



City of Kelowna Regular Council Meeting Minutes

Date:	Monday, November 23, 2020
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Colin Basran, Councillors Maxine DeHart, Ryan Donn, Gail Given, Brad Sieben*, Mohini Singh and Loyal Wooldridge
Members participating remotely	Councillors Charlie Hodge and Luke Stack*
Staff Present	City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Divisional Director, Planning & Development Services, Ryan Smith*; Planner Specialist, Alex Kondor*; Planner, Andrew Ferguson*; Long Range Policy Planning Manager, James Moore*; Planner Specialist, Ross Soward*; Policy & Planning Department Manager, Danielle Noble-Brandt*; Community Energy Specialist, Chris Ray*; Landfill & Compost Operations Manager, Scott Hoekstra*; Divisional Director, Partnership & Investments, Derek Edstrom* Infrastructure Engineering Manager, Sponsorship & Advertising Manager, Jill Hamilton*; Parks & Buildings Planning Manager, Robert Parlane*; Planner Specialist, David James*; Utility Planning Manager, Rod MacLean*; Senior Project Manager, Janis Netzel*; Financial Planning Manager, Kevin Hughes*; Budget Supervisor, Melanie Antunes*
Staff participating remotely	Legislative Coordinator (Confidential), Arlene McClelland
Guest participating remotely (*Denotes partial attendance)	Ted Fullerton, Artist*

1. Call to Order

Mayor Basran called the meeting to order at 1:36 p.m.

I would like to acknowledge that we are gathered today on the traditional, ancestral, unceded territory of the syilx/Okanagan people.

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.

In accordance with Order of the Provincial Health Officer on Gatherings and Events, the City is required to collect the first and last name and telephone number or email address of everyone attending a Council meeting. Thank you for your co-operation.

2. Confirmation of Minutes

Moved By Councillor Wooldridge/Seconded By Councillor Hodge

R0757/20/11/23 THAT the Minutes of the Regular Meetings of November 16, 2020 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Gordon Drive 4213-4233 - A20-0006 - Dorothy Thomson

Staff:

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

Moved By Councillor Singh/Seconded By Councillor Given

R0758/20/11/23 THAT Agricultural Land Reserve Appeal No. A20-0006 for Lot A, District Lot 358 and of Section 6, Township 26, ODYD, Plan 2284 Except Plans 7297, KAP46025, and H17715 located at 4213-4233 Gordon Drive, Kelowna, BC for a subdivision of agricultural land in the Agricultural Land Reserve pursuant to Section 21(2) of the Agricultural Land Commission Act, be supported by Council;

AND THAT the Council directs Staff to forward the subject application to the Agricultural Land Commission for consideration.

Carried

3.2 Baron Rd 2125 and 2205, Leckie Rd 1830 and 1880 - OCP19-0007 (BL12122) Z19-0115 (BL12123) - Victor Projects Ltd., BC1050457

Staff:

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

Moved By Councillor Donn/Seconded By Councillor DeHart

R0759/20/11/23 THAT Official Community Plan Map Amendment Application No. OCP19-0007 to amend Map 4.1 in the Kelowna 2030 – Official Community Plan Bylaw No. 10500 by changing the Future Land Use designation of:

Lot 2, District Lot 126, ODYD Plan KAP59203, located at 2125 Baron Road; and
 Lot 3, District Lot 126, ODYD Plan KAP59203, located at 2205 Baron Road, Kelowna, BC from the MRH – Multiple Unit Residential (High Density) designation to the MXR – Mixed Use (Residential / Commercial) designation, and
 Lot 1, District Lot 126, ODYD Plan KAP59203, located at 1830 Leckie Road; and
 Lot B, District Lot 126, ODYD Plan KAP56817, located at 1880 Leckie Road, Kelowna BC from the MRM – Multiple Unit Residential (Medium Density) designation to the MXR – Mixed Use (Residential / Commercial) 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 475 of the Local Government Act, as outlined in the Report from the Development Planning Department dated November 23, 2020;

AND THAT Rezoning Application No. Z19-0115 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of:

Lot 2, District Lot 126, ODYD Plan KAP59203, located at 2125 Baron Road;
 Lot 3, District Lot 126, ODYD Plan KAP59203, located at 2205 Baron Road;
 Lot 1, District Lot 126, ODYD Plan KAP59203, located at 1830 Leckie Road; and
 Lot B, District Lot 126, ODYD Plan KAP56817, located at 1880 Leckie Road, Kelowna, BC from the A1 – Agriculture 1 zone to the C4 – Urban Centre 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 Schedule "A" attached to the Report from the Development Planning Department dated November 23, 2020;

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

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

Carried

3.3 Baron Rd 2025, 2125 and Leckie Rd 1830, 1880 - BL12122 (OCP19-0007) - Victor Projects Ltd., No. BC1050457

Moved By Councillor Singh/Seconded By Councillor Wooldridge

R0760/20/11/23 THAT Bylaw No. 12122 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

3.4 Baron Rd 2025, 2125 and Leckie Rd 1830, 1880 - BL12123 (Z19-0115) - Victor Projects Ltd., No. BC1050457

Moved By Councillor Singh/Seconded By Councillor Wooldridge

R0761/20/11/23 THAT Bylaw No. 12123 be read a first time.

Carried

City Clerk:

- Confirmed that the Public Hearing is scheduled for Tuesday, December 8, 2020 starting at 4:00 p.m.

3.5 Hwy 97 N 2576 - DP20-0157 - 1099732 BC Ltd. Inc. No. BC10999732 and 1087253 BC Ltd. Inc. No. BC 1087253

Staff:

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

Moved By Councillor Given/Seconded By Councillor Sieben

R0762/20/11/23 THAT Council authorizes the issuance of Development Permit No. DP20-0157 for Lot A District Lot 125 ODYD Plan KAP77245 located at 2576 Highway 97 N, 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 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 THAT this Development Permit is valid for two (2) years from the date of Council approval, with no opportunity to extend.

Carried

4. Non-Development Reports & Related Bylaws

4.1 Revitalization Tax Exemption Program Update 2020

Councillor Stack declared a conflict of interest as the organization for which he works is a beneficiary of Revitalization Tax Benefits from time to time and departed the meeting at 2:12 p.m.

Staff:

- Displayed a PowerPoint Presentation providing an update on the Revitalization Tax Exemption Program and identified 2021 updates.

Moved By Councillor Wooldridge/Seconded By Councillor Given

R0763/20/11/23 THAT Council receives, for information, the report from the Policy & Planning Department, dated November 23, 2020, regarding the status of the Revitalization Tax Exemption Program;

AND THAT Council direct staff to bring forward amendments to the Revitalization Tax Exemption Program Bylaw 9561 as identified in the report from the Planner Specialist, dated November 23, 2020.

Carried

Councillor Stack returned to the meeting at 2:23 p.m.

4.2 Update on Community Low-Carbon Mobility Strategy - Electric Vehicles and E-Bikes

Staff:

- Displayed a PowerPoint Presentation providing an update on the Community Low-Carbon Mobility Strategy and recommendations and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor DeHart

R0764/20/11/23 THAT Council receives, for information, the report from the Policy & Planning Department, dated November 23, 2020, with respect to an update on the development of a Community Low-Carbon Mobility Strategy: Electric Vehicles and E-bikes;

AND THAT Council direct staff to initiate the community engagement process, as outlined in this report dated November 23, 2020;

AND FURTHER THAT Council directs staff to pursue the recommended approach for the Community Low-Carbon Mobility Strategy: Electric Vehicles and E-bikes outlined in this report dated November 23, 2020.

Carried

4.3 Amendment No.11 to Solid Waste Management Bylaw No. 10106 (BL12113)

Staff:

- Displayed a PowerPoint Presentation summarizing the proposed amendment to the Solid Waste Management bylaw and responded to questions from Council.

Moved By Councillor Singh/Seconded By Councillor Wooldridge

R0765/20/11/23 THAT Council receives, for information, the Report from the Utility Services Department, dated November 23, 2020, regarding the amendment to the Solid Waste Management Regulation Bylaw No. 10106;

AND THAT Bylaw No. 12113, Amendment No. 11 to the Solid Waste Management Regulation Bylaw No. 10106, be forwarded for reading consideration.

Carried

4.4 BL12113 - Amendment No. 11 to the Solid Waste Management Regulation Bylaw No. 10106

Moved By Councillor DeHart/Seconded By Councillor Donn

R0766/20/11/23 THAT Bylaw No. 12113 be read a first, second and third time.

Carried

4.5 Sponsorship and Advertising Program Update

Staff:

- Displayed a PowerPoint Presentation providing an update on the Sponsorship and Advertising Program and responded to questions from Council.

Moved By Councillor Donn/Seconded By Councillor Sieben

R0767/20/11/23 THAT Council receives, for information, the report of the Sponsorship & Advertising Manager dated November 23, 2020, with an update on the Sponsorship and Advertising Program.

Carried

4.6 2020 Public Art Update

Staff:

- Displayed a PowerPoint Presentation providing an update on the 2020 Public Art Program and responded to questions from Council.

Moved By Councillor Donn/Seconded By Councillor Given

R0768/20/11/23 THAT Council receives for information the Report from Parks & Buildings Planning, dated November 23, 2020, regarding recent updates to the City of Kelowna's Public Art Program.

Carried

4.7 City Entry Sign Public Art

Staff:

- Displayed a PowerPoint Presentation summarizing the proposed design and intent of the new City Entry Sign.

Ted Fullerton, Artist

- Participated remotely and spoke to the inspiration and intent of the art work.

Moved By Councillor Donn/Seconded By Councillor Given

R0769/20/11/23 THAT Council receives for information the Report from Parks & Buildings Planning, dated November 23, 2020, regarding additional information pertaining to a public art opportunity for a new gateway entrance sign located at the City's northern limits;

AND THAT, Council directs staff to enter into a Public Art Agreement with Ted Fullerton's (the Artist) for the proposed City Entry Sign.

Defeated
Councillors DeHart, Hodge, Sieben, Singh, Stack and Wooldridge - Opposed

Councillor Sieben departed the meeting at 5:48 pm

4.8 UBCM Community Emergency Preparedness Fund(CEPF)

Staff:

- Displayed a PowerPoint Presentation summarizing the grant application.

Moved By Councillor Given/Seconded By Councillor Singh

R0770/20/11/23 THAT Council receives for information, the report from Infrastructure Engineering dated November 23, 2020, with respect to the UBCM Community Emergency Preparedness Fund (CEPF) - Structural Flood Mitigation Program Application – Old Vernon Road Mill Creek Crossing;

AND THAT Council authorizes staff to apply for a UBCM CEPF Structural Flood Mitigation grant as outlined in this report;

AND THAT Council authorizes the Mayor and City Clerk to execute the UBCM CEPF Structural Flood Mitigation grant, if the application is successful;

AND FURTHER THAT the 2021 Financial Plan be amended to include the grant funding for the Old Vernon Road Mill Creek Crossing if the application is successful.

Carried

4.9 Regional Biosolids Composting Facility - Budget Increase for Sludge Disposal

Staff:

- Provided reasons for the budget amendment request for the Regional Biosolids Composting Facility.

Moved By Councillor Donn/Seconded By Councillor Wooldridge

R0771/20/11/23 THAT Council receives, for information, the report from Infrastructure Delivery dated November 23, 2020, regarding the Regional Biosolids Composting Facility (RBCF) – Biosolids Leachate Containment Project;

AND THAT Council authorize the additional expenditure totaling \$320,000 for the RBCF - Biosolids Leachate Containment Project;

AND FURTHER THAT the 2020 Financial Plan be amended to increase the budget of the RBCF - Biosolids Leachate Containment Project by \$320,000 with \$106,667 being funded from the City of Vernon (Vernon) and \$213,333 being funded from the City of Kelowna Wastewater Utility.

Carried

4.10 2020 COVID-19 Safe Restart Grants for Local Government

Staff:

- Displayed a PowerPoint Presentation summarizing the proposed funding allocations from the Province.

Moved By Councillor Stack/Seconded By Councillor Hodge

R0772/20/11/23 THAT Council receives, for information, the report from the Financial Planning Manager, dated November 23, 2020 with respect to the COVID-19 Safe Restart Grants for Local Governments from the Province of British Columbia;

AND THAT Council approve the receipt of \$7,884,000 of conditional grant funding as part of the COVID-19 Safe Restart Grants for Local Governments program, and commit to the future annual reporting requirements;

AND THAT the 2020 Financial Plan be amended to include the grant revenue, allocated to fund the COVID-19 financial impacts of 2020, and remaining funds to be applied to expected COVID-19 financial impacts as part of the 2021 Financial Plan.

Carried

5. Bylaws for Adoption (Non-Development Related)

5.1 BL12098 - Road Closure and Removal of Highway Dedication Bylaw

Moved By Councillor DeHart/Seconded By Councillor Given

R0773/20/11/23 THAT Bylaw No. 12098 be adopted.

Carried

6. Mayor and Councillor Items

There were no Councillor items.

7. Termination

This meeting was declared terminated at 5:59 p.m.

Mayor Basran

City Clerk

/acm