

MINUTES
REGULAR COUNCIL MEETING
SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE,
80 COMMERCIAL STREET, NANAIMO, BC
MONDAY, 2018-JUN-11, AT 7:00 P.M.

Present: Councillor I. W. Thorpe, Chair
Councillor S. D. Armstrong
Councillor M. D. Brennan
Councillor J. Hong
Councillor J. A. Kipp
Councillor W. M. Yoachim (arrived 4:38 p.m.)

Absent: Mayor W. B. McKay
Councillor G. W. Fuller
Councillor W. L. Bestwick

Staff: D. Lindsay, Director of Community Development
K. Fry, Fire Chief and Director of Public Safety (arrived 4:12 p.m.)
W. Fulla, Manager of Business, Asset and Financial Planning
(arrived 6:37 p.m.)
P. Rosen, Senior Manager Engineering (arrived 9:48 p.m.)
L. Mercer, Manager, Accounting Services (arrived 7:00 p.m.)
E. Williams, Manager, Recreation Services (arrived 7:00 p.m.)
P. Stewart, Manager Engineering Projects (arrived 9:48 p.m.)
J. Rose, Manager of Transportation (arrived 10:16 p.m.)
K. Noble, Capital Project Management Specialist (arrived 9:48 p.m.)
C. Barfoot, Recreation Coordinator (arrived 7:00 p.m.)
J. Horn, Social Planner (arrived 7:00 p.m.)
A. Freund, Transportation Planning Specialist (arrived 10:11 p.m.)
D. Stevens, Supervisor, Applications Support
S. Gurrie, City Clerk
S. Snelgrove, Recording Secretary

1. CALL THE REGULAR MEETING TO ORDER:

The Regular Council Meeting was called to order at 4:12 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;

- (d) the security of property of the municipality;
- (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;
- (f) law enforcement, if the Council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
- (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,
- (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 “In Camera” at 4:12 p.m.

Council moved out of “In Camera” at 5:54 p.m.

The Open Council meeting recessed at 5:54 p.m.

The Open Council meeting reconvened at 7:00 p.m. in the Shaw Auditorium

3. INTRODUCTION OF LATE ITEMS:

- (a) Add 10 minute recess at 9:00 p.m.
- (b) Agenda Item 6(d) - Presentation from Jan Hastings, Nanaimo Recycling Exchange, Regarding Business Case – Add the following documents:
 - 1. NRE Projected Income Statement
 - 2. NRE Business Plan
- (c) Agenda Item 10(a) – Georgia Greenway Phase 1 Update – Add delegation from Greg Sorenson.
- (d) Agenda Item 10(b) – Hospital Area Parking Strategy Report – Add delegation from Jim Goldsack.
- (e) Agenda Item 11(a) – 924 Old Victoria Road – Unsightly Property – Add correspondence from Gordon Phillips, President, Phillips Developments Ltd., dated June 7, 2018.
- (f) Councillor Armstrong advised that Darren Rinaldi, Amber McGrath and Noah Ross were in attendance and wished to address Council as late delegations regarding Agenda Item 6(c) Nanaimo’s Homelessness Coalition 5-Year Plan.

It was moved and seconded that Council add as late delegations with five minute time limitations, Darren Rinaldi, Amber McGrath and Noah Ross to Agenda Item 6(c) Nanaimo's Homelessness Coalition 5-Year Plan. The motion carried unanimously.

Councillor Yoachim advised that Tim McGrath was in attendance and wished to address Council regarding Agenda Item 6(c) Nanaimo's Homelessness Coalition 5-Year Plan and Agenda Item 10(a) Georgia Greenway Phase 1 Update.

It was moved and seconded that Council add Tim McGrath as a late delegation with a five minute time limitation regarding Agenda Item 6(d) Presentation from Jan Hastings Nanaimo Recycling Exchange, regarding Business Case and Agenda Item 10(a) Georgia Greenway Phase 1 Update.

Councillor Hong advised that Craig Cookman, Arnold Erikson, Clint Thomson, Mark Graf, Joe Mayzes, Stacy Abbot and Chris Sharpe were in attendance and wished to address Council as late delegations regarding Agenda Item 6(d) Presentation from Jan Hastings, Nanaimo Recycling Exchange, regarding Business Case.

It was moved and seconded that Council add Craig Cookman, Arnold Erikson, Clint Thomson, Mark Graf, Joe Mayzes, Stacy Abbot and Chris Sharpe as late delegations with five minute time limitations regarding Agenda Item 6(d) Presentation from Jan Hastings, Nanaimo Recycling Exchange, regarding Business Case. The motion carried unanimously.

4. ADOPTION OF AGENDA:

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

5. ADOPTION OF MINUTES:

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

- Minutes of the Regular Council Meeting held in the Douglas Rispin Room and Shaw Auditorium, 80 Commercial Street, Nanaimo, BC, 2018-MAY-07 at 4:30 p.m.
- Minutes of the Special Council Meeting (Public Hearing) held in the Shaw Auditorium, 80 Commercial Street, Nanaimo, BC, on Thursday, 2018-MAY-10 at 7:00 p.m.
- Minutes of the Special Council Meeting held in the Shaw Auditorium, 80 Commercial Street, Nanaimo, BC, on Friday, 2018-MAY-25 at 9:00 a.m.
- Minutes of the Special Council Meeting held in the Shaw Auditorium, 80 Commercial Street, Nanaimo, BC, on Friday 2018-MAY-25 at 1:00 p.m.

The motion carried unanimously.

6. PRESENTATIONS:

(a) City of Nanaimo's Youth Poet Laureate – High School Poetry Competition Winners

Kailey DeFehr, Nanaimo's Youth Poet Laureate, introduced the 2018 High School Poetry Competition Winners and each winner read aloud their poem.

- 1st Prize: Nicholas Brittain (Nanaimo Christian School)
- 2nd Prize: Isabella Cooper (Wellington Secondary School)
- 3rd Prize: Rachel Ward (Nanaimo Christian School)

(b) Point in Time Homeless Census

Introduced by John Horn, Social Planner.

Signy Madden, United Way, John McCormick, John Howard Society, and Violet Hayes, Island Crisis Care Society, provided a presentation regarding the 2018 Point in Time Homeless Census in the City of Nanaimo.

(c) Nanaimo's Homelessness Coalition 5-Year Plan

Introduced by John Horn, Social Planner.

Signy Madden, United Way, John McCormick, John Howard Society, and Violet Hayes, Island Crisis Care Society, provided a presentation regarding the recently completed multi-year plan to end homelessness.

Delegations:

1. Darren Rinaldi spoke regarding homelessness in other countries, a potential injunction regarding Discontent City and advised he would like to see the City take bold steps to solve the problem in Nanaimo.

It was moved and seconded that Council receive the delegation from Darren Rinaldi regarding Nanaimo's Homelessness Coalition 5-Year Plan. The motion carried unanimously.

2. Amber McGrath spoke regarding the displacement and criminalization of the homeless and how homeless people will transition into affordable housing.

By unanimous consent Council permitted Kevin Donahue to speak instead of Noah Ross.

3. Kevin Donahue spoke regarding the housing vacancy rate in the City of Nanaimo, the reaction of the community regarding Discontent City and the limited affordable housing options for homeless in Nanaimo.

It was moved and seconded that Council accept all of the delegations regarding the Nanaimo Homelessness Coalition 5-year Plan. The motion carried unanimously.

It was moved and seconded that Council receive the Nanaimo Homelessness Coalition 5-year Plan report. The motion carried unanimously.

(d) Presentation from Jan Hastings, Nanaimo Recycling Exchange (NRE), Regarding Business Case

Jan Hastings, Executive Director, Nanaimo Recycling Exchange, and Ben Geselbracht provided a presentation regarding the business case for the Nanaimo Recycling Exchange.

The Council meeting recessed at 8:55 p.m.

The Council meeting reconvened at 9:08 p.m.

Delegations:

1. Ian Gartshore spoke regarding Nanaimo Recycling Exchange's request to invest in its proposed Zero Waste Centre.
2. Tim McGrath spoke regarding the current garbage and recycling pick up and alternative uses for the funds.
3. Craig Cookman, Vancouver Island Recycling and Waste Industry Coalition, spoke regarding their support for the NRE in their position as an educator around recycling zero waste and advised that they do not support them as an operator or opposition of the private sector.
4. Arnold Erikson spoke regarding the services the private sector offers and advised he believes that the funding the NRE has requested should be spent elsewhere in the community.
5. Clint Thomson was not in attendance.
6. Mark Graf spoke regarding the importance of having a variety of locations throughout the City to drop off recyclables and in opposition to the potential tax increase if Council were to provide funding for the project.
7. Joe Mayzes was not in attendance.
8. Stacy Abbot spoke regarding recyclables in major facilities, challenging other facilities to attain zero waste and potentially having the NRE work out of private sector facilities.
9. Chris Sharpe spoke regarding his concerns with funds potentially provided to the NRE and how the recycling landscape and private business have evolved and developed over time.

Acting Mayor Thorpe asked for a second time if Joe Mayzes and Clint Thomson were in the audience and wished to speak. They were not in attendance.

It was moved and seconded that Council receive the delegations from Ian Gartshore, Tim McGrath, Craig Cookman, Arnold Erikson, Mark Graf, Stacy Abbot and Chris Sharpe regarding the Nanaimo Recycling Exchange. The motion carried unanimously.

It was moved and seconded that an in depth legal review take place regarding the Nanaimo Recycling Exchange's request, prior to referring request to Staff. This will allow Council to be fully informed of the long-term legal and financial obligations. The motion carried unanimously.

7. MAYOR'S REPORT:

Acting Mayor Thorpe advised of three announcements:

1. The Greater Nanaimo Chamber of Commerce will be hosting Nanaimo Night Market which will run Thursday nights from 5 p.m. - 9 p.m. starting Thursday, June 21, 2018 continuing until August 30, 2018 on Commercial Street from Terminal Avenue to Church and Chapel Streets. Check out www.Nanaimonight.market for more information.
2. The City of Nanaimo's Sort Toss Roll program has been recognized in two award categories by the Solid Waste Association of North America (SWANA) in their 2018 Excellence Awards. SWANA describes the award winners as representing the most innovative and dynamic organizations throughout North America as judged by their peers. Acting Mayor Thorpe congratulated all the staff who worked on this project.
3. Acting Mayor Thorpe announced that the City of Nanaimo recognizes that we have an issue with homelessness, that there is a need for increased social housing, and read aloud the following statement authorized by Council:

The City of Nanaimo does not support the continuation of the Tent City at 1 Port Place. We are attempting to address the concerns of downtown residents and business owners. The City is currently seeking to secure alternative shelter options.

The City is taking a prudent and balanced approach to address the public concerns on the Tent City. The City urges any members of the public who have been negatively impacted by the Tent City, and who wish to make a sworn statement, to email our solicitors at office@govlaw.ca.

Counsel for the City of Nanaimo, Troy DeSouza, has advised that it is the City's intent to proceed to court during the last week of June, 2018. Mr. DeSouza has stated "The public will best be served by bringing this matter before a Justice of the Supreme Court of British Columbia to resolve the competing concerns."

8. ADMINISTRATION:

(a) Committee Recommendations

1. Parks, Recreation and Wellness Committee, 2018-MAY-23

Introduced by Councillor Thorpe, Chair.

1. Pilot Park Site for Model Airs

It was moved and seconded that Council:

- a. direct Staff to work with the Nanaimo Model Airs Club to explore suitable locations for use of Model Aircraft; and,
- b. undertake a park planning process for East Wellington Park to determine appropriate land use strategies for the site including the exploration of a pilot site for the Model Airs.

The motion carried unanimously.

(b) Advisory Committee Minutes

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

- Minutes of the Community Planning and Development Committee Meeting held in the Board Room, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC, on Tuesday, 2018-MAR-20 at 5:00 p.m.
- Minutes of the Public Safety Committee meeting held in the Board Room, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC on Thursday, 2018-APR-05 at 3:30 p.m.
- Minutes of the Community Engagement Task Force Meeting held in the Board Room, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC on Tuesday, 2018-APR-24 at 4:30 p.m.
- Minutes of the Parks, Recreation and Wellness Meeting held in the Board Room, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC on Wednesday, 2018-APR-25 at 5:30 p.m.
- Minutes of the Special Community Engagement Task Force Meeting held in the HR Training Room, City Hall, 455 Wallace Street, Nanaimo, BC on Tuesday, 2018-MAY-15 at 5:00 p.m.

The motion carried unanimously.

(c) Amendment to “General Election Bylaw 2011 No. 7129”

Introduced by Sheila Gurrie, City Clerk.

It was moved and seconded that “General Election Amendment Bylaw 2018 No. 7129.03” (To amend the bylaw to add a nomination deposit and increase the number of qualified nominators) pass first reading. The motion carried unanimously.

It was moved and seconded that “General Election Amendment Bylaw 2018 No. 7129.03” pass second reading. The motion carried unanimously.

It was moved and seconded that “General Election Amendment Bylaw 2018 No. 7129.03” pass third reading. The motion carried unanimously.

P. Rosen, P. Stewart and K. Noble entered the Shaw Auditorium at 9:48 p.m.

9. PUBLIC SERVICES:

(a) Georgia Greenway Phase 1 Update

Introduced by Poul Rosen, Senior Manager Engineering.

Delegation:

1. Greg Sorenson spoke on behalf of the Harewood community and advised of concerns regarding tree removal, the width of the bridge, the formulation of questions in the survey and public consultation.
2. Tim McGrath spoke regarding the width of the bridge, the neighbourhood plan and the hazards related to narrowing the bridge.

J. Rose entered the Shaw Auditorium at 10:06 p.m.

It was moved and seconded that Council direct Staff to proceed with the construction of the Georgia Greenway Phase 1 Project, in 2018, as currently designed. The motion carried. Opposed: *Councillor Yoachim*

A. Freund entered the Shaw Auditorium at 10:11 p.m.

(b) Hospital Area Parking Strategy Report

Introduced by Poul Rosen, Senior Manager Engineering.

Delegation:

1. Jim Goldsack spoke on behalf of the Hospital Area Neighbourhood Association in favour of the Hospital Area Plan and Parking Strategy.

It was moved and seconded that Council receive the delegation from Jim Goldsack regarding the Hospital Area Parking Strategy Report. The motion carried unanimously.

It was moved and seconded that the report titled “Hospital Area Parking Strategy Report”, dated 2018-JUN-11, be received for information. The motion carried unanimously.

(c) Hospital Area Plan

Introduced by Dale Lindsay, Director of Community Development.

It was moved and seconded that “Official Community Plan Amendment Bylaw 2018 No. 6500.039” (To include the Hospital Area Plan as an amendment to the Official Community Plan) pass first reading. The motion carried unanimously.

It was moved and seconded that “Official Community Plan Amendment Bylaw 2018 No. 6500.039” pass second reading. The motion carried unanimously.

(d) Rezoning Application No. RA392 - 580 St Andrews Street

Introduced by Dale Lindsay, Director of Community Development.

It was moved and seconded that “Zoning Amendment Bylaw 2018 No. 4500.123” (To rezone the subject property at 580 St Andrews Street from Single Dwelling Residential [R1] to Single Dwelling Residential - Small Lot [R2]) pass first reading. The motion carried unanimously.

It was moved and seconded that “Zoning Amendment Bylaw 2018 No. 4500.123” pass second reading. The motion carried unanimously.

(e) Rezoning Application No. RA393 - 101 and 105 Linley Road

Introduced by Dale Lindsay, Director of Community Development.

It was moved and seconded that “Zoning Amendment Bylaw 2018 No. 4500.122” (To rezone portions of the subject properties at 101 and 105 Linley Road from Steep Slope Residential [R10] to Single Dwelling Residential [R1]) pass first reading. The motion carried unanimously.

It was moved and seconded that “Zoning Amendment Bylaw 2018 No. 4500.122” pass second reading. The motion carried unanimously.

Councillor Hong vacated the Shaw Auditorium at 10:28 p.m. declaring a conflict of interest as he has a liquor licence.

(f) Liquor Licence Application No. LA131 - 100 Port Drive

Introduced by Dale Lindsay, Director of Community Development.

It was moved and seconded that Council receive the report titled “Liquor Licence Application No. LA131 – 100 Port Drive”, dated 2018-JUN-11, for information. The motion carried unanimously.

Councillor Hong returned to the Shaw Auditorium at 10:29 p.m.

10. PUBLIC SAFETY:

(a) 924 Old Victoria Road – Unsightly Property

Introduced by Karen Fry, Fire Chief and Director of Public Safety.

Delegation:

1. Gordon Phillips, President, Phillips Developments Ltd., spoke regarding the need for no dumping signage in the area and advised that the garbage was dumped illegally.

It was moved and seconded that Council receive the delegation from Gordon Phillips regarding 924 Old Victoria Road – Unsightly Property. The motion carried unanimously.

It was moved and seconded that Council receive the report titled “924 Old Victoria Road – Unsightly Property”, dated 2018-JUN-11, for information. The motion carried unanimously.

11. BYLAWS:

(a) "Highway Closure and Dedication Removal Bylaw 2018 No. 7263"

It was moved and seconded that "Highway Closure and Dedication Removal Bylaw 2018 No. 7263" (To provide for highway closure and dedication removal of a portion of Emil Road adjacent to 5901 Hammond Bay Road) be adopted. The motion carried unanimously.

12. QUESTION PERIOD:

- No one in attendance wished to ask questions.

13. ADJOURNMENT:

It was moved and seconded at 10:41 p.m. that the meeting terminate. The motion carried unanimously.

CHAIR

CERTIFIED CORRECT:

CORPORATE OFFICER