



City of Kelowna Regular Council Meeting Minutes

Date: Monday, October 25, 2021
 Location: Council Chamber
 City Hall, 1435 Water Street

Members Present Mayor Colin Basran, Councillors Ryan Donn, Gail Given, Brad Sieben and Luke Stack

Members participating remotely Councillors Charlie Hodge, Mohini Singh and Loyal Wooldridge

Members absent Councillor Maxine DeHart

Staff Present City Manager, Doug Gilchrist; City Clerk, Stephen Fleming; Divisional Director, Planning & Development Services, Ryan Smith*; Planner, Mark Tanner*; Community Planning & Development Manager, Dean Strachan*; Fire Chief, Travis Whiting*; Divisional Director, Partnerships & Investments, Derek Edstrom*; Partnership Manager, Sandra Kochan*; Property Management Manager, JoAnne Adamson*; Infrastructure Operations Department Manager, Ian Wilson*

Staff participating remotely
 (* Denotes partial attendance) Legislative Coordinator (Confidential), Clint McKenzie

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 Interior Health Restrictions regarding gatherings and events, a maximum of 50 members of the public is permitted to attend Council meetings in-person. Members of the public must remain seated unless invited to address Council.

As an open meeting, a live audio-video feed is being broadcast and recorded on kelowna.ca.

2. Confirmation of Minutes

Moved By Councillor Hodge/Seconded By Councillor Donn

(R0958/21/10/25) THAT the Minutes of the Regular Meetings of October 18, 2021 be confirmed as circulated.

Carried

3. Development Application Reports & Related Bylaws

3.1 Kaslo Crt 2117 - Z21-0076 (BL12292) - Kyle Remie Van de Sype and Kathryn Lynn Van de Sype

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Stack/Seconded By Councillor Given

(R0959/21/10/25) THAT Rezoning Application No. Z21-0076 to amend the City of Kelowna Zoning Bylaw No. 8000 by changing the zoning classification of Lot 26, Section 19, Township 26, ODYD, Plan 25943, located at 2117 Kaslo Court, 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 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 October 25, 2021;

AND FURTHER THAT final adoption of the Rezoning Bylaw be considered subsequent to the approval of the Ministry of Transportation and Infrastructure.

Carried

3.2 Kaslo Crt 2117 - BL12292 (Z21-0076) - Kyle Remie Van de Sype and Kathryn Lynn Van de Sype

Moved By Councillor Stack/Seconded By Councillor Sieben

(R0960/21/10/25) THAT Bylaw No. 12292 be read a first time.

Carried

3.3 Supplemental Report - Richter St 2590 - Z21-0040 (BL12282) - Linguo Zhang

Moved By Councillor Wooldridge/Seconded By Councillor Given

(R0961/21/10/25) THAT Council receives, for information, the report from the Office of the City Clerk dated October 25, 2021 with respect to the summary of correspondence received for Zoning Bylaw No. 12282;

AND THAT Rezoning Bylaw No. 12282 be forwarded for further reading consideration.

Carried

3.4 Richter St 2590 - BL12282 (Z21-0040) - Linguo Zhang

Moved By Councillor Sieben/Seconded By Councillor Stack

(R0962/21/10/25) THAT Bylaw No. 12282 be read a second and third time.

Carried

3.5 Mayfair Crt 734 - Z20-0095 (BL12241) - Rezoning Bylaw Rescindment

Moved By Councillor Donn/Seconded By Councillor Singh

(R0963/21/10/25) THAT Council receives, for information, the Report from the Development Planning Department dated October 25, 2021, with respect to Rezoning Application.Z20-0095 for the property located at Lot 18 District Lot 143 Osoyoos Division Yale District Plan 43720 located at 734 Mayfair Court;

AND THAT Bylaw No.12241 be forwarded for rescindment consideration and the file be closed.

Carried

3.6 Mayfair Crt 734 - BL12241 (Z20-0095) - Adam Wladyslaw Zurek

Moved By Councillor Donn/Seconded By Councillor Given

(R0964/21/10/25) THAT Bylaw No. 12241 be rescinded at first, second and third reading and the file be closed.

Carried

3.7 Optic Ct 2175 - DP20-0217 - 1176024 BC Ltd, Inc No BC1176024

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Stack/Seconded By Councillor Given

(R0965/21/10/25) THAT Council authorizes the issuance of Development Permit No. DP20-0217 for Lot A District Lot 32 and Section 14 Township 23 Osoyoos Division Yale District Plan EPP110021, located at 2175 Optic Court, 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 THAT issuance of the Development Permit be considered subsequent to the approval of the Ministry of Transportation and Infrastructure;

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 McCurdy Rd 320 - BL12215 (Z21-0025) - Gary Martin Lupul

Moved By Councillor Donn/Seconded By Councillor Given

(R0966/21/10/25) THAT Bylaw No. 12215 be amended at third reading by deleting the legal description(s) that read:

- "Lot 1, Section 26, Township 26, ODYD, Plan 2296"

And replace with:

- "Lot A, Section 26, Township 26, ODYD, Plan EPP113017"

Carried

Moved By Councillor Donn/Seconded By Councillor Given

(R0966/21/10/25) THAT Bylaw No. 12215, as amended, be adopted.

Carried

5. Non-Development Reports & Related Bylaws

5.1 Lakeshore and June Springs Fire Service Agreement

Staff:

- Introduced the new Assistant Chief, Operations Dwight Seymour and confirmed this agreement has the RDCO paying the City for the provision of the service.

Moved By Councillor Donn/Seconded By Councillor Hodge

(R0967/21/10/25) THAT Council authorizes the City to renew the Fire Service Agreement for Lakeshore Road and June Springs Road with the Regional District of the central Okanagan for a five (5) year term, in the attached contract from the Fire Chief.

AND THAT the Mayor and City Clerk be authorized to execute the Fire Service Agreement for Lakeshore Road and June Springs Road.

Carried

5.2 Country Rhodes (Ellison) Fire Service Agreement

Moved By Councillor Singh/Seconded By Councillor Stack

(R0968/21/10/25) THAT Council authorizes the City to renew the Fire Service Agreement for Country Rhodes (Ellison) with the Regional District of the Central Okanagan (RDCO) for a five (5) year term in the attached contract from the Fire Chief.

AND THAT the Mayor and City Clerk be authorized to execute the Fire Service Agreement for Country Rhodes (Ellison).

Carried

5.3 MRDT Renewal Application and Taxation Bylaw

Staff:

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

Moved By Councillor Donn/Seconded By Councillor Sieben

(R0969/21/10/25) THAT Council receives for information the report from the Partnership Office dated October 25, 2021 regarding an application to renew the Municipal and Regional District Tax;

AND THAT Council supports an application to renew the Municipal and Regional District Tax at three per cent;

AND THAT Council authorizes the Division Director, Financial Services, to sign the documents relating to an application to renew the Municipal and Regional District Tax at three per cent;

AND FURTHER THAT Bylaw No. 12290 being the City of Kelowna Municipal and Regional District Tax Bylaw be forwarded for reading consideration.

Carried

5.4 BL12290 - City of Kelowna Municipal and Regional District Tax Bylaw

Moved By Councillor Donn/Seconded By Councillor Given

(R0970/21/10/25) THAT Bylaw No. 12290 be read a first, second and third time.

Carried

5.5 License of Occupation - Kelowna Disc Golf Association

Staff:

- Displayed a PowerPoint Presentation summarizing the proposed Licence of Occupation.

Moved By Councillor Wooldridge/Seconded By Councillor Donn

(R0971/21/10/25) THAT Council approve the City entering into a three (3) year Licenses of Occupation with the Kelowna Disc Golf Association, with the option to renew an additional three (3) year term, in the form attached to the Report of the Manager of Property Management, dated October 25, 2021;

AND THAT the Mayor and City Clerk be authorized to execute all necessary documents pertaining to the agreement.

Carried

5.6 Green Fleet Strategy

Staff:

- Displayed a PowerPoint Presentation summarizing the proposed Green Fleet Strategy policy and responded to questions from Council.

Moved By Councillor Sieben/Seconded By Councillor Given

(R0972/21/10/25) THAT Council receive for information the October 25, 2021 report of the Infrastructure Operations Manager regarding a new Green Fleet strategy;

AND THAT Council endorses the recommendations of the Green Fleet Strategy as outlined in the report of the Infrastructure Operations Manager and directs staff to implement the Strategy.

Carried

6. Bylaws for Adoption (Non-Development Related)

6.1 BL12279 - Amendment No. 12 to Solid Waste Bylaw No. 10106

Moved By Councillor Donn/Seconded By Councillor Given

(R0973/21/10/25) THAT Bylaw No. 12279 be adopted.

Carried

6.2 BL12285 Amendment No. 30 to the Bylaw Notice Enforcement Bylaw No 10475

Moved By Councillor Donn/Seconded By Councillor Given

(R0974/21/10/25) THAT Bylaw No. 12285 be adopted.

Carried

7. Mayor and Councillor Items

The Mayor read a statement in opposition to conversion therapy and the following recommendation:

Moved By Councillor Singh/Seconded By Councillor Wooldridge

(R0975/21/10/25) THAT Council supports the Mayor in sending a letter to the federal government calling for a nationwide ban on conversion therapy

AND THAT Council condemns the practice of conversion therapy within the City of Kelowna;

AND FURTHER THAT Council requests the new federal government reintroduce legislation to Parliament to ban conversion therapy in Canada.

Carried

Councilor Sieben, OCP 2040:

-Advised he will be absent from tomorrow's public hearing on the OCP 2040.
-Asked about options for amendments that are specific to certain properties.

City Manager:

-Confirmed Council can make an amendment post public hearing as long as the amendment does not change use or increase density.

- Council could keep the public hearing open and adopt the bylaw at first reading.
- Council could move the bylaw to third reading and direct site specific changes be brought forward post adoption.

Councillor Wooldridge:

- Attended and congratulated the Okanagan Symphony on their latest performance.

Councillor Hodge:

- Stated how proud he was of this Council and that he is happy to be a part of it.

The Mayor read the Kelowna Pride Week Proclamation.

8. Termination

This meeting was declared terminated at 2:58 pm

Mayor Basran

sf/cm

City Clerk

DRAFT