

MINUTES
REGULAR COUNCIL MEETING
SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE,
80 COMMERCIAL STREET, NANAIMO, BC
MONDAY, 2021-OCT-04, AT 4:00 P.M.

Present: Mayor L. Krog, Chair
Councillor S. D. Armstrong (arrived 4:43 p.m.)
Councillor D. Bonner
Councillor T. Brown (arrived 4:43 p.m.)
Councillor B. Geselbracht (arrived 4:01 p.m.)
Councillor E. Hemmens
Councillor Z. Maartman
Councillor I. W. Thorpe

Absent: Councillor J. Turley

Staff: J. Rudolph, Chief Administrative Officer
R. Harding, General Manager, Parks, Recreation and Culture
D. Lindsay, General Manager, Development Services
B. Sims, General Manager, Engineering and Public Works
Supt. L. Fletcher, Nanaimo Detachment RCMP
L. Mercer, Director, Finance
F. Farrokhi, Manager, Communications
K. Lindsay, Manager, Emergency Program
C. Wood, Community Policing Coordinator, RCMP
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 the 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; 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 4:00 p.m.

Council moved out of In Camera at 5:22 p.m.

Council recessed the Open Meeting 5:22 p.m.

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

3. INTRODUCTION OF LATE ITEMS:

- (a) Agenda Item 8(b) – Literacy Central Vancouver Island – Add PowerPoint presentation.
- (b) Agenda Item 8(c) – Emergency Preparedness Month – Add PowerPoint presentation.
- (c) Agenda Item 8(d) – Community Safety Audits – Add delegation Tim McGrath re: Nanaimo Neighbourhood Network support.
- (d) Agenda Item 12(a) – Development Variance Permit Application No. DVP425 – 508 Eighth Street – Add delegation Sean Large, General Manager, Liquor Plus.
- (e) Add – Agenda Item 12(i) – Appointment of Bylaw Enforcement Officer

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 Council Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Tuesday, 2021-SEP-21, at 4:30 p.m. be adopted as circulated. The motion carried unanimously.

6. MAYOR'S REPORT:

Mayor Krog spoke regarding:

- Thanked residents who attended the first Truth and Reconciliation Day on Thursday, 2021-SEP-30
- Thanked all attendees who are in attendance for the Freedom of the City award ceremony this evening
- October is Emergency Preparedness Month. October 3rd to 9th will focus on sounds of fire. The Great BC ShakeOut will take place on October 21st, at 10:21 a.m., and a test of the City's emergency alert system will take place on Thursday, October 28 at 10:15 a.m.
- The Coastal Fire Centre has issued an information bulletin that the campfire ban has been lifted for Nanaimo and surrounding area.

7. RISE AND REPORT:

The Mayor advised that at the 2021-OCT-04, In Camera Council Meeting, Council appointed Councillor Bonner as the Co-chair of the Environment Committee.

8. PRESENTATIONS:

(a) Freedom of the City Award to Diane Brennan

Mayor Krog presented the Freedom of the City Award to Diane Brennan.

The Regular Council Meeting recessed at 7:57 p.m.
The Regular Council Meeting reconvened at 8:09 p.m.

(b) Literacy Central Vancouver Island

George Anderson, President, and Samantha Letourneau, Executive Director, Literacy Central Vancouver Island, provided Council with an overview of Literacy Central Vancouver Island's 30 years in operation. Highlights included:

- Literacy Central Vancouver Island has served over 6000 adult learners since opening and is currently serving over 100 people with reading, writing and digital literacy programs
- Programs include:
 - Word on the Street bulletin board
 - Family literacy program including immigrant parents
 - Indigenous literacy
 - Youth programs
 - Donation of computers and laptops to individuals and schools

(c) Emergency Preparedness Month

Karen Lindsay, Manager, Emergency Program, provided Council with a PowerPoint presentation regarding Emergency Preparedness Month. Highlights included:

- October 3rd to 9th is Fire Prevention Week where the focus will be on the sounds of fire
- Great BC ShakeOut will take place on Thursday, October 21st at 10:21 a.m.
- Testing of the Voyent Alert system will take place on October 28th at 10:15 a.m.

(d) Community Safety Audits

Lisa Fletcher, Superintendent, Nanaimo Detachment, RCMP, and Christy Wood, Community Policing Coordinator, RCMP, Nanaimo Detachment, presented the current Community Safety Audits. Highlights included:

- The purpose of the audit was to acquire citizens' perspective on policing and safety in Nanaimo
- Focused on six neighbourhood areas including Brechin Hill, Newcastle, South End, Harewood, Old City Quarter and Downtown
- 746 businesses and residents took part in the survey and active engagement
- Majority of participants concerns included housing, reducing poverty, drug use, traffic safety, crime prevention, mental health services and drug houses
- Opportunities for change or improvement included ensuring adequate resources, support of the homeless coalition, proactive policing, stigma attached to drug use and homelessness and addressing child poverty and/or at risk youth

Delegation:

1. Tim McGrath spoke regarding mental health, substance abuse issues, engaging with the Province and the Union of British Columbia Municipalities for housing and mental health resources.

9. COMMITTEE MINUTES:

The following Committee Minutes were received:

- Minutes from the Special Mayor's Leaders' Table Meeting held virtually, on Friday, 2021-JUN-18, at 9:30 a.m.
- Minutes of the Advisory Committee on Accessibility and Inclusiveness held in the Boardroom, Service and Resource Centre, 411 Dunsmuir Street, Nanaimo, BC, on Wednesday, 2021-JUN-23, at 4:00 p.m.
- Minutes of the Finance and Audit Committee Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Wednesday, 2021-JUL-21, at 9:00 a.m.
- Minutes of the Governance and Priorities Committee Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Monday, 2021-JUL-26, 2:00 p.m.
- Minutes of the Governance and Priorities Committee Meeting held in the Shaw Auditorium, Vancouver Island Conference Centre, 80 Commercial Street, Nanaimo, BC, on Monday, 2021-SEP-27, at 1:00 p.m.

10. CONSENT ITEMS:

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

(a) Finance and Audit Committee Meeting 2021-SEP-22

1. Community Program Development Grant – Salish Storm Hockey

That Council approve the request from the Salish Storm Hockey Association for a Community Program Development Grant in the amount of \$4,500 to assist in funding the Storm the Ice program.

(b) Governance and Priorities Committee Meeting 2021-SEP-27

1. Political Signage Regulations

1. That Council direct staff to draft amendments to “Sign Bylaw 1987 No. 2850” and “Traffic and Highways Regulation Bylaw 1993 No. 5000” to remove references to political signage and incorporate the regulations into a single comprehensive Political Signage Bylaw.
2. That Council include the following provision within the new Political Signage Bylaw:
“Election/political signage, as authorized by the Corporate Officer, may be placed on public or private property 30 days prior to an election or referendum and must be removed by the next working day following the electoral event.”
3. That Council direct staff to retain the status quo of not limiting the number of political signs per candidate.

The motion carried unanimously.

11. DELEGATIONS:

(a) Sherry Durnford re: Two Lane Asphalt Walkway on the Departure Bay Shoreline

Sherry Durnford provided Council with a PowerPoint presentation regarding the proposed two-lane asphalt walkway on the Departure Bay Shoreline and the negative effects the walkway may have on habitat, erosion, safety and the financial implications.

The Regular Council Meeting recessed at 9:38 p.m.
The Regular Council Meeting reconvened at 9:51 p.m.

12. REPORTS:

(a) Development Variance Permit Application No. DVP425 – 508 Eighth Street

Introduced by Dale Lindsay, General Manager, Development Services.

Delegation:

1. Sean Large, General Manager, Liquor Plus, spoke regarding substantial renovations on the property, the LED sign will not conflict with neighbouring businesses and the ability to market merchandise using the sign.

Mayor Krog requested that Council hear anyone wishing to speak with respect to DVP No. 425.

No one in attendance wished to speak with respect to DVP425.

It was moved and seconded that Council issue Development Variance Permit No. DVP425 at 508 Eighth Street with a variance to allow an LED sign. The motion carried.

Opposed: *Councillors Brown and Geselbracht*

(b) Liquor Licence Application No. LA144 - Unit 2, 75 Front Street

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that Council recommend the Liquor and Cannabis Regulations Branch approve the application for Unit 2, 75 Front Street (The Nanaimo Bar) to amend their liquor licence to permit the hours of operation to be 10 a.m. to 1:30 a.m. seven days per week. The motion carried unanimously.

(c) 2022 Acting Mayor Schedule

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded that Council approve option one (1) as the 2022 Acting Mayor Schedule, as follows:

NAME	DATES
Councillor Bonner	2022-JAN-01 to 2022-FEB-06
Councillor Geselbracht	2022-FEB-07 to 2022-MAR-13
Councillor Armstrong	2022-MAR-14 to 2022-APR-17
Councillor Maartman	2022-APR-18 to 2022-MAY-22
Councillor Thorpe	2022-MAY-23 to 2022-JUN-26
Councillor Turley	2022-JUN-27 to 2022-JUL-31
Councillor Brown	2022-AUG-01 to 2022-SEP-04
Councillor Hemmens	2022-SEP-05 to 2022-OCT-15

The motion carried unanimously.

(d) Council Procedure Bylaw Amendment - Electronic Meeting Provisions

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded that “Council Procedure Bylaw Amendment Bylaw 2021 No. 7272.03” (To authorize the holding of electronic meetings and remote participation by Council members) pass first reading. The motion carried unanimously.

It was moved and seconded that “Council Procedure Bylaw Amendment Bylaw 2021 No. 7272.03” pass second reading. The motion carried unanimously.

It was moved and seconded that “Council Procedure Bylaw Amendment Bylaw 2021 No. 7272.03” pass third reading. The motion carried unanimously.

(e) Council Policy re: Appointments to the Board of Directors of the Regional District of Nanaimo

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded:

That Council repeal Council Policy Number COU-138 (Appointments to the Board of Directors of the Regional District of Nanaimo) and appoint Municipal Directors based on Section 198 of the *Local Government Act*, which is at the pleasure of Council from amongst its members:

AND

That Council appoint the following eight (8) members of Council as Municipal Directors to the Regional District Board, for a term ending 2022-OCT-14, with votes and Alternate Director to correspond as follows:

Mayor Krog – 5 votes
Councillor Hemmens – 5 votes
Councillor Armstrong – 5 votes
Councillor Geselbracht – 5 votes
Councillor Brown – 5 votes
Councillor Bonner – 4 votes
Councillor Thorpe – 4 votes
Councillor Maartman – 4 votes
Councillor Turley – Alternate Director

The motion carried unanimously.

(f) Business Licence Bylaw 2021 No. 7318 and Fees and Charges Amendment Bylaw 2021 No. 7041.03

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that “Business Licence Bylaw 2021 No. 7318” (To regulate the operation of businesses within the city of Nanaimo) pass first reading. The motion carried unanimously.

It was moved and seconded that “Business Licence Bylaw 2021 No. 7318” pass second reading. The motion carried unanimously.

It was moved and seconded that “Business Licence Bylaw 2021 No. 7318” pass third reading. The motion carried unanimously.

It was moved and seconded that “Fees and Charges Amendment Bylaw 2021 No. 7041.03” (To add business licence fees) pass first reading. The motion carried unanimously.

It was moved and seconded that “Fees and Charges Amendment Bylaw 2021 No. 7041.03” pass second reading. The motion carried unanimously.

It was moved and seconded that “Fees and Charges Amendment Bylaw 2021 No. 7041.03” pass third reading. The motion carried unanimously.

(g) Bylaw Notice Enforcement Amendment Bylaw - Business Licence Fine Schedule

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that “Bylaw Notice Enforcement Amendment Bylaw 2021 No. 7159.13” (To replace the fine schedule for the Business Licence Regulation Bylaw) pass first reading. The motion carried unanimously.

It was moved and seconded that “Bylaw Notice Enforcement Amendment Bylaw 2021 No. 7159.13” pass second reading. The motion carried unanimously.

It was moved and seconded that “Bylaw Notice Enforcement Amendment Bylaw 2021 No. 7159.13” pass third reading. The motion carried unanimously.

(h) Property Tax Exemption Bylaw for 2022 Property Taxes

Introduced by Laura Mercer, Director, Finance.

It was moved and seconded that “Property Tax Exemption Bylaw 2021 No. 7332” (To provide exemption from 2022 property taxes) pass first reading. The motion carried unanimously.

It was moved and seconded that “Property Tax Exemption Bylaw 2021 No. 7332” pass second reading. The motion carried unanimously.

It was moved and seconded that “Property Tax Exemption Bylaw 2021 No. 7332” pass third reading. The motion carried unanimously.

(i) Appointment of Bylaw Enforcement Officer

Introduced by Dale Lindsay, General Manager, Development Services.

It was moved and seconded that Council appoint Natalie Frei as a Bylaw Enforcement Officer to enforce the provisions of City of Nanaimo “Animal Responsibility Bylaw 2021 No. 7316”. The motion carried unanimously.

13. BYLAWS:

(a) “Parks, Recreation and Culture Regulation Amendment Bylaw 2021 No. 7073.08”

It was moved and seconded that “Parks, Recreation and Culture Regulation Amendment Bylaw 2021 No. 7073.08” (To remove sections that will be administered under the Animal Responsibility Bylaw and replace the Violation and Penalty section) be adopted. The motion carried unanimously.

(b) “Bylaw Notice Enforcement Amendment Bylaw 2021 No. 7159.12”

It was moved and seconded that “Bylaw Notice Enforcement Amendment Bylaw 2021 No. 7159.12” (To amend the fine schedule for the Parks, Recreation and Culture Bylaw and add a fine schedule for the Animal Responsibility Bylaw) be adopted. The motion carried unanimously.

(c) “Climate Action Reserve Fund Bylaw 2021 No. 7330”

It was moved and seconded that "Climate Action Reserve Fund Bylaw 2021 No. 7330" (To establish a Climate Action Reserve Fund) be adopted. The motion carried unanimously.

Councillor Geselbracht vacated the Shaw Auditorium stating a conflict of interest, as he is a member of the Island Corridor Foundation at 10:23 p.m.

(d) “Property Tax Exemption Bylaw (Island Corridor Foundation) 2021 No. 7331”

It was moved and seconded that “Property Tax Exemption Bylaw (Island Corridor Foundation) 2021 No. 7331” (To provide a 10-Year Permissive Tax exemption, 2022 to 2031 inclusive) be adopted. The motion carried unanimously.

Councillor Geselbracht returned to the Shaw Auditorium at 10:23 p.m.

14. ADJOURNMENT:

It was moved and seconded at 10:24 p.m. that the meeting adjourn. The motion carried unanimously.

CERTIFIED CORRECT:

CHAIR

CORPORATE OFFICER