

MINUTES
REGULAR COUNCIL MEETING
SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE,
80 COMMERCIAL STREET, NANAIMO, BC
MONDAY, 2019-APR-29, AT 4:30 P.M.

Present: Mayor L. Krog, Chair
Councillor S. D. Armstrong
Councillor D. Bonner
Councillor T. Brown
Councillor B. Geselbracht
Councillor E. Hemmens
Councillor Z. Maartman
Councillor I. W. Thorpe
Councillor J. Turley

Staff: J. Rudolph, Chief Administrative Officer
R. J. Harding, Director of Parks and Recreation (vacated 6:37 p.m.)
D. Lindsay, Director of Community Development (vacated 6:37 p.m.,
returned 7:35 p.m., vacated 8:11 p.m.)
B. Sims, Director of Engineering and Public Works (vacated 8:54 p.m.)
L. Mercer, Acting Director of Financial Services (vacated 7:32 p.m.)
W. Fulla, Manager, Business, Asset & Financial Planning (arrived
7:00 p.m., vacated 7:32 p.m.)
B. Wardill, Acting Manager, Revenue Services (arrived 7:00 p.m., vacated
7:32 p.m.)
J. Rose, Manager, Transportation (arrived 7:34 p.m., vacated 7:43 p.m.)
L. Bhopalsingh, Manager, Community & Cultural Planning (vacated
6:10 p.m.)
F. Farrokhi, Manager of Communications (vacated 6:37 p.m.)
D. Blackwood, Client Support Specialist (arrived 7:00 p.m.)
S. Gurrie, City Clerk
J. Vanderhoef, Recording Secretary

1. CALL THE REGULAR MEETING TO ORDER:

The Regular Council Meeting was called to order at 4:30 p.m.

2. PROCEDURAL MOTION TO PROCEED IN CAMERA:

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 part of a Council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:

- (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;

- (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;
- (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; 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 “In Camera” at 4:31 p.m.
Council moved out of “In Camera” at 6:55 p.m.
Regular Council meeting recessed at 6:56 p.m.
Regular Council Meeting reconvened at 7:00 p.m.

3. INTRODUCTION OF LATE ITEMS:

- (a) Agenda Item 9 Consent Item (b)(2)(4) - Funding Request from Mid-Island Business Initiative:
 - Move to Separately Addressed Consent Items to be voted on separately.
 - Add Delegation from Jolynn Green, Community Futures Central Island, Kim Smythe, Greater Nanaimo Chamber of Commerce, and Graham Truax, Innovation Island Technology Association.
- (b) Agenda Item 10(h) - Development Variance Permit Application No. DVP330 - 2067 and 2073 Boxwood Road - Add Delegation from Raymond de Beeld and Dave Polack, P & R Truck Centre Ltd.
- (c) Agenda Item 14(a) - Councillor Brown Motion re: Climate Emergency – Add Delegation and Petition from Frances Deverell.

4. APPROVAL OF THE AGENDA:

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

5. ADOPTION OF THE MINUTES:

It was moved and seconded that the following Minutes be adopted as circulated:

- Minutes of the Special Council Meeting (Public Hearing) held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC on Thursday, 2019-MAR-14 at 7:00 p.m.
- Minutes of the Special Council Meeting held in the Douglas Rispin Room, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC on Monday, 2019-MAR-25 at 5:30 p.m.
- Minutes of the Regular Council Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC on Monday, 2019-APR-01 at 5:00 p.m.
- Minutes of the Special Council Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC on Monday, 2019-APR-08 at 4:30 p.m.

The motion carried unanimously.

6. MAYOR'S REPORT:

Mayor Krog spoke regarding the flags being at half mast at all City of Nanaimo facilities April 26 – May 6. This is to acknowledge the National Day of Mourning which commemorates workers who have been injured or killed in the workplace and to renew the City's commitment to health and safety in the workplace.

7. CONSENT ITEMS:

It was moved and seconded that the following items be adopted by consent:

(a) Advisory Committee Minutes

- Minutes of the Board of Variance Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC on Thursday, 2018-SEP-20 at 5:30 p.m.
- Minutes of the Board of Variance Meeting held in the Training Room, 455 Wallace Street, Nanaimo, BC on Thursday, 2018 OCT-18 at 5:30 p.m.
- Minutes of the Board of Variance Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC on Thursday, 2019-JAN-17 at 5:30 p.m.

- Minutes of the Special Committee of the Whole Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC on Monday, 2019-FEB-25 at 1:00 p.m.
- Minutes of the Special Committee of the Whole Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC on Monday, 2019-MAR-04 at 12:00 p.m.
- Minutes of the Special Committee of the Whole Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC on Monday, 2019-MAR-11 at 12:00 p.m.
- 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, 2019-MAR-11 at 4:30 p.m.
- Minutes of the Finance and Audit Committee Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC on Wednesday, 2019-MAR-20 at 9:00 a.m.
- Minutes of the Board of Variance Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC, Thursday, 2019-MAR 21 at 5:30 p.m.
- Minutes of the Governance and Priorities Committee Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC on Monday, 2019-MAR-25 at 1:00 p.m.

(b) Committee Recommendations

1. Approval of the Governance and Priority Committee Recommendation 2019-APR-08:
 1. Council Committees

That Council:
 1. dissolve the following Committees of Council that are currently on hold:
 - Community Planning and Development;
 - Community Vitality;
 - Public Safety;
 - Public Works and Engineering;
 - Parks Recreation and Wellness; and,
 2. Continue with the Finance & Audit Committee to carry-out the work on financial and budgetary matters for Council and appoint a Chair based on the Acting Mayor rotating schedule.

2. Approval of the Finance and Audit Committee Recommendations
2019-APR-10:

1. Closed Captioning of Meetings

That Council direct Staff to proceed with the implementation of closed captioning for audio and visual recorded meetings, and allocate \$22,400 for the annual license fee plus one-time implementation and start-up costs of \$2,900, to be funded from general taxation.

2. Hosting the Association of Vancouver Island and Coastal Communities Annual Convention

That Council:

1. submit an application to host the Association of Vancouver Island and Coastal Communities 2020 Annual Convention; and,
2. that if the application is successful, commit up to \$15,174 in the 2020 budget to host this event at the Vancouver Island Conference Centre, with funding to be allocated from general taxation.

3. Consideration of New Permissive Tax Exemption Applications

1. That Council:

1. Award a permissive tax exemption for the 2020 tax year to the Nanaimo Brain Injury Society for property it leases at 106 – 285 Prideaux Street;
2. Award a permissive tax exemption for the 2020 tax year to the Let Me Be Me Learning Foundation for property it leases at 200 – 1585 Bowen Road;
3. Award a permissive tax exemption for the 2020 tax year to the Nanaimo 7-10 Club Society for property it leases at 303 – 285 Prideaux Street; and,
4. Award a permissive tax exemption for the 2020 tax year to Nanaimo Region John Howard Society for property it owns at 2353 Rosstown Road.

2. That Council award a cash grant for the 2019 property taxes to the Nanaimo Region John Howard Society for property it owns at 2353 Rosstown Road.

3. Approval of the Special Finance and Audit Committee Recommendation 2019-APR-15:

1. Potential Additional FTE – Engineering Development Technician

That Council direct Staff to add an additional FTE (Engineering Development Technician) to the 2019-2023 Financial Plan effective 2019-JUL-01.

The motion carried unanimously.

(c) Separately Addressed Consent Items

1. Funding Request from Mid-Island Business Initiative

Delegation:

1. Jolynn Green, Community Futures Central Island, Kim Smythe, Greater Nanaimo Chamber of Commerce, and Graham Truax, Innovation Island Technology Association, spoke regarding the Accelerate Nanaimo program and requested an audience at the Finance and Audit Committee Meeting to request funding.

It was moved and seconded that Council allocate \$48,000 to the Mid-Island Business Initiative for the Manufacturing Technology & Entrepreneurship Council program for the remainder of 2019. The motion carried.

Opposed: *Councillors Armstrong, Hemmens, Thorpe*

8. REPORTS:

(a) 2019-2023 Financial Plan Amendment Bylaw

Introduced by Laura Mercer, Acting Director, Financial Services.

It was moved and seconded that “Financial Plan Amendment Bylaw 2019 No. 7279.01” (To amend the 2019 – 2023 Financial Plan), pass first reading. The motion carried unanimously.

It was moved and seconded that “Financial Plan Amendment Bylaw 2019 No. 7279.01” pass second reading. The motion carried unanimously.

It was moved and seconded that “Financial Plan Amendment Bylaw 2019 No. 7279.01” pass third reading. The motion carried unanimously.

(b) 2019 Property Tax Rates Bylaw

Introduced by Laura Mercer, Acting Director, Financial Services.

It was moved and seconded that “Property Tax Rates Bylaw 2019 No. 7287” (To set the property tax rates for 2019) pass first reading. The motion carried unanimously.

It was moved and seconded that “Property Tax Rates Bylaw 2019 No. 7287” pass second reading. The motion carried unanimously.

It was moved and seconded that “Property Tax Rates Bylaw 2019 No. 7287” pass third reading. The motion carried unanimously.

B. Wardill, L. Mercer, W. Fulla vacated the Shaw Auditorium at 7:32 p.m.

(c) Appointment of Bylaw Enforcement Officer

Introduced by Jake Rudolph, Chief Administrative Officer.

It was moved and seconded that Council appoint Craig Dishkin as a Bylaw Enforcement Officer to enforce provisions of the City of Nanaimo Bylaws. The motion carried unanimously.

(d) Georgia Greenway Phase 1 Completion

Introduced by Bill Sims, Director, Engineering and Public Works.

It was moved and seconded the report titled “Georgia Greenway Phase 1 Completion” dated 2019-APR-29 be received for information. The motion carried unanimously.

J. Rose entered the Shaw Auditorium at 7:34 p.m.

D. Lindsay entered the Shaw Auditorium at 7:35 p.m.

(e) Opal Road Traffic Calming

Introduced by Bill Sims, Director, Engineering and Public Works.

It was moved and seconded that Council approve the installation of a partial road closure on Opal Road at Rock City Road for the purpose of reducing non-resident traffic on Opal Road. The motion carried.

Opposed: *Councillors Armstrong and Brown*

J. Rose vacated the Shaw Auditorium at 7:43 p.m.

(f) Economic Development - Terms of Reference

Introduced by Dale Lindsay, Director, Community Development.

It was moved and seconded that Council endorse the Terms of Reference: Economic Development Model and direct Staff to commence consultation work immediately. The motion carried unanimously.

(g) Development Permit Application No. DP1127 - 337 Robson Street

Introduced by Dale Lindsay, Director, Community Development.

It was moved and seconded that that Council issue Development Permit DP1127 at 337 Robson Street with the following variances:

- increase the maximum allowable height from 12m to 16.08m; and
- reduce the parking requirement from 14 spaces to 12 spaces.

The motion carried unanimously.

(h) Development Variance Permit Application No. DVP330 - 2067 and 2073 Boxwood Road

Introduced by Dale Lindsay, Director, Community Development.

Delegation:

1. Raymond de Beeld and Dave Polack, P & R Truck Centre Ltd. spoke regarding working with City staff to address the intent of the bylaw and promote safety and accessibility of the large trucks accessing the facility.

Mayor Krog requested that Council hear anyone wishing to speak with respect to DVP No.330.

No one in attendance wished to speak with respect to DVP330.

It was moved and seconded that Council issue Development Variance Permit No. DVP330 with the following variances:

- for 2067 and 2073 Boxwood Road:
 - to allow two freestanding signs within the Parkway Buffer on lands designated Rural Parkway;
- for 2067 Boxwood Road:
 - to allow a third-party sign within the Parkway Buffer; and,
- for 2073 Boxwood Road:
 - to increase the maximum allowable facia sign size within the Parkway Buffer on lands designated Rural Parkway from 5m² up to 12.6m², and,
 - to allow facia signs within the Parkway Buffer to face the Nanaimo Parkway.

The motion carried unanimously.

(i) Rezoning Application No. RA407 - 6683 Mary Ellen Drive

Introduced by Dale Lindsay, Director, Community Development.

It was moved and seconded that “Zoning Amendment Bylaw 2019 No. 4500.142” (To rezone 6683 Mary Ellen Drive to allow “Cannabis Retail Store” as a site-specific use in the Woodgrove Urban Centre [CC4] Zone) pass first reading. The motion carried unanimously.

It was moved and seconded that “Zoning Amendment Bylaw 2019 No. 4500.142” pass second reading. The motion carried unanimously.

It was moved and seconded that Council direct Staff to secure the amenity contribution prior to adoption of the bylaw, should Council support the bylaw at third reading. The motion carried unanimously.

(j) Rezoning Application No. RA408 - 3200 Island Highway North

Introduced by Dale Lindsay, Director, Community Development.

It was moved and seconded that “Zoning Amendment Bylaw 2019 No. 4500.143” (To rezone 3200 Island Highway North to allow “Cannabis Retail Store” as a site-specific use in the City Commercial Centre [CC3] Zone) pass first reading. The motion carried unanimously.

It was moved and seconded that “Zoning Amendment Bylaw 2019 No. 4500.143” pass second reading. The motion carried unanimously.

It was moved and seconded that Council direct Staff to secure the amenity contribution prior to adoption of the bylaw, should Council support the bylaw at third reading. The motion carried unanimously.

D. Lindsay vacated the Shaw Auditorium at 8:11 p.m.

9. CORRESPONDENCE:

- (a) Correspondence from District of Highlands, dated 2019-FEB-26, regarding Local Government Survivor Climate Challenge

10. NOTICE OF MOTION:

- (a) Councillor Maartman Notice of Motion re: Bottled Water

Councillor Maartman advised that she would be bringing forward the following notice of motion for consideration at a future meeting:

"That Council direct Staff to report back to Council regarding options for consideration of a bylaw that prohibits the bottling of groundwater within the City of Nanaimo to help protect groundwater today and for the future."

11. OTHER BUSINESS:

(a) Councillor Brown Motion re: Climate Emergency

Delegation:

1. Frances Deverell, Council of Canadians, spoke regarding climate issues, focusing on green energy and conservation, health impacts of climate change and stated that the Council of Canadians support Councillor Brown's Climate Emergency motion.

It was moved and seconded that the City of Nanaimo officially declare a climate emergency for the purposes of identifying and deepening our commitment to protecting our economy, our eco systems, and our community from global warming. The motion carried unanimously.

B. Sims vacated the Shaw Auditorium at 8:54 p.m.

It was moved and seconded that consideration of the following items be deferred to the next Council meeting for further debate:

1. That all funds in the Regional Emissions Reduction Reserve be moved to a new reserve fund for the purpose of supporting projects, plans and initiatives that reduce the City of Nanaimo's community wide CO2 emissions to between 50% to 58% below 2010 levels by 2030, and between 94% and 107% below 2010 levels by 2050.
2. That the framework, strategies and actions, and implementation of City of Nanaimo Community Sustainability Action Plan be updated to reflect the target goal, based on the information contained in the latest Intergovernmental Panel on Climate Change report, of limiting global warming to 1.5°C.
3. That correspondence be sent to the Regional District of Nanaimo requesting the addition of 20,000 annual public transit hours to improve public transit service delivery within the City of Nanaimo and develop transit routes that connect our local system with inter-regional connections.
4. That correspondence be sent to the Honourable George Heyman, provincial Minister of Environment and Climate Change Strategy, requesting that province reinstate the production of the Community Energy and Emissions Inventory Reports or dedicate grant funding to be used for their creation.

The motion was defeated.

Opposed: *Councillors Bonner, Brown, Geselbracht, Hemmens, Maartman*

It was moved and seconded that all funds in the Regional Emissions Reduction Reserve be moved to a new reserve fund for the purpose of supporting projects, plans and initiatives that reduce the City of Nanaimo's community wide CO2 emissions to between 50% to 58% below 2010 levels by 2030, and between 94% and 107% below 2010 levels by 2050. The motion carried.

Opposed: *Councillors Thorpe, Turley*

It was moved and seconded that the framework, strategies and actions, and implementation of City of Nanaimo Community Sustainability Action Plan be updated to reflect the target goal, based on the information contained in the latest Intergovernmental Panel on Climate Change report, of limiting global warming to 1.5°C. The motion carried.

Opposed: *Councillor Turley*

It was moved and seconded that correspondence be sent to the Regional District of Nanaimo requesting the addition of 20,000 annual public transit hours to improve public transit service delivery within the City of Nanaimo and develop transit routes that connect our local system with inter-regional connections. The motion carried unanimously.

It was moved and seconded that correspondence be sent to the Honourable George Heyman, provincial Minister of Environment and Climate Change Strategy, requesting that province reinstate the production of the Community Energy and Emissions Inventory Reports or dedicate grant funding to be used for their creation. The motion carried unanimously.

(b) Business Arising out of Correspondence from District of Highlands, dated 2019-FEB-26, regarding Local Government Survivor Climate Challenge

It was moved and seconded that Council accept the District of Highland's Local Government Survivor Climate Challenge, and that each Council member preform an individual global footprint calculation and allow the Chief Administrative Officer to send a letter to the District of Highlands with the average of these footprint results in order to participate in the competition. Each Council member will do their best to reduce their emissions over the year to win this competition. The motion carried unanimously.

12. ADJOURNMENT:

It was moved and seconded at 9:09 p.m. that the meeting terminate. The motion carried unanimously.

CHAIR

CERTIFIED CORRECT:

CORPORATE OFFICER