



City of Kelowna Regular Council Meeting Minutes

Date: Monday, December 7, 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*; Urban Planning Manager, Jocelyn Black*; Community Planning & Development Manager, Dean Strachan*; Divisional Director, Financial Services, Genelle Davidson*; Financial Planning Manager, Kevin Hughes*; Infrastructure Engineering Manager, Joel Shaw*; Financial Analyst, Chris Gregson*; Divisional Director, Partnership & Investments, Derek Edstrom*; Parks & Buildings Planning Manager, Robert Parlane*; Community Safety Director, Darren Caul*; Bylaw Services Supervisor, Ken Hunter*

Staff participating remotely Legislative Coordinator (Confidential), Arlene McClelland
 (*Denotes partial attendance)

1. Call to Order

Mayor Basran called the meeting to order at 1:37 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 gatherings and events, the public is currently not permitted to attend Council meetings in-person. 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 Given

R0779/20/12/07 THAT the Minutes of the Regular Meetings of November 23, 2020 be confirmed as circulated.

Carried

3. Committee Reports

3.1 Civic Awards Nomination Period

Staff:

- Introduced the 46th Annual Civic & Community Awards presentation and the Chair of the 2018-2022 Civic Awards Committee.

Ellen Boelcke, Chair, Civic Awards Committee, participating remotely

- Displayed a PowerPoint Presentation identifying each category of nominations and responded to question from Council.

Moved By Councillor Donn/Seconded By Councillor Singh

R0780/20/12/07 THAT Council receives, for information, the report from Active Living & Culture, dated December 7th, 2020, that announces the opening of the nomination period for the 46th Annual Civic & Community Awards, including an outline of award categories for the program.

Carried

4. Development Application Reports & Related Bylaws

4.1 Belaire Ave 1365 and Chandler St 1840-1850, OCP20-0011 (BL12126) Z20-0045 (BL12127) - Multiple Owners

Staff:

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

Moved By Councillor Given/Seconded By Councillor Donn

R0781/20/12/07 THAT Official Community Plan Map Amendment Application No. OCP20-0011 to amend Map 4.1 in the Kelowna 2030 – Official Community Plan Bylaw No. 10500 by changing the Future Land Use designation of Strata Lot 1 and Strata Lot 2 District Lot 137 Osoyoos Division Yale District Strata Plan K25 Together with an Interest in the Common Property in Proportion to the Unit Entitlement of the Strata Lot as shown on Form 1, located at 1840-1850 Chandler Street, Kelowna, BC and Lot 21 District Lot 137 Osoyoos Division Yale District Plan 10011, located at 1365 Belaire Avenue, Kelowna, BC from the MRM – Multiple Unit Residential (Medium Density) designation to the MRH – Multiple Unit Residential (High Density) designation, as shown on Map "A" attached to the Report from the Development Planning Department dated December 7, 2020, be considered by Council;

AND THAT the Official Community Plan Map Amending Bylaw be forwarded to a Public Hearing for further consideration;

AND THAT Rezoning Application No. Z20-0045 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Strata Lot 1 and Strata Lot 2 District Lot 137 Osoyoos Division Yale District Strata Plan K25 Together with an Interest in the Common Property in Proportion to the Unit Entitlement of the Strata Lot as shown on Form 1, located at 1840-1850 Chandler Street, Kelowna, BC and Lot 21 District Lot 137 Osoyoos Division Yale District Plan 10011, located at 1365 Belaire Avenue, Kelowna, BC from the RU6 – Two Dwelling Housing zone to the RM6 – High Rise Apartment Housing zone, as shown on Map "B" attached to the Report from the Development Planning Department dated December 7, 2020, 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 December 7, 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 Rezoning Bylaw be considered in conjunction with Council's consideration of a Development Permit and Development Variance Permit for the subject property.

Carried

4.2 Belaire Ave 1365 and Chandler St 1840-1850, BL12126 (OCP20-0011) - Multiple Owners

Moved By Councillor Wooldridge/Seconded By Councillor Given

R0782/20/12/07 THAT Bylaw No. 12126 be read a first time;

AND THAT the Bylaw has been considered in conjunction with the City's Financial Plan and Wastewater Management Plan.

Carried

4.3 Belaire Ave 1365 and Chandler St 1840-1850, BL12127 (Z20-0045) - Multiple Owners

Moved By Councillor Given/Seconded By Councillor Wooldridge

R0783/20/12/07 THAT Bylaw No. 12127 be read a first time.

Carried

4.4 Trumpeter Rd 444 - Z20-0055 (BL12128) - Corinne Jacqueline Marks

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Given/Seconded By Councillor Donn

R0784/20/12/07 THAT Rezoning Application No. Z20-0055 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 3 Section 24 Township 28 SDYD, Plan KAP61920 located at 444 Trumpeter Road, Kelowna, BC from the RR3 – Rural Residential 3 zone to the RR3c – Rural Residential 3 with Carriage House zone be considered by Council;

AND THAT the Rezoning Bylaw be forwarded to a Public Hearing for further consideration.

Carried

4.5 Trumpeter Rd 444 - BL12128 (Z20-0055) - Corinne Jacqueline Marks

Moved By Councillor Singh/Seconded By Councillor Wooldridge

R0785/20/12/07 THAT Bylaw No. 12128 be read a first time.

Carried

4.6 Lakeshore Rd 3787 - 3795 - DP20-0037 - Westcorp on the Lake Inc. Inc. No. A75763

Staff:

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

Moved By Councillor Donn/Seconded By Councillor Sieben

R0786/20/12/07 THAT Council authorizes the issuance of Development Permit No. DP20-0037 for Lot 1, District Lot 134, ODYD, Plan EPP41204 located at 3787 – 3795 Lakeshore 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 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 for the permit 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

4.7 Laurel Rd 401-407 - DP20-0093 - Gilles Fernand Ladoucer and Anita Jeanette Blaser

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Sieben/Seconded By Councillor Wooldridge

R0787/20/12/07 THAT Council authorizes the issuance of Development Permit No. DP20-0093 for Lot 2 Section 26 Township 26 Osoyoos Division Yale District Plan 21067, located at 401-407 Laurel 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 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

5. Bylaws for Adoption (Development Related)

5.1 Snowsell St N 470 - BL12035 (Z20-0009) - Grant Douglas Vestner

Moved By Councillor Wooldridge/Seconded By Councillor Singh

R0788/20/12/07 THAT Bylaw No. 12035 be adopted.

Carried

5.2 Mills Rd 320 - BL12114 (Z19-0130) - 1186276 BC Ltd., Inc. No. BC1186276

Moved By Councillor DeHart/Seconded By Councillor Donn

R0789/20/12/07 THAT Bylaw No. 12114 be adopted.

Carried

6. Non-Development Reports & Related Bylaws

6.1 Preliminary 2021 Financial Plan

Staff:

- Displayed a PowerPoint Presentation providing an overview of the Preliminary 2021 Financial Plan and responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor Stack

R0790/20/12/07 THAT Council receives, for information, the presentation from Financial Planning and the Infrastructure Engineering Department dated December 7, 2020 with respect to the Preliminary 2021 Financial Plan.

Carried

6.2 10-Year Capital Plan (2020 - 2029)

Staff:

- Displayed a PowerPoint Presentation summarizing the 10 Year Capital Plan and responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor Hodge

R0791/20/12/07 THAT Council receives for information, the report from the Infrastructure Department dated December 7, 2020, with respect to the 10-Year Capital Plan;

AND THAT Council adopts the 10-Year Capital Plan (2020 to 2029).

Carried

Councillor Donn - Opposed

6.3 Southern Interior Bylaw Adjudication Report to Council 2020

Staff:

- Provided an update on the Bylaw Adjudication System and Adjudication Registry Agreement.

Moved By Councillor Singh/Seconded By Councillor Wooldridge

R0792/20/12/07 THAT Council receives, for information, the Report of the Bylaw Services Manager dated December 7, 2020 with respect to the Bylaw Adjudication System Update;

AND THAT Council approves the renewal of the Southern Interior Bylaw Notice Dispute Registry Agreement;

AND FURTHER THAT the Mayor and City Clerk be authorized to execute the renewal of the Southern Interior Bylaw Notice Dispute Registry Agreement.

Carried

7. Bylaws for Adoption (Non-Development Related)

7.1 BL12098 - Road Closure and Removal of Highway Dedication Bylaw

Item to be re-advertised due to the recent Public Health Officer Order and deferred to the January 11, 2021 afternoon meeting.

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

Moved By Councillor DeHart/Seconded By Councillor Donn

R0793/20/12/07 THAT Bylaw No. 12113 be adopted.

Carried

City Clerk:

- Due to the Public Health Officer Order the scheduled December 8, 2020 Public Hearing and Tuesday Regular Meeting need to be rescheduled.

Moved By Councillor Singh/Seconded By Councillor Wooldridge

R0794/20/12/07 THAT Council reschedule the Public Hearing and Tuesday Regular Meeting scheduled for Tuesday December 8, 2020 to Tuesday January 12, 2021;

AND THAT Council direct Public Hearings and Tuesday Regular Meetings to be held by means of electronic or other communication facilities, allowing the public and applicants to participate remotely.

Carried

8. Mayor and Councillor Items

Councillor Hodge:

- Expressed condolences to the McGauley family for the loss of Dan McGauley.

Councillor Stack:

- Inquired about the process of delegating authority for the approval of development applications during COVID-19 restrictions.

Mayor Basran:

- Confirmed that staff will bring forward a report to Council at the first meeting in January, 2021.

Councillor Sieben:

- Encouraged citizens to buy local and support local businesses and restaurants in their gift giving.

Councillor DeHart:

- Spoke to a Chamber of Commerce video campaign encouraging citizens to support local businesses.

Councillor Wooldridge:

- Encouraged citizens to support local business and their employees.

- Will be attending the virtual Community Hot Seat Fundraiser for The Bridge Youth Recovery House with Mayor Basran.

Councillor Singh:

- Spoke to the International farming protests in Germany and India and offered support.
- Spoke to the need for courage in the upcoming weeks and months due to Covid-19.

Councillor Given:

- Tourism Kelowna website is a good resource with great ideas on how to enjoy the holiday season safely and support local businesses.

Mayor Basran:

- Reminded citizens to be kind and respectful to one another during this time.

9. Termination

This meeting was declared terminated at 4:21 p.m.

Mayor Basran

/acm

City Clerk