

MINUTES
SPECIAL COUNCIL MEETING
SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE,
80 COMMERCIAL STREET, NANAIMO, BC
MONDAY, 2018-SEP-24 AT 3:00 P.M.

Present: Mayor W. B. McKay, Chair
Councillor S. D. Armstrong
Councillor W. L. Bestwick (arrived 3:04 p.m.)
Councillor M. D. Brennan
Councillor G. W. Fuller (arrived 3:04 p.m.)
Councillor J. Hong
Councillor I. W. Thorpe
Councillor W. M. Yoachim (arrived 3:10 p.m.)

Absent: Councillor J. A. Kipp

Staff: J. Rudolph, Chief Administrative Officer
D. Lindsay, Director of Community Development (arrived 4:53 p.m.)
K. Fry, Fire Chief (vacated 3:34 p.m.)
L. Mercer, Manager, Accounting Services (arrived 4:30 p.m., vacated 5:55 p.m.)
J. Slater, Acting Manager, Revenue Services (arrived 4:30 p.m., vacated 5:55 p.m.)
D. Blackwood, Client Support Specialist (arrived 4:30 p.m.)
S. Gurrie, City Clerk
K. Gerard, Recording Secretary

1. CALL THE SPECIAL MEETING TO ORDER:

The Special Council Meeting was called to order at 3:01 p.m.

2. 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):

- (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;
- (g) litigation or potential litigation affecting the municipality;
- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- (k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the Council, could reasonably be expected to harm the interests of the municipality if they were held in public;
- (n) the consideration of whether a Council meeting should be closed under a provision of this subsection or subsection (2); and,

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 3:01 p.m.
The "In Camera" meeting was recessed at 4:28 p.m.

3. INTRODUCTION OF LATE ITEMS:

- (a) Add Agenda Item 7(b) – Property Tax Exemption Bylaw For 2019 Property Taxes.
- (b) Agenda Item 13(a) – Remove delegation Holden Southward
- (c) Councillor Armstrong advised that Les Barclay was in attendance and wished to address Council as a late delegation regarding Agenda Item 6(a) – Proposed Procedure Bylaw.

It was moved and seconded that Les Barclay be permitted to address Council as a late delegation with a five-minute time limitation regarding Agenda Item 6(a) – Proposed Procedure Bylaw. The motion carried unanimously.

4. ADOPTION OF AGENDA:

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

It was moved and seconded that Agenda Item 6(b) – Public Engagement Pilot Program be moved to 6(a) and Agenda Item 6(a) – Proposed Council Procedure Bylaw be reordered to 6(b). The motion carried unanimously.

5. ADOPTION OF MINUTES:

It was moved and seconded that the Minutes of the Regular Committee of the Whole Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Monday, 2018-JUL-23 at 4:30 p.m., be adopted as circulated. The motion carried unanimously.

6. ADMINISTRATION:

(a) Public Engagement Pilot Program Update

Introduced by Sheila Gurrie, City Clerk.

Nancy Mitchell and Les Barclay, members of the Community Engagement Task Force, provided Council with a verbal presentation, which included:

- different types of engagement sessions used to date and their successes;
- all engagement session information and feedback are online and available for the public to view; and,
- at the conclusion of the fourth engagement session the Community Engagement Task Force will submit a report to Council based on their findings and feedback of each session, including the pros and cons of each type of engagement session.

It was moved and seconded that the report "Public Engagement Pilot Program Update", dated 2018-SEP-24, be received for information. The motion carried unanimously.

(b) Proposed Procedure Bylaw

Introduced by Sheila Gurrie, City Clerk.

Sheila Gurrie, City Clerk, provided Council with a presentation regarding the Proposed Procedure Bylaw, which included:

- current "Council Procedure Bylaw 2007 NO. 7060". was adopted in 2007;
- recommendations outlined in the Watson Report;
- summary of bylaw updates including Council Decorum, addressing Council members and Staff, late items and addendums, Committee of the Whole Meetings, speaking limits for Council members, consent issues, Public Hearings, and Supporting Policies.
- feedback from the public during the engagement session held on 2018-AUG-28, regarding the proposed procedure bylaw including a survey and suggestions; and,
- next steps include Council discussion and first three readings at the Regular Open Council meeting, 2018-OCT-01.

D. Lindsay entered the Shaw Auditorium at 4:53 p.m.

Delegation:

1. Les Barclay spoke regarding his concerns for the proposed procedure bylaw, meeting times of the Finance and Audit Committee, and the adoption of Minutes.

It was moved and seconded that Council proceed with forwarding the new proposed Council Procedure Bylaw to the 2018-OCT-01, Regular Council meeting as presented. The motion carried.

Opposed: Councillor Fuller

(c) 2018 General Local Election Communications

Sheila Gurrie, City Clerk, provided Council with a brief summary of the different ways that the City of Nanaimo has communicated to the public election information, news and notices. Ms. Gurrie thanked Tracy Loewen, Communications & Marketing Specialist, Sky Snelgrove, Deputy Chief Election Officer, and Derek Johnstone, Communication and Digital Content Specialist, for their continued hard work leading up to the 2018 Local General Elections.

It was moved and seconded that the 2018 General Local Election Communications report, dated 2018-SEP-24, be received for information. The motion carried unanimously.

D. Lindsay vacated the Shaw Auditorium at 5:28 p.m.

7. CORPORATE SERVICES:

(a) Consideration of New Permissive Tax Exemption Applications

Introduced by Laura Mercer, Manager, Accounting Services.

It was moved and seconded that Council:

1. award a permissive tax exemption for the 2019 tax year to the 1st Nanaimo Scout Group / Scout Properties (B.C./Yukon) for property that it leases at 445 Comox Road; and,
2. deny a permissive tax exemption for the 2019 tax year to the Enchanted Woodland Childcare Centre for property that it leases at 1243 Nelson Street.

The motion carried unanimously.

(b) Property Tax Exemption Bylaw for 2019 Property Taxes

Introduced by Laura Mercer, Manager, Accounting Services.

It was moved and seconded that “Property Tax Exemption Bylaw 2018 No. 7271” (To provide exemptions from 2019 property taxes) pass first reading. The motion carried unanimously.

It was moved and seconded that “Property Tax Exemption Bylaw 2018 No. 7271” pass second reading. The motion carried unanimously.

It was moved and seconded that “Property Tax Exemption Bylaw 2018 No. 7271” pass third reading. The motion carried unanimously.

L. Mercer and J. Slater vacated the Shaw Auditorium at 5:55 p.m.

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

- (a) Biserka Glavica, spoke to Council regarding “Noise Control Bylaw 1994 No. 4750”, and requested that the bylaw be reviewed to adjust the times per day noise is allowed and the parameters for the types of noise allowed during those time.

Councillor Armstrong vacated the Shaw Auditorium at 6:22 p.m.

It was moved and seconded that Council refer the “Noise Control Bylaw 1994 No. 4750”, to Staff to bring forward to the new Council with potential amendments. The motion carried.

Opposed: *Councillor Fuller*

Mayor McKay vacated the Shaw Auditorium at 6:23 p.m., Councillor Bestwick assumed the Chair. D. Lindsay entered the Shaw Auditorium at 6:24 p.m.

- (b) Patrick Squire spoke regarding the ongoing work at the Bowen Road Cemetery and provided Council with suggestions such as building a memorial, creating a historical monument of the stone carvers and creating a garden area.

Councillor Armstrong returned to the Shaw Auditorium at 6:41 p.m.

- (c) Bob Breuker provided Council with a verbal presentation regarding amending local Bylaws and Zoning regulations to allow for an increase in the size of aquifer and or water pipes to prevent watering restrictions and increase farming opportunities within the City limits.

Mayor McKay returned to the Shaw Auditorium at 6:45 p.m., and resumed the Chair.

- (d) Brunie Brunie and Kathy Milliser, spoke regarding the occupants of Discontent City, assisting the occupants to integrate into smaller areas, in smaller groups that would be monitored by the City, creating designated areas for tenting and having some occupants of Discontent City stay on their property, short term.

9. QUESTION PERIOD:

- Ron Bolin spoke regarding Agenda Item 6(b) – Proposed Council Procedure Bylaw and 7(b) – Property Tax Exemption Bylaw.

Council moved “In Camera” at 7:07 p.m. in the Douglas Rispin Room.
Council moved out of “In Camera” at 7:34 p.m.

10. ADJOURNMENT:

It was moved and seconded at 7:34 p.m. that the meeting terminate. The motion carried unanimously.

CERTIFIED CORRECT:

CHAIR

CORPORATE OFFICER