

MINUTES
REGULAR COMMITTEE OF THE WHOLE MEETING
SHAW AUDITORIUM, 80 COMMERCIAL STREET,
MONDAY, 2016-DEC-12 AT 4:30 P.M. CONTINUING ON
THURSDAY, 2016-DEC-15 AT 8:30 A.M.

PRESENT: Mayor W. B. McKay, Chair

Members: Councillor W. L. Bestwick
Councillor M. D. Brennan
Councillor G. W. Fuller
Councillor J. Hong (arrived at 4:32 p.m.)
Councillor J. A. Kipp
Councillor W. L. Pratt
Councillor I. W. Thorpe
Councillor W. M. Yoachim

Staff: B. McRae, Chief Operations Officer
V. Mema, Chief Financial Officer
D. Lindsay, Director of Community Development
D. Duncan, Deputy Director of Financial Services
W. Fulla, Manager, Finance – Business & Asset Planning
P. Cooper, Director of Communications and Engagement
M. Desrochers, Client Support Specialist
S. Gurrie, A/City Clerk
D. Stennes, 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. INTRODUCTION OF LATE ITEMS:

- (a) Add Agenda Item 6(a) Committee of the Whole – Venue Change and delegation Tim McGrath.
- (b) Remove Agenda Item 7(a) Establishment of Strategic Infrastructure Reserve Fund.
- (c) Remove Agenda Item 7(c) Downtown Nanaimo Business Improvement Association Budget Presentation and delegations, Tim McGrath and Dave Lawrence.
- (d) Remove Agenda Item 7(d) Nanaimo Economic Development Corporation Budget 2017 and delegations, Tim McGrath and Dave Lawrence.
- (e) Add Agenda Item 8(a) Extreme Weather Shelter for Youth.
- (f) Add Agenda Item 10(a) Mayor McKay Notice of Motion re: Siting of Medical Marijuana Dispensaries.

- (g) Agenda Item 13 Delegations (not related to a Report to Council) – add
 - (c) Sandy McLellan to convey South End Community Association's support for the Terminal Nicol Relmaged presentation.
 - (d) Leo Boon to present a review of the Terminal Nicol Relmaged Plan as presented to Council.
- (h) Add Agenda Item 15 – Procedural Motion.
- (i) Add a scheduled 10-minute recess at 6:30 p.m.
- (j) Councillor Pratt advised that Daniel Appell, Neighbours of Nob Hill, was in attendance and wished to address Council as a late delegation regarding Agenda Item 13(a) Terminal Nicol Relmaged report.

Councillor Hong entered the Shaw Auditorium at 4:32 p.m.

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, 2016-NOV-14 at 4:30 p.m. be adopted as circulated. The motion carried unanimously.

5. ADMINISTRATION:

(a) Committee of the Whole – Change of Venue

Delegation:

- 1. Tim McGrath spoke regarding concerns to the change of venue for the Committee of the Whole.

It was moved and seconded that Council receive for information the delegation from Tim McGrath. The motion carried unanimously.

It was moved and seconded that Staff be authorized to take steps necessary to hold Committee of the Whole meetings in the Service and Resource Centre board room. The motion carried.

Opposed: Mayor McKay, Councillors Brennan and Pratt

(b) 2017 Association of Vancouver Island and Coastal Communities

By unanimous consent Council directed Staff to prepare draft resolutions to be submitted to the Association of Vancouver Island and Coastal Communities for consideration at the 2017 Annual General Meeting and for Council to approve at the 2017-JAN-16 regular Council meeting on the following topics:

- Ending the inhumane use of animal traps.
- Provincially mandating in-house public employee compensation.
- Redirection of container deposits to municipalities to enhance recycling initiatives.
- Recognition of reconciliation of First Nations.
- Subrogation from other insurance companies where the City has paid overtime for emergency services and the insurer could be partially or totally responsible.
- Fair market approach to the lease rates for marinas.
- Airbnb

(c) 2017 Federation of Canadian Municipalities Resolutions

By unanimous consent Council directed Staff to prepare a draft resolution to be submitted to the Federation of Canadian Municipalities and for Council to approve at the 2016-DEC-19 regular Council meeting on the topic of the fair market approach to the lease rates for marinas.

6. CORPORATE SERVICES:

(a) 2017 – 2021 Financial Plan Review

Presentation:

1. Victor Mema, Chief Financial Officer spoke regarding the 2017 – 2021 Financial Plan.

Councillor Bestwick vacated the Shaw Auditorium at 6:20 p.m.

It was moved and seconded that Council receive for information the 2017 – 2021 Financial Plan. The motion carried unanimously.

7. COMMUNITY SERVICES:

(a) Advisory Committee/Commission Minutes

It was moved and seconded that Council receive for information the Special Open Parks, Recreation and Wellness Committee Meeting minutes held 2016-SEP-21. The motion carried unanimously.

The meeting recessed at 6:24 p.m.

The meeting reconvened at 6:34 p.m.

Councillor Brennan entered the Shaw Auditorium at 6:35 p.m.

(b) Extreme Weather Shelter for Youth

It was moved and seconded that Council support the provision of additional winter shelter beds for homeless youth by partnering with either Tillicum Lelum (477 Tenth Street) or the Nanaimo 7-10 Club (285 Prideaux Street) to provide youth shelter beds and to allocate a maximum budget of \$75,000 from the Housing Legacy Reserve for the 2016 – 2017 winter season. The motion carried unanimously.

It was moved and seconded that Council refer the issue of youth homelessness and the establishment of a long-term extreme weather shelter for youth to the Community Vitality Committee and the Nanaimo Youth Advisory Council. The motion carried unanimously.

8. NOTICE OF MOTION:

(a) Mayor McKay Notice of Motion re: Siting of Medical Marijuana Dispensaries

Council was advised the following Motion would be considered at the Regular Council Meeting to be held 2016-DEC-19:

- (a) “That no marijuana dispensaries are permitted to locate within 500 metres of any place where children and youth under 19 years of age assemble or congregate.

That includes, but is not limited to:

- 1) Parks
- 2) Child care centres
- 3) Recreation facilities
- 4) Elementary schools
- 5) Secondary schools
- 6) Youth gathering places, i.e. church halls, youth organization facilities

- (b) This bylaw is in effect immediately upon adoption and will include any and all future considerations for specific zoning of Marijuana Dispensaries.”

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

- (a) Darren Moss and Jana Zelenski presented the Terminal Nicol Relimagined final report for Council's consideration.

By unanimous consent Darren Moss and Jana Zelenski's delegation regarding the Terminal Nicol Relimagined final report were permitted to proceed beyond the allotted time limit.

Councillor Fuller vacated the Shaw Auditorium at 7:26 p.m.

It was moved and seconded that Council receive the delegation from Darren Moss and Jana Zelenski. The motion carried unanimously.

- (b) Sandy McLellan, Chairman, South End Community Association, spoke in support for the Terminal Nicol Relimagined report.

It was moved and seconded that Council receive the delegation from Sandy McLellan. The motion carried unanimously.

Councillor Fuller returned to the Shaw Auditorium at 7:31 p.m.

- (c) Leo Boon, Greater Nanaimo Cycling Coalition and the B.C. Cycling Coalition, spoke regarding concerns about the road widths proposals for cyclists in the Terminal Nicol Relimagined report.

It was moved and seconded that Council receive the delegation from Leo Boon. The motion carried unanimously.

- (d) Tim McGrath spoke about concerns regarding the Terminal Nicol Relimagined report.

It was moved and seconded that Council receive the delegation from Tim McGrath. The motion carried unanimously.

- (e) Daniel Appell, Neighbours of Nob Hill, spoke in support of the Terminal Nicol Relimagined report.

It was moved and seconded that Council receive the delegation from Daniel Appell. The motion carried unanimously.

It was moved and seconded that Council direct Staff to review the Terminal Nicol Relimagined final report and to include the Planning and Development and Public Works Committees in discussions then return to Council with their findings and recommendations. The motion carried unanimously.

10. QUESTION PERIOD:

- Fred Taylor re: Terminal Nicol Relmaged corridor.
- Les Barclay re: 2017 – 2021 Financial Plan Review.
- Ron Bolin re: Committee of the Whole – Change of Venue.
- Tim McGrath re: Neighbourhood Planning Association and the Terminal Nicol Relmaged report.

Councillor Brennan vacated the Shaw Auditorium at 8:11 p.m.

11. PROCEDURAL MOTION:

S. Gurrie advised that the following *Community Charter* Sections would be added to the Procedural Motion 90(1):

- (c) labour relations or other employee relations; and,
- (g) litigation or potential litigation affecting the municipality.

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;
- (g) litigation or potential litigation affecting the municipality;
- (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 8:13 p.m.

By unanimous consent, Council recessed the "In Camera" meeting at 8:27 p.m. with the intention to reconvene 2016-DEC-15 at 8:30 a.m.

The meeting reconvened at 8:33 a.m. in the Board Room, Service and Resource Centre on Thursday, 2016-DEC-15.

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: T. Samra, Chief Administrative Officer
B. McRae, Chief Operations Officer
V. Mema, Chief Financial Officer
S. Gurrie, A/City Clerk
S. Snelgrove, Recording Secretary

S. Gurrie advised that the following *Community Charter* Sections would be added to the Procedural Motion 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; and,
- (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.

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;
- (g) litigation or potential litigation affecting the municipality;
- (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 “In Camera” at 8:34 a.m.

Council moved out of “In Camera” at 10:25 a.m.

12. ADJOURNMENT:

It was moved and seconded at 10:26 a.m. that the meeting terminate. The motion carried unanimously.

C H A I R

CERTIFIED CORRECT:

CORPORATE OFFICER