



City of Kelowna Regular Council Meeting Minutes

Date:	Monday, November 6, 2023
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Tom Dyas, Councillors Ron Cannan, Charlie Hodge, Gord Lovegrove, Mohini Singh, Luke Stack, Rick Webber and Loyal Wooldridge
Members Absent	Councillor Maxine DeHart
Staff Present	City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Community Safety Director, Darren Caul*; Policy & Planning Department Manager, Danielle Noble-Brandt*; Community Planning & Development Manager, Dean Strachan*; Planner, Tyler Caswell*; Planner Specialist, Adam Cseke*; Sustainability Coordinator, Tracy Guidi*; Planner, Celeste Barlow*; Mobility Specialist, Cameron Noonan*
Staff Participating Remotely	Legislative Coordinator (Confidential), Arlene McClelland
Guest	Superintendent Triance*, OIC RCMP Detachment and Sgt. Pollock*

(* 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.

Mayor Dyas made comments on Remembrance Day and called for a moment of silence.

2. Confirmation of Minutes

Moved By Councillor Webber/Seconded By Councillor Wooldridge

THAT the Minutes of the Regular Meetings of October 30, 2023 be confirmed as circulated.

Carried

3. Reports

3.1 January 1 to August 31, 2023 RCMP Officer in Charge Report

Kara Triance, Superintendent OIC RCMP Kelowna Detachment:

- Displayed a PowerPoint Presentation providing an update regarding public safety and crime data from January 1 to August 31, 2023 and responded to questions from Council.

Moved By Councillor Lovegrove/Seconded By Councillor Hodge

THAT Council receive the RCMP report for January 1, 2023 to August 31, 2023, from the Superintendent, Kelowna RCMP Detachment, dated November 6, 2023.

Carried

The meeting recessed at 2:44 p.m.

The meeting reconvened at 2:51 p.m.

4. Development Application Reports & Related Bylaws

4.1 Valley Rd 127 - A23-0009 - Edmund Bonn

Staff:

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

Moved By Councillor Stack/Seconded By Councillor Wooldridge

THAT Agricultural Land Reserve Application No. A23-0009 for Lot 6 Block 17 Section 4 Township 23 ODYD Plan 1068, located at 127 Valley Road, 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

4.2 Amendments to Multiple Sections of Zoning Bylaw - TA23-0010 (BL12594) - City of Kelowna

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor Singh

THAT Zoning Bylaw Text Amendment application No. TA23-0010 to amend City of Kelowna Zoning Bylaw No. 12375 as outlined in Schedule 'A' attached to the Report from the Development Planning Department dated November 6, 2023, 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

4.3 Amendments to Multiple Sections of Zoning Bylaw - BL12594 (TA23-0010) - City of Kelowna

Moved By Councillor Lovegrove/Seconded By Councillor Hodge

THAT Bylaw No. 12594 be read a first time.

Carried

4.4 Appaloosa Rd 3256 - Z23-0024 (BL12592) - Astria Hollywood Nominee Ltd., Inc. No. BC1363016

Staff:

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

Moved By Councillor Cannan/Seconded By Councillor Wooldridge

THAT Rezoning Application No. Z23-0024 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of Lot 16, Section 2, Township 23, ODYD, Plan 18861, located at 3256 Appaloosa Road, Kelowna, BC from the A2 – Agriculture / Rural Residential zone to the I2 – General Industrial 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 November 6, 2023;

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 in conjunction with Council's consideration of a Development Permit for the subject property.

Carried

4.5 Rezoning Bylaws Supplemental Report to Council

City Clerk:

- Confirmed one letter of concern was received for 4665 Fordham Road and Council may proceed with giving the rezoning bylaw further reading consideration.

4.6 Fordham Rd 4665 - BL12589 (Z23-0057) - Mohsen Amir Joze-Khajavi and Nazanin Jose-Khajavi

Moved By Councillor Hodge/Seconded By Councillor Lovegrove

THAT Bylaw No. 12589 be read a first, second and third time.

Carried

4.7 Denali Drive 777 - DP23-0108 - Emil Anderson Construction Co. Ltd., Inc. No. C172775

Staff:

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

Moved By Councillor Cannan/Seconded By Councillor Singh

THAT Council defer further consideration of Development Permit No. DP23-0108, 777 Denali Drive, so the applicant, staff and community are able to redefine the on-site parking plan.

Defeated

Mayor Dyas, Councillors Hodge, Stack and Wooldridge - Opposed

Moved By Councillor Stack/Seconded By Councillor Wooldridge

THAT Council authorizes the issuance of Development Permit No. DP23-0108 for Lot 3 Section 28 Township 26 ODYD Plan KAP74074 Except Plan EPS7017 (Phases 1 and 2), located at 777 Denali Drive, 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 THAT this Development Permit is valid for two (2) years from the date of Council approval, with no opportunity to extend.

Carried

Councillor Cannan - Opposed

5. Non-Development Reports & Related Bylaws**5.1 Agricultural Plan Progress Report 2023**

Staff:

- Displayed a PowerPoint Presentation summarizing the Agricultural Plan Progress Report and responded to questions from Council.

Moved By Councillor Wooldridge/Seconded By Councillor Hodge

THAT Council receives for information, the report from the Development Planning and Policy & Planning, dated November 6, 2023, with respect to the 2017 Agriculture Plan's implementation progress.

Carried**5.2 2024/25 - BC Active Transportation Grant Application**

Staff:

- Provided comments on the BC Active Transportation Grant application and two projects that would receive the grant monies.

Moved By Councillor Webber/Seconded By Councillor Lovegrove

THAT Council receives for information the report from Integrated Transportation dated November 6, 2023, with respect to the 2023/24 BC Active Transportation Grant;

AND THAT Council authorize staff to apply for two Active Transportation Infrastructure Grants for the Rail Trail to Greenway ATC and Bertram Multi-Use Overpass projects, as outlined in this report;

AND THAT The City of Kelowna confirms the above-mentioned projects are municipal priorities, planned for construction in 2024 and intended to be complete within the required timeline for the grant;

AND THAT Council support staff to manage all tasks necessary to complete the grant, if successful;

AND THAT the 2024 Financial Plan be amended to include the receipt of funds if the grant application is successful;

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

Carried

6. Resolutions

6.1 Draft Resolution - re: 2024 Council Meeting Schedule

City Clerk:

- Summarized the proposed 2024 Council Meeting and Public Hearing schedule.

Moved By Councillor Hodge/Seconded By Councillor Stack

THAT the 2024 Council Meeting Schedule be adopted as follows:

Monday Regular Meetings	Tuesday Council Meetings
January 8, 15, and 22	January 16
February 5, 12 and 26	February 13
March 4, 11, 18 and 25	March 12
April 8, 15, and 22	April 9
May 6, 13, 27	May 14
June 3, 17, 24, and 26*	June 18
July 8 and 22	July 23
August 12 and 26	August 13
September 9 and 23	September 10
October 7, 21 and 28	October 8
November 4, 18 and 25	November 5
December 2, 5* and 9	

- June 26th – Pre-Budget Council Meeting
- December 5th – 2025 Budget Deliberations

Carried

6.2 Draft Resolution - Addition of Public Hearing and Regular Meeting - November 28, 2023

City Clerk:

- Recommended that Council schedule a Public Hearing and Regular Meeting on Tuesday, November 28, 2023 starting at 4:00 p.m.

Moved By Councillor Cannan/Seconded By Councillor Hodge

THAT an additional Public Hearing and Regular Meeting of Council be held on November 28, 2023 at City Hall, Council Chambers, 1435 Water Street, Kelowna B.C.

Carried**6.3 Community Task Force on Performing Arts**

Mayor Dyas:

- Announced an update to the membership to the Community Task Force on Performing Arts.

Moved By Councillor Cannan/Seconded By Councillor Lovegrove

THAT Council appoint Lauren McCauley to the Community Task Force on Performing Arts.

Carried**7. Bylaws for Adoption (Non-Development Related)****7.1 BL12584 - Amendment No. 25 to Subdivision, Development and Servicing Bylaw No. 7900**Moved By Councillor Hodge/Seconded By Councillor Lovegrove

THAT Bylaw No. 12584 be adopted.

Carried**8. Mayor and Councillor Items**

Councillor Singh:

- Will be attending the Remembrance Day Ceremony at the Rutland Lions Park Cenotaph.
- The Diwali Festival of Lights celebration occurs this weekend.

Councillor Lovegrove:

- Spoke to their attendance at the Urban Development Institute (UDI) luncheon.
- Made comments regarding Short Term Rental concerns.
- Will be bringing forward a Notice of Motion to amend the Official Community Plan Future Land Use Map regarding designation of Heritage area.

9. Termination

This meeting was declared terminated at 4:05 p.m.

Mayor Dyas

City Clerk

sf/acm