

MINUTES
REGULAR COMMITTEE OF THE WHOLE MEETING
SHAW AUDITORIUM, 80 COMMERCIAL STREET,
MONDAY, 2015-APR-13 AT 4:30 P.M.

PRESENT: Mayor W. B. McKay, Chair

Members: Councillor W. L. Bestwick
Councillor M. D. Brennan
Councillor G. W. Fuller
Councillor J. Hong
Councillor J. A. Kipp
Councillor W. L. Pratt
Councillor I. W. Thorpe
Councillor W. M. Yoachim

Staff: E. C. Swabey, City Manager
T. M. Hickey, General Manager of Community Services
T. P. Seward, Director of Social & Protective Services
T. L. Hartley, Director of Human Resources & Organizational Planning
B. E. Clemens, Director of Finance
D. Lindsay, Director of Community Development
R. J. Harding, Director of Parks, Recreation & Environment
G. Goodall, Director of Engineering & Public Works
P. Cooper, Communications Manager
J. Birch, Manager of Information Technology
B. Sims, Manager of Water Resources
L. Mercer, Manager of Accounting Services
M. Demecha, Manager of Civic Facilities
E. Williams, Manager of Recreation Services
D. Blackwood, Client Support Specialist
C. Jackson, Manager of Legislative Services
P. Humphreys, Steno, Legislative Services
S. Snelgrove, Recording Secretary

1. CALL THE OPEN MEETING TO ORDER:

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

A Minute of Silence was observed in memory of Mr. John Lee, Past President, Vancouver Island Rainbow Association.

2. INTRODUCTION OF LATE ITEMS:

- (a) Agenda Item 7 (b) - Add Colliery Dams Update Report and the following delegations:
 - 1. Mr. Daniel Appell
 - 2. Mr. Fred Taylor
 - 3. Mr. Ronald Stead
- (b) Agenda Item 7 (b) Colliery Dams Update – Add a presentation from Councillor Kipp and a motion from Councillor Bestwick.
- (c) Agenda Item 8 (a) Other Business - Add a motion from Councillor Brennan regarding illegal dumping.
- (d) Agenda Item 9 (a) – Move letter dated 2015-APR-09 from Mr. Glen Davidson, Comptroller of Water Rights, Ministry of Forests, Lands & Natural Resource Operations, regarding the Middle Chase River Dam and Lower Chase River Dam – Order to be included in Agenda Item 7 (b) Colliery Dams Update.
- (e) Agenda Item 9 (a) - Add Letter from Mr. Jeff Tomlinson, Past President, The Rotary Club of Nanaimo North, requesting that Council allocate funds previously set aside for the Empire Days Society, to the Rotary Club of Nanaimo North for the organization and administration of the Nanaimo Heritage Days Celebration, which will take place 2015-MAY-16-17.

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-MAR-09 at 4:33 p.m. p.m. be adopted as circulated. The motion carried unanimously.

5. CORPORATE SERVICES:

(a) 2014 Annual Financial Statements

It was moved and seconded that Council accept the 2014 Annual Financial Statements for the City of Nanaimo. The motion carried unanimously.

(b) Colliery Dams Update

Delegations

1. Mr. Daniel Appell spoke regarding a Colliery Dams Committee.
2. Mr. Fred Taylor spoke regarding fish habitat and other dams in the City.
3. Mr. Ronald Stead spoke regarding the importance of the Colliery Dams in the City and spillway capacity.

Presentation:

1. Councillor Kipp.

It was moved and seconded that Council file an appeal with the Environmental Appeal Board regarding the Middle Chase River Dam and Lower Chase River Dam – Order on the grounds that the appeal be in accordance with Council's presentation at the 2015-APR-13 Committee of the Whole Meeting.

It was moved and seconded that the motion be amended to include a request for a stay with Mr. Glen Davidson, Comptroller of Water Rights, Ministry of Forests, Lands, & Natural Resource Operations, on the grounds that the appeal be in accordance with Council's presentation at the 2015-APR-13 Committee of the Whole Meeting. The motion carried unanimously.

The vote was taken on the main motion, as amended, as follows:

It was moved and seconded that Council file an appeal with the Environmental Appeal Board regarding the Middle Chase River Dam and Lower Chase River Dam - Order, and request a stay with Mr. Glen Davidson, Comptroller of Water Rights, Ministry of Forests, Lands, & Natural Resource Operations, on the grounds that the appeal be in accordance with Council's presentation at the 2015-APR-13 Committee of the Whole Meeting. The motion carried.

Opposed: *Councillor Brennan*

(c) Quarterly Direct Award Purchases – Period Ending 2015-MAR-31

It was moved and seconded that Council receive for information the report pertaining to Quarterly Direct Award Purchases for the period ending 2015-MAR-31. The motion carried unanimously.

(d) Quarterly Single Submission Purchases – Period Ending 2015- MAR-31

It was moved and seconded that Council receive for information the report pertaining to Quarterly Single Submission Purchases for the period ending 2015-MAR-31. The motion carried unanimously.

Councillor Yoachim vacated the Shaw Auditorium at 6:17 p.m.
Councillor Fuller vacated the Shaw Auditorium at 6:18 p.m.

6. COMMUNITY SERVICES:

(a) College Park Water Supply Main Capacity Upgrade – Engineering Work Award

It was moved and seconded that Council award the engineering design, project management and construction administration for the College Park Water Supply Main Capacity Upgrade to Opus, Dayton Knight, with estimated fees at \$501,000. The motion carried unanimously.

(b) Extension Road Watermain Upgrade Tender

It was moved and seconded that Council receive for information the report pertaining to the Extension Road Watermain Upgrade Tender. The motion carried unanimously.

Councillor Yoachim returned to the Shaw Auditorium at 6:19 p.m.

(c) Grant Application to the Federal Gas Tax Fund

It was moved and seconded that Council direct Staff to apply to the Federal Gas Tax Fund Strategic Priorities Fund under the category of Capacity Building Stream for an asset management risk assessment framework project. The motion carried unanimously.

Councillor Fuller returned to the Shaw Auditorium at 6:23 p.m.

(d) Replacement of the Parks and Recreation Management Software

Presentation:

1. Ms. Elizabeth Williams, Manager, Recreation Services, Mr. Richard Harding, Director of Parks, Recreation and Environment, and Mr. Jason Birch, Manager, Information Technology.

It was moved and seconded that Council authorize Staff to sign a Memorandum of Understanding to work with the Corporation of Delta to develop a multi-city Request for Proposals for the replacement of the Parks and Recreation Management Software. The motion carried.

Opposed: Councillors Bestwick, Yoachim

(e) Travel Assistance Grant Recommendations

It was moved and seconded that Council approve the following applications for Travel Assistance Grants to:

1. Harbour City Football Club in the amount of \$350 for 7 athletes to attend the Provincial A Cup U18 Girls Soccer Tournament, being held in Surrey, B.C., 2015-JUL-09 to 2015-JUL-12;
2. Nanaimo Lawn Bowling Club in the amount of \$400.00 for 4 athletes to attend the IBD World Bowls for Disabled Championship, held in Wellington, New Zealand, 2015-FEB-17 to 2015-FEB-25;

3. Nanaimo Raiders Lacrosse in the amount of \$950.00 for 19 athletes to attend the Youth Field Lacrosse Provincials, held in Burnaby, B.C., 2015-FEB-20 to 2015-FEB-22; and,
4. Vancouver Island Special Needs Hockey Association in the amount of \$1,300.00 for 13 athletes to attend the UTC Winter Hockey Festival, held in Valencia, California, 2015-JAN-13 to 2015-JAN-30.

The motion carried unanimously.

Councillor Brennan vacated the Shaw Auditorium at 6:43 p.m.

- (f) Minutes of the Parks, Recreation and Culture Commission Meeting held 2014-NOV-26.

Councillor Brennan returned to the Shaw Auditorium at 6:45 p.m.

Councillor Hong vacated the Shaw Auditorium at 6:45 p.m.

7. CORRESPONDENCE (not related to a Report to Council):

- (a) Letter from Mr. Jeff Tomlinson, Past President, The Rotary Club of Nanaimo North, requesting that Council allocate funds previously set aside for the Empire Days Society, to the Rotary Club of Nanaimo North for the organization and administration of the Nanaimo Heritage Days Celebration, which will take place 2015-MAY-16-17.

Councillor Hong returned to the Shaw Auditorium at 6:46 p.m.

Councillor Hong vacated the Shaw Auditorium at 6:47 p.m. declaring a conflict of interest as he is assisting the organizing committee with the Nanaimo Heritage Days celebration.

Councillor Thorpe vacated the Shaw Auditorium at 6:47 p.m. declaring a conflict of interest as he is a member of the Rotary Club of Nanaimo North.

It was moved and seconded that Council receive the correspondence from Mr. Jeff Tomlinson, Past President, The Rotary Club of Nanaimo North, requesting that Council allocate funds previously set aside for the Empire Days Society, to the Rotary Club of Nanaimo North for the organization and administration of the Nanaimo Heritage Days Celebration, which will take place 2015-MAY-16-17. The motion carried unanimously.

It was moved and seconded that Council allocate the funds previously set aside for the Nanaimo Empire Days Society, to the Rotary Club of Nanaimo North for the organization and administration of the Nanaimo Heritage Days celebration, including fireworks, to be held at Diana Krall Plaza 2015-MAY-16-17. The motion carried unanimously.

Councillors Hong and Thorpe returned to the Shaw Auditorium at 6:48 p.m.

8. OTHER BUSINESS:

(a) Councillor Brennan re: Illegal Dumping

It was moved and seconded that Council direct Staff to prepare a report outlining enforcement issues related to illegal dumping on private and public lands within the City of Nanaimo including recommended policies and educational initiatives that could assist with reducing the amount of illegal dumping within the City limits. The motion carried unanimously.

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

- (a) Mr. Paul Chapman, and Ms. Gail Adrienne, Executive Director, Nanaimo & Area Land Trust, regarding the Nanaimo River Watershed Roundtable initiative.
- (b) Mr. Randy O'Donnell, President, Nanaimo Taxpayers Association, regarding the proposed core review process.

10. QUESTION PERIOD:

- Ms. June Ross, re: Nanaimo & Area Land Trust delegation, Colliery Dams Update.
- Mr. Kevin Storrie, re: Colliery Dams Update.
- Ms. Sandy Blankenship, re: Tillicum Lelum Fundraiser.
- Mr. Ron Bolin, re: Colliery Dams Update.

11. 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):

- (a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality;
- (c) labour relations or other employee relations;
- (d) the security of property of the municipality;
- (e) the acquisition, disposition or expropriation of land or improvements, if the Council considers that disclosure could reasonably be expected to harm the interests of the municipality;
- (n) the consideration of whether a Council meeting should be closed under a provision of this subsection or subsection (2); and,

Community Charter Section 90(2):

- (b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party.

The motion carried unanimously.

Council moved into "In Camera" at 7:29 p.m.

Council moved out of "In Camera" at 9:26 p.m.

12. ADJOURNMENT:

It was moved and seconded at 9:27 p.m. that the meeting terminate. The motion carried unanimously.

C H A I R

CERTIFIED CORRECT:

CORPORATE OFFICER