



**City of Kelowna
Regular Council Meeting
Minutes**

Date:	Monday, May 8, 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*; Planner, Mark Tanner*; Planner Specialist, Adam Cseke*; Acting Controller, Matt Friesen*; Intergovernmental Relations Manager, Axelle Bazett*; Transit Service Coordinator, Mike Kittmer*; General Manager, Infrastructure, Mac Logan*; Legislative Coordinator Confidential (FOI), Rebecca Van Huizen, Legislative Technician, Paul Selzer
Staff participating Remotely	Legislative Coordinator (Confidential), Arlene McClelland
Guest	Ryan Dennis*, Electronic Fare Collection System Program Manager, BC Transit

(* Denotes partial attendance)

1. Call to Order

Mayor Dyas called the meeting to order at 1:31 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. Confirmation of Minutes

Moved By Councillor Wooldridge/Seconded By Councillor Webber

THAT the Minutes of the Regular Meetings of May 1, 2023 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Supplemental Report – Rezoning Bylaw Reading Consideration

City Clerk:

- Confirmed Council forwarded the rezoning application to a Public Hearing last week; bylaw requires first reading. The Public Hearing is scheduled for June 13, 2023.

3.2 Wilkinson St 2110, 2120-2122, 2128-2130, 2140 - BL12517 (Z22-0068) - Wilkinson St Holdings Ltd.

Moved By Councillor Stack/Seconded By Councillor Wooldridge

THAT Bylaw No. 12517 be read a first time.

Carried

3.3 Killdeer Rd 5081 - OCP22-0002 (BL12525) Z22-0004 (BL12526) - Frazer Lake Developments GP Ltd., Inc. No. BC1313068

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor Stack

THAT Official Community Plan Map Amendment Application No. OCP22-0002 to amend Map 3.1 in the Kelowna 2040 – Official Community Plan Bylaw No. 12300 by changing the Future Land Use designation of portions of Lot B Section 24 Township 28 SDYD Plan 28853 Except Plans 30846, 30848, 34710, 37381, 39945 and 42749, located at 5081 Killdeer Rd, Kelowna, BC from the NAT – Natural Areas designation to the S-RES – Suburban Residential designation and from the S-RES – Suburban Residential designation to the NAT – Natural Areas designation, as shown on Map “A” attached to the Report from the Development Planning Department dated May 8, 2023, 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 Consultation 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 May 8, 2023;

AND THAT Rezoning Application No. Z22-0004 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of portions of Lot B Section 24 Township 28 SDYD Plan 28853 Except Plans 30846, 30848, 34710, 37381, 39945 and 42749, located at 5081 Killdeer Rd, Kelowna, BC from the RR1 – Large Lot Rural Residential zone to the RU2 – Medium Lot Housing zone and the P3 – Parks and Open Space zone as shown on Map “B” attached to the Report from the Development Planning Department dated May 8, 2023, 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 May 8, 2023;

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

3.4 Killdeer Rd 5081 - BL12525 (OCP22-0002) - Frazer Lake Developments GP Ltd., Inc. No. BC1313068

Moved By Councillor DeHart/Seconded By Councillor Stack

THAT Bylaw No. 12525 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

3.5 Killdeer Rd 5081 - BL12526 (Z22-0004) - Frazer Lake Developments GP Ltd., Inc. No. BC1313068

Moved By Councillor Stack/Seconded By Councillor DeHart

THAT Bylaw No. 12526 be read a first time.

Carried

3.6 Frost Rd 940-1030 - DP23-0017 - 0954654 BC Ltd., Inc. No. BC0954654

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

THAT Council authorizes the issuance of Development Permit No. DP23-0017 for Lot A District Lot 579 SDYD Plan EPP127116, located at 940 – 1030 Frost Road, 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 amount of 125% of the estimated value of the Landscape Plan, 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

4. Bylaws for Adoption (Development Related)

4.1 Text Amending Bylaws - TA22-0012, TA23-0001, TA23-0002

- 4.1.1 **BL12497 (TA22-0014) - Amendments to Multiple Sections of Zoning Bylaw 1 of 3 - City of Kelowna**
- 4.1.2 **BL12500 (TA23-0001) - Amendments to Multiple Sections of Zoning Bylaw 2 of 3 - City of Kelowna**
- 4.1.3 **BL12475 (TA23-0002) - Amendments to Multiple Sections of Zoning Bylaw 3 of 3 - City of Kelowna**

Moved By Councillor Wooldridge/Seconded By Councillor Webber

THAT Bylaw Nos. 12497, 12500 and 12475 each be adopted.

Carried

5. Non-Development Reports & Related Bylaws

5.1 Delegated Authority for Minor Variances

Staff:

- Displayed a PowerPoint Presentation summarizing the proposed bylaw amendments and responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor Lovegrove

THAT Council receives, for information, the report from the Development Planning Department dated May 8, 2023 regarding delegation of authority for minor Development Variance Permits;

AND THAT Bylaw No. 12527 being Amendment No. 3 to Development Application and Heritage Procedures Bylaw No. 12310 be forwarded for reading consideration;

AND THAT Bylaw No. 12528 being Amendment No. 14 to Development Applications Fees Bylaw no. 10560 be forwarded for reading consideration;

AND FURTHER THAT Council Policy No. 367, being Public Notification & Consultation for Development Applications, be revised as outlined in the report from the Development Planning Department dated May 8, 2023.

Carried

5.2 BL12527 - Amendment No. 3 to the Development Application & Heritage Procedures Bylaw No. 12310

Moved By Councillor Hodge/Seconded By Councillor Lovegrove

THAT Bylaw No. 12527 be read a first, second and third time.

Carried

5.3 BL12528 - Amendment No. 14 to the Development Application Fees Bylaw No. 10660

Moved By Councillor Hodge/Seconded By Councillor Lovegrove

THAT Bylaw No. 12528 be read a first, second and third time.

Carried

5.4 2023 Audit Committee Meeting review and Financial Statements for the Year Ending December 31, 2022

Staff:

- Displayed a PowerPoint Presentation providing an overview of the 2022 Financial Statements.

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

THAT Council receives, for information, the Report from the Audit Committee dated May 8, 2023 with respect to the Consolidated Financial Statements and Auditor's Report for the City of Kelowna for the year ending December 31, 2022;

AND THAT the Consolidated Financial Statements and Auditor's Report be reprinted in and form part of the City of Kelowna's annual report.

Carried

5.5 2022 Surplus Appropriation

Staff:

- Displayed a PowerPoint Presentation outlining the 2022 Surplus Appropriation and responded to questions from Council.

Moved By Councillor Wooldridge/Seconded By Councillor Webber

THAT Council approves the appropriation of \$11,961,967 of surplus generated from all general fund operations in 2022 to reserves and accumulated surplus as detailed in the Report from the Audit Committee dated May 8, 2023.

Carried

5.6 2023 UBCM Excellence Award Applications

Staff:

- Displayed a PowerPoint Presentation identifying the UBCM Excellence Award categories and City entries for each.

Moved By Councillor DeHart/Seconded By Councillor Wooldridge

THAT Council receives for information the report from the Intergovernmental Relations Manager regarding applications for the Union of BC Municipalities (UBCM) Community Excellence Awards, dated May 8, 2023.

AND THAT Council supports the award application submissions of the following City projects for the 2023 UBCM Community Excellence Awards:

- Governance category: Artificial Intelligence powered chatbots – snow, revenue and landfill
- Service Delivery category: Kelowna International Airport YMCA Childcare facility
- Sustainability category: FireSmart Chipping Program for urban interface wildfire mitigation
- Asset Management category: Abbott St. Quick-Build Active Transportation Corridor.

Carried

5.7 Umo Electronic Transit Fare Collection Systems Updated

Staff:

- Displayed a PowerPoint Presentation providing an update on transit fare policy changes to the BC Transit electronic fare collection system.
- Introduced Ryan Dennis of BC Transit and responded to questions from Council.

Moved By Councillor DeHart/Seconded By Councillor Lovegrove

THAT Council receives, for information, the follow up report from Integrated Transportation dated May 08, 2023, regarding transit fare policy changes in support of BC Transit's electronic fare collection system, Umo;

AND THAT Council approve the replacement of monthly passes with a 30-day pass and approve the revised option #1 transfer policy proposed by BC Transit.

Carried

7. Bylaws for Adoption (Non-Development Related)

7.1 BL12518 - Amendment No. 6 to the Parks & Public Spaces Bylaw No. 10680

Moved By Councillor Cannan/Seconded By Councillor Lovegrove

THAT Bylaw No. 12518 be adopted.

Carried

7.2 BL 12519 - Amendment No. 35 to the Bylaw Notice Enforcement Bylaw No. 10475

Moved By Councillor Cannan/Seconded By Councillor Lovegrove

THAT Bylaw No. 12519 be adopted.

Carried

8. Mayor and Councillor Items

Councillor Singh:

- Spoke to their attendance at Red Dress Day event that brings awareness to violence against Indigenous women.
- Spoke to their attendance at the Okanagan Asian Cultural Festival.

Councillor DeHart:

- Spoke to their attendance at the Chamber of Commerce Downtown After 5 pm Event.
- Spoke to Tourism Kelowna's Annual Conference .
- Met with recently retired RCMP Commissioner.
- Spoke to their attendance at the Kelowna Fire Department Family Day event.

Councillor Wooldridge:

- Spoke to their attendance at the opening of Dark Sky Reserve Park.
- Hosted two classes of Grade 2 students from Anne McClymont Elementary School on a tour of City Hall.

Councillor Lovegrove:

- Spoke to their attendance at the YMCA Annual General Meeting.
- Spoke to their attendance at a Building Science Meeting.

Councillor Hodge:

- Spoke to their attendance at the Okanagan Basin Water Board meeting.
- Spoke to their attendance at a Mason meeting and learned that 25 different streets are named after former Masons.
- Spoke to their attendance at the Regional District Board meeting.
- Made comment of the upcoming Tourism Kelowna Annual General Meeting.

9. Termination

This meeting was declared terminated at 3:25 p.m.

Mayor Dyas

City Clerk

/acm