

MINUTES
REGULAR COMMITTEE OF THE WHOLE MEETING
SHAW AUDITORIUM, 80 COMMERCIAL STREET,
MONDAY, 2015-MAY-11 AT 4:30 P.M.

PRESENT: Mayor W. B. McKay, Chair

Members: Councillor W. L. Bestwick (vacated at 10:29 p.m.)
Councillor M. D. Brennan
Councillor G. W. Fuller (vacated at 9:05 p.m.)
Councillor J. Hong
Councillor J. A. Kipp (vacated at 9:05 p.m.)
Councillor W. L. Pratt
Councillor I. W. Thorpe
Councillor W. M. Yoachim (arrived at 4:34 p.m.)

Staff: E. C. Swabey, City Manager
T. M. Hickey, General Manager of Community Services (vacated at 8:51 p.m.)
T. P. Seward, Director of Social & Protective Services
B. E. Clemens, Director of Finance
D. Lindsay, Director of Community Development
R. J. Harding, Director of Parks, Environment & Recreation
K. MacDonald, Parks & Open Space Planner
P. Cooper, Communications Manager
R. Davidson, Manager Parking Services/Assistant Manager Bylaw, Regulation & Security
C. Richardson, Fire Chief
G. Foy, Manager of Transportation
M. Desrochers, Client Support Specialist
G. Ferrero, Director of Information Technology & Legislative Services
C. Jackson, Manager of Legislative Services
S. Snelgrove, Steno, Legislative Services (vacated at 8:43 p.m.)
P. Humphreys, Recording Secretary (vacated at 8:43 p.m.)

1. CALL THE OPEN MEETING TO ORDER:

The Regular Committee of the Whole Meeting was called to order at 4:30 p.m.

2. INTRODUCTION OF LATE ITEMS:

- (a) Remove Agenda Item 5. (a) Mr. Bruce Halliday, General Manager, Port Theatre, to provide a presentation regarding the Port Theatre project update.
- (b) Remove Agenda Item 5. (a) Delegation 1. Mr. Tim McGrath.
- (c) Remove Agenda Item 12. (c) Delegation 3. Mr. Peter Urquhart.

- (d) Move Agenda Item 12. (a) Delegation 1 - Paul Manly and Captain Trevor Greene to Item 5. (a) Presentations.
- (e) Add Mr. Leon Cake as a late delegation regarding Item 6.(b) Direct Award to GeoStabilization International Report.

3. ADOPTION OF AGENDA:

It was moved and seconded that the Agenda, as amended, be adopted. The motion carried unanimously.

4. ADOPTION OF MINUTES:

It was moved and seconded that the Minutes of the Regular Committee of the Whole Meeting held in the Shaw Auditorium, 80 Commercial Street, Nanaimo, BC, on Monday, 2015-APR-27 at 7:30 p.m. be adopted as circulated. The motion carried unanimously.

5. PRESENTATIONS:

- a) Mr. Paul Manly and Captain Trevor Greene provided a presentation regarding the Suzuki Foundation's Blue Dot movement and requested the City of Nanaimo to join other BC municipalities in committing to a resolution on environmental protection and sustainability.

Councillor Yoachim entered the Shaw Auditorium at 4:34 p.m.

It was moved and seconded that Council receive the delegation from Mr. Paul Manly and Captain Trevor Greene. The motion carried unanimously.

It was moved and seconded that Council refer the "Right To A Healthy Environment Declaration" document to the Advisory Committee on Environmental Sustainability for comment and report back to Council.

It was moved and seconded that the main motion be amended to include referral to Staff for comment and that ACES and Staff report back to Council within two months. The motion carried.

Opposed: *Councillors Bestwick, Fuller*

It was moved and seconded that Council table the motion. The motion carried unanimously.

It was moved and seconded that Council permit Mr. Manly and Captain Greene to return to the podium to clarify the resolution on environmental protection and sustainability. The motion carried unanimously.

Mr. Paul Manly and Mr. Trevor Greene returned to the podium and explained the potential effect of the resolution on environmental protection and sustainability on the *Canadian Charter of Rights and Freedoms*.

It was moved and seconded that Council receive the delegation from Mr. Paul Manly and Captain Trevor Greene. The motion carried unanimously.

It was moved and seconded that Council take from the table the referral motion. The motion carried unanimously.

It was moved and seconded that Council refer the “Right To A Healthy Environment Declaration” document to the Advisory Committee on Environmental Sustainability as well as to Staff for comment and that ACES and Staff report back to Council within two months. The motion carried.

Opposed: *Councillor Bestwick*

6. MAYOR’S REPORT:

- (a) Mayor McKay announced that Council was wearing teal ribbons in recognition of World Ovarian Cancer Day on May 8, 2015, and t-shirts to promote Bike to Work Week, May 25-31, 2015.
- (b) Mayor McKay advised that Freeman of the City photos are now displayed inside the Vancouver Island Conference Centre and were unveiled during a ceremony earlier in the day.

7. ADMINISTRATION:

- (b) Direct Award to GeoStabilization International

Delegation:

- 1. Mr. Leon Cake spoke regarding hydrology studies on the Colliery Dams.

It was moved and seconded that Council receive the delegation from Mr. Leon Cake. The motion passed unanimously.

It was moved and seconded that Council direct Staff to enter into an agreement with GeoStabilization International that would have them become the design/build contractor for the slope stabilization portion of the Lower Colliery Dam remediation, should this be the option selected by Council, is determined to be technically feasible by an independent expert, and is approved by the Comptroller of Water Rights. The motion carried.

Opposed: *Councillors Brennan, Pratt*

8. CORPORATE SERVICES:

(a) 2016 – 2020 Financial Plan Process

It was moved and seconded that Council endorse the 2016 - 2020 Financial Plan process as described in 2016 - 2020 Financial Plan Process report. The motion carried unanimously.

9. COMMUNITY SERVICES:

(a) Beban Park Master Plan Update

Presentation:

1. Mr. Richard Harding, Director, Parks, Recreation & Environment, and Ms. Kirsty MacDonald, Parks and Open Space Planner.

Delegations:

1. Mr. Stephen Kass and Ms. Karen Streeter, representing the Vancouver Island Exhibition Association (VIEA), spoke regarding the need for a new agricultural centre within Beban Park.

It was moved and seconded that Council receive the delegation from Mr. Stephen Kass and Ms. Karen Streeter. The motion carried unanimously.

2. Ms. Pat Wells, Nanaimo Community Gardens Society, spoke in support of establishing a community garden with a market and educational space at Beban Park.

It was moved and seconded that Council receive the delegation from Ms. Pat Wells. The motion carried unanimously.

3. Mr. Ian Kalina, Boys and Girls Clubs of Vancouver Island, and Mr. Chris Beaton, Nanaimo Aboriginal Centre, spoke of the benefits of building a child care centre and aboriginal school at Beban Park and hosting aboriginal culture and sports events.

It was moved and seconded that Council receive the delegation from Mr. Ian Kalina and Mr. Chris Beaton. The motion carried unanimously.

4. Mr. Christopher Brown, a local organic farmer, spoke regarding the need of a year-round covered farmer's market at Beban Park.

It was moved and seconded that Council receive the delegation from Mr. Christopher Brown. The motion carried unanimously.

5. Mr. Peter McCaffery of the Nanaimo Velodrome Association spoke in support of a multi-sports arena that would include a world class banked cycling track.

It was moved and seconded that Council receive the delegation from Mr. Peter McCaffery. The motion carried unanimously.

It was moved and seconded that Council adopt the Beban Park Master Plan to guide future improvement and development of the park. The motion carried unanimously.

(b) E&N Trail Downtown South Alignment and Costing Study – Project Update

Presentation:

1. Mr. Gordon Foy, Manager of Transportation, along with Ms. Jana Zelenski, Golder Associates, and Mr. Scott Lewis, Newcastle Engineering.

It was moved and seconded that Council receive for information the presentation regarding the E&N Trail Downtown South Alignment and Costing Study – Project Update. The motion carried unanimously.

(c) Request for Proposal – Animal Control

1. Ms. Hermine Hicks spoke regarding cat licensing.

It was moved and seconded that Council receive the delegation from Ms. Hermine Hicks. The motion carried unanimously.

It was moved and seconded that Council approve the issuance of a Request for Proposal to select a provider for animal control services for the City. The motion carried unanimously.

(d) It was moved and seconded that Council receive for information the following Minutes as circulated:

- Minutes of the Special Open Parks and Recreation Commission Meeting held 2015-MAR-19.
- Minutes of the Parks and Recreation Commission Meeting held 2015-MAR-19.
- Minutes of the Special Open Parks and Recreation Commission Meeting held 2015-MAR-31.

The motion carried unanimously.

10. NOTICE OF MOTION:

- (a) Councillors Pratt and Thorpe brought forward the following motion for consideration at the Regular Committee of the Whole meeting to be held 2015-MAY-25:

“That Council direct Staff to prepare a report and bylaw amendment to “Cemetery Bylaw 2009 No. 7084” for the 2015-JUN-15 Council meeting, such that old memorial markers that have been laid flat may be re-erected if any inscription upon the marker has been buried below ground level, provided the work is first approved by the City and if required, carried out by an approved installer at the family’s expense.”

11. DELEGATIONS (not related to a Report to Council):

- (a) Mr. Ronald Walker, BC and Yukon Branch of the Kidney Foundation, provided a presentation regarding the Kidney Transplantation and Organ Donor Registration Campaign launched 2015-MAY-01.

It was moved and seconded that Council receive the delegation from Mr. Ronald Walker. The motion carried unanimously.

12. QUESTION PERIOD:

- Mr. Fred Taylor, re: Colliery Dams.
- Mr. Terry Wager, re: Colliery Dams.

13. PROCEDURAL MOTION:

It was moved and seconded that the meeting be closed to the public in order to deal with agenda items under the *Community Charter* Section 90(1):

- (c) labour relations or other employee relations;
- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and,
- (n) the consideration of whether a Council meeting should be closed under a provision of this subsection or subsection (2).

The motion carried unanimously.

Ms. S. Snelgrove and Ms. P. Humphreys vacated the Shaw Auditorium at 8:43 p.m.

Council moved into "In Camera" at 8:43 p.m.

Council moved out of "In Camera" at 10:42 p.m.

14. ADJOURNMENT:

It was moved and seconded at 10:42 p.m. that the meeting terminate. The motion carried unanimously.

C H A I R

CERTIFIED CORRECT:

CORPORATE OFFICER