

City of Kelowna Regular Council Meeting Minutes

Date: Monday, December 5, 2022
 Location: Council Chamber
 City Hall, 1435 Water Street

Members Present Mayor Tom Dyas, Councillors Ron Cannan, Maxine DeHart, Charlie Hodge, Gord Lovegrove; Mohini Singh, Luke Stack, Rick Webber and Loyal Wooldridge

Staff Present City Manager, Doug Gilchrist*; City Clerk, Stephen Fleming; Finance Director, Joe Sass*; Community & Neighbourhood Services Manager, Mariko Siggers*; Divisional Director, Planning & Development Services, Ryan Smith*; Community Planning & Development Manager, Dean Strachan*; Financial Planning Manager, Melanie Antunes*; Acting Divisional Director, Joel Shaw*

Staff participating Remotely Legislative Coordinator (Confidential), Clint McKenzie

Guest Ellen Boelke*, Chair, Civic & Community Awards Steering Committee
 (* 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.

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

Ro877/22/12/05 THAT the Minutes of the Regular Meetings of November 28, 2022 be confirmed as circulated.

Carried

3. Reports

3.1 2022 GFOA Budget Award Recipient Report

Staff:

- Presented the GFOA Distinguished Budget Award and responded to questions from Council.

4. Committee Reports

4.1 48th Annual Civic Awards Nomination Period

Staff introduced the Chair of the Committee.

Ellen Boelcke, Committee Chair

- Introduced the committee members.

- Provided comments on the opening of the award nomination period and encouraged the public to submit names.

5. Development Application Reports & Related Bylaws

5.1 Barnaby Rd 741 - Supplemental Report – Z22-0005 (BL12458) - Haidong Liu

Moved By Councillor Singh/Seconded By Councillor Cannan

Ro878/22/12/05 THAT Council receives, for information, the Supplemental Report from the Office of the City Clerk dated December 5, 2022 regarding a Rezoning Bylaw that requires reading consideration;

AND THAT the Rezoning Application Z22-0005, located at 741 Barnaby Road, Kelowna, BC be forwarded to a Public Hearing for further consideration;

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

Carried

5.2 Barnaby Rd 741 - BL12458 (Z22-0005) - Haidong Liu

Moved By Councillor DeHart/Seconded By Councillor Lovegrove

Ro879/22/12/05 THAT Bylaw No. 12458 be read a first time.

Carried

5.3 Band Road 1150 - Z21-0083 (BL12456) - 1320467 B.C. Ltd., Inc.No. BC1320467

Staff:

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

Moved By Councillor Lovegrove/Seconded By Councillor DeHart

Ro880/22/12/05 THAT Rezoning Application No. Z21-0083 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of Lot 1, Section 13, Township 26, ODYD Plan EPP122639 located at 1150 Band Road, Kelowna, BC and a portion of Band Road from the RR1 – Large Lot Rural Residential zone to the RU2 – Medium Lot Housing zone and a portion of Band Road from the RU1 – Large Lot Housing zone to the RU2 – Medium Lot Housing zone as shown on Map "A" attached to the Report from the Development Planning Department dated December 5th 2022 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 Schedule "A" attached to the Report from the Development Planning Department dated December 5th 2022;

AND THAT final adoption of the rezoning bylaw be considered subsequent to final adoption of a Road Closure Bylaw related to the closure of the road as shown on Schedule "B" attached to the Report from the Development Planning Department dated December 5th 2022.

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

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

Carried

5.4 Road Closure - Band Road

Staff:

- Provided an overview of the proposed Road Closure on a portion of excess road for consolidation.

5.5 BL12460 - Road Closure Bylaw - Portion of road adjacent to 1150 Band Road

Moved By Councillor Hodge/Seconded By Councillor Lovegrove

Ro881/22/12/05 THAT Bylaw No. 12460 be read a first, second and third time.

Carried

5.6 Berk Court 662 - Z22-0054 (BL12461) - Siyu Li

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Lovegrove/Seconded By Councillor Hodge

Ro882/22/12/05 THAT Rezoning Application No. Z22-0054 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of Lot A District Lot 357 SDYD Plan 30572 Except Plan 37931, located at 662 Berk Court, Kelowna, BC from the RU1 – Large Lot Housing zone to the RU4 – Duplex Housing zone;

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 December 5, 2022;

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

Carried

5.7 Eastbourne Rd 625 - Z22-0067 (BL12462) - Anthony James Morris Kuchma and Kristen Nicole Kuchma

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Wooldridge/Seconded By Councillor Hodge

Ro883/22/12/05 THAT Rezoning Application No. Z22-0067 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of Lot 111 Section 23 Township 26 ODYD Plan 24631, located at 625 Eastbourne Rd, 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 final adoption of the Rezoning Bylaw be considered subsequent to the approval of the Ministry of Transportation and Infrastructure.

Carried

5.8 Kneller Rd 115, 175 - Z22-0014 (BL12463) - Okanagan Metis and Aboriginal Housing Society

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor Stack

R0884/22/12/05 THAT Rezoning Application No. Z22-0014 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of portions of Lot 1 Section 27 Township 26 ODYD Plan EPP63257, located at 175 Kneller Road, Kelowna, BC and portions of Parcel A (Plan B1566) of Lot 4 Section 27 Township 26 ODYD Plan 426 Except Plan 39686, located at 115 Kneller Rd, Kelowna, BC, from the RU1 – Large Lot Housing zone and MF2 – Townhouse Housing zone to the MF3r – Apartment Housing (Rental Only) zone as shown on Map “A” attached to the Report from the Development Planning Department dated December 5, 2022, be considered by Council;

AND THAT final adoption of the Rezoning Bylaw be considered subsequent to the to the outstanding conditions of approval as set out in Attachment “A” attached to the Report from the Development Planning Department dated December 5, 2022;

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

5.9 Kneller Rd 175, 235, 239 & Kneller Ct 1161 - Z22-0013 (BL12464) - OMAHS and PRHC

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

R0885/22/12/05 THAT Rezoning Application No. Z22-0013 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of:

1. Lot 1 Sections 26 and 27 Township 26 ODYD Plan KAP58054, located at 235 Kneller Road, Kelowna, BC;
2. Lot 2 Sections 26 and 27 Township 26 ODYD Plan KAP58054, located at 239 Kneller Road, Kelowna, BC;
3. Portions of Lot B Section 27 Township 26 ODYD Plan KAP73698, located at 1161 Kneller Court, Kelowna, BC;
4. Portions of Lot 1 Section 27 Township 26 ODYD Plan EPP63257, located at 175 Kneller Road, Kelowna, BC;

from the RU1 – Large Lot Housing zone and the RU2 – Medium Lot Housing zone to the CA1r – Core Area Mixed Use (Rental Only) zone as shown on Map “A” attached to the Report from the Development Planning Department dated December 5, 2022, 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 December 5, 2022;

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

5.10 Welke Rd 699 - Z22-0050 (BL12465) - Yixian Liu and Qian Liu

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor Webber

Ro886/22/12/05 THAT Rezoning Application No. Z22-0050 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of Lot 7 District Lot 358 ODYD Plan 21967, located at 699 Welke Road, Kelowna, BC from the RU1 – Large-Lot Housing zone to the RU4 – Duplex Housing 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 December 5th, 2022;

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

Carried

5.11 Rezoning Bylaws Supplemental Report to Council

Moved By Councillor Stack/Seconded By Councillor DeHart

Ro887/22/12/05 THAT Council receives, for information, the report from the Office of the City Clerk dated December 5, 2022 with respect to six rezoning applications;

AND THAT Rezoning Bylaws No. 12438, 12444, 12445, 12451, 12453 and 12457 be forwarded for further reading consideration.

Carried

5.12 Rezoning Applications

5.12.1 Sumac Rd E 211 - BL12438 (Z22-0053) - Raghvir Kaur and Kulraj Singh Gill

Moved By Councillor Stack/Seconded By Councillor DeHart

Ro888/22/12/05 THAT Bylaw No. 12438 be read a first, second and third time and be adopted.

Carried

5.12.2 McClure Rd 764 - BL12444 (Z22-0037) - David Kummer

Moved By Councillor Stack/Seconded By Councillor DeHart

Ro889/22/12/05 THAT Bylaw No. 12444 be read a first, second and third time and be adopted.

Carried

5.13 Rezoning Applications

5.13.1 Kloppenburg Rd 1760 - BL12445 (Z22-0005) - Ryan Kuchma and Rebekah Kuchma

Moved By Councillor DeHart/Seconded By Councillor Wooldridge

Ro890/22/12/05 THAT Bylaw No. 12445 be read a first, second and third time.

Carried

5.13.2 Lund Rd 1233 - BL12451 (Z22-0049) - Paramdeep Singh Sidhu and Jagjit Kaur Sidhu

Moved By Councillor DeHart/Seconded By Councillor Lovegrove

Ro891/22/12/05 THAT Bylaw No. 12451 be read a first, second and third time.

Carried

5.13.3 Welke Rd 689 - BL12453 (Z21-0102) - David Allan Glendinning

Moved By Councillor DeHart/Seconded By Councillor Wooldridge

Ro892/22/12/05 THAT Bylaw No. 12453 be read a first, second and third time.

Carried

5.13.4 HWY 97 N 2592 - BL12457 (Z22-0069) - 647700 BC Ltd., Inc.No. 647700

Moved By Councillor DeHart/Seconded By Councillor Wooldridge

Ro893/22/12/05 THAT Bylaw No. 12457 be read a first, second and third time.

Carried

6. Non-Development Reports & Related Bylaws

6.1 2023 Financial Plan - Preliminary Budget Volume Overview

Staff displayed a PowerPoint Presentation providing an overview of the 2023 Financial Plan.

Moved By Councillor DeHart/Seconded By Councillor Hodge

Ro894/22/12/05 THAT Council receives for information, the presentation from the Financial Services Division dated December 5, 2022 with respect to the 2023 Financial Plan – Preliminary Budget Volume.

Carried

The meeting recessed at 2:36 p.m.

The meeting reconvened at 2: 42 p.m.

6.2 Planning and Development - Third Quarter Report

Staff:

- Displayed a PowerPoint Presentation summarizing development statistics for the third quarter of 2022 and responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor Cannan

Ro895/22/12/05 THAT Council receives, for information, the report from the Planning and Development Services department dated December 5, 2022, with information relating to Planning and Development Statistics.

Carried

6.3 Development Application & Heritage Procedures Bylaw Amendment No. 2 - TA22-0017 - City of Kelowna

Staff:

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

Moved By Councillor Lovegrove/Seconded By Councillor Hodge

Ro896/22/12/05 THAT Council direct staff to amend the Development Application & Heritage Procedures Bylaw to exempt the delegation of Development Permits that:

- a) are in the Heritage Area; or
- b) includes the removal of maturated trees; or
- c) has generated neighbourhood opposition

Defeated

Mayor Dyas, Councillors DeHart, Singh, Stack, Webber & Wooldridge - Opposed

Moved By Councillor Wooldridge/Seconded By Councillor Stack

Ro897/22/12/05 THAT Council receives, for information, the report from the Development Planning Department, dated December 5, 2022, with respect to amending the Development Applications and Heritage Procedures Bylaw No. 12310 for changes to the delegation of authority requirements;

AND FURTHER THAT Bylaw No.12466 being Amendment No. 2 to the Development Applications and Heritage Procedures Bylaw be advanced for reading consideration.

Carried

Councillors Hodge and Lovegrove - Opposed

6.4 BL12466 - Amendment No. 2 to Development Application & Heritage Procedures Bylaw No. 12310

Moved By Councillor Stack/Seconded By Councillor DeHart

Ro898/22/12/05 THAT Bylaw No. 12466 be read a first, second and third time.

Carried

Councillors Hodge and Lovegrove - Opposed

7. Bylaws for Adoption (Non-Development Related)

7.1 BL12428 - Amendment No. 4 to Kelowna Memorial Park Cemetery Bylaw No. 11664

Moved By Councillor Stack/Seconded By Councillor DeHart

Ro899/22/12/05 THAT Bylaw No. 12428 be adopted.

Carried**7.2 BL12431 - Amendment No. 39 to Airport Fees Bylaw No. 7982**Moved By Councillor DeHart/Seconded By Councillor StackR0900/22/12/05 THAT Bylaw No. 12431 be adopted.Carried**8. Mayor and Councillor Items**

Mayor Dyas: Lobbyist Registry

-Introduced and provided comments on a lobbyist registry.

Councillors:

-Made individual comments.

Moved By Councillor Webber/Seconded By Councillor LovegroveR0901/22/12/05 THAT Council direct staff to bring forward options for the creation of a municipal lobbyist registry.Carried

Mayor Dyas: Central Okanagan Journey Home Society

-Brought forward the deferred item from last week and recommended Council consider the resolution from the November 28, 2022 agenda.

Moved By Councillor Wooldridge/Seconded By Councillor LovegroveR0902/22/12/05 THAT Council approves the revised Intermediary Agreement to accept the Reaching Home – Designated Communities grant funding over the next year to increase grant funding by \$80,850 for a grand total amount of \$149,573 from the Central Okanagan Foundation on behalf of the Central Okanagan Journey Home Society;

AND THAT Council authorizes the Divisional Director, Active Living & Culture, to execute all documents necessary to complete the revised Agreement for 2022-2023;

AND THAT Council supports a \$149,573 grant to the Central Okanagan Journey Home Society to support the Society's work to develop and implement a coordinated access system to address homelessness in Kelowna;

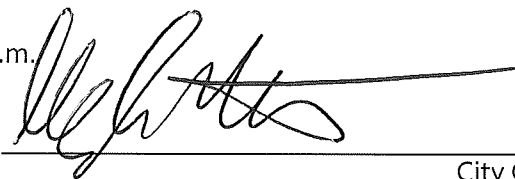
AND FURTHER THAT the Financial Plan be amended to include receiving and granting the revised amount of an additional \$80,850 for 2022-2023.

Councillor Lovegrove:

-Plans to bring forward Notices of Motion on various topics in the New Year.

Carried**9. Termination**

This meeting was declared terminated at 3:54 p.m.

Mayor Dyas
/cm

 A handwritten signature in black ink, appearing to be 'R. J. ...', written over a horizontal line.

City Clerk