

AGENDA

REGULAR MEETING OF COUNCIL MONDAY, FEBRUARY 23, 2004 AT 7:00 PM IN THE CITY HALL COUNCIL CHAMBERS

A. MINUTES

- A. 1. Adoption of Agenda That the agenda be adopted as presented.
- A. 2. Adoption of Minutes That the minutes of the Special Council meeting held February 9, 2004 at 12:00 pm and Regular Council meeting held February 9, 2004 at 7:00 pm be adopted as circulated.

B. DELEGATIONS

- B. 1. Recognition of Champions (CM) Recognizing champions from the community.
- B. 2. Former Rainbow Garden Employees Andy Vallee and other former employees of Rainbow Gardens to discuss the lay-off of 54 employees of Rainbow Gardens.

C. CORRESPONDENCE

C. (i) PROCLAMATIONS NIL

C. (ii) CORRESPONDENCE FOR ACTION

- C. (ii) 1. District of North Cowichan - BC Hydro proposed rate increase (HC) District of North Cowichan submitting a copy of a letter to the BC Utilities Commission dated January 28, 2004 advising that its Council passed a resolution to notify the Commission, BC Hydro and BC Municipalities of concerns regarding the proposed single jump in hydro rates and suggesting a gradual increase of 2% per year over 4 years. *(Note: Council are asked to consider providing their own comments to BC Hydro.)*
- C. (ii) 2. Canada Post - Library Book Rate (IP) Canada Post submitting a letter dated February 5, 2004 responding to the City's letter requesting that the Library Book Rate be maintained, and advising that requests should be directed to the Department of Canadian Heritage. *(Note: Council to advise whether letter should be sent to Department of Canadian Heritage.)*

- C. (ii) 3. The Tonquin Foundation
- letter of support (IP)
- The Tonquin Foundation, a non-profit society involved in the discovery in Templar Channel, Clayoquot Sound, of an artifact believed to be associated with the wreck of the ship *Tonquin* in 1811, submitting a letter dated February 14, 2004 requesting a letter of support for the Foundation's application for an archaeological permit, to further study the discovery site.

C. (iii) INFORMATIONAL CORRESPONDENCE

- C. (iii) 1. Tourism Vancouver Island
- Tourism Awards
- Tourism Vancouver Island providing information relating to the Vancouver Island Annual Tourism Awards to be held May 18 to 20, 2004.
- C. (iii) 2. Federation of Canadian Municipalities
- GST Rebate
- Federation of Canadian Municipalities (FCM) submitting a Members' Advisory dated February 5, 2004 announcing the Government's decision to refund 100% of the GST paid by municipalities on essential local services.
- C. (iii) 3. City of Burnaby
- Goods and Services Tax
- City of Burnaby submitting a letter dated January 30, 2004 regarding the announcement by the Federal Minister of Finance that the Federal Government is eliminating Goods and Services Tax (GST) paid by local government sectors as an interim measure while developing a formula for sharing fuel tax revenues.
- C. (iii) 4. John Cummins, MP, Delta-South Richmond
- Bill C-57
- John Cummins, MP, Delta-South Richmond, submitting a letter dated February 5, 2004 regarding Bill C-57 *Westbank First Nation Self-Government Act*, and providing a copy of a legal opinion on the Westbank Bill prepared by Chris Harvey, Q.C. of MacKenzie Fujisawa, that makes it clear that the Bill will have serious implications for BC.
(*Note: Legal opinion in Reading File.*)
- C. (iii) 5. Dr. James Lunney, MP, Nanaimo-Alberni
- Canada Post Library Book Rate
- Dr. James Lunney, MP, Nanaimo-Alberni, submitting a copy of a letter to the Minister of Canadian Heritage dated January 27, 2004 regarding the importance that the Library Book Rate be maintained and applicable for all Vancouver Island Regional Library materials.
- C. (iii) 6. Gillian Trumper, MLA, Alberni-Qualicum
- Citizens' Assembly
- Gillian Trumper, MLA, Alberni-Qualicum, submitting an email advising that the Citizens' Assembly on Electoral Reform will be holding Public Hearings throughout BC in May and June. (*Note: Public Hearing in Port Alberni June 9, 2004.*)
- C. (iii) 7. Alberni Valley Citizen Advocacy Society
- donation
- Alberni Valley Citizen Advocacy Society submitting a letter received February 11, 2004 providing a receipt for the City's grant in aid of \$600.

- C. (iii) 8. Sue Frazer
- regarding
Wal-mart Sue Frazer submitting a letter providing information on Chinese factories manufacturing Wal-mart products.
- C. (iii) 9. Professional Engineers and Geoscientists of BC
- Guy Cicon Professional Engineers and Geoscientists of BC submitting a letter dated February 9, 2004 advising that Guy Cicon (City of Port Alberni Acting City Engineer) has been elected as a Director of the Municipal Engineers Division (MED) of the Association of Professional Engineers and Geoscientists of British Columbia (APEGBC) for 2004.
- C. (iii) 10. Community Arts Council of the Alberni Valley
- Grant-in-aid Community Arts Council of the Alberni Valley submitting a letter dated February 5, 2004 thanking the City for the 2004 grant-in-aid in the amount of \$4,536.00.
- C. (iii) 11. Ministry of Human Resources
- Time Limit Policy Ministry of Human Resources submitting a letter dated February 9, 2004 providing a copy of a News Release and Fact Sheet regarding the Time Limit Policy for BC's Employment and Assistance Program clients.
- C. (iii) 12. Attorney General
- Amendments to Civil Liability Attorney General submitting a letter dated February 16, 2004 responding to the City's January 18, 2004 letter regarding amendments to civil liability, and advising that a summary of responses to the Civil Liability Review is posted on the Ministry's website.
- C. (iii) 13. Shirley Steven
- Log Train Trail Shirley Steven submitting a letter dated February 12, 2004 advising the local Girl Guide groups are frequent users of the Log Train Trail.

D. BYLAWS

- D. 1. "Council Procedure Bylaw, 2004"
- for 1st, 2nd and 3rd reading
(HC) That the report from the City Clerk dated February 18, 2004 recommending three readings of "Council Procedure Bylaw, 2004", No. 4547, be received.

That "Council Procedure Bylaw, 2004", No. 4547, be now introduced and read a first time.

That "Council Procedure Bylaw, 2004", No. 4547, be now read a second time.

That "Council Procedure Bylaw, 2004", No. 4547, be now read a third time.
- D. 2. "5 Year Financial Plan Bylaw, 2004 - 2008"
- for final adoption
(HC) That "5 Year Financial Plan Bylaw, 2004 - 2008", No. 4546, be now finally adopted, signed by the Mayor and Clerk, sealed with the corporate seal and numbered 4546.
- D. 3. "Zoning That the report from the City Planner dated February 18,

Amendment No. 20
(4926 Southgate
Road - Funeral
Services - All
Saints Church)
Bylaw"
- for final adoption
(LP)

2004 advising that conditions for final adoption of "Zoning Amendment No. 20 (4926 Southgate Road - Funeral Services - All Saints Church) Bylaw", No. 4544, noted below:

1. provide cost estimate for paving the parking lot and providing the City with a Letter of Credit or security for the cost of paving;
2. provide payment in the amount of \$2,500 for the concrete apron located on Gertrude Street; and
3. consolidate the three legal properties into one legal parcel.

have been fulfilled and recommending adoption of the bylaw, be received.

That "Zoning Amendment No. 20 (4926 Southgate Road - Funeral Services - All Saints Church) Bylaw", No. 4544, be now finally adopted, signed by the Mayor and Clerk, sealed with the corporate seal and numbered 4544.

E. UNFINISHED BUSINESS NIL

F. REPORTS

- F. 1. Accounts (HC) That the certification of the Director of Finance dated February 23, 2004 be received and the cheques numbered to inclusive, in payment of accounts totaling be approved.
- F. 2. RCMP - monthly report (CS) That the monthly report from the Officer in Charge, RCMP, Port Alberni Detachment providing information about departmental operations in January 2004, be received. *(Note: Report will be circulated as a late item.)*
- F. 3. Parks and Recreation - monthly report That the monthly report from the Director of Parks and Recreation providing information about departmental operations in January 2004, be received.
- F. 4. Museum - monthly report (IP) That the monthly report from the Director of the Alberni Valley Museum providing information about departmental operations in January 2004, be received.
- F. 5. City Clerk - Agreement with Alberni Valley Chamber of Commerce That the report from the City Clerk dated February 18, 2004 regarding an agreement with the Alberni Valley Chamber of Commerce for provision of tourist information services, for a fee of \$68,068 for a one year term, be received.

- (HC) That, under the Authority of Section 8 of the *Community Charter*, the City of Port Alberni enter into an agreement for the provision of tourist information services with the Alberni Valley Chamber of Commerce for \$68,068, for a one year term from January 1, 2004 to December 31, 2004, and the agreement as prepared by staff be approved, signed by the Mayor and Clerk and sealed with the Corporate Seal.
- F. 6. City Planner
- Development
Permit No. 04-01
4311 Kendall
Avenue
(LP) That the report from the City Planner dated February 18, 2004 regarding Red Sky Developments (676869 BC Ltd.) application for a Development Permit for a multi-family residential project at 4311 Kendall Avenue, be received.
- That subject to the receipt of a letter of credit in the amount of \$13,410 for landscaping and screening and payment in the amount of \$16,000 for road upgrades, the City Clerk be authorized to sign Development Permit No. 04-01, issued to Red Sky Developments (676869 BC Ltd.), establishing conditions for building form, landscaping, parking and open space for Lot 2, District Lot 92, Alberni District, Plan VIP61392 (4311 Kendal Avenue) for a multi-family residential project, as outlined in the City Planner's February 18, 2004 report.
- F. 7. Administrative
Assistant
- Federation of
Canadian
Municipalities
Conference
(HC) That the report from the Administrative Assistant dated February 17, 2004 requesting authorization for the Mayor to attend the annual Federation of Canadian Municipalities (FCM) Conference on May 28 to 31, 2004, in Edmonton at a cost of \$1,800, be received. (*Note: Conference itinerary in Reading File.*)
- F. 8. City Clerk
- Audit Committee
February 9, 2004
(HC) That the minutes from the February 9, 2004 Audit Committee Meeting and the January 2004 Financial Statements, be received.
- F. 9. City Clerk
- SICC Report from
February 9, 2004 That the SICC Report to Regular Meeting of Council from the SICC Meeting held on February 9, 2004 be received and filed.
- F. 10. Mayor's Report
- F. 11. 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?