



**City of Kelowna
Regular Council Meeting
Minutes**

Date:	Monday, April 3, 2023
Location:	Council Chamber City Hall, 1435 Water Street
Members Present	Mayor Tom Dyas*, Councillors Ron Cannan, Maxine DeHart, Charlie Hodge, Gord Lovegrove, Mohini Singh, Rick Webber and Loyal Wooldridge*
Members participating Remotely	Councillor Luke Stack*
Staff Present	City Manager, Doug Gilchrist*; Acting City Manager, Mac Logan*; City Clerk, Stephen Fleming; Community & Neighbourhood Services Manager, Mariko Siggers*; Divisional Director, Planning & Development Services, Ryan Smith*; Development Planning Department Manager, Terry Barton*; Community Planning & Development Manager, Dean Strachan*; Planner Specialist, Adam Cseke*; Planner, Tyler Caswell*; Policy & Planning Department Manager, Danielle Noble-Brandt*; Sustainability Coordinator, Tracy Guidi*; Divisional Director, Active Living & Culture, Jim Gabriel*; Event Development Supervisor, Chris Babcock*; Sport & Event Services Manager, Doug Nicholas*; Revenue Supervisor, Patrick Gramiak*; Parking Services Manager, Dave Duncan*; Deputy City Clerk, Laura Bentley*; Legal and Administrative Coordinator, Lisa Schell*
Staff participating Remotely	Legislative Coordinator (Confidential), Arlene McClelland
Guest	Ellen Boelcke*, Civic & Community Awards Steering Committee Chair
Guests Remotely	John Frittenberg* and Michael Roma*, Consultants

(* 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.

This Meeting is open to the public and all representations to Council form part of the public record. A live audio-video feed is being broadcast and recorded on kelowna.ca and a delayed broadcast is shown on Shaw Cable.

2. Confirmation of Minutes

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

THAT the Minutes of the Regular Meetings of March 20, 2023 be confirmed as circulated.

Carried

3. Committee Reports

3.1 48 Annual Civic Awards Finalist Announcement

Staff:

- Thanked members of the Civic Awards Committee and volunteers involved in the process.
- Introduced the presentation and Ellen Boelcke, Civic & Community Awards Steering Committee Chair.

Councillor Stack joined the meeting remotely at 1:33 p.m.

Ellen Boelcke, Civic & Community Awards Steering Committee Chair

- Displayed a PowerPoint Presentation.
- Identified the Civic & Community Award finalists in each category.

4. Development Application Reports & Related Bylaws

4.1 TA23-0001 (BL12500) - Amendments to Multiple Sections of Zoning Bylaw - 2 of 3 - City of Kelowna

Staff:

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

Moved By Councillor Cannan/Seconded By Councillor DeHart

THAT Zoning Bylaw Text Amendment Application No. TA23-0001 to amend City of Kelowna Zoning Bylaw No. 12375 as outlined in Schedule 'A' be considered by Council;

AND THAT the Zoning Bylaw Text Amending Bylaw No. 12500 be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the Zoning Bylaw Text Amending Bylaw be considered subsequent to the approval of the Ministry of Transportation and Infrastructure.

Carried

4.2 BL12500 (TA23-0001) - Amendments to Multiple Sections of Zoning Bylaw 2 of 3 - City of Kelowna

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

THAT Bylaw No. 12500 be read a first time.

Carried

4.3 TA23-0002 (BL12475) - Spelling and Grammar Changes - Zoning Bylaw No. 12375 - 3 of 3

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor Hodge

THAT Zoning Bylaw Text Amendment Application No. TA23-0002 to amend City of Kelowna Zoning Bylaw No. 12375 as outlined in Schedule 'A' be considered by Council;

AND THAT the Zoning Bylaw Text Amending Bylaw No. 12475 be forwarded to a Public Hearing for further consideration;

AND THAT final adoption of the Zoning Bylaw Text Amending Bylaw be considered subsequent to the approval of the Ministry of Transportation and Infrastructure.

Carried

4.4 BL12475 (TA23-0002) - Amendments to Multiple Sections of Zoning Bylaw 3 of 3 - City of Kelowna

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

THAT Bylaw No. 12475 be read a first time.

Carried

4.5 Polo Rd 2019 - Z23-0005 (BL12510) - 1383931 B.C. Ltd., Inc. No. BC1383931

Staff:

- Displayed a PowerPoint Presentation summarizing the application.

Moved By Councillor Wooldridge/Seconded By Councillor Cannan

THAT Rezoning Application No. Z23-0005 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of a portion of Lot 12 District Lot 131 ODYD Plan 18771, located at 2019 Polo Road, Kelowna, BC 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 April 3, 2023, 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 April 3, 2023;

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

4.6 Sexsmith Rd 2930 - Z22-0019 (BL12511) - Reid Industrial Centre Ltd., Inc. No. BC1326474

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor Lovegrove

THAT Rezoning Application No. Z22-0019 to amend the City of Kelowna Zoning Bylaw No. 12375 by changing the zoning classification of Lot 34 Section 3 Township 23 ODYD Plan 18861, located at 2930 Sexsmith Road, Kelowna, BC from the A2 – Agriculture / Rural Residential zone to the I2 – General Industrial 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 April 3rd, 2023.

Carried

4.7 Rezoning Bylaw Supplemental Report to Council

Staff:

- Confirmed no correspondence had been received for the rezoning of Russo Street.

4.8 Russo St 4195 - BL12498 (Z22-0044) - Natonia Mae Sigurdson and Shane Bernard Cartier

Moved By Councillor DeHart/Seconded By Councillor Wooldridge

THAT Bylaw No. 12498 be read a first, second and third time and be adopted.

Carried

4.9 Raymer Ave 712-722 - DP22-0203 - Cellar Door Holdings Ltd., Inc. No. 1299686

Staff:

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

Moved By Councillor Wooldridge/Seconded By Councillor Lovegrove

THAT Council authorizes the issuance of Development Permit No. DP22-0203 for Lot 16 District Lot 135 ODYD Plan 3929, located at 712-722 Raymer Ave, 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 amount of 125% of the estimated value of the Landscape Plan, 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 2 (two) years from the date of Council approval, with no opportunity to extend.

Carried

5. Bylaws for Adoption (Development Related)

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

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

THAT Bylaw No. 12456 be adopted.

Carried

5.2 Gordon Dr 4998 - BL12474 (OCP22-0007) - 0954654 BC LTD

Moved By Councillor Lovegrove/Seconded By Councillor Hodge

THAT Bylaw No. 12474 be adopted.

Carried

5.3 OCP Amendment regarding Temporary Use Permit Designation - BL12496 (OCP23-0003) - City of Kelowna

Moved By Councillor Lovegrove/Seconded By Councillor Hodge

THAT Bylaw No. 12496 be adopted.

Carried

6. Non-Development Reports & Related Bylaws

6.1 Climate Resilient Kelowna Strategy - Vulnerability and Risk Assessment

Staff:

- Displayed a PowerPoint Presentation providing an update on the outcomes of Phase 2 of the Climate Resilient Strategy, Vulnerability and Risk Analysis and responded to questions from Council.

6.2 2023 Meet Me on Bernard

Staff:

- Displayed a PowerPoint Presentation outlining the proposed change to the 2023 Meet Me on Bernard program and responded to questions from Council.

Moved By Councillor Wooldridge/Seconded By Councillor Webber

THAT Council hear from the Executive Director of the Downtown Kelowna Association and to respond to questions from Council.

Carried

Mark Burley, Executive Director of the Downtown Kelowna Association

- Commented that most concerns are with the 400 to 500 blocks.
- Responded to questions from Council.

Moved By Councillor Lovegrove/Seconded By Councillor Wooldridge

THAT Council receive for information, the report from the Event Development Supervisor, dated April 3, 2023, regarding activities related to the 2023 Meet Me on Bernard program;

AND THAT Council approve an earlier opening date of the May long-weekend for the 200 block of the Meet me on Bernard program;

AND THAT Council approve an earlier opening date of the May long-weekend for patio extensions utilizing only parking stalls for those businesses on the 300-500 blocks wishing to participate;

AND FURTHER THAT Council direct staff to work with the DKA regarding any further amendments to the Meet Me on Bernard program for the 2023 season, particularly for the 400-500 block and report back.

Carried

6.3 Festivals Kelowna - Service Agreement

Staff:

- Displayed a PowerPoint Presentation outlining the renewal of the three year service agreement with Festivals Kelowna and responded to questions from Council.

Moved By Councillor Hodge/Seconded By Councillor Lovegrove

THAT Council approve the City entering into a three (3) year agreement with the Festivals and Special Events Development Society of Kelowna (Festivals Kelowna) as per the general terms and conditions of the agreement attached as schedule A to the report from the Active Living & Culture Division, dated April 3, 2023

AND THAT the Sport & Event Services Manager, or a designate thereof, be authorized to execute all necessary documents pertaining to the Service Agreement with Festivals Kelowna.

Carried

The meeting recessed at 3:22 p.m.

Mayor Dyas and City Manager left the meeting at 3:22 p.m.

The meeting reconvened at 3:31 p.m. with Deputy Mayor Hodge in the Chair and General Manager, Infrastructure Mac Logan acting for the City Manager.

6.4 Indoor Recreation Facility Strategy (IRFS)

Staff:

- Displayed a PowerPoint Presentation regarding an overview of the indoor recreation Facility Strategy planning process and responded to question from Council.
- Introduced Consultants John Frittenberg, President of the JF Group and Michael Roma, Managing Partner with Parks & Strategies, participating remotely.

John Frittenberg and Michael Roma Consultants

- Continued with staff's PowerPoint Presentation.
- Spoke to reasons for investing in recreation facilities.
- Spoke to Strategic and Tactical Planning phases.
- Spoke to Needs Assessment and Prioritization and identified 2022 results.
- Provided an Action Plan Summary over the next 5 to 10 years.
- Responded to questions from Council.

Moved By Councillor Cannan/Seconded By Councillor Lovegrove

THAT Council receives, for information, the report from the Active Living & Culture Division, dated April 3, 2023, regarding the activities related to the development of an Indoor Recreation Facility Strategy;

AND THAT Council accepts the Strategic Planning framework, and related directions, as outlined in the report.

Carried

6.5 Downtown Kelowna Association 2023 Budget

Staff:

- Displayed a PowerPoint Presentation summarizing the proposed Downtown Kelowna Association 2023 budget and responded to questions from Council.

Moved By Councillor Cannan/Seconded By Councillor Webber

THAT Council approves the Downtown Kelowna Association 2023 Budget as attached to the report of the Revenue Supervisor dated April 3, 2023.

AND THAT Council approves the 2023 levy of \$1,148,954 on Class 5 and Class 6 properties located within the boundaries of the Kelowna Downtown Business Improvement Area.

Carried

6.6 Uptown Rutland Business Association 2023 Budget

Staff:

- Displayed a PowerPoint Presentation summarizing the proposed Uptown Rutland Business Association 2023 budget and responded to questions from Council.

Moved By Councillor Lovegrove/Seconded By Councillor Wooldridge

THAT Council approve the Uptown Rutland Business Association 2023 Budget as attached to the report of the Revenue Supervisor dated April 3, 2023;

AND THAT Council approve the 2023 levy of \$222,547 on the Class 5 and Class 6 properties located within the boundaries of the Uptown Rutland Business Improvement Area.

Carried

6.7 Complimentary 2-hr Saturday Parking and Transit for Downtown Kelowna Promotions

Staff:

- Displayed a PowerPoint Presentation outlining the proposed Complimentary Saturday Parking and Transit for Downtown Kelowna Promotions and responded to questions from Council.

Moved By Councillor Lovegrove

THAT Council make an amendment to add free transit on April 29, 2023 and September 23, 2023.

The motion failed due to lack of Secunder.

Moved By Councillor Wooldridge/Seconded By Councillor DeHart

THAT Council receives, for information, the report from the Real Estate/Transit & Programs departments dated April 3, 2023, with respect to complimentary 2-hour on-street parking and transit service on select Saturdays in 2023;

AND THAT Council approves waiving the first 2-hours of on-street parking fees in the downtown area on April 29th, September 23rd, and the five (5) Saturdays in December 2023;

AND THAT Council approves complimentary transit service, within City of Kelowna service boundaries, on the five (5) Saturdays in December 2023;

AND FURTHER THAT Council directs staff to bring forward an amendment to Delegation of Authority to Enter into Leases and Licences of Occupation Bylaw No. 11550 to delegate authority to staff for future requests from business improvement area associations for complimentary parking.

Carried

6.8 Accessibility Advisory Committee Terms of Reference

Staff:

- Displayed a PowerPoint Presentation outlining the proposed Accessibility Advisory Committee Terms of Reference and responded to questions from Council.

Moved By Councillor Wooldridge/Seconded By Councillor Webber

THAT Council defer further consideration of the Accessibility Advisory Committee Terms of Reference;

AND THAT Council direct staff to consult with people with lived experience on the Terms of Reference prior to coming back to Council;

AND THAT Council direct staff to bring forward considerations for including a Councillor on the Accessibility Advisory Committee.

Carried

Deputy Mayor Hodge and Councillor Lovegrove - Opposed

7. Bylaws for Adoption (Non-Development Related)

7.1 BL12488 - Amendment No. 13 to the Solid Waste Bylaw No. 10106

Moved By Councillor Lovegrove/Seconded By Councillor Hodge

THAT Bylaw No. 12488 be adopted.

Carried

8. Mayor and Councillor Items

Councillor Wooldridge left the meeting at 5:00 p.m.

Councillor Cannan:

- Spoke to those with accessibility issues not having access to Knox Mountain.

City Clerk:

- Will circulate to Council previous reports regarding Knox Mountain access.

Councillor Lovegrove:

- Spoke to their attendance at the Farmers Market reopening.

Councillor Stack:

- Extensive public consultation was undertaken regarding Knox Mountain access and encouraged everyone to read the reports.

Councillor DeHart:

- Spoke to their attendance at the Chamber of Commerce AGM on behalf of Mayor Dyas.
- Spoke to their attendance at the Farmers Market reopening.
- Spoke to their attendance at the Ukrainian Catholic Bazaar.

Deputy Mayor Hodge:

- Spoke to their attendance at the Kelowna Heritage Society AGM on behalf of Mayor Dyas.
- Spoke to their attendance at the Farmers Market reopening.
- Will be bringing forward a Notice of Motion to send a letter to the Province regarding a derelict houseboat on ferry docks on the lake.

Councillor Singh:

- Spoke to their attendance at the successful Hearts and Hands for Ukrainian Fundraiser.

Councillor Lovegrove:

- Will be bringing forward a Notice of Motion declaring a climate crisis at the next meeting.

9. Termination

This meeting was declared terminated at 5:10 p.m.

Mayor Dyas

/acm



City Clerk