



**MINUTES**  
**SPECIAL COUNCIL MEETING**

Monday, July 29, 2024, 4:30 P.M.  
SHAW AUDITORIUM, VANCOUVER ISLAND CONFERENCE CENTRE  
80 COMMERCIAL STREET, NANAIMO, BC

Members: Mayor L. Krog, Chair  
Councillor T. Brown  
Councillor H. Eastmure  
Councillor B. Geselbracht  
Councillor E. Hemmens  
Councillor P. Manly  
Councillor J. Perrino  
Councillor I. Thorpe

Absent: Councillor S. Armstrong

Staff: D. Lindsay, Chief Administrative Officer  
R. Harding, General Manager, Community Services/Deputy CAO  
L. Mercer, General Manager, Corporate Services  
B. Sims, General Manager, Engineering and Public Works  
S. Gurrie, Director, Legislative Services  
J. Holm, Director, Planning and Development  
P. Rosen, Director, Engineering  
J. Rose, Manager, Transportation  
M. Lonsdale, Senior Project Manager  
M. Pearson, Legislative Communications Clerk  
K. Lundgren, Recording Secretary

**1. CALL THE MEETING TO ORDER:**

The Special Council Meeting was called to order at 4:30 p.m.

## **2. 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:

- (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;
- (b) personal information about an identifiable individual who is being considered for a municipal award or honour, or who has offered to provide a gift to the municipality on condition of anonymity;
- (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,
- (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.

Council moved In Camera at 4:30 p.m.

Council moved out of In Camera at 6:05 p.m.

Council recessed the Open Meeting at 6:05 p.m.

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

## **3. APPROVAL OF THE AGENDA:**

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

## **4. MAYOR'S REPORT:**

Mayor Krog advised of the following:

- The City is launching an initiative to update the Country Club Urban Centre with a new transit exchange and streetscape improvements. Community members can get involved by providing feedback online between July 24 and August 30, 2024 and paper feedback forms are available at City Hall or at the Vancouver Island Regional Library

- Nanaimo's new water supply main is now in service. The Midtown Water Supply Project reached a milestone delivering water to two-thirds of the City, including the hospital
- National Lifeguard Appreciation Day is on Wednesday, July 31<sup>st</sup>. On behalf of Council, Mayor Krog extended gratitude for the hard work and enthusiasm City lifeguards demonstrate
- Acknowledged the local athletes, Ethan Katzberg and Olivia Lundman, participating in the Paris 2024 Olympic games; and Dr. Abe Avender serving as team Chiropractor for the Canadian National Men's Volleyball Team
- The Aquatic Division will launch it's Fall and Winter Activity Guide swimming lessons and programs registration at 6:00 a.m. Wednesday, August 7<sup>th</sup>. The separate registration day will reduce congestion for the phone lines and registration. The Activity Guide registration for all other Parks and Recreation programs will follow on Wednesday, August 15<sup>th</sup>
- Lifeguards are on duty at Westwood Lake Park from 11:30 a.m. to 5:30 p.m. and waterparks are open from 9:00 a.m. to 9:00 p.m.

## 5. DELEGATIONS:

### a. Cheryl Bancroft re: Cable Bay

Cheryl Bancroft, Save Cable Bay Group, spoke regarding the group's work since 2020, the proposed subdivision and rezoning to the areas surrounding the Cable Bay Trail, an online petition with 22,752 signatures to protect the Cable Bay lands, and a potential provincial funder interested in saving the Cable Bay lands. She requested that the lands east of the Cable Bay Trail be protected, that the City work with the Save Cable Bay Group and other stakeholders, that a minimum 100m buffer be established along the trail, and that lifesaving rescue rings be installed at Joan Point Park.

## 6. REPORTS:

### a. Public Works Yard Updates Borrowing Bylaw

Introduced by Laura Mercer, General Manager, Corporate Services.

It was moved and seconded that "Public Works Yard Updates Borrowing Bylaw No. 7386" (To authorize the borrowing of up to \$90,000,000 for the construction of the Public Works Yard Updates), pass first reading. The motion carried unanimously.

It was moved and seconded that "Public Works Yard Updates Borrowing Bylaw No. 7386" pass second reading. The motion carried unanimously.

It was moved and seconded that “Public Works Yard Updates Borrowing Bylaw No. 7386” pass third reading. The motion carried unanimously.

b. Nanaimo Operation Centre Alternative Approval Process

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded that Council:

1. direct the Corporate Officer to proceed with an Alternative Approval Process for the borrowing of up to \$90,000,000 for Public Works Yard updates;
2. determine the total number of electors of the area to which the approval process applies (the whole of the City of Nanaimo) to be 79,736;
3. establish a deadline of 4:30 p.m. on Thursday, 2024-OCT-31 for receiving elector responses for the Alternative Approval Process in relation to the “Public Works Yard Updates Borrowing Bylaw 2024 No. 7386”; and,
4. approve the draft Elector Response Form as attached to the Staff report dated 2024-JUL-29.

The motion carried unanimously.

c. Public Works Yard AAP Communication and Engagement Strategy

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded that Council endorse the draft Public Works Yard Alternative Approval Process Communication and Engagement Strategy as outlined in Attachment B of the report titled “Public Works Yard AAP Communication and Engagement Strategy” dated 2024-JUL-29. The motion carried unanimously.

d. Liquor License Application No. LA156 - 2373 Rosstown Road

Introduced by Jeremy Holm, Director, Planning and Development.

Mayor Krog asked if anyone in attendance wished to speak with regard to Liquor Licence Application No. LA156 – 2373 Rosstown Road.

1. David Bourne, Applicant, Nanaimo Theater Group Society, spoke regarding the venue and noted the challenges with having to apply for special event liquor permits for every performance. He spoke

regarding the proposed liquor service and providing consistent experiences for patrons.

e. Cannabis Retail Store Referral No. 090455 - 50 Tenth Street

Introduced by Jeremy Holm, Director, Planning and Development.

It was moved and seconded that Council recommend to the Liquor and Cannabis Regulation Branch that license application number 090455 for a Cannabis Retail Store at Unit 114 – 50 Tenth Street be issued. The motion carried unanimously.

f. Rezoning Application No. RA498 - 5360 Bergen-Op-Zoom Drive

Introduced by Jeremy Holm, Director, Planning and Development.

It was moved and seconded that Council:

1. rescind the conditions related to “Zoning Amendment Bylaw 2024 No. 4500.227” as presented on 2024-JUL-08; and,
2. direct Staff to secure the conditions related to “Zoning Amendment Bylaw 2024 No. 4500.227” as outlined in the “Conditions of Rezoning” section of the Staff Report dated 2024-JUL-29 prior to final adoption.

The motion carried unanimously.

g. End of Trip Facilities

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

Presentation:

1. Jamie Rose, Manager, Transportation, provided a PowerPoint presentation. Highlights included:
  - End of trip facilities, such as secure bike parking, has been identified as a need in the community
  - The “Priority Index” identifies potential locations for new or improved bike parking and end-of-trip facilities
  - The design guide provides options for different tiers of bike parking
  - Staff are recommending that \$17,000 be included in 2024 to finalize the end of trip facilities toolkit, and that \$225,000 be added over the next three years for secure bike parking

It was moved and seconded that Council:

1. direct Staff to amend the 2024-2028 Financial Plan to add \$17,000 in 2024 to finalize the end of trip facilities toolkit funded from Special Initiatives Reserve.
2. direct Staff to amend the 2024-2028 Financial Plan to add \$75,000 per year for 2024, 2025 and 2026 for secure bike parking funded from the Climate Action Reserve Fund.

The motion carried unanimously.

h. Traffic and Highways Regulation Bylaw Amendment Bylaw 2024 No. 5000.048

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

Jamie Rose, Manager, Transportation, spoke regarding the Provincial Electric Kick Scooter Pilot Project Regulations.

It was moved and seconded that “Traffic and Highways Regulation Bylaw Amendment Bylaw 2024 No. 5000.048” (micromobility traffic and safety on highways), pass first reading. The motion carried unanimously.

It was moved and seconded that “Traffic and Highways Regulation Bylaw Amendment Bylaw 2024 No. 5000.048”, pass second reading. The motion carried unanimously.

It was moved and seconded that “Traffic and Highways Regulation Bylaw Amendment Bylaw 2024 No. 5000.048”, pass third reading. The motion carried unanimously.

i. Bylaw Notice Enforcement Bylaw Amendment - Micromobility Devices

Introduced by Sheila Gurrie, Director, Legislative Services.

It was moved and seconded that “Bylaw Notice Enforcement Amendment Bylaw 2024 No. 7159.22” (fines for micromobility devices), pass first reading. The motion carried unanimously.

It was moved and seconded that “Bylaw Notice Enforcement Amendment Bylaw 2024 No. 7159.22”, pass second reading. The motion carried unanimously.

It was moved and seconded that “Bylaw Notice Enforcement Amendment Bylaw 2024 No. 7159.22”, pass third reading. The motion carried unanimously.

j. Options for Additional Accessible Washrooms at Westwood Lake Park

Introduced by Richard Harding, General Manager, Community Services/Deputy CAO.

Presentation:

1. Michael Lonsdale, Senior Project Manager, provided a PowerPoint presentation. Highlights included:
  - The first phase of the Westwood Lake Park improvements was completed in 2023
  - The second phase includes an expanded beach area and recreational space
  - Noted the BC Building Code and Canadian Standards Association (CSA) requirements for accessible washrooms
  - Presented three options for adding an additional accessible washroom at Westwood Lake Park:
    1. The current configuration that includes one universal and accessible washroom unit and six universal washrooms
    2. Converting two non-accessible washrooms into one accessible washroom
    3. Converting one non-accessible washroom into one accessible washroom

It was moved and seconded that Council direct Staff to proceed with Option 3 – Convert One Non-Accessible Washroom into One Accessible Washroom and increase the 2024 project budget by \$100,000 funded by \$35,000 from the City Wide Parks DCC Reserve Fund and \$65,000 from the Special Initiatives Reserve. The motion carried unanimously.

k. 2024 – 2034 Community Works Fund Agreement

Introduced by Laura Mercer, General Manager, Corporate Services.

It was moved and seconded that Council authorize the Mayor and Corporate Officer to sign the 2024 - 2034 Community Works Fund Agreement. The motion carried unanimously.

**9. BYLAWS:**

a. “Zoning Amendment Bylaw 2024 No. 4500.229”

It was moved and seconded that “Zoning Amendment Bylaw 2024 No. 4500.229” (update to Interim Corridor Area) be adopted. The motion carried unanimously.

b. “Fees and Charges Amendment Bylaw 2024, No. 7336.10”

It was moved and seconded that “Fees and Charges Amendment Bylaw 2024, No. 7336.10” (a bylaw to amend the Police Services (R.C.M.P.) fees for criminal records checks and fingerprinting) be adopted. The motion carried unanimously.

**10. OTHER BUSINESS:**

a. Councillor Thorpe Motion re: Systems Planning Organization and the Nanaimo Prosperity Corporation

It was moved and seconded that, beginning in September, 2024, the Systems Planning Organization and the Nanaimo Prosperity Corporation, provide quarterly reports to City Council on their activities.

It was moved and seconded that the motion be amended to include Tourism Nanaimo.

The vote was taken on the amendment.

The motion carried unanimously.

The vote was taken on the main motion, as amended, as follows:

That, beginning in September 2024, the Systems Planning Organization, the Nanaimo Prosperity Corporation, and Tourism Nanaimo, provide quarterly reports to City Council on their activities.

The motion, as amended, carried unanimously.

**11. QUESTION PERIOD:**

Council received no questions from the public regarding agenda items.



**12. ADJOURNMENT:**

It was moved and seconded at 8:24 p.m. that the meeting adjourn. The motion carried unanimously.

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MAYOR

CERTIFIED CORRECT:

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CORPORATE OFFICER