

AGENDA

REGULAR MEETING OF COUNCIL MONDAY, DECEMBER 8, 2003 AT 7:00 PM IN THE CITY HALL COUNCIL CHAMBERS

PRESENT:

A. MINUTES

- A. 1. Adoption of Agenda That the agenda be adopted as presented.
- A. 2. Adoption of Minutes That the minutes of the Regular Council meeting held November 24, 2003 and Special Council meetings held November 24 and December 1, 2003, be adopted as circulated.

B. DELEGATIONS

- B. 1. Lisa Kimura and Ann Graboski Port Alberni Women's Resources Society - Community Based Victim Assistance Program Lisa Kimura and Ann Graboski of the Port Alberni Women's Resources Society to discuss the Community Based Victim Assistance Program.

C. CORRESPONDENCE

C. (i) PROCLAMATIONS

- C. (i) 1. Ministry of Community, Aboriginal and Women's Services - Heritage Week The Ministry of Community, Aboriginal and Women's Services submitting a letter dated November 17, 2003 requesting that February 16 to 22, 2004 be proclaimed as "Heritage Week" in Port Alberni.
- C. (i) 2. Gyro Club of the Albernis - "Gyro Polar Bear Day" Gyro Club of the Albernis submitting a letter dated November 20, 2003 requesting that January 1, 2004 be proclaimed as "Gyro Polar Bear Day" in Port Alberni, and inviting Council to participate in or attend the polar bear swim at Clutesi Haven Marina at 2:00 pm, January 1, 2004.
- C. (i) 3. Literacy BC - "Family Literacy Day" Literacy BC submitting a letter dated November 21, 2003 requesting that January 27, 2004 be proclaimed as "Family Literacy Day" in Port Alberni.

C. (ii) CORRESPONDENCE FOR ACTION

- C. (ii) 1. Association of Vancouver Island and Coastal Communities - deadline for resolutions Association of Vancouver Island and Coastal Communities submitting a notice dated November 17, 2003 advising that February 11, 2004 is the deadline for resolutions for the Annual General Meeting and Convention in March 2004.
- C. (ii) 2. Holy Family/Notre Dame Parish - World Day of Peace Walk The Holy Family/Notre Dame Parish submitting a letter dated November 28, 2003 seeking Council's permission to host their annual "World Day of Peace Walk" on January 1, 2004, starting at 11:30 am from the old hospital site to Glenwood Centre and inviting Council members to participate in the event.
- C. (ii) 3. Winston Joseph - 2004 BC Winter Games Torch Winston Joseph submitting a letter dated November 27, 2003 requesting that the 2004 BC Winter Games Torch located at Echo Centre be left in place permanently.
- C. (ii) 4. City of Fort St. John - Alternative Justice Program Funding Grants City of Fort St. John submitting a letter dated November 26, 2003 requesting the City's support of its resolution regarding Alternative Justice Program Funding Grants.
- C. (ii) 5. Helga Fry and Jeanette Bouver - removal of washroom in the sauna area at Echo Centre Helga Fry and Jeanette Bouver submitting a letter dated November 26, 2003 expressing concerns about the removal of the washroom in the sauna area at Echo Centre and wish to see it replaced.

C. (iii) INFORMATIONAL CORRESPONDENCE

- C. (iii) 1. Neil Malbon, Manager, McLean Mill National Historic Site - Kettle Valley Railway Neil Malbon, Manager, McLean Mill National Historic Site submitting a copy of his letter to the Minister of Canadian Heritage requesting a meeting with the Ministry to discuss the possibility of the McLean Mill preparing lumber for the rebuilding of the trestles destroyed in the summer fires.
- C. (iii) 2. District of Port Hardy - motion regarding "fixed link" District of Port Hardy submitting a fax dated November 27, 2003 providing a copy of a motion regarding requesting a "fixed link" from Vancouver Island to the Mainland to be completed in time for the 2010 Olympic Winter Games, for consideration at the spring 2004 annual AVICC convention.

- C. (iii) 3. District of Lillooet
- boycott against
sale of BC wood
products to China
District of Lillooet submitting a copy of a letter to the Council of Resource Communities of BC dated November 20, 2003 condemning the boycott campaigns against the sale of BC wood products to China and supporting the efforts taken by the Province in promoting Bc wood to the Chinese marketplace.
- C. (iii) 4. RCMP
- 2003 Annual
Report
RCMP submitting a letter dated November 18, 2003 enclosing a copy of its "Final 2003 Annual Report" of the RCMP Pay Council.
- C. (iii) 5. CUPE BC
- research
department
information
CUPE BC submitting a letter dated November 19, 2003 providing reports regarding Bill 65 - Local Government Bylaw Notice Enforcement, Bill 75 - *The Significant Projects Streamlining Act* and a report on *Changes to Safety Standards Act*, produced in CUPE's research department for Council's information. (*Note: Reports in Reading File.*)
- C. (iii) 6. Federation of
Canadian
Municipalities
- 2004 FCM-CH2M
HILL Sustainable
Community Awards
Federation of Canadian Municipalities submitting a letter dated November 6, 2003 providing an application and information regarding the 2004 FCM-CH2M HILL Sustainable Community Awards: Honouring Excellence in Municipal Service Delivery. (*Note: Application in Reading File.*)
- C. (iii) 7. Human Resources
Development
Canada
- 2004 Therese
Casgrain Volunteer
Award
Human Resources Development Canada submitting a nomination package for the 2004 Therese Casgrain Volunteer Award. (*Note: Nomination Package in Reading File.*)
- C. (iii) 8. Ken White
- Labour Council
boycotting
Salvation Army
Ken White submitting a letter dated November 23, 2003 expressing disapproval of the Port Alberni District Labour Council's boycott of the Salvation Army.
- C. (iii) 9. Agricultural Land
Commission
- ALR exclusion
The Agricultural Land Commission submitting a letter dated November 21, 2003 providing a copy of the commission's letter to the Registrar of Titles authorising exclusion of Lot A, District Lot 14, Alberni District, Plan VIP75261 from the Agricultural Land Reserve.
- C. (iii) 10. Peace River
Regional Hospital
District
- Health Services
Management
Peace River Regional Hospital District submitting a copy of a letter dated November 28, 2003 to the Minister of Health Services regarding the importance of a health services management system which has local accountability.

- C. (iii) 11. Alberni Valley Citizen Advocacy Society - appreciation for computer donation
The Alberni Valley Citizen Advocacy Society submitting a letter thanking Council for its donation of a computer.
- C. (iii) 12. Ministry of Sustainable Resource Management - Working Forest Initiative
Ministry of Sustainable Resource Management submitting a letter thanking the City for its support for the government's Working Forest Initiative.
- C. (iii) 13. District of West Vancouver - Bill 75
District of West Vancouver submitting a copy of a letter to Premier Campbell dated November 25, 2003 opposing Bill 75 - *Significant Project Streamlining Act*.
- C. (iii) 14. City of Merritt - Bill 75
City of Merritt submitting a copy of a letter to Premier Campbell dated November 21, 2003 opposing Bill 75 - *Significant Project Streamlining Act*.
- C. (iii) 15. City of Burnaby - Bill 75
City fo Burnaby submitting a letter dated November 27, 2003 providing information regarding its opposition of Bill 75 - *Significant Project Streamlining Act*.

D. BYLAWS

- D. 1. "Community Heritage Commission Bylaw, Amendment No. 2 Bylaw", No. 4542
- for final adoption
That "Community Heritage Commission Bylaw, Amendment No. 2 Bylaw", No. 4542, be now finally adopted, signed by the Mayor and Clerk, sealed with the Corporate Seal and numbered 4542.
- D. 2. "Business Licence Bylaw", No. 4543
- for 1st, 2nd and 3rd readings
That the report from the City Clerk dated December 4, 2003 regarding the Business Licence Fee Bylaw be received and the recommendation that staff discuss funding with the Chamber and report back with a new policy with respect to the funding of the tourist information service, be approved.

That "Business Licence Bylaw", No. 4543, be introduced and read a first time.

That "Business Licence Bylaw", No. 4543, be read a second time.

That "Business Licence Bylaw" No. 4543, be read a third time.

D. 3. Advisory Planning Commission
- Report

That the report of the Advisory Planning Commission meeting held on November 19, 2003, regarding the development application from R. Yates (Yates Funeral Services) for proposed Zoning Bylaw Amendment No. 20 for 3 properties at 4450 and 4470 Gertrude Street and 4926 Southgate Road, legally described as Lots 10, 11, and 12, Block 4, District Lot 1, Alberni Land District, Plan 197 (All Saints Church), to rezone the properties from CMX1 Northport Downtown Core District to C3 Service Commercial District to accommodate funeral services within the existing buildings, be received and the recommendations approved.

"Zoning Amendment No. 20 (4926 Southgate Road - Funeral Services - All Saints Church) Bylaw", No. 4544
- for 1st and 2nd readings

That "Zoning Amendment No. 20 (4926 Southgate Road - Funeral Services - All Saints Church) Bylaw", No. 4544, be introduced and read a first time.

That "Zoning Amendment No. 20 (4926 Southgate Road - Funeral Services - All Saints Church) Bylaw", No. 4544, be read a second time.

- setting of Public Hearing on January 12, 2004 for Bylaw No. 4544

That "Zoning Amendment No. 20 (4926 Southgate Road - Funeral Services - All Saints Church) Bylaw", No. 4544, be advanced to a Public Hearing on January 12, 2003 at 6:00 pm in the City Hall Council Chambers.

- D. 4. Deputy Director of Finance
- 5 Year Financial Plan 2003-2007 Amendment
- That the report from the Deputy Director of Finance dated November 26, 2003 regarding amendments to the Five Year Financial Plan 2003-2007 Bylaw, be received.
- "5 Year Financial Plan Bylaw 2003-2007, Amendment No. 1 Bylaw", No. 4545
- That "5 Year Financial Plan Bylaw 2003-2007, Amendment No. 1 Bylaw", No. 4545, be introduced and read a first time.
- for 1st, 2nd and 3rd readings
- That "5 Year Financial Plan Bylaw 2003-2007, Amendment No. 1 Bylaw", No. 4545, be read a second time.
- That "5 Year Financial Plan Bylaw 2003-2007, Amendment No. 1 Bylaw", No. 4545, be read a third time.
- D. 5. Director of Finance
- 5 Year Financial Plan Bylaw 2004-2008
- That the report from the Director of Finance dated December 3, 2003 regarding the 5 Year Financial Plan Bylaw, 2004-2008, No. 4546, be received.
- "5 Year Financial Plan Bylaw 2004-2008", No. 4546
- That "5 Year Financial Plan Bylaw 2004-2008", No. 4546, be introduced and read a first time.
- for 1st and 2nd readings
- That "5 Year Financial Plan Bylaw 2004-2008", No. 4546, be read a second time.

E. UNFINISHED BUSINESS

- E. 1. Deputy Director of Finance - Travel Expense Policy for Employees and Other Authorized Persons
- (Referred to Regular Meeting from December 1st Special Budget Meeting)*
- That the report from the Deputy Director of Finance dated November 19, 2003 recommending an increase to the budget of \$8,000 for 2004 training budget submissions, be approved.

F. REPORTS

- F.1. Accounts
- That the certification of the Director of Finance dated December 8, 2003 be received and the cheques numbered _____ to _____ inclusive, in payment of accounts totaling _____ be approved.
- F. 2. Engineering and Public Works Department - Monthly Report
- That the report from the Acting City Engineer providing information about departmental operations for the month of November, 2003 be received and filed.

- F. 3. Fire Department - Monthly Report That the report from the Fire Chief providing information about departmental operations in October, 2003 be received and filed.
- F. 4. Director of Finance - Income Statements That the November 2003 City of Port Alberni Income Statements provided by the Director of Finance be received.
- F. 5. Bylaw Enforcement Officer/Licence Inspector - demolition order for 4561 Bute Street That the report from the Bylaw Enforcement Officer/Licence Inspector dated December 1, 2003 regarding the fire damaged building situated at 4561 Bute Street, the complaints from the neighbourhood about the building's safety, unsightliness and emitting of foul odors, and the property owner's refusal to comply with requests to repair or demolish the building, including copies of the following:
- a) Registered letter dated December 1, 2003 from the Bylaw Enforcement Officer to the registered owner of the property, Malihe Venus, inviting the owner to attend the Show Cause Hearing;
 - b) Letter from Malihe Venus dated November 7, 2003 advising that she is unable to rebuild the house due to financial restraints and asking the City for financial assistance.
 - c) Letter from David Hargrave dated October 24, 2003 expressing concerns about the building.
 - d) Summary of correspondence regarding the issue.
- be received and that the recommendation to proceed with a "Show Cause" hearing regarding demolition of the building, be approved.
- Show Cause Hearing - Removal of Dangerous Building (4561 Bute Street) Order for Demolition of Premises at 4561 Bute Street (owner: Malihe Venus) Lot 13, Block 141, District Lot 1, Alberni District, Plan 197B, PID 009-246-240, under *Local Government Act* Section 727 (1).
- a) Introductory Remarks by the Mayor **WHEREAS** the *Local Government Act* Section 727 (1), provides for the declaration of a nuisance and removal of dangerous buildings and other structures.
 - b) Report/Presentation from City Clerk **AND WHEREAS** there is located upon the property and boulevard of Lot 13, Block 141, District Lot 1, Alberni District, Plan 197B, PID 009-246-240 (4561 Bute Street) a structure extensively damaged by fire, which in Council's

- c) Presentation by Owner of Affected Property opinion causes the premises to be a nuisance.
NOW THEREFORE BE IT RESOLVED THAT there be notice served upon the owner of the premises described above to demolish the structure within 30 days and further that if such owner fails to do so within the time limited, the City, by its employees and others, shall enter and effect the demolition of the nuisance at the expense of the owner.
- d) Comments/ Questions from Council
- e) Council Resolution Recommended **AND FURTHER THAT** any charges for the City doing the demolition, including all incidental expenses, if unpaid on December 31 in any year, are to be added to and form part of the taxes payable on the subject land as taxes in arrear.

- F. 6. Director of Parks and Recreation - Tree Removal Request (Huff Drive) That the report from the Director of Parks and Recreation dated November 27, 2003 regarding tree removal on Huff Drive be received and the recommendations that:
- the Parks Operations Supervisor proceed with marking individual trees for removal and confirm this selection with the residents of Hillview Villas,
 - once the selection has been confirmed, the removals will then proceed, and
 - the seedlings be planted throughout the area in the Spring,
- be approved.

- F. 7. Councillor Lord - parking improvements at Cathedral Grove (MacMillan Park) Councillor Lord to provide a verbal report regarding the status of the proposed parking improvements at Cathedral Grove (MacMillan Park) and asking Council to consider writing a letter of support. (Also see attached letter from Bill Zinovich, Recreation Office, Ministry of Water, Land and Air Protection dated December 3, 2003, providing a summary of the park safety enhancement project issue).

F. 8. Mayor's Report

F. 9. Councillors' Reports

G. MOTIONS AND NOTICES OF MOTION

H. OTHER COMPETENT BUSINESS

I. ADJOURNMENT

That the meeting terminate at pm.

Mayor to ask: Are there any questions from the news media?