



City of Kelowna Regular Council Meeting Minutes

Date:	Monday, January 17, 2022
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; Deputy City Clerk, Laura Bentley; Divisional Director, Planning & Development Services, Ryan Smith*; Community Planning & Development Manager, Dean Strachan*; Urban Planning Manager, Jocelyn Black*; Planner Specialist, Lydia Korolchuk*; Planner Specialist, Wesley Miles*; Divisional Director, Active Living & Culture, Jim Gabriel*; Cultural Services Manager, Christine McWillis*; Parks & Buildings Planning Manager, Robert Parlane*; Community Theatre Manager, Caroline Ivey*; Divisional Director, Partnership & Investments, Derek Edstrom*; Project Architect, Amy Johnston*; Senior Transportation Planning Engineer, Chad Williams*; Transportation Engineering Manager, Gordon Foy*; Utility Services Manager, Kevin Van Vliet*; General Manager, Infrastructure, Mac Logan*
Staff participating Remotely	Legislative Coordinator (Confidential), Arlene McClelland
Guests participating Remotely	John Frittenburg*, JF Group and Michael Roma*, RC Strategies

(* Denotes partial attendance)

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.

In accordance with the most recent Provincial Health Officer Order regarding face coverings, a mask or face covering must be worn in the gallery of Council Chambers except when presenting to Council.

As an open meeting, a live audio-video feed is being broadcast and recorded on kelowna.ca.

2. Confirmation of Minutes

Moved By Councillor Wooldridge/Seconded By Councillor Hodge

R0024/22/01/17 THAT the Minutes of the Regular Meetings of January 10, 2022 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Francis Ave 615 - Z21-0078 (BL12315) - 1283684 B.C. Ltd., Inc. No. BC1283684

Staff:

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

Moved By Councillor Hodge/Seconded By Councillor Sieben

R0025/22/01/17 THAT Rezoning Application No. Z21-0078 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 15 District Lot 14 ODYD Plan 1141, located at 615 Francis Avenue, Kelowna, BC from the RM3 – Low Density Multiple Housing zone to the RM3r – Low Density Multiple Housing (Residential Rental Tenure Only) 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 in conjunction with Council's consideration of a Development Permit for the subject property.

Defeated

Councillors DeHart, Given, Singh, Stack and Wooldridge - Opposed

3.2 McCurdy Rd 2755 - Z20-0075 (BL12318) - Prodev GP Ltd and 2137259 Alberta Ltd

Staff:

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

Moved By Councillor Given/Seconded By Councillor Stack

R0026/22/01/17 THAT Rezoning Application No. Z20-0075 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of portions Lot 1, District Lots 124 and 415, ODYD, Plan KAP84653 Except Plan EPP45174, located at 2755 McCurdy Road, Kelowna, BC from the A1 – Agriculture 1 zone to the RM3 – Low Density Multiple Housing, RM5 – Medium Density Multiple Housing, and P3 – Parks and Open Space zone as shown on Map "A" attached to the Report from the Development Planning Department dated January 17, 2022, be considered by Council;

AND THAT Council, in accordance with Local Government Act s. 464(2), not hold a Public Hearing for the Rezoning Bylaw;

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 January 17th 2022;

AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the issuance of a Hazardous Condition and Natural Environment Development Permit by the Development Planning Department Manager;

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

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 Rezoning Bylaw be considered subsequent to registration of a restrictive covenant in accordance with Section 219 of the Land Title Act restricting the number of dwellings on the subject property in relation to the capacity of the water system to supply domestic and fire flow demands in accordance with the Subdivision, Development & Servicing Bylaw No 7900.

Defeated

Councillors DeHart, Hodge, Sieben and Singh - Opposed

Moved By Councillor Hodge/Seconded By Councillor Sieben

R0027/22/01/17 THAT Rezoning Application No. Z20-0075 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of portions Lot 1, District Lots 124 and 415, ODYD, Plan KAP84653 Except Plan EPP45174, located at 2755 McCurdy Road, Kelowna, BC from the A1 – Agriculture 1 zone to the RM3 – Low Density Multiple Housing, RM5 – Medium Density Multiple Housing, and P3 – Parks and Open Space zone as shown on Map “A” attached to the Report from the Development Planning Department dated January 17, 2022, 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 January 17th 2022;

AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the issuance of a Hazardous Condition and Natural Environment Development Permit by the Development Planning Department Manager;

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

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 Rezoning Bylaw be considered subsequent to registration of a restrictive covenant in accordance with Section 219 of the Land Title Act restricting the number of dwellings on the subject property in relation to the capacity of the water system to supply domestic and fire flow demands in accordance with the Subdivision, Development & Servicing Bylaw No 7900.

Carried

3-3 **3510 Spectrum Crt - BL12284 (TA21-0013) - Kelowna Motors Investments Ltd., Inc.
No. BC 1281822**

Moved By Councillor Given/Seconded By Councillor Singh

R0028/22/01/17 THAT Bylaw No. 12284 be adopted.

Carried

3.4 3510 Spectrum Crt - DP21-0134 - Kelowna Motors Investments Ltd., Inc. No. BC 1281822

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Wooldridge/Seconded By Councillor Singh

R0029/22/01/17 THAT final adoption of Zoning Bylaw Text Amendment Bylaw No.12284 be considered by Council;

AND THAT Council authorize the issuance of Development Permit No. DP21-0134 for Lot 17 Section 14 Township 23 ODYD Plan KAP82802 located at 3510 Spectrum Court, 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 THAT the applicant be required to complete the above noted conditions of Council's approval of the Development Permit Application in order for the permits to be issued;

AND FURTHER THAT this Development Permit are 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 Sarsons Rd 444 - BL12297 (Z21-0082) - Bruce Trevor Benedict and Ruth Marie Benedict

Moved By Councillor Singh/Seconded By Councillor Given

R0030/22/01/17 THAT Bylaw No. 12297 be adopted.

Carried

5. Non-Development Reports & Related Bylaws

5.1 Cultural Facilities Master Plan

Staff:

- Displayed a PowerPoint Presentation summarizing the Cultural Facilities Master Plan and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Hodge

R0031/22/01/17 THAT Council receives, for information, the report from Active Living and Culture dated January 17, 2022, regarding the Cultural Facilities Master Plan;

AND THAT Council endorses the Cultural Facilities Master Plan, as attached to the report from Active Living and Culture dated January 17, 2022;

FURTHER THAT Council directs staff to report back with periodic progress updates on the plan's implementation through the bi-annual Cultural Plan Report Card.

Carried

5.2 2022 Canada Cultural Spaces Fund Grant

Staff:

- Displayed a PowerPoint Presentation outlining the grant application.

Moved By Councillor Singh/Seconded By Councillor Wooldridge

R0032/22/01/17 THAT Council receives for information the report from the Active Living & Culture Division, dated January 17, 2022, with respect to the 2022 Canada Cultural Spaces Fund Grant;

AND THAT Council authorizes the Active Living & Culture Division to apply for Canada Cultural Spaces Fund Grant funding and provide overall grant management;

AND FURTHER THAT the 2022 Financial Plan be amended to include the grant funding for the Canada Cultural Spaces Fund Grant program if the application is successful.

Carried

5.3 Redevelopment of Parkinson Recreation Centre - Project Framework

Staff:

- Displayed a PowerPoint Presentation summarizing the project framework for the redevelopment of the Parkinson Recreation Centre.
- Spoke to the five Guiding Principles and project milestones.
- Introduced guests participating remotely, John Frittenburg and Michael Roma.
- Spoke to next steps including funding, partnerships, building design and public engagement.
- Responded to questions from Council.

John Frittenburg, JF Group and Michael Roma, RC Strategies

- Continued sharing the PowerPoint Presentation.
- Spoke to the functional program update.
- Provided an overview of the project history, processes and findings to date.
- Spoke to the benefits of Recreation and Culture.

Moved By Councillor Stack/Seconded By Councillor Singh

R0033/22/01/17 THAT Council receives, for information this report from Parks and Building Planning, dated January 17, 2022, for the redevelopment of Parkinson Recreation Centre (PRC) at Parkinson Recreation Park;

AND THAT Council approves in principle, the Guiding Principles and Functional Program that will steer the design of the redevelopment of the PRC.

Carried

Guests disconnected from the meeting at 3:38 p.m.

5.4 2021 Budget Amendment ICBC Road Safety Program

Staff:

- Provided an overview of the budget amendment to reflect ICBC's Road Safety Improvement Program contributions and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Given

R0034/22/01/17 THAT Council receives, for information, the report from Integrated Transportation dated January 17, 2022 with respect to the ICBC Road Improvement Program;

AND THAT the 2021 Financial Plan be amended to include \$ 296,467.50 in the ICBC Road Improvement Program as funded by ICBC Road Safety grant contributions.

Carried

5.5 Transformer Replacement - Trade Waste Treatment Facility

Staff:

- Provided reasons for the amendment to the 2022 Financial Plan.

Moved By Councillor Sieben/Seconded By Councillor Hodge

R0035/22/01/17 THAT Council receives, for information, the report from Utility Services dated January 17, 2022 with respect to a Transformer Purchase at the Trade Waste Treatment Facility,

AND THAT the 2022 Financial Plan be amended to include \$400,000 for this project funded \$100,000 from the Wastewater Utility and \$300,000 from the City's industry partners.

Carried

6. Bylaws for Adoption (Non-Development Related)

6.1 BL12311 - Amendment No. 41 to Traffic Bylaw No. 8120

Moved By Councillor Given/Seconded By Councillor Singh

R0036/22/01/17 THAT Bylaw No. 12311 be adopted.

Carried

7. Mayor and Councillor Items

Councillor Sieben:

- Made comment on Provincial COVID-19 Orders and Gym closures.

Mayor Basran:

- Spoke to the release of the BC Urban Mayors' Caucus video regarding complex care housing.
- Reminder of the Public Hearing Tuesday, January 18th at 6:00 p.m.

8. Termination

This meeting was declared terminated at 3:45 p.m.

Mayor Basran

Deputy City Clerk

/acm