



City of Kelowna Regular Council Meeting Minutes

Date: Monday, August 8, 2016
 Location: Council Chamber
 City Hall, 1435 Water Street

Members Present Mayor Colin Basran, Councillors Maxine DeHart, Ryan Donn, Gail Given, Tracy Gray, Charlie Hodge, Brad Sieben*, Mohini Singh, Luke Stack

Staff Present City Manager, Ron Mattiussi; City Clerk, Stephen Fleming; Cultural Services Manager, Sandra Kochan*; Community Planning Department Manager, Ryan Smith*; Urban Planning Manager, Terry Barton*; Divisional Director, Community Planning & Real Estate, Doug Gilchrist*; Divisional Director, Active Living & Culture, Jim Gabriel*; Property Management Manager, Mike Olson*; Real Estate Director, Derek Edstrom*; Council Recording Secretary, Arlene McClelland

(* Denotes partial attendance)

1. Call to Order

Mayor Basran called the meeting to order at 1:35 p.m.

Mayor Basran advised that the meeting is open to the public and all representations to Council form part of the public record. A live audio and video feed is being broadcast and recorded by CastaNet and a delayed broadcast is shown on Shaw Cable.

2. Confirmation of Minutes

Moved By Councillor Hodge/Seconded By Councillor Given

R581/16/08/08 THAT the Minutes of the PM Meeting of July 25, 2016 be confirmed as circulated.

Carried

3. Public in Attendance

3.1 Bumbershoot Theatre

Sandra Kochan, Cultural Services Manager

- Introduced Artistic Director, Bumbershoot Theatre, Tracy Ross

Tracy Ross, Artistic Director, Bumbershoot Theatre

- Displayed a PowerPoint presentation and responded to questions from Council.

Councillor Sieben joined the meeting at 1:41 p.m.

3.2 Ministry of Transportation & Infrastructure - Second Crossing Project/Central Okanagan Planning Study

Murray Tekano, Senior Project Director and Ross Coates, Project Manager, Ministry of Transportation & Infrastructure

- Displayed a PowerPoint presentation and responded to questions from Council.

4. Development Application Reports & Related Bylaws

4.1 Agri-tourist Accommodation (A1t), TA16-0006 - City of Kelowna

Staff:

- Displayed a PowerPoint presentation summarizing the amendments to the Zoning Bylaw and responded to questions from Council.

Moved By Councillor DeHart/Seconded By Councillor Donn

R582/16/08/08 THAT Zoning Bylaw Text Amendment Application No. TA16-0006 to amend City of Kelowna Zoning Bylaw No. 8000 as outlined in the Report from the Community Planning Department dated August 8, 2016 be considered by Council;

AND THAT the Text Amending Bylaw be forwarded to a Public Hearing for further consideration;

AND FURTHER THAT effective August 8, 2016, in accordance with Development Applications Bylaw No. 10540 Section 2.1.2 (d), Council directs staff to not accept new zone amending applications for Agri-tourist Accommodation in the Agriculture 1 - A1t zone until Text Amendment Bylaw No. 11265 has had final reading consideration.

Carried
Councillor Hodge - Opposed

4.2 BL11265 (TA16-0006) - Amendments to the A1t - Agriculture 1 with Agri-Tourist Accommodation

Moved By Councillor Gray/Seconded By Councillor Donn

R583/16/08/08 THAT Bylaw No. 11265 be read a first time.

Carried
Councillor Hodge - Opposed

4.3 Upper Mission Drive (E of), OCP16-0011 & Z16-0041 - Calcan Joint Venture

Staff:

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

Moved By Councillor Stack/Seconded By Councillor Given

R584/16/08/08 THAT Official Community Plan Bylaw Amendment No. OCP16-0011 to amend Map 4.1 of the Kelowna 2030 - Official Community Plan Bylaw No. 10500 by changing the Future Land Use designation of portions of North East ¼ Section 14 Township 28 SDYD Except Plans KAP57304 and EPP48322 from the Multiple Unit Residential to Single/Two Unit Residential, from Single/Two Unit Residential to Multiple Unit Residential, and from Multiple Unit Residential to Major Park/Open Space

(Public) as shown on Map "A" attached to the report of Community Planning, dated August 8, 2016 be considered by Council;

AND THAT Council considers the Public Information Session public process to be appropriate consultation for the purpose of Section 879 of the Local Government Act, as outlined in the Report of Community Planning, dated August 8, 2016;

AND THAT Rezoning Application No. Z16-0041 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of portions North East ¼ Section 14 Township 28 SDYD Except Plans KAP57304 and EPP48322 from RH3-Hillside Cluster Housing to RH1-Hillside Large Lot Housing, From RH1-Hillside Large Lot Housing to RH3-Hillside Cluster Housing, and from RH1-Hillside Large Lot Housing to P3-Park and Open Space as shown on Map "B" attached to the report of Community Planning, dated August 8, 2016 be considered by Council;

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

AND THAT final adoption of the Zone Amending Bylaw be considered subsequent to the requirements of the Development Engineering Branch being completed to their satisfaction.

Carried

4.4 Upper Mission Drive (E of), BL11266 (OCP16-0011) - Calcan Investments Inc.

Moved By Councillor Hodge/Seconded By Councillor Gray

R585/16/08/08 THAT Bylaw No. 11266 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

4.5 Upper Mission Drive (E of), BL11267 (Z16-0041) - Calcan Investments Ltd.

Moved By Councillor Donn/Seconded By Councillor Given

R586/16/08/08 THAT Bylaw No. 11267 be read a first time.

Carried

5. Bylaws for Adoption (Development Related)

5.1 285 Sadler Road, BL11132 (Z15-0032) - Thorsten Tropf

Moved By Councillor Donn/Seconded By Councillor Given

R587/16/08/08 THAT Bylaw No. 11132 be adopted.

Carried

5.2 2970 Shayler Court, BL11219 (Z15-0056) - Bruce & Helga Morris

Moved By Councillor Hodge/Seconded By Councillor DeHart

R588/16/08/08 THAT Bylaw No. 11219 be adopted.

Carried

6. Non-Development Reports & Related Bylaws

Mayor Basran advised that Item 6.2 would be heard prior to Item 6.1.

Councillor DeHart declared a conflict of interest due to her employment in the hotel industry and by a Hotel that collects the hotel sales tax and departed the meeting at 3:07 p.m.

6.2 Tourism Kelowna - Municipal & Regional District Tax Increase and Service Agreements

Staff:

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

Guest:

- Nancy Cameron, CEO, Tourism Kelowna
- Responded to questions from Council.

Moved By Councillor Given/Seconded By Councillor Donn

R589/16/08/08 THAT Council receives for information the report from the Divisional Director, Active Living & Culture dated August 8, 2016 regarding Tourism Kelowna;

AND THAT Council directs staff to prepare Service Agreements with Tourism Kelowna to be brought back to Council for approval;

AND THAT Council supports an application to increase the Municipal and Regional District Tax from two per cent to three per cent;

AND THAT Council authorizes the Division Director, Active Living & Culture, to sign the documents relating to an application to increase the Municipal and Regional District Tax from two per cent to three per cent;

AND FURTHER THAT Bylaw No. 11258 being the City of Kelowna Municipal and Regional District Tax Bylaw be forwarded for reading consideration.

Carried

6.3 BL11258 - City of Kelowna Municipal and Regional District Tax Bylaw

Moved By Councillor Hodge/Seconded By Councillor Stack

R590/16/08/08 THAT Bylaw No. 11258 be read a first, second and third time.

Carried

Councillor DeHart rejoined the meeting at 3:36 p.m.

6.1 Quarterly report update - Q2 2016

City Manager:

- Displayed a PowerPoint presentation summarizing highlights from the Quarterly Report and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Singh

R591/16/08/08 THAT Council receives, for information, the Quarterly report update from the City Manager, dated Aug. 3, 2016.

Carried

Councillor Stack declared a conflict of interest for Items 6.4 to 6.8 as he is employed by one of the organizations entering into a revitalization tax agreement with the City and departed the meeting at 4:01 p.m.

6.4 678 Richter Street, RTE16-0002 - Revitalization Tax Exemption Agreement, The Society of Housing Opportunities and Progressive Employment

Moved By Councillor Given/Seconded By Councillor Gray

R592/16/08/08 THAT Council approves the City of Kelowna entering into a Revitalization Tax Exemption Agreement with The Society of Housing Opportunities and Progressive Employment for Lot B, District Lot 9, ODYD, Plan EPP39552, located on 678 Richter Street, Kelowna, BC, in the form attached to the report from Community Planning dated August 8, 2016;

AND THAT the Mayor and City Clerk be authorized to execute the Revitalization Tax Exemption Agreement.

Carried

6.5 2065 Benvoulin Court, RTE16-0003 - Revitalization Tax Exemption Agreement, National Society of Hope

Moved By Councillor Given/Seconded By Councillor Gray

R593/16/08/08 THAT Council approves the City of Kelowna entering into a Revitalization Tax Exemption Agreement with National Society of Hope for Lot 1, District Lot 128, ODYD, Plan EPP37196, located on 2065 Benvoulin Court, Kelowna, BC, in the form attached to the report from Community Planning dated August 8, 2016:

AND THAT the Mayor and City Clerk be authorized to execute the Revitalization Tax Exemption Agreement.

Carried

6.6 460 Doyle Avenue, RTE15-0002 - Revitalization Tax Exemption Agreement Amendment, Kelowna Sustainable Innovation Group Ltd.

Moved By Councillor Given/Seconded By Councillor Gray

R594/16/08/08 THAT Council approves the City of Kelowna entering into an amended Revitalization Tax Exemption Agreement with Kelowna Sustainable Innovation Group Ltd. for Lot 4, District Lot 139, ODYD, Plan KAP57837, located on 460 Doyle Avenue, Kelowna, BC, in the form attached to the report from Urban Planning dated August 8, 2016;

AND THAT the Mayor and City Clerk be authorized to execute the Revitalization Tax Exemption Agreement.

Carried

6.7 805 Academy Way, RTE16-0001 - Revitalization Tax Exemption Agreement, Mission Group Holdings Ltd.

Moved By Councillor Given/Seconded By Councillor Gray

R595/16/08/08 THAT Council approves the City of Kelowna entering into a Revitalization Tax Exemption Agreement with Mission Group Holdings Ltd. For Lot 1, Sections 3 and 10, Township 23, ODYD, Plan EPP53793, located on 805 Academy Road,

Kelowna, BC, in the form attached to the report from Community Planning dated August 8, 2016.

AND THAT the Mayor and City Clerk be authorized to execute the Revitalization Tax Exemption Agreement.

Carried

6.8 305 Homer Road, RTE15-0003 - Revitalization Tax Exemption Agreement, Davara Holdings Ltd.

Moved By Councillor Given/Seconded By Councillor Gray

R596/16/08/08 THAT Council approves the City of Kelowna entering into a Revitalization Tax Exemption Agreement with Davara Holding Ltd for Lot 1, Section 27, Township 26, ODYD, Plan KAP18004, located on 305 Homer Road, Kelowna, BC, in the form attached to the report from Community Planning dated August 8, 2016;

AND THAT the Mayor and City Clerk be authorized to execute the Revitalization Tax Exemption Agreement.

Carried

Councillor Stack rejoined the meeting at 4:06 p.m.

6.9 Kneller Road (Portion of) adjacent to 1170 Hwy 33 West - Road Closure

Moved By Councillor Hodge/Seconded By Councillor Given

R597/16/08/08 THAT Council receives, for information, the Report from the Manager, Real Estate Services dated August 8, 2016, recommending that Council adopt the proposed road closure of a portion of road adjacent to 1170 Hwy 33 West;

AND THAT Bylaw No.11259, being proposed road closure of a portion of road adjacent to 1170 Hwy 33 West, be given reading consideration.

Carried

6.10 Kneller Road (Portion of) adjacent to 1170 Hwy 33 West - Road Closure and Removal of Highway Dedication Bylaw

Moved By Councillor Stack/Seconded By Councillor DeHart

R598/16/08/08 THAT Bylaw No. 11259 be read a first, second and third time.

Carried

6.11 825 Walrod Street (Former Walrod School) - Lease to the Justice Institute of British Columbia

Staff:

- Displayed a PowerPoint presentation summarizing the Lease Agreement.

Moved By Councillor Hodge/Seconded By Councillor Given

R599/16/08/08 THAT Council approves the City entering into a three (3) year Lease Agreement with the Justice Institute of British Columbia, with the option to renew for

one (1) additional term of two (2) years, in the form attached to the Report of the Manager, Property Management, dated August 8, 2016;

AND THAT the Mayor and City Clerk be authorized to execute all documents necessary to complete the transaction.

Carried

7. Bylaws for Adoption (Non-Development Related)

7.1 BL11250, Delegation of Authority to Enter into Leases and Licences of Occupation Bylaw

Moved By Councillor Stack/Seconded By Councillor DeHart

R600/16/08/08 THAT Bylaw No. 11250 be adopted.

Carried

8. Mayor and Councillor Items

Councillor Gray:

- Will be representing the Mayor at the Vancouver Career College Graduation this Friday, August 12th.
- Looking forward to the Rock the Lake Concert this coming weekend.

Councillor Sieben:

- Kudos to the Mayor for participating in the One Bag Challenge in support of the Kelowna Food Bank.
- Kudos to the Mayor for hosting the 7th Annual and Final Charity Open Golf tournament that raises funds for the Canadian Mental Health Association.

Councillor DeHart:

- Participated in the Josh Georges Road Hockey Fundraising Event.

Mayor Basran:

- Participated in the 1st Annual Okanagan Dream Rally organized by the August family foundation; money raised for the Central Okanagan Hospice Association.

Councillor Given:

- Reminder of the Pride Festival Celebration in City Park on Saturday, August 13th.

9. Termination

This meeting was declared terminated at 4:14 p.m.

Mayor

/acm

Ally Thomas
City Clerk