

**MINUTES**  
REGULAR COMMITTEE OF THE WHOLE MEETING  
SHAW AUDITORIUM, 80 COMMERCIAL STREET,  
MONDAY, 2014-APR-07 AT 4:30 P.M.

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PRESENT: Mayor J. R. Ruttan, Chair

Members: Councillor G. Anderson  
Councillor W. L. Bestwick  
Councillor M. D. Brennan  
Councillor G. E. Greves  
Councillor D. K. Johnstone  
Councillor J. A. Kipp (departed at 8:47 p.m.)  
Councillor W. B. McKay (departed at 8:47 p.m.)  
Councillor J. F. K. Pattje

Staff: E. C. Swabey, City Manager  
T. M. Hickey, General Manager of Community Services  
I. Howat, General Manager of Corporate Services  
B. E. Clemens, Director of Finance  
G. Ferrero, Director of Information Technology & Legislative Services  
Supt. Fisher, OIC, Nanaimo Detachment RCMP  
D. Lindsay, Director of Community Development  
M. Dietrich, Manager of Police Support Services  
T. P. Seward, Director of Social & Protective Services  
P. Cooper, Communications Manager  
D. Duncan, Manager of Financial Planning  
S. Ricketts, Manager of Construction  
S. Samborski, Senior Manager of Culture & Heritage  
C. Jackson, Manager of Legislative Services  
K. King, 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.

2. ADOPTION OF AGENDA:

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

3. ADOPTION OF MINUTES:

It was moved and seconded that the Minutes of the following Committee of the Whole Meetings be adopted as circulated:

Regular Meeting 2014-MAR-17;  
Special Open Meeting 2014-MAR-18;  
Special Open Meeting 2014-MAR-19; and,  
Special Open Meeting 2014-MAR-20.

The motion carried unanimously.

4. PRESENTATIONS:

- (a) Dr. Paul Hasselback, Medical Health Officer, Vancouver Island Health Authority, provided a presentation regarding 2013 Local Health Area Profile data for Nanaimo.

5. ADMINISTRATION:

- (a) Policy for the Hosting of e-Town Hall Meetings

It was moved and seconded that Council adopt Council Policy No. 1-0530-02 "Hosting of e-Town Hall Meetings".

It was moved and seconded that Council amend proposed Council Policy No. 1-0530-02 "Hosting of e-Town Hall Meetings" to add that Council hold quarterly e-town hall meetings without a designated topic and to potentially hold the quarterly meetings on weekends. The motion was defeated.

Opposed: Mayor Ruttan, Councillors Anderson, Brennan, Greves, Johnstone and Pattje

The vote was taken on the main motion.

The motion carried.

Opposed: Councillor Bestwick

6. CORPORATE SERVICES:

- (a) Appointment of Deputy Corporate Officers

It was moved and seconded that Council:

1. appoint Ms. Kristin King, Steno/Coordinator, Legislative Services, and Mr. Guillermo Ferrero, Director of Information Technology and Legislative Services, as Deputy Corporate Officers, to fulfill the duties as set out in Section 148 of the *Community Charter*;
2. rescind the appointment of Mr. Brian Clemens, Director of Finance, as a Deputy Corporate Officer; and,

3. establish the order in which the Deputy Corporate Officers perform the duties in the absence of the Corporate Officer as follows:
  - (1) Ms. Kristin King, Steno/Coordinator, Legislative Services
  - (2) Mr. Guillermo Ferrero, Director of Information Technology and Legislative Services
  - (3) Mr. Ian Howat, General Manager of Corporate Services

The motion carried.

Opposed: *Councillors Bestwick and McKay*

(b) Quarterly Direct Award Purchases

It was moved and seconded that Council receive for information the report regarding Quarterly Direct Award Purchases for the period ending 2014-MAR-31. The motion carried unanimously.

(c) Quarterly Single Submission Purchases

It was moved and seconded that Council receive for information the report regarding Quarterly Single Submission Purchases for the period ending 2014-MAR-31. The motion carried unanimously.

(d) Draft 2014-2018 Financial Plan

It was moved and seconded that Council direct Staff to proceed with preparing the 2014 – 2018 Financial Plan using the assumptions that result in a 2.5% tax increase in 2014. The motion carried.

Opposed: *Councillors Bestwick, Kipp, McKay and Pattje*

7. COMMUNITY SERVICES:

(a) RCMP Quarterly Report (October – December 2013)

Supt. Mark Fisher, Officer In Charge, RCMP Detachment, Nanaimo provided a presentation regarding the RCMP Quarterly Report.

Mayor Ruttan vacated the Chair and Councillor Johnstone assumed the Chair at 6:44 p.m.

Mayor Ruttan resumed the chair at 6:46 p.m.

It was moved and seconded that Council receive for information the report pertaining to the RCMP Quarterly Report for the period October – December 2013. The motion carried unanimously.

Councillor Anderson vacated the Shaw Auditorium at 6:50 p.m.

(b) Millstone Sanitary Sewer Trunk Replacement Tender

It was moved and seconded that Council receive for information the report regarding the Millstone Sanitary Sewer Trunk Replacement Tender. The motion carried unanimously.

Councillor Anderson returned to the Shaw Auditorium at 6:51 p.m.

(c) 25 Victoria Road Options

It was moved and seconded that Council direct Staff to issue a Request for Proposals to manage 25 Victoria Road as a small theatre space.

It was moved and seconded that the motion be amended to include an option to purchase in the Request for Proposals document. The motion was defeated.  
Opposed: Mayor Ruttan, Councillors Brennan, Greves, Johnstone and Pattje

It was moved and seconded that the motion be amended to read that "Council direct Staff to issue a Request for Proposals to manage or purchase 25 Victoria Road as a small theatre space". The motion was defeated.  
Opposed: Mayor Ruttan, Councillors Brennan, Greves, Johnstone and Pattje

The vote was taken on the main motion.  
The motion carried.  
Opposed: Councillors Bestwick and Kipp

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

- (a) Letter dated 2014-MAR-21 from Cathy and Allan Peters, providing information regarding human trafficking.

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

- (a) Mr. Ron Corbeil, United Steelworkers, requesting Council's support of the Westray Criminal Code amendments related to workplace death and injury when employers fail to take reasonable steps to prevent bodily harm.

It was moved and seconded that:

WHEREAS it has been more than two decades since the Westray mine disaster in Nova Scotia and a decade since amendments were made to the Criminal Code of Canada to hold corporations, their directors and executive criminally accountable for the health and safety of workers; and,

WHEREAS police and prosecutors are not utilizing the Westray amendments, and not investigating workplace fatalities through the lens of criminal accountability; and,

WHEREAS more than 1,000 workers a year are killed at work;

THEREFORE BE IT RESOLVED that this Council support a campaign to urge our provincial/territorial government, specifically the Attorney-General and Labour Minister, to ensure that:

- Crown attorneys are educated, trained and directed to apply the Westray amendments;
- dedicated prosecutors are given the responsibility for health and safety fatalities;
- police are educated, trained and directed to apply the Westray amendment; and,
- there is greater coordination among regulators, police and Crowns so that health and safety regulators are trained to reach out to police when there is a possibility that Westray amendment charges are warranted.

The motion carried unanimously.

- (b) Mr. Jim Routledge requested that Council consider delaying any motion to kill the idea of a waste-to-energy facility being built at Duke Pt. until at least the end of April 2014.
- (c) Mr. Adrian Hough spoke in opposition to development at Oliver Woods.
- (d) Ms. June Ross spoke in opposition to proposed changes to Council's Procedure Bylaw with respect to opportunities for public input at Council Meetings.
- (e) Ms. Joanne Jonas-McRae, spoke regarding development in North Nanaimo and the impact on nesting birds including possible solutions and fundraising ideas.
- (f) Ms. Dale Wik, spoke regarding Council's "growth and development" model.
- (g) Mr. Gabriel Bauman, spoke regarding City of Nanaimo public messaging regarding new development of previously undeveloped land.

10. QUESTION PERIOD:

- Mr. Fred Taylor, re: Council procedure bylaw review meetings, Millstone Sewer Line / Buttertubs Drive
- Mr. Gord Fuller, re: Strategic Plan and environmental responsibility, e-town hall meetings
- Ms. Brunie Brunie, re: Linley Valley
- Mr. Ron Bolin, re: e-Town Hall Meeting / Council Meeting notice
- Mr. Robert Fuller, re: Financial Plan, Budget Review meeting times, financial surplus
- Mr. Richard Broad, re: RFP for 25 Victoria Road

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):

- (c) labour relations or other employee relations;

- (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 8:47 p.m.

Councillors Kipp and McKay vacated the Shaw Auditorium at 8:47 p.m.

Council moved out of "In Camera" at 9:37 p.m.

12. ADJOURNMENT:

It was moved and seconded at 9:37 p.m. that the meeting terminate. The motion carried unanimously.

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C H A I R

CERTIFIED CORRECT:

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CORPORATE OFFICER