

**MINUTES**  
REGULAR COUNCIL MEETING  
SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE,  
80 COMMERCIAL STREET, NANAIMO, BC  
MONDAY, 2019-JUL-22, AT 4:00 P.M.

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

Absent: Councillor D. Bonner  
Councillor E. Hemmens

Staff: J. Rudolph, Chief Administrative Officer  
R. J. Harding, General Manager, Parks, Recreation and Culture  
B. Sims, General Manager, Engineering and Public Works (vacated 7:34 p.m.)  
Supt. C. Miller, OIC, RCMP Nanaimo Detachment (vacated 7:20 p.m.)  
L. Bhopalsingh, Manager, Community and Cultural Planning (vacated 7:23 p.m.)  
J. Holm, Director, Development Approvals  
B. Corsan, Director, Community Development (vacated 7:26 p.m.)  
D. Blackwood, Client Support Specialist  
S. Gurrie, Director, Legislative Services  
K. Gerard, Recording Secretary

1. CALL THE REGULAR MEETING TO ORDER:

The Regular Council Meeting was called to order at 4:00 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;
- (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;

*Community Charter* 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 4:02 p.m.

Council moved out of “In Camera” at 6:51 p.m.

3. INTRODUCTION OF LATE ITEMS:

- (a) Add Agenda Item 9(b)(4) – Approval of the Governance and Priorities Committee Recommendation 2019-JUL-15.
- (b) Agenda Item 9(b)(1):
  - 1. Replace the date of the Annual Policing Priorities from 2018/2019 with 2019/2020
  - 2. Move to 9(c)(1) – Separately Addressed Consent Item
  - 3. Replace the 2019/2020 Priorities as follows:
    - Road Safety
    - Crime Reduction
    - Violence in Relationships
    - Mental Health
    - Indigenous Policing Services

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 held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Monday, 2019-JUN-24, at 1:00 p.m.
- 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-JUL-04, at 7:00 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-JUL-08, at 4:30 p.m.

The motion carried unanimously.

6. MAYOR'S REPORT:

Mayor Krog spoke regarding the re-opening of the Bastion Street Bridge on June 16, 2019, the ground breaking ceremony for 3425 Uplands Drive, a new supportive housing model, and congratulated Jake Rudolph on his permanent appointment as the Chief Administrative Officer.

7. PRESENTATIONS:

- (a) Dale Harvey, Chair, Nanaimo Senior's Task Force, and Kenn Hemple, Member, Nanaimo Senior's Task Force

Dale Harvey, Chair, Nanaimo Senior's Task Force, provided Council with a presentation regarding the final consultation results of the "Nanaimo Age-Friendly City Plan (2019-2023).

8. CONSENT ITEMS:

- (a) Advisory Committee Minutes

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

- 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-25, 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-MAY-15, at 9:00 a.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-JUN-10, at 3:00 p.m.

(b) Committee Recommendations

1. Approval of the Committee of the Whole Recommendations 2019-JUL-15:

1. Term of Reference: Environment Committee

That Council adopt the Terms of Reference for the Environment Committee.

2. Councillor Hemmens Motion regarding Letter to the Ministry of Education regarding Library Funding

That Council direct the Mayor, on behalf of Council, write a letter to Minister Fleming asking that the BC Government restore library funding to a minimum of \$20 million annually to reflect inflationary and population increases and recommit to a progressive funding approach, reflecting the role of public libraries in achieving the goals of the Province and our communities.

2. Approval of the Finance and Audit Committee Recommendations 2019-JUL-17

1. Heritage Home Grant Application – 18 Fourteenth Street

That Council approve a \$2,500 Heritage Home Grant for the exterior repaint of the John Wilson Residence located at 18 Fourteenth Street.

2. Changes to Serauxmen Stadium Field Lighting Project to LED Standard

That Council amend the 2019 – 2023 Financial Plan to increase the budget from \$752,721 to \$1,096,221 for the Serauxmen Stadium Field Lighting Project to provide for LED field lighting and electrical servicing upgrades to be funded from the Community Works Fund.

3. Brookwood Pump Station Retrofit Project

That Council approve the addition of \$250,000 to the 2019 year of the 2019-2023 Financial Plan for the Brookwood Pump Station Retrofit Project to be funded by Sewer Reserves.

4. Haliburton Street Multi-Use Trailway Project

That Council approve the transfer of \$300,000 from the Pedestrian Transportation Improvements Unallocated Fund and \$157,000 from

Water Infrastructure Projects Contingency Fund to fund the Haliburton Street Multi-use Trailway Project.

5. 2020 - 2024 Financial Plan Workshop

1. That Council direct Staff to proceed with the draft Waterfront Walkway plan as presented.
2. That Council direct Staff to proceed with funding the Waterfront Walkway through debt servicing from property taxation.

6. Reserve Policy Update

That Council endorse the summary of recommendations on page 43 of the report titled “City of Nanaimo Reserves Review Report” as follows:

1. Establish the following new Operating Reserves:
  - a. General Financial Stability
  - b. Sewer Financial Stability
  - c. Water Financial Stability
  - d. Special Initiatives
2. Establish new Statutory Reserves, approve related bylaws and transfer balances from corresponding Operating Reserves to new Statutory Reserves:
  - a. 911
  - b. Cart Replacement
  - c. Copier Replacement
  - d. Housing Legacy
  - e. Information Technology
  - f. NDSS Field Maintenance
  - g. Parking
  - h. Property Acquisition
  - i. Strategic Infrastructure
  - j. Sustainability
3. Establish new Emission Reduction Statutory Reserve and transfer balance from Regional Emission Reduction Reserve.
4. Eliminate the following reserves:
  - a. Allowance for Bad Debts
  - b. Colliery Dam
  - c. Firehall Improvements
  - d. Fire Training
  - e. Regional Emission Reduction
  - f. SNIC (two reserves combined into one reserve)
  - g. Traffic Fines

- h. Uncollected Parking Revenues
    - i. Uncollected Taxes
    - j. Uninsured Claim
    - k. VI Fire Academy
    - l. Water Levelling
  - 5. Transfer reserve balances as outlined in Appendix 4.
  - 6. Approve the methodology for determining target balances for each reserve as outlined in Appendix 2 of this report.
  - 7. Approve the Reserves Policy.
  - 8. Direct staff to report annually to Council on the status of all City reserves as outlined in the Reserve Policy.
3. Approval of the Governance and Priorities Committee Recommendations 2019-JUL-15
- 1. By unanimous consent the Governance and Priorities Committee added the following Governance and Priorities Committee meeting dates to their schedule:
    - July 15, 29
    - August 26
    - September 9
    - October 7, 28
    - November 4, 25
    - December 9

The motion carried unanimously.

(c) Separately Addressed Consent Items

- 1. Approval of the Nanaimo RCMP Detachment Annual Policing Priorities 2019-JUL-08:

It was moved and seconded that Council approve the Nanaimo RCMP Detachment Annual 2019/2020 Policing Priorities as follows:

- Road Safety
- Crime Reduction
- Violence in Relationships
- Mental Health
- Indigenous Policing Services

The motion carried unanimously.

Supt. C. Miller vacated the Shaw Auditorium at 7:20 p.m.

9. REPORTS:

(a) City of Nanaimo Age Friendly City Plan

Introduced by Lisa Bhopalsingh, Manager, Community and Cultural Planning.

It was moved and seconded that Council:

1. endorse the “Nanaimo Age-Friendly City Plan (2019-2023)”;
2. direct Staff to submit the plan to the Province, as part of the City of Nanaimo’s application for age-friendly recognition; and,
3. acknowledge the Nanaimo Seniors Task Force as the lead agency in coordinating plan implementation.

The motion carried unanimously.

L. Bhopalsingh vacated the Shaw Auditorium at 7:23 p.m.

(b) Routine Release of “In Camera” Information Policy Updates

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded that Council approve amendments to Routine Release of “In Camera” Resolutions and Related Reports and Information Policy. The motion carried unanimously.

(c) Proposed Bylaw Amendments to "Subdivision Control Bylaw 1989 No. 3260 Schedule 'A' - The Manual of Engineering Standards and Specifications"

Introduced by Bill Sims, General Manager, Engineering and Public Works.

It was moved and seconded that “Subdivision Control Amendment Bylaw 2019 No. 3260.04” (To amend Schedule A – Manual of Engineering Standards and Specifications) pass first reading. The motion carried unanimously.

It was moved and seconded that “Subdivision Control Amendment Bylaw 2019 No. 3260.04” pass second reading. The motion carried unanimously.

It was moved and seconded that “Subdivision Control Amendment Bylaw 2019 No. 3260.04” pass third reading. The motion carried unanimously.

(d) Appointment of Bylaw Enforcement and Animal Control Officers

Introduced by B. Corsan, Director, Community Development.

It was moved and seconded that Council appoint Paul Drescher as a Bylaw Enforcement Officer, and Christian Roy and Graham Keeling as Animal Control Officers to enforce provisions of City of Nanaimo Bylaws. The motion carried unanimously.

(e) Development Variance Permit No. DVP386 - 1300 Princess Royal Avenue

Introduced by Jeremy Holm, Director, Development Approvals.

Mayor Krog requested that Council hear anyone wishing to speak with respect to DVP386.

No one in attendance wished to speak with respect to DVP386.

It was moved and seconded that Council issue Development Variance Permit No. DVP386 at 1300 Princess Royal Avenue to vary the "Building Bylaw 2016 No. 7224" to exempt the proposed improvements from the required works and services. The motion carried unanimously.

(f) Rezoning Application No. RA399 – 1534 Extension Road

Introduced by Jeremy Holm, Director, Development Approvals.

It was moved and seconded that "Zoning Amendment Bylaw 2019 No. 4500.134" (To rezone 1534 Extension Road from Single Dwelling Residential [R1] to Townhouse Residential [R6] with site-specific provisions to increase the maximum permitted floor area ratio) pass first reading. The motion carried unanimously.

It was moved and seconded that "Zoning Amendment Bylaw 2019 No. 4500.134" pass second reading. The motion carried unanimously.

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

B. Corsan vacated the Shaw Auditorium at 7:26 p.m.

B. Sims vacated the Shaw Auditorium at 7:34 p.m.

(g) Rezoning Application No. RA431 - 50 Tenth Street

Introduced by Jeremy Holm, Director, Development Approvals.

It was moved and seconded that "Zoning Amendment Bylaw 2019 No. 4500.155" (To rezone 50 Tenth Street 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. 4500.155" pass second reading. The motion carried unanimously.

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



10. BYLAWS:

(a) “Management Terms and Conditions of Employment Bylaw 2019 No. 7273”

It was moved and seconded that “Management Terms and Conditions of Employment Bylaw 2019 No. 7273” (To establish the terms and conditions of employment for officers and excluded employees of the City) be adopted. The motion carried unanimously.

(b) “Zoning Amendment Bylaw 2019 No. 4500.131”

It was moved and seconded that "Zoning Amendment Bylaw 2019 No. 4500.131" (To rezone 4900 Island Highway North in order to permit site-specific automobile sales, service, and rental use) be adopted. The motion carried unanimously.

11. QUESTION PERIOD:

- Bill Manners spoke re: Agenda Item 6 – Mayors Report regarding the Chief Administrative Officer’s contract and Agenda Item 9(b)(3) – Committee Recommendations regarding the elimination of reserves.

12. ADJOURNMENT:

It was moved and seconded at 7:42 p.m. that the meeting terminate. The motion carried unanimously.

CERTIFIED CORRECT:

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CHAIR

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CORPORATE OFFICER