



**City of Kelowna
Regular Council Meeting
Minutes**

Date:	Monday, February 6, 2023
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Tom Dyas, Councillors Ron Cannan, Maxine DeHart*, Charlie Hodge, Gord Lovegrove, Mohini Singh, Luke Stack*, Rick Webber and Loyal Wooldridge
Staff Present	City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Divisional Director, Planning & Development Services, Ryan Smith*; Development Planning Department Manager, Terry Barton*; Community Planning & Development Manager, Dean Strachan*; Planner, Mark Tanner*; Planner, Kimberly Brunet*; Transit Service Coordinator, Mike Kittmer*; Transit and Programs Manager, Jerry Dombowsky*; Event Development Supervisor, Chris Babcock*; Property Management Manager, Julia Buck*; Cultural Services Manager, Christine McWillis*; Real Estate Department Manager, Johannes Saufferer*; Divisional Director, Partnership and Investments, Derek Edstrom*
Staff participating Remotely	Legislative Coordinator (Confidential), Arlene McClelland

(* Denotes partial attendance)

1. Call to Order

Mayor Dyas called the meeting to order at 1:30 p.m.

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

This 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. Acknowledgement of Al Horning

Mayor Dyas acknowledged Al Horning, former MP, MPP and Councillor for his life-long contributions to Kelowna and presented Mr. Horning with a street name sign, Al Horning Way, dedicated for a future road at the Kelowna International Airport, connecting with the Rutland community.

The meeting recessed for a brief reception at 1:43 p.m.

The meeting reconvened at 2:07 p.m.

3. Confirmation of Minutes

Moved By Councillor Wooldridge/Seconded By Councillor Hodge

R0066/23/02/06 THAT the Minutes of the Regular Meetings of January 23, 2023 be confirmed as circulated.

Carried

4. Development Application Reports & Related Bylaws

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Singh/Seconded By Councillor Hodge

R0067/23/02/06 THAT Rezoning Application No. Z21-0098 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of Lot 1 Section 26 Township 26 ODYD Plan 19427, located at 1065 Hoover Road, Kelowna, BC from the RU1 – Large Lot Housing zone to the RU4 – Duplex Housing zone be considered by Council;

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 February 6, 2023.

Carried

4.2 Union Rd 1975 - Z21-0056 (BL12481) - Multiple Owners

Staff:

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

Moved By Councillor Lovegrove/Seconded By Councillor Singh

R0068/23/02/06 THAT Rezoning Application No. Z21-0056 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of LOT 27 SECTION 4 TOWNSHIP 23 OSOYOOS DIVISION YALE DISTRICT PLAN KAP51847, located at 1975 Union Rd, Kelowna, BC from the C1 – Local & Neighbourhood Commercial zone to the MF3 – Apartment Housing zone, be considered by Council;

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 February 6, 2023;

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

4.3 Benvoulin Ct 2165 - DP21-0283 - Benvoulin Apartments Kelowna 2022 Ltd., Inc. No. BC1342273

Councillor Stack declared a perceived conflict of interest as he is working with the neighbour on a shared road access involved with this property and departed the meeting at 2:32 p.m.

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor Webber

R0069/23/02/06 THAT Council authorizes the issuance of Development Permit No. DP21-0283 for Lot A District Lot 128 Osoyoos Division Yale District Plan KAP89861, located at 2165 Benvoulin Ct, 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 is valid for two (2) years from the date of Council approval, with no opportunity to extend.

Carried

Councillors Hodge and Lovegrove - Opposed

Moved By Councillor Webber/Seconded By Councillor DeHart

R0070/23/02/06 THAT Council direct staff to report back on traffic safety issues raised during Council's discussion on the Development Permit DP21-0283 for 2165 Benvoulin Ct.

Carried

Councillor Stack returned to the meeting at 3:05 p.m.

4.4 Hwy 97 N 2592 - DP22-0177 - 647700 B.C. Ltd., Inc. No. BC0647700

Councillor DeHart declared a conflict of interest as she is in the hotel industry and departed the meeting at 3:06 p.m.

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Stack/Seconded By Councillor Wooldridge

R0071/23/02/06 THAT Council authorizes the issuance of Development Permit No. DP22-0177 for Lot A District Lot 125 ODYD Plan EPP118863, located at 2592 Hwy 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 be in accordance with Schedule "C";
4. The applicant be required to post with the City a Landscape Performance Security deposit in the amount of 125% of the estimated value of the Landscape Plan, as determined by a Registered Landscape Architect;

AND FURTHER THAT this Development Permit is valid for two (2) years from the date of Council approval, with no opportunity to extend.

Carried

Councillor DeHart returned to the meeting at 3:08 p.m.

5. Non-Development Reports & Related Bylaws

5.1 UMO Electronic Transit Fare Collection System

Staff:

- Displayed a PowerPoint Presentation summarizing transit fare policy changes and responded to questions from Council.

Moved By Councillor Wooldridge/Seconded By Councillor Webber

R0072/23/02/06 THAT Council defer further discussion on the UMO Electronic Transit Fare Collection System pending additional information from BC Transit on the impacts on the fare transfer structure and expiry dates.

Carried

5.2 ICIP Grant Application

Staff:

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

Moved By Councillor Lovegrove/Seconded By Councillor Stack

R0073/23/02/06 THAT Council receives for information, the report from the Infrastructure Division dated February 6, 2023, with respect to BC Transit's Investing in Canada Infrastructure Program (ICIP) grant applications;

AND THAT Council authorizes the Infrastructure General Manager to send a letter of Council's support of BC Transit's ICIP funding applications for 1) refurbishment of the Hardy Street transit facility, and 2) further planning work for the new Hollywood Road transit facility.

Carried

5.3 Destination Development Grant Funding - Island Stage

Staff:

- Displayed a PowerPoint Presentation providing an overview of the grant application and responded to questions from Council.

Moved By Councillor Cannan/Seconded By Councillor Wooldridge

R0074/23/02/06 THAT Council receives, for information, the report from the Event Development Supervisor dated February 6, 2023, with respect to the Destination Development grant funding;

AND THAT Council directs staff to apply for grant funding for the Island Stage Rejuvenation Project through the Destination Development Fund;

AND THAT Council support staff to execute all documents necessary to complete the grant, if successful;

AND FURTHER THAT if the grant is successful, the 2023 Financial Plan be amended to include the receipt of grant funds, and \$250,000 of funds from the City's Partnership Opportunity Reserve R123.

Carried

5.4 Kelowna Art Gallery and Rotary Centre for the Arts Lease and Operating Agreements

Staff:

- Displayed a PowerPoint Presentation summarizing the lease and operating agreements and responded to questions from Council.

Moved By Councillor Singh/Seconded By Councillor Hodge

R0075/23/02/06 THAT Council receives, for information, the report from the Real Estate and Active Living and Culture departments dated February 6, 2023, with respect to the Lease and Operating Agreements between the City of Kelowna and the Kelowna Art Gallery Association, and the City of Kelowna and the Kelowna Visual & Performing Arts Centre Society;

AND THAT Council approves the Kelowna Art Gallery Association Lease and Operating Agreement as attached to the report from the Real Estate and Active Living and Culture departments dated February 6, 2023;

AND THAT Council approves the Kelowna Visual & Performing Arts Centre Society Lease and Operating Agreement as attached to the report from the Real Estate and Active Living and Culture departments dated February 6, 2023;

AND FURTHER THAT the Mayor and City Clerk be authorized to execute the Lease and Operating Agreements and all documents necessary to complete this transaction.

Carried

The meeting recessed at 3:48 p.m.

The meeting reconvened at 3:56 p.m.

5.5 Delegation of Authority 2022

Staff:

- Displayed a PowerPoint Presentation outlining a summary agreements delegated to staff in 2022 and responded to questions from Council.

Moved By Councillor Cannan/Seconded By Councillor Wooldridge

R0076/23/02/06 THAT Council receives for information the report from the Real Estate Department dated February 6, 2023, with respect to the transactions approved by the

Manager, Property Management in accordance with the Delegation of Authority to Enter into Leases and Licenses of Occupation Bylaw No. 11250 for the period starting January 1, 2022 and ending December 31, 2022.

Carried

5.6 Road Closure Adjacent to 4004 Bluebird Road, 4020 Lakeshore Road, and 4058 Lakeshore Road

Staff:

- Displayed a PowerPoint Presentation summarizing the proposed road closures around Bluebird Beach Park.

Moved By Councillor Stack/Seconded By Councillor Hodge

R0077/23/02/06 THAT Council receives, for information, the report from the Real Estate Department dated February 6, 2023, recommending that Council adopt the proposed closures of roads adjacent to 4004 Bluebird Road, 4020 Lakeshore Road, and 4058 Lakeshore Road to be consolidated into 4020 Lakeshore Road;

AND THAT Bylaw No. 11606, being a proposed road closure of a portion of road adjacent to 4020 Lakeshore Road, be given reading consideration;

AND THAT Bylaw No. 11607, being a proposed road closure of a portion of road adjacent to 4058 Lakeshore Road, be given reading consideration;

AND FURTHER THAT Bylaw No. 11609, being a proposed road closure of a portion of road adjacent to 4004 Bluebird Road, be given reading consideration.

Carried

5.7 BL11606 - Road Closure Bylaw - Adjacent to 4020 Lakeshore Rd

5.8 BL11607 - Road Closure Bylaw - Adjacent to 4058 Lakeshore Rd

5.9 BL11609 - Road Closure Bylaw - Adjacent to 4004 Bluebird Rd

Moved By Councillor Lovegrove/Seconded By Councillor Wooldridge

R0078/23/02/06 THAT Bylaw Nos. 11606, 11607 and 11609 be read a first, second and third time.

Carried

6. Bylaws for Adoption (Non-Development Related)

6.1 BL12471 - Housing Agreement Authorization Bylaw - 155 Bryden Road

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

R0079/23/02/06 THAT Bylaw No. 12471 be adopted.

Carried

6.2 BL12472 - Housing Agreement Authorization Bylaw - 2241 Springfield Road

Moved By Councillor Webber/Seconded By Councillor Wooldridge

R0080/23/02/06 THAT Bylaw No. 12472 be adopted.

Carried

6.3 BL12476 - Amendment No. 8 to Council Procedure Bylaw No. 9200

Moved By Councillor Wooldridge/Seconded By Councillor Webber

R0081/23/02/06 THAT Bylaw No. 12476 be adopted.

Carried

7. Mayor and Councillor Items

Councillor DeHart:

- Spoke to their attendance along with Councillors Cannan and Singh at the Central Okanagan Crime Stoppers event.

Councillor Wooldridge:

- Spoke to their attendance on behalf of the Mayor at the Chartered Financial Analyst Annual Dinner.
- Hosted the Bollywood dinner fundraiser for the Alzheimer's Society at the Laurel Packinghouse.
- Spoke to their attendance at the UDI luncheon last week.

Councillor Hodge:

- Spoke to their attendance at SILGA last week.
- Spoke to meeting with the Okanagan Water Basin Board and Tourism Kelowna.

Councillor Cannan:

- Acknowledged the actions of City Bylaw Officer Richardson for his efforts in helping a hurt member of the public.

Councillor Lovegrove:

- Spoke to their attendance at their first Sterile Insect Release Program meeting last week along with Councillor Singh.
- Spoke to their participation in an exercise lead by UBCO students regarding sustainable transportation and climate change.
- Spoke to numbers estimated to be coming to the City over the next years.
- Spoke to a Regional Transportation Committee.

Mayor Dyas:

- Spoke to attending the Canadian Home Builder Awards.

Moved By Councillor Hodge/Seconded By Councillor Lovegrove

R0082/23/02/06 THAT Council direct staff to seek additional meeting opportunities to address Council priorities.

Carried

8. Termination

This meeting was declared terminated at 4:16 p.m.

Mayor Dyas

City Clerk

/acm