeting to order at 1:35 pm.

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 DeHart

(R0579/2020/09/14) THAT the Minutes of the Regular Meetings of August 24, 2020 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Water St 1660 - TA20-0001 - 1157695 B.C. Ltd., Inc. No. BC1157695

Councillor Hodge joined the meeting remotely at 1:37 p.m.

Councillor DeHart declared a conflict due to her employment in the hotel industry and ownership in two short-term rental properties and left the meeting at 1:37 p.m.

Staff:

- Displayed a PowerPoint Presentation summarizing reasons of non-support for the application and responded to questions from Council.

Anthony Beyrouji, North Vancouver BC, Applicant:

- Displayed speaking notes reviewing the mixed-use development proposal.
- Provided reasons to support the application moving to public hearing.
- Responded to questions from Council.

Staff responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor Given

(R0580/2020/09/14) THAT Zoning Bylaw Text Amendment Application No. TA20-0001 to amend City of Kelowna Zoning Bylaw No. 8000 as outlined in Schedule "A" attached to the Report from the Development Planning Department dated September 14, 2020 for Lot A District Lot 139 ODYD Plan 22722 located at 1660 Water Street NOT be considered by Council;

AND THAT the Zoning Bylaw Text Amendment Bylaw NOT be forwarded to a Public Hearing for further consideration.

Carried
Councillor Donn - Opposed

Councillor DeHart returned to the meeting at 2:20 pm.

3.2 Lake Ave 286 - Z20-0058 (BL12099) - Ian James Mackay

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Stack/Seconded By Councillor Given

(R0580/2020/09/14) THAT Rezoning Application No. Z20-0058 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 9 Block D District Lot 14 Osoyoos Division Yale District Plan 2220, located at 286 Lake Avenue, 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;

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

Carried

3.3 Lake Ave 286 - BL12099 (Z20-0058) - Ian James Mackay

Moved By Councillor Wooldridge/Seconded By Councillor Singh

(R0581/2020/09/14) THAT Bylaw No. 12099 be read a first time.

Carried

3.4 Mayfair Ct 694 - Z20-0036 (BL12100) - Brandi J. Watson and Brent F. Watson

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor Donn

(R0582/2020/09/14) THAT Rezoning Application No. Z20-0036 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 16 District Lot 143 ODYD Plan 43720, located at 694 Mayfair Court, 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;

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

Carried

3.5 Mayfair Ct 694 - BL12100 (Z20-0036) - Brandi J. Watson and Brent F. Watson

Moved By Councillor Singh/Seconded By Councillor Wooldridge

(R0583/2020/09/14) THAT Bylaw No. 12100 be read a first time.

Carried

3.6 TA20-0017 (BL12101) - City of Kelowna

Staff:

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

Moved By Councillor Given/Seconded By Councillor Wooldridge

(R0584/2020/09/14) THAT Zoning Bylaw Text Amendment Application No. TA20-0017 to amend City of Kelowna Zoning Bylaw No. 8000 as indicated in Schedule A and outlined in the Report from the Development Planning Department dated September 14, 2020 be considered by Council;

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

AND FURTHER THAT final adoption of the Zoning Bylaw Text Amending Bylaw be considered subsequent to the approval of the Ministry of Transportation and Infrastructure.

Carried

3.7 BL12101 (TA20-0017) - City Of Kelowna

Moved By Councillor Given/Seconded By Councillor Singh

(R0585/2020/09/14) THAT Bylaw No. 12101 be read a first time.

Carried

3.8 Lakeshore Rd 3290, 3340 - Z19-0078 (BL12102) - Stober Construction Ltd., Inc. No. 125611

Staff:

- Displayed a PowerPoint Presentation summarizing the application and responded to questions from Council.
- Reviewed the C₄ & C₉ commercial zone parameters.

Moved By Councillor Stack/Seconded By Councillor Sieben

(R0586/2020/09/14) THAT Rezoning Application No. Z19-0078 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of:

- Lot 1, District Lot 14, ODYD, Plan EPP77760, located at 3340 Lakeshore Rd, Kelowna, BC from the C₁ - Local Commercial & C₉ – Tourist Commercial zones to the C₄ – Urban Centre Commercial zone, be considered by Council;
- Lot 2, District Lot 14, ODYD, Plan EPP77760, located at 3290 Lakeshore Rd, Kelowna, BC from the C₁ - Local Commercial & C₉ – Tourist Commercial zones to the P₃ – Parks and Open Space 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 June 13th 2019;

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

3.9 Lakeshore Rd 3290, 3340 - BL12102 (Z19-0078) - Stober Construction Ltd., Inc. No. 125611

Moved By Councillor Singh/Seconded By Councillor Given

(R0587/2020/09/14) THAT Bylaw No. 12102 be read a first time.

Carried

3.10 Frederick Rd 4633 - Z20-0017 (BL12103) - 1232798 B.C. Ltd., Inc.No. BC1232798

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

(R0588/2020/09/14) THAT Rezoning Application No. Z20-0017 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot A District Lot 580A SDYD Plan 38083, located at 4633 Frederick 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;

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 September 14th, 2020;

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

Carried

3.11 Frederick Rd 4633 - BL12103 (Z20-0017) - 1232798 B.C. Ltd., Inc. No. BC1232798

Moved By Councillor Stack/Seconded By Councillor DeHart

(R0589/2020/09/14) THAT Bylaw No. 12103 be read a first time.

Carried

4. Bylaws for Adoption (Development Related)

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

Moved By Councillor DeHart/Seconded By Councillor Stack

(R0590/2020/09/14) THAT Bylaw No. 11662 be adopted.

Carried

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

Moved By Councillor Stack/Seconded By Councillor DeHart

(R0591/2020/09/14) THAT Bylaw No. 11663 be adopted.

Carried

5. Non-Development Reports & Related Bylaws

5.1 Q2 2020 Planning and Development Statistics

Staff:

- Displayed a PowerPoint Presentation outlining Building and Development Statistics from Q2 2020.

Moved By Councillor Given/Seconded By Councillor Singh

(R0592/2020/09/14) THAT Council receive for information the report from the Divisional Director of Planning and Development Services dated September 14, 2020 with information relating to Q2 Planning and Development Statistics;

Carried

5.2 City Wastewater Treatment - Biosolids Management

Staff:

- Displayed a PowerPoint Presentation providing an update on Biosolids Management and responded to questions from Council.

The Mayor and City Manager left the meeting for a conference call with the Provincial Government at 3:01 p.m.

Deputy Mayor Donn took the Chair and Ryan Smith began as Acting for the City Manager at 3:01 p.m.

Staff continued with their presentation and responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor DeHart

(R0594/2020/09/14) THAT Council receive for information, the report from Infrastructure Engineering dated September 14, 2020 regarding the City Wastewater Treatment – Biosolids Management;

AND THAT Council approves staff proceeding to the next stage of Preliminary Design and Final Siting of the Biosolids Management Process.

Moved By Councillor Sieben/Seconded By Councillor Stack

(R0595/2020/09/14) THAT Council amend the motion on the floor to remove "Final Siting of the Biosolids Management Process" and replace it with "Proposed Siting of the Biosolids Management Process"

Carried

Deputy Mayor Donn, Councillor Given - Opposed

The original motion, as amended, was then voted on:

Moved By Councillor Given/Seconded By Councillor DeHart

(R0596/2020/09/14) THAT Council receive for information, the report from Infrastructure Engineering dated September 14, 2020 regarding the City Wastewater Treatment – Biosolids Management;

AND THAT Council approves staff proceeding to the next stage of Preliminary Design and Proposed Siting of the Biosolids Management Process.

Carried

5.3 Canada Infrastructure Grant Application - City Park

Staff:

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

The City Manager returned to the meeting at 4:04 p.m.

The Mayor returned to the meeting at 4:06 p.m.

Moved By Councillor Wooldridge/Seconded By Councillor Hodge

(R0597/2020/09/14) THAT Council receives the report from Parks and Buildings Planning dated September 14, 2020 with respect to the Investing in Canada Infrastructure Program – BC – Community, Culture and Recreation Infrastructure;

AND THAT Council directs staff to submit an application for grant funding application for City Park through the *Investing in Canada Infrastructure Program (ICP) – Community, Culture and Recreation*;

AND THAT the 2020 Financial Plan be amended to include the transfer of \$1,067,000 of reserve funding from the City Park 2019 CCR grant application project to the City Park 2020 CCR grant application project.

AND FURTHER THAT the City of Kelowna will be responsible for its share of the eligible costs, ineligible costs and potential overruns related to the project.

Carried

5.4 Glenmore Recreation Park

Staff:

- Displayed a PowerPoint Presentation providing reasons for a budget amendment to the Glenmore Recreation Park project and responded to questions from Council.

Moved By Councillor Stack/Seconded By Councillor Sieben

(R0598/2020/09/14) THAT Council receives the report from Parks and Buildings Planning dated September 14, 2020 with respect to Glenmore Recreation Park – Budget Amendment;

AND FURTHER THAT the 2020 Financial Plan be amended to include the transfer of \$1,363,000 of reserve funding from the 2019 City Park-CCR grant application project, to the Glenmore Recreation Park project.

Carried

5.5 COVID-19 Pandemic Delegations of Authority

Staff:

- Displayed a PowerPoint Presentation outlining the delegations of authority for Development Planning and Real Estate due to COVID-19 and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Stack

(R0599/2020/09/14) THAT Council receives, for information, the report from the Office of the City Clerk dated September 14, 2020 with respect to COVID-19 pandemic delegations of authority;

AND THAT Council directs staff to bring forward amendments to Development Application Procedures Bylaw No. 10540 and Delegation of Authority to Enter into Leases and Licences of Occupation Bylaw No. 11550 to remove the temporary delegations of authority related to the COVID-19 pandemic.

Carried

6. Resolutions**6.1 Draft Resolution - City of Kelowna Tax Sale**

Moved By Councillor Stack/Seconded By Councillor Singh

(Ro600/2020/09/14) THAT Council designates the Kelowna Community Theatre, 1375 Water St. to be the location for the September 28, 2020 City of Kelowna Tax Sale.

Carried

7. Mayor and Councillor Items

There were no items.

8. Termination

This meeting was declared terminated at 4:25 p.m.

Mayor Basran

sf/cm

City Clerk