

MINUTES
REGULAR COUNCIL MEETING
SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE,
80 COMMERCIAL STREET, NANAIMO, BC
MONDAY, 2020-MAR-16, 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

Absent: Councillor J. Turley

Staff: J. Rudolph, Chief Administrative Officer
D. Lindsay, General Manager, Development Services
B. Sims, General Manager, Engineering and Public Works
S. Legin, General Manager, Corporate Services
J. Van Horne, Director, Human Resources
Supt. C. Miller, OIC, Nanaimo Detachment RCMP
P. Rosen, Director, Engineering (vacated 8:02 p.m.)
J. Rose, Manager, Transportation (vacated 8:02 p.m.)
F. Farrokhi, Manager, Communications
B. Thomas, Assistant Manager, Transportation (vacated 8:02 p.m.)
C. Barr, Communication Clerk (vacated 8:02 p.m.)
T. Loewen, Communications and Marketing Specialist (vacated 8:02 p.m.)
D. Blackwood, Client Support Specialist
S. Gurrie, Director, Legislative Services
S. Snelgrove, 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; and,

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 4:30 p.m.
Council moved out of “In Camera” at 6:38 p.m.

Council recessed the Open Meeting 6:38 p.m.
Council reconvened the Open Meeting at 7:00 p.m.

3. INTRODUCTION OF LATE ITEMS:

- (a) Agenda Item 10(g) Covenant Amendment Application No. CA11 - 6340 McRobb Avenue – Add delegation from Oakley Duff and Bill Oulette.
- (b) Sheila Gurrie, Director, Legislative Services, advised Council would be adding Agenda Item 6(b) Discussion re: Committee Meetings and Task Forces.

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 Minutes of the Regular Meeting of the Council of the City of Nanaimo held in the Shaw Auditorium, 80 Commercial Street, Nanaimo, BC, on Monday, 2020-FEB-24 at 4:30 p.m. be adopted as circulated. The motion carried unanimously.

6. MAYOR'S REPORT:

(a) Mayor Krog spoke regarding:

- The application deadline for the Council Remuneration Task Force has been extended to 2020-MAR-19. The purpose of the task force is to provide an impartial and objective review of Council's remuneration.
- Beginning June 2021 Nanaimo will become home of 13th West Coast Baseball League team
- Residents now have a new way to share their point of view with the City of Nanaimo. The "Get Involved Nanaimo" site is now live and residents interested in participating can register at GetInvolvedNanaimo.ca.
- COVID-19 presents challenges to every level of government, the City has moved up to Emergency Level 2 and Staff are working in conjunction with Dr. Henry and taking direction from her and her staff
- The City needs to be calm and sensible in our reaction to COVID-19. The City is taking steps necessary and hopes and believes this is an opportunity for citizens in Nanaimo to demonstrate leadership, not resort to hoarding, but to go out of their way to assist their neighbours, as they face particular challenges
- Mayor Krog is hopeful that residents of the City will demonstrate Nanaimo is a compassionate community where people are willing to make sacrifices when necessary, that people will wash their hands with soap and water, cover their mouth and nose when coughing and sneezing and avoid contact when unwell and stay home if sick
- Jake Rudolph, Chief Administrative Officer, advised recreation programming is closed starting 6:00 p.m. 2020-MAR-16 for the foreseeable future
- Staffing initiatives are proactive but measured in making sure that we understand the consequences of our decisions
- Update regarding facility closures will be provided on our website at Nanaimo.ca

(b) Committees and Task Forces

It was moved and seconded that Council postpone all Council task forces and committee meetings, including Finance and Audit and Governance and Priorities Committee, effective immediately. The motion carried unanimously.

7. PRESENTATIONS:

(a) Get Involved Nanaimo

Introduced by Sheila Gurrie, Director, Legislative Services.

Chelsea Barr, Communication Clerk, Tracy Loewen, Communications and Marketing Specialist and Farnaz Farrokhi, Manager, Communications, provided an overview of the City's new online public engagement site Get Involved Nanaimo.

8. CONSENT ITEMS:

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

(a) Advisory Committee Minutes

1. Minutes of the Governance and Priorities Committee Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC, on Monday, 2020-FEB-10, at 1:00 p.m.

(b) Committee Recommendations

1. Approval of the Governance and Priorities Committee Recommendations – 2020-MAR-09

Single Use Checkout Bag Regulation Update

That Council directs staff to revise draft “Checkout Bag Regulation Bylaw 2019 No. 7283” in reference to section 8(3)(j) of the *Community Charter*, and return with the revised Bylaw for first, second and third reading at the next scheduled Council meeting, to be forwarded to the Minister of Environment and Climate Change Strategy for approval.

The motion carried unanimously.

9. REPORTS:

(a) 2020 Appointments to the Parcel Tax Roll Review Panel

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded that Council appoint Councillors Brown, Turley and Hemmens as primary members and Councillor Maartman as the alternate to the Parcel Tax Roll Review Panel for a term ending 2020-DEC-31. The motion carried unanimously.

(b) Regional District of Nanaimo “Drinking Water and Watershed Protection Service Amendment Bylaw No. 1556.04, 2020”

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded that Council consent to the adoption of the “Drinking Water and Watershed Protection Service Amendment Bylaw No. 1556.04, 2020” and further, that the Regional District of Nanaimo be notified accordingly. The motion carried unanimously.

- (c) Regional District of Nanaimo "Regional Growth Management Service Amendment Bylaw No. 1553.04, 2020"

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded that Council consent to the adoption of Regional District of Nanaimo, "Regional Growth Management Service Amendment Bylaw No. 1553.04, 2020" and further, that the Regional District of Nanaimo be notified accordingly. The motion carried.

Opposed: *Councillor Brown*

- (d) Regional District of Nanaimo "Regional Parks and Trails Service Area Amendment Bylaw No. 1231.07, 2020"

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded that Council consent to the adoption of "Regional District of Nanaimo Regional Parks and Trails Service Area Amendment Bylaw No. 1231.07, 2020" and further, that the Regional District of Nanaimo be notified accordingly. The motion carried unanimously.

- (e) Front Street Cycle Track Design Approval

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

It was moved and seconded that Council approve the final design of the Bi-Directional Cycle Track on Front Street and amend the 2020 – 2024 Financial Plan to accelerate the Front: Terminal to Gabriola Ferry Road Asphalt Rehab Project from 2021 to 2020. The motion carried. Opposed: *Councillors Armstrong, Thorpe*

C. Barr, T. Loewen, J. Rose, P. Rosen and B. Thomas vacated the Shaw Auditorium at 8:02 p.m.

- (f) Great Coal Strike 1912 – 1914 – Plaque Proposal

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that Council approve placement of the proposed Great Coal Strike of 1912-1914 plaque in Dallas Square (next to the "100 Years of Coal" memorial) as provided and paid for by the B.C. Labour Heritage Centre. The motion carried unanimously.

- (g) Covenant Amendment Application No. CA11 - 6340 McRobb Avenue

Introduced by Dale Lindsay, General Manager, Development Services.

Delegation:

1. Oakley Duff and Bill Ouelette previously withdrew their delegation and were not in attendance.

It was moved and seconded that:

1. Council direct Staff to proceed with a Public Hearing for Covenant Amendment Application No. CA11 at 6340 McRobb Avenue; and,
2. Council direct Staff to amend covenants FB226410 and FB287633 should Council support the application following Public Hearing.

The motion carried unanimously.

(h) Development Permit Application No. DP1143 – 2338 Kenworth Road

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that Council issue Development Permit No. DP1143 at 2338 Kenworth Road with the following variances:

- increase the maximum front yard setback to allow 100% of the building face to be more than 6m from the front property line;
- allow parking between the front property line and the front face of the proposed building;
- waive the minimum building height requirement to allow the building as proposed; and
- reduce the minimum planting requirements of Minimum Landscape Treatment Level 1c within the front yard setback.

The motion carried unanimously.

(i) Rezoning Application No. RA449 – 5801 Turner Road

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that “Zoning Amendment Bylaw 2020 No. 4500.174” (To rezone 5801 Turner Road to allow “Cannabis Retail Store” as a site-specific use in the CC3 [City Commercial Centre] zone) pass first reading. The motion carried unanimously.

It was moved and seconded that “Zoning Amendment Bylaw 2020 No. 4500.174” 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) Liquor Licence Application No. LA142 - 940 Old Victoria Road

Introduced by Dale Lindsay, General Manager, Development Services.

10. BYLAWS:

(a) "Zoning Amendment Bylaw 2019 No. 4500.163"

It was moved and seconded that "Zoning Amendment Bylaw 2019 No. 4500.163" (To rezone 5800 Turner Road to allow "Cannabis Retail Store" as a site-specific use in the City Commercial Centre [CC3] zone) be adopted. The motion carried unanimously.

11. NOTICE OF MOTION:

(a) Councillor Bonner re: Graphical Wrapping of Utility Boxes

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

"That staff setup and implement a plan to wrap utility boxes in the City of Nanaimo as they become graffiti targets. That \$30,000 be used from the Strategic Infrastructure Reserve and that staff also seek external funding options that are being offered by BC Hydro and TELUS, if they exist, to help pay for the wraps."

12. QUESTION PERIOD:

There were no members of the public in attendance to ask questions.

13. ADJOURNMENT:

It was moved and seconded at 8:16 p.m. that the meeting terminate. The motion carried unanimously.

CHAIR

CERTIFIED CORRECT:

CORPORATE OFFICER