



**City of Kelowna
Regular Council Meeting
Minutes**

Date: Monday, May 10, 2021
 Location: Council Chamber
 City Hall, 1435 Water Street

Members Present Mayor Colin Basran, Councillors Maxine DeHart, Ryan Donn, Gail Given, Brad Sieben and Loyal Wooldridge

Members participating remotely Councillors Charlie Hodge, Mohini Singh and Luke Stack

Staff Present City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Divisional Director, Planning & Development Services, Ryan Smith*; Community Planning & Development Manager, Dean Strachan*; Development Planning Department Manager, Terry Barton*; Planner, Tyler Caswell*; Corporate Finance Manager, Shelly Little*; Divisional Director, Financial Services, Genelle Davidson*; Deputy Fire Chief, Sandra Follack*; Planner Specialist, Lydia Korolchuk*; Divisional Director, Infrastructure, Jon Vos*; Strategic Transportation Planning Manager, Mariah VanZerr*; Mobility Specialist, Matt Worona*

Staff participating remotely Legislative Coordinator (Confidential), Arlene McClelland

(* Denotes partial attendance)

1. Call to Order

Mayor Basran called the meeting to order at 1:32 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 Hodge

Ro473/21/05/10 THAT the Minutes of the Regular Meetings of April 26, 2021 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Taylor Cres 2405 - Z19-0118 (BL12134) - Ian D. Galt

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

R0474/21/05/10 THAT Rezoning Application No. Z19-0118 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 14, District Lot 14, ODYD Plan 7336, located at 2405 Taylor Crescent, Kelowna, BC from the RU1 - Large Lot Housing zone to the RU1c- Large Lot Housing with Carriage House zone, be considered by Council;

AND THAT Council, in accordance with Local Government Act s. 464(2), waive the Public Hearing for the Rezoning Bylaw;

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 May 10, 2021.

Carried

3.2 Taylor Cres 2405 - BL12134 (Z19-0118) - Ian D. Galt

Moved By Councillor Given/Seconded By Councillor Wooldridge

R0475/21/05/10 THAT Bylaw No. 12134 be read a first time.

Carried

3.3 Fordham Rd 4617 - Z21-0013 (BL12138) - James Emil Sharko and Maureen Anne Atrens-Sharko

Staff:

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

Moved By Councillor Given/Seconded By Councillor Stack

R0476/21/05/10 THAT Rezoning Application No. Z21-0013 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 12 District Lot 357 ODYD Plan 17105, located at 4617 Fordham Road, Kelowna, BC from the RU1 – Large Lot Housing zone to the RU6 – Two Dwelling Housing zone be considered by Council;

AND THAT Council, in accordance with Local Government Act s. 464 (2), waive the Public Hearing for the Rezoning Bylaw;

AND THAT final adoption of the Rezoning 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 May 10, 2021;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered subsequent to the issuance of the Preliminary Layout Review Letter by the Approving Officer.

Carried

Councillor Hodge - Opposed

3.4 Fordham Rd 4617 - BL12138 (Z21-0013) - James Emil Sharko and Maureen Anne Atrens-Sharko

Moved By Councillor Wooldridge/Seconded By Councillor Given

R0477/21/05/10 THAT Bylaw No. 12138 be read a first time.

Carried
Councillor Hodge Opposed

3.5 Supplemental Report - DeHart Rd 855 - Z20-0080 (BL12204) - Diane Maggie Jane Gatley

Moved By Councillor Wooldridge/Seconded By Councillor Donn

R0478/21/05/10 THAT Council receives, for information, the report from the Office of the City Clerk dated May 10, 2021 with respect to the summary of correspondence received for Zoning Bylaw No. 12204;

AND THAT Rezoning Bylaw No. 12204 be forwarded for further reading consideration.

Carried

3.6 DeHart Rd 855 - BL12204 (Z20-0080) - Diane Maggie Jane Gatley

Moved By Councillor Wooldridge/Seconded By Councillor Given

R0479/21/05/10 THAT Bylaw No 12204 be read a second and third time.

Carried

3.7 Supplementary Report - Multiple Addresses, TA20-0023 (BL12144) - Multiple Owners

Staff:

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

Moved By Councillor Given/Seconded By Councillor Donn

R0480/21/05/10 THAT Bylaw No. 12144 be amended at first reading to include the contents of this report;

AND THAT Zoning Bylaw Text Amendment Application TA20-0023 to amend City of Kelowna Zoning Bylaw No. 8000 as indicated in Schedule A and outlined in the Report from the Development Planning Department dated May 10, 2021 be considered by Council;

AND THAT the Zoning Bylaw Text Amendment 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
Councillors Hodge and Stack - Opposed

3.8 Multiple Addresses - BL12144 (TA20-0023) - Multiple Owners

Moved By Councillor Given/Seconded By Councillor Wooldridge

Ro481/21/05/10 THAT Bylaw No. 12144 be amended at first reading in order approve the revised Schedule A.

Carried
Councillors Hodge and Stack - Opposed

3.9 Rutland Rd N 515 - BL11869 (Z19-0040) - 1918951 Alberta Ltd.

Moved By Councillor Wooldridge/Seconded By Councillor Given

Ro482/21/05/10 THAT Bylaw No. 11869 be adopted.

Carried

3.10 Rutland Rd N 515 - DP19-0008 - 1918951 Alberta Ltd

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Wooldridge/Seconded By Councillor Singh

Ro483/21/05/10 THAT final adoption of Rezoning Bylaw No. 11869 be considered by Council;

AND THAT Council authorizes the issuance of Development Permit No. DP19-0008 for Lot A Section 26 Township 26 Osoyoos Division Yale District Plan 7893, located at 515 Rutland Road North, 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

4. Bylaws for Adoption (Development Related)

4.1 BL12185 (TA21-0004) - Amendment to Chapter 14 - Urban Design DP Guidelines

Moved By Councillor Given/Seconded By Councillor Wooldridge

Ro484/21/05/10 THAT Bylaw No. 12185 be adopted.

Carried

4.2 BL12186 (TA21-0003) - Amendment to Section 13 - Urban Residential Zones - RU7 - Infill Housing

Moved By Councillor Wooldridge/Seconded By Councillor Given

R0485/21/05/10 THAT Bylaw No. 12186 be adopted.

Carried

5. Non-Development Reports & Related Bylaws

5.1 Audit Committee Meeting Review for 2020

Staff:

- Displayed a PowerPoint Presentation providing a review of information provided to the Audit Committee.

Moved By Councillor Donn/Seconded By Councillor Wooldridge

R0486/21/05/10 THAT Council receive the report of the Corporate Finance Manager, Financial Services dated May 10, 2021 for information.

Carried

5.2 2020 Consolidated Financial Statements

Staff:

- Displayed a PowerPoint Presentation identifying allocations to reserves and made comments on amendments to the Annual Tax Rate Bylaw No. 12200, Schedule 1, columns "D" and "E".

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

R0487/21/05/10 THAT Council receives, for information, the Report from the Audit Committee dated May 10, 2021 with respect to the Consolidated Financial Statements and Auditor's Report for the City of Kelowna for the year ending December 31, 2020;

AND THAT Council approves the appropriation of \$8,955,028 of surplus generated from all general fund operations in 2020 to reserves and accumulated surplus as detailed in the Report from the Audit Committee dated May 10, 2021;

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

Carried

Mayor Basran changed the order of the Agenda and heard Item 5.4 prior to Item 5.3.

5.4 Contract for Dispatch for Regional District of East Kootenay

Moved By Councillor Sieben/Seconded By Councillor Hodge

R0488/21/05/10 THAT Council approves the City's renewal of the contract with the Regional District of East Kootenay to provide fire dispatch and records management in the form attached to the Report of the Fire Chief Dated May 10, 2021;

AND THAT the Mayor and City Clerk be authorized to execute all documents associated with this transaction;

AND FURTHER THAT the 2021 Financial Plan be amended to include the additional revenue from the contract renewal.

Carried

5.3 Proposed Amendments to the Development Applications Procedure Bylaw

Staff:

- Displayed a PowerPoint Presentation outlining proposed amendments to the Development Applications Procedure Bylaw and responded to questions from Council.

Moved By Councillor Wooldridge/Seconded By Councillor Given

Ro489/21/05/10 THAT Council receives, for information, the report from the Development Planning Department dated May 10, 2021, with respect to amending the Development Application Procedures Bylaw No. 10540 for applications which require Bylaws (Rezoning and OCP Amendment).

THAT Council direct staff to bring forth changes to the Development Application Procedures Bylaw No. 10540 as outlined in the report from the Development Planning Department dated May 10, 2021.

THAT Council direct staff to bring forth the proposed OCP amendment and Rezoning bylaws for the properties located at 1464, 1468 and 1476 Bertram Avenue for early consideration.

Carried

5.5 Bicycle Friendly Communities Award

Staff:

- Displayed a PowerPoint Presentation regarding the Bicycle Friendly Communities Bronze Award designation to the City.

Moved By Councillor Donn/Seconded By Councillor DeHart

Ro490/21/05/10 THAT Council receives, for information, the report from the Integrated Transportation Department dated May 10th, 2021, regarding the Bicycle Friendly Community designation for the City of Kelowna.

Carried

Mayor Basran:

- Asked staff present for Item 5.5 to make comments on the shared E-scooter Pilot Project.

Staff:

- Provided comments on concerns raised with shared E-scooters and actions being undertaken to address each.
- Displayed on Elmo E-scooter data collected to date.

Moved By Councillor Stack/Seconded By Councillor Sieben

Ro491/21/05/10 THAT Council receives, for information, the verbal update from the Integrated Transportation Department dated May 10th, 2021, regarding the E-scooter Pilot Project;

AND THAT Council direct staff to bring back a report after the summer season.

Carried

6. Bylaws for Adoption (Non-Development Related)

6.1 BL12198 - Five Year Financial Plan Bylaw 2021 - 2025

Moved By Councillor Donn/Seconded By Councillor DeHart

R0492/21/05/10 THAT Bylaw No. 12198 be adopted.

Carried

6.2 BL12199 - Tax Structure Bylaw 2021

Moved By Councillor Donn/Seconded By Councillor DeHart

R0493/21/05/10 THAT Bylaw No. 12199 be adopted.

Carried

6.3 BL12200 - Annual Tax Rate Bylaw 2021

Moved By Councillor Donn/Seconded By Councillor DeHart

R0494/21/05/10 THAT Bylaw No. 12200 be amended at third reading by revising Columns D and E in Schedule 1.

Carried

Moved By Councillor Donn/Seconded By Councillor DeHart

R0495/21/05/10 THAT Bylaw No. 12200 as amended be adopted.

Carried

6.4 BL12201 - Development Cost Charge Reserve Fund Expenditure Bylaw

Moved By Councillor Donn/Seconded By Councillor DeHart

R0496/21/05/10 THAT Bylaw No. 12201 be adopted.

Carried

6.5 BL12202 - Sale of City-Owned Land Reserve Fund

Moved By Councillor Donn/Seconded By Councillor Sieben

R0497/21/05/10 THAT Bylaw No. 12202 be adopted.

Carried

6.6 BL12173 - Amendment No. 11 to Development Application Fees Bylaw No. 10560

Moved By Councillor Donn/Seconded By Councillor Sieben

R0498/21/05/10 THAT Bylaw No. 12173 be adopted.

Carried

7. Mayor and Councillor Items – Nil.

8. Termination

This meeting was declared terminated at 4:23 p.m.

Mayor Basran

/acm

A. McCalla

for City Clerk

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