

MINUTES
REGULAR COMMITTEE OF THE WHOLE MEETING
SHAW AUDITORIUM, 80 COMMERCIAL STREET,
MONDAY, 2016-NOV-14 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: T. Samra, Chief Administrative Officer
B. McRae, Chief Operations Officer
V. Mema, Chief Financial Officer
J. Van Horne, Director of Human Resources
R. J. Harding, Director of Parks and Recreation
P. Stewart, Manager, Engineering Projects
P. Rosen, A/Director of Engineering
P. Cooper, Communications Manager
D. Blackwood, 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 5(a) presentation from Mr. Gary Green, Director of Brisbin Brook Beynon Architects regarding the proposed Events Centre Feasibility and Options.
- (b) Agenda Item 8(c) Bastion Street Rehabilitation add presentation by Mr. Phil Stewart, Manager, Engineering Projects.
- (c) Add Agenda Item 11(b) Reconsideration Carry Over from Council Meeting 2016-NOV-07 regarding Gender Specific Guarding/Nanaimo Gaol Staff Reduction.
- (d) Agenda Item 13(c) Delegations (not related to a Report to Council) – remove Mr. Des Bosa and add Mr. Mark Cuhn and Mr. Bright Zhang.

- (e) Agenda Item 15 Procedural Motion add *Community Charter* Sections 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,
 - (c) labour relations or other employee relations.
- (f) Councillor Brennan advised that Ms. June Ross was in attendance and wished to address Council as a late delegation regarding Agenda Item 12 Core Services Report and Delegations.

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-AUG-22 at 4:30 p.m. be adopted as circulated. The motion carried unanimously.

5. PRESENTATIONS:

- (a) Mr. Gary Green, Director, Brisbin Brook Beynon Architects, provided a presentation regarding the proposed Events Centre Feasibility and Options.

It was moved and seconded that Council receive for information the presentation from Mr. Gary Green, Director, Brisbin Brook Beynon Architects regarding the proposed Events Centre Feasibility and Options.

6. COMMUNITY SERVICES:

- (a) Stream Restoration Concept Plans

It was moved and seconded that Council direct Staff to proceed with engineering and design of the stream restoration project, for a total project budget of \$15,000. The motion carried unanimously.

- (b) Stevie Smith Community Bike Park at Beban Park

Delegations:

- 1. Ms. Michelle Corfield spoke in support of the Stevie Smith Community Bike Park at Beban Park.

It was moved and seconded that Council receive the delegation from Ms. Michelle Corfield. The motion carried unanimously.

2. Mr. Jim Thompson and Mr. Dana Butcher, Gyro Club of Nanaimo, provided an overview of the funding support they have received from the community.

It was moved and seconded that Council receive the delegation from Mr. Jim Thompson and Mr. Dana Butcher. The motion carried unanimously.

It was moved and seconded that Council approve the Stevie Smith Community Bike Park Project and direct Staff to amend the 2016 Financial Plan to include a total project cost of \$412,619 with \$233,407 funding from in kind and cash contributions and up to \$200,000 from the Community Works Fund. The motion carried unanimously.

(c) Bastion Bridge Rehabilitation

Presentation:

1. Mr. Phil Stewart, Manager, Engineering Projects.

Councillor Brennan vacated the Shaw Auditorium at 6:15 p.m.

It was moved and seconded that consideration of the Bastion Bridge Rehabilitation project be tabled until further review is completed by Staff. The motion carried unanimously.

Councillor Bestwick vacated the Shaw Auditorium at 6:17 p.m.

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

(d) Advisory Committee/Commission Minutes

It was moved and seconded that Council receive for information the following Minutes:

- Public Safety Committee Meeting held 2016-SEP-06.
- Public Works and Engineering Committee Meeting held 2016-SEP-20.
- Design Advisory Panel Meeting held 2016-SEP-22.
- Finance and Audit Committee Meeting held 2016-OCT-04.

The motion carried unanimously.

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

- (a) Email dated 2016-NOV-01 from Ms. Rosemary Bonanno, Executive Director of the Vancouver Island Regional Library, requesting that Council appoint a representative and alternate to the Vancouver Island Regional Library Board for a one year term, January 1, 2017 to December 3, 2017.

It was moved and seconded that Council receive for information the email dated 2016-NOV-01 from Ms. Rosemary Bonanno, Executive Director of the Vancouver Island Regional Library. The motion carried unanimously.

Councillor Bestwick returned to the Shaw Auditorium at 6:22 p.m.

8. OTHER BUSINESS:

(a) Councillor Fuller Notice of Motion re: Secondary Suite Enforcement Policy

It was moved and seconded that until such time Council has received and considered the requested report, that Council direct Staff to amend the existing secondary suite enforcement policy to;

- limit the inspection of secondary suites to only those units for which formal complaints have been received; and,
- not proceed with removal orders for historic or known suites that are in contravention of zoning, provided that life safety issues have been addressed.

It was moved and seconded that the motion regarding Secondary Suite Enforcement Policy be amended to include that the enforcement policy will be reviewed in three months, February 2017. The motion carried unanimously.

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

That until such time Council has received and considered the requested report, that Council direct Staff to amend the existing Secondary Suite Enforcement Policy to;

- limit the inspection of secondary suite to only those units for which formal complaints have been received. The motion carried.

Opposed: *Councillors Bestwick and Hong*

- not proceed with removal orders for historic or known suites that are in contravention of zoning, provided that life safety issues have been addressed. The motion carried.

Opposed: *Councillors Bestwick, Brennan, Hong and Thorpe*

- a review of the enforcement policy will take place in three months, February 2017. The motion carried.

Opposed: *Councillors Bestwick and Hong*

(b) Reconsideration Carry Over from Council Meeting 2016-NOV-07 regarding Gender Specific Guarding/Nanaimo Gaol Staff Reduction

S. Gurrie and T. Samra provided a statement regarding the reconsideration carry over from the previous Council meeting held 2016-NOV-07 to do with the Nanaimo Gaol Staff Reduction.

It was moved and seconded that reconsideration of the Nanaimo Gaol Staff Reduction be tabled until the next Council Meeting to be held 2016-NOV-21. The motion was defeated.

Opposed: *Councillors Bestwick, Fuller, Hong, Kipp, and Yoachim*

9. CORE SERVICES REPORT AND DELEGATIONS:

(a) Delegation:

1. Ms. June Ross spoke regarding the Nanaimo Gaol Staff Reduction.

It was moved and seconded that Council receive the delegation from Ms. June Ross. The motion carried unanimously.

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

- (a) Mr. Dean Chadwick spoke regarding the Harbour City Theatre.

Councillor Bestwick vacated the Shaw Auditorium at 7:48 p.m.

It was moved and seconded that Council receive the delegation from Mr. Dean Chadwick. The motion carried unanimously.

- (b) Ms. Rolanda Murray, Coordinator, Vancouver Island University spoke regarding the Canada Learning Bond.

It was moved and seconded that Council receive the delegation from Ms. Rolanda Murray. The motion carried unanimously.

Councillor Bestwick returned to the Shaw Auditorium at 8:05 p.m.

- (c) Mr. Odai Sirri, Mr. Don Prittie, Mr. Ian MacPherson, Mr. Mark Cuhn, Mr. Bright Zhang, and Mr. John Ngyuen on behalf of the Nanaimo Marina Association and Boating B.C. spoke regarding the Port Authority's lease rates.

By unanimous consent the delegation regarding Port Authority lease rates was permitted to proceed beyond the allotted time limit.

It was moved and seconded that Council receive the delegation from Mr. Odai Sirri, Mr. Don Prittie, Mr. Ian MacPherson, Mr. Mark Cuhn, and Mr. John Ngyuen. The motion carried unanimously.

It was moved and seconded that the following two recommendations be referred to Staff for input and to return to Council with options on how to proceed:

1. That Council move to support Nanaimo Marina Owners, also known as the Nanaimo Marina Association, in their efforts to change the Nanaimo Port Authority's Lease Rate scheme; so that it becomes a model based on the marina business's income;
2. That Council support efforts to work with Snuneymuxw First Nation, the City of Nanaimo, the Marina industry and the Community-At-Large to form a not-for-profit Society tasked with becoming the official steward of Nanaimo's water lots; and,

That Mayor and Council send a letter to Ottawa with the Nanaimo Marina Association delegation indicating that the City of Nanaimo strongly supports the Nanaimo Marina Association and the community's efforts for a change to the fair market approach to the lease rates.

The motion carried unanimously.

11. QUESTION PERIOD:

It was moved and seconded that Council direct Staff to provide a letter of congratulations to the Snuneymuxw First Nation, regarding the ratification of an agreement of the 79-Acre Claim for a reserve in the Stewart Avenue area that was unlawfully taken in the 1880s. The motion carried unanimously.

- No members of the public were in attendance to ask questions.

12. 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 hold 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; and,
- (n) the consideration of whether a Council meeting should be closed under a provision of this subsection or subsection (2).

The motion carried unanimously.

Council moved into "In Camera" at 9:00 p.m.

Council moved out of "In Camera" at 9:45 p.m.

13. ADJOURNMENT:

It was moved and seconded at 9:46 p.m. that the meeting terminate. The motion carried unanimously.

C H A I R

CERTIFIED CORRECT:

CORPORATE OFFICER