

MINUTES
REGULAR COUNCIL MEETING
SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE,
80 COMMERCIAL STREET, NANAIMO, BC
MONDAY, 2020-JUL-06, AT 7:00 P.M.

Present: Mayor L. Krog, Chair
Councillor S. D. Armstrong (joined electronically)
Councillor D. Bonner
Councillor T. Brown
Councillor B. Geselbracht
Councillor E. Hemmens
Councillor Z. Maartman
Councillor I. W. Thorpe
Councillor J. Turley

Staff: J. Rudolph, Chief Administrative Officer
R. Harding, General Manager, Parks, Recreation and Culture
S. Legin, General Manager, Corporate Services
D. Lindsay, General Manager, Development Services
B. Sims, General Manager, Engineering and Public Works
L. Mercer, Director, Finance
J. Holm, Director, Development Approvals
F. Farrokhi, Manager, Communications
D. Stevens, Supervisor, Applications Support
D. Johnstone, Communications and Digital Content Specialist
S. Gurrie, Director, Legislative Services
K. Lundgren, Steno, Legislative Services
N. Sponaugle, Recording Secretary

1. CALL THE REGULAR MEETING TO ORDER:

The Regular Council Meeting was called to order at 4:00 p.m.

2. INTRODUCTION OF LATE ITEMS:

- (a) Agenda Item 3. Procedural Motion – Add *Community Charter* Section 90(2)(b):
“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.”

3. 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 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:

- (c) labour relations or other employee relations;
- (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; 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 4:01 p.m.

Council recessed the “In Camera” portion of the Meeting at 6:47 p.m.

Council recessed the Regular Council Meeting 6:47 p.m.

Council reconvened the Regular Council Meeting at 7:00 p.m.

2. INTRODUCTION OF LATE ITEMS (continued):

- (b) Agenda Item 10(f) – Development Permit Application No. DP1169 – 1125 Seafield Crescent – Add delegations Daryoush Firouzli, Architect AIBC, Eric Kutzner and Matthew Stephens.
- (c) Councillor Geselbracht advised that he would be bringing forward an item under Notice of Motion regarding Nanaimo neighbourhood zero emission vehicle bylaw.
- (d) Remove Agenda Item 5(c) - Minutes of the Special Council Meeting (Public Hearing) 2020-JUN-18 to make a correction to the minutes.

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 Meeting of the Council of the City of Nanaimo held in the Boardroom, 411 Dunsmuir Street, Nanaimo, BC, on Monday, 2020-JUN-08 at 1:00 p.m.

- 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-JUN-15 at 4:30 p.m.
- Minutes of the Special Meeting of the Council of the City of Nanaimo held in the Shaw Auditorium, 80 Commercial Street, Nanaimo, BC, on Monday, 2020-JUN-22 at 1:00 p.m.

The motion carried unanimously.

6. MAYOR'S REPORT:

Mayor Krog spoke regarding the following:

- A planning process is currently underway for the reopening of recreation facilities.
- Lacrosse boxes and the Harewood covered sports court are open once again for no contact sports and groups under 50 people. Residents are reminded to adhere to physical distancing guidelines and all formal use must be booked through Parks, Recreation and Culture allocations.
- A business survey has been launched on the City website to inform the City's Economic Development Strategy. Both businesses and individuals are invited to complete the survey.
- New public artwork 'One Song Staircase', is underway. Commissioned by the City and a collaboration between artists Lys Glassford and Lauren Semple of Humanity in Art and poet Tina Biello, the artwork is located in the rear of Diana Krall Plaza and will be finished in July.
- Reports of increased amounts of cardboard, providing problems for recycling and pickup.
- Residents are encouraged to support local businesses rather than shop online when possible.

7. CONSENT ITEMS:

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

(a) Finance and Audit Committee Meeting 2020-FEB-19

- Minutes of the Finance and Audit Committee Meeting held in the Boardroom, Service and Resource Center, 411 Dunsmuir Street, Nanaimo, BC, on Wednesday, 2020-FEB-19 at 9:00 a.m.

(b) Design Advisory Panel Meeting 2020-MAR-12

- Minutes of the Design Advisory Panel Meeting held in the Boardroom, Service and Resource Center, 411 Dunsmuir Street, Nanaimo, BC, on Thursday, 2020-MAR-12 at 5:00 p.m.

- (c) Special Mayor's Task Force on Recovery and Resilience Meeting 2020-MAY-14
- Minutes of the Special Mayor's Task Force on Recovery and Resilience Meeting held in the Boardroom, Service and Resource Center, 411 Dunsmuir Street, Nanaimo, BC, on Thursday, 2020-MAY-14 at 1:00 p.m.
- (d) Health and Housing Task Force Meeting 2020-MAY-27
- Minutes of the Health and Housing Task Force Meeting held in the Boardroom, Service and Resource Center, 411 Dunsmuir Street, Nanaimo, BC, on Wednesday, 2020-MAY-27 at 3:00 p.m.
- (e) Design Advisory Panel Meeting 2020-MAY-28
- Minutes of the Design Advisory Panel Meeting held in the Boardroom, Service and Resource Center, 411 Dunsmuir Street, Nanaimo, BC, on Thursday, 2020-MAY-28 at 5:00 p.m.
- (f) Special Mayor's Task Force on Recovery and Resilience Meeting 2020-JUN-05
- Minutes of the Special Mayor's Task Force on Recovery and Resilience Meeting held in the Boardroom, Service and Resource Center, 411 Dunsmuir Street, Nanaimo, BC, on Friday, 2020-JUN-05 at 9:00 a.m.
- (g) Health and Housing Task Force Meeting 2020-JUN-10
- That Council:
 - a. direct Staff to receive a 45,000 grant offered from the Canadian Medical Association Foundation's COVID-19 Community Response Fund for Vulnerable Populations; and,
 - b. transfer the funds to the United Way Central & Northern Vancouver Island to be administered along with COVID-19 emergency funding received through the Federal Government's 'Reaching Home' program in its capacity as the Community Entity for the Nanaimo Homeless Coalition.
- (h) Health and Housing Task Force Meeting 2020-JUN-24
- Minutes of the Health and Housing Task Force Meeting held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC, on Wednesday, 2020-JUN-24 at 3:00 p.m.
 - That Council extend the mandate of the Health and Housing Task Force to October 30, 2020, in order to allow time to complete the deliverables and bring forward a recommendation to Council.

The motion carried unanimously.

8. PRESENTATIONS:

(a) Harewood Skate Park Opening

Richard Harding, General Manager, Parks, Recreation and Culture, provided a verbal update and photo presentation regarding the opening of the Harewood Skatepark. Highlights included:

- Artwork featured by Snuneymuxw artist Joel Good and Bracken Hanuse Corlett from the Klahoose Nation
- Park design completed with input from community skaters and youth representatives from the Harewood area
- Recognized some of the groups and organizations who worked to make the skatepark a reality:
 - Harewood Neighbourhood Association members Heather Campbell and Peggi Lake
 - Mid-Island CO-OP donation of \$30,000 towards the project
 - Nanaimo Art Gallery coordination of artwork by Jesse Birch
 - UBCM Community Works Fund - \$500,000 of gas tax funds contributed towards project
 - Alternative Groove
 - Nanaimo Skatepark Association
 - Knowles' Estate
 - Community contribution funds

9. REPORTS:

(a) 2019 Statement of Financial Information

Introduced by Shelley Legin, General Manager, Corporate Services.

It was moved and seconded that Council approve the City of Nanaimo 2019 Statement of Financial Information for filing with the Ministry of Municipal Affairs and Housing. The motion carried unanimously.

(b) Community Vitality Grant - Take a Hike Foundation

Introduced by Dale Lindsay, General Manager, Development Services.

Delegation:

1. Anne Martin, Take a Hike at Risk Youth Foundation Board member, spoke regarding the impact that COVID-19 has had on youth and how hiring a clinical counselor would provide greater support to their students' mental health and resilience.

It was moved and seconded that Council authorize Staff to redirect a \$10,000 Community Vitality Grant toward mental health supports for students of the Take a Hike at Risk Youth Foundation. The motion carried unanimously.

(c) Animal Control Service Contract Renewal

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that Council:

1. Endorse in principle the recommendations of the Animal Control Services review and direct Staff to prepare a Request for Proposals (RFP) for revised contracted services subject to adoption of the 2021-2026 Financial Plan.
2. Direct Staff to prepare an update to the “Licencing and Control of Animals Bylaw 1995 No. 4923” to incorporate the recommendations of the service review; and
3. Direct Staff to work with the Cat Nap society to identify measures to support their work.

The motion carried unanimously.

(d) Extension to Building Permit Application Expiry Timeline

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that “Building Amendment Bylaw 2020 No. 7224.03” (to allow for the extension of building permit application expiry timeline) pass first reading. The motion carried unanimously.

It was moved and seconded that “Building Amendment Bylaw 2020 No. 7224.03” pass second reading. The motion carried unanimously.

It was moved and seconded that “Building Amendment Bylaw 2020 No. 7224.03” pass third reading. The motion carried unanimously.

(e) 531 Kennedy Street - Amendment of Project Under the Revitalization Tax Exemption Bylaw

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that Council approve the amended Revitalization Tax Exemption Agreement for a proposed eight-unit multi-family building at 531 Kennedy Street. The motion carried.

Opposed: *Councillor Brown*

(f) Development Permit Application No. DP1169 - 1125 Seafield Crescent

Introduced by Dale Lindsay, General Manager, Development Services.

Delegation:

1. Daryoush Firouzli, Architect AIBC, and Eric Kutzner, Director, Woodgrove Senior Citizens Housing Society, spoke regarding design details of the proposed development and the parking variance.

It was moved and seconded that Council issue Development Permit No. DP1169 at 1125 Seafield Crescent with the following variances:

- increase the maximum permitted building height from 14m to 16.13m for Building A, and 16.67m for Building B;
- reduce the minimum required landscape buffer width from 1.8m to 1m for a portion of the east property line; and
- reduce the minimum required number of parking spaces from 137 to 126.

The motion carried.

Opposed: *Councillor Armstrong*

(g) Development Permit Application No. DP1170 - 1615 Northfield Road

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that Council issue Development Permit No.1170 at 1615 Northfield Road with the following variances:

- reduce the minimum front yard setback from 3.5m to 1.2m;
- reduce the minimum side yard setback from 3m to 1.5m (for Unit 6);
- reduce the minimum rear yard setback from 7.5m to 6m; and
- reduce the minimum landscape buffer width from 1.8m to 1.5m along the west side property line, and from 1.8m to 0m along the east side property line.

The motion carried unanimously.

(h) Rezoning Application No. RA000451 – 1840 Stewart Avenue

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that “Zoning Amendment Bylaw 2020 No. 4500.178” (to rezone 1840 Stewart Avenue to allow “Cannabis Retail Store” as a site-specific use in the W2 [Harbour Waterfront] zone) pass first reading. The motion carried.

Opposed: *Councillor Turley*

It was moved and seconded that “Zoning Amendment Bylaw 2020 No. 4500.178” pass second reading. The motion carried.

Opposed: *Councillor Turley*

It was moved and seconded that Council direct Staff to acquire written confirmation that the proposed donation has been received by Snuneymuxw First Nation Emergency Housing Program prior to bylaw adoption. The motion carried unanimously.

10. BYLAWS:

(a) "Zoning Amendment Bylaw 2019 No. 4500.157"

It was moved and seconded that "Zoning Amendment Bylaw 2019 No. 4500.157" (to rezone 2379 Browns Lane from Single Dwelling Residential [R1] to Residential Corridor [COR1]) be adopted. The motion carried unanimously.

(b) "Zoning Bylaw Amendment Bylaw 2020 No. 4500.175"

It was moved and seconded that "Zoning Bylaw Amendment Bylaw 2020 No. 4500.175" (to amend Schedule A - Zoning Map with general mapping amendments) be adopted. The motion carried unanimously.

11. NOTICE OF MOTION:

(a) Councillor Geselbracht Notice of Motion re: Nanaimo Neighbourhood Zero Emission Vehicle Bylaw

Councillor Geselbracht advised that at the 2020-JUL-20 Council Meeting he would be bringing forward the following motion for consideration:

"That Staff prepare a report, with options, for the timely implementation of a bylaw to allow the operation of Neighborhood Zero Emission Vehicles in Nanaimo."

12. CORRESPONDENCE:

(a) Letter dated 2020-JUN-08 from Bonnie Henry, MD, MPH, FRCPC, Provincial Health Officer, re: Homeless Encampment Health Issues Guidelines in the Context of COVID-19

13. OTHER BUSINESS:

(a) Councillor Armstrong Motion re: Council Voting Records

It was moved and seconded that Council direct Staff to prepare a report for Council outlining alternative tracking methods available for capturing each Councillor's vote on motions, other than the official meeting minutes, that allows for easy access of Council voting records by members of the public. The motion carried unanimously.

12. CORRESPONDENCE (continued):

- (a) Letter dated 2020-JUN-08 from Bonnie Henry, MD, MPH, FRCPC, Provincial Health Officer, re: Homeless Encampment Health Issues Guidelines in the Context of COVID-19
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It was moved and seconded that Council refer the correspondence from Dr. Bonnie Henry, dated 2020-JUN-08, to the Health and Housing Task Force to make recommendations, if any, to Council. The motion carried unanimously.

Council recessed the Regular Council Meeting at 8:39 p.m.
Council reconvened the Regular Council Meeting at 9:03 p.m.

Council resumed the “In Camera” portion of the meeting at 9:03 p.m.

13. RISE AND REPORT:

Council rose, without report, at 9:18 p.m.

14. ADJOURNMENT:

It was moved and seconded at 9:19 p.m. that the meeting adjourn. The motion carried unanimously.

CHAIR

CERTIFIED CORRECT:

CORPORATE OFFICER