

A G E N D A

REGULAR MEETING OF COUNCIL

**MONDAY, SEPTEMBER 25, 2006 AT 7:00 PM
IN THE CITY HALL COUNCIL CHAMBERS**

PRESENT:

A. APPROVAL OF AGENDA (including introduction of late items)

B. ADOPTION OF MINUTES

1. Regular Council Meeting held September 11, 2006.

C. DELEGATIONS

1. **Captain Neil Wilkinson, Salvation Army - Page 13**

To introduce Brent Hobden, the new Community Coordinator for the Salvation Army Alberni Valley Ministries, to Council.

2. **Gillian Trumper, Chair, Crystal Meth Task Force - Page 14**

To provide Council with an update of the activities of the Task Force and invite Council to the Task Force's community event on September 28 at Alberni Elementary Community School.

3. **Insurance Corporation of British Columbia (ICBC) - Page 15**

Wayne Coates, ICBC Port Alberni Claim Centre Manager, in attendance to make a presentation regarding "Zero Crash Month" in Port Alberni (October 1 to 31).

4. **Donna Brett, Chair, Police Office Relocation Team (PORT) - Page 16**

Providing an update on the new RCMP Building.

D. PROCLAMATIONS **NIL**

E. CORRESPONDENCE FOR ACTION

1. Federation of Canadian Municipalities (HC) - Page 17

Members' Advisory dated September 11, 2006 providing background on the national \$60 billion municipal infrastructure deficit and urging municipalities to write their MP about the need for action in the upcoming budget.

That the Members' Advisory dated September 11, 2006 regarding the national \$60 billion municipal infrastructure deficit and impending failure of worn out and outmoded infrastructure, be received and Council write their MP about the seriousness of the municipal infrastructure deficit and the need for action in the upcoming budget.

2. BC Hydro (JM) - Page 19

Letter dated September 7, 2006 advising that funding is available for municipal beautification projects, specifically to place existing overhead distribution lines underground, and enclosing an application form. (Note: The City Engineer will provide a verbal report).

That the information provided by BC Hydro regarding funding for municipal beautification projects, be received.

3. Cal Barber (JM) - Page 23

Email dated September 18, 2006 opposing the proposed new sewer toll being based on water consumption during the summer months when water usage is higher due to garden and lawn maintenance.

4. Klass Kleywegt (JM) - Page 24

Letter dated September 19, 2006 expressing concerns about the proposed new sewer toll being based on water consumption during the summer months when water usage is higher due to garden and lawn maintenance.

F. INFORMATIONAL CORRESPONDENCE

1. Various letters regarding Municipal Taxation of Major Industry and BC Competition Council - Page 25

(Note: Copy of Mayor's letter dated June 13, 2006 attached).

- a) Copy of letter dated September 11, 2006 from the Minister of Finance to City of Prince Rupert.
- b) Copy of letter dated September 12, 2006 from the Minister of Finance to Village of Port Alice.
- c) Copy of letter dated September 12, 2006 from the Minister of Finance to the District of Sparwood.

2. Youth Parliament of British Columbia Alumni Society - Page 35

Letter advising that the British Columbia Youth Parliament, 78th Parliament, will be held in Victoria from December 27 to 31, 2006 and providing application forms.

3. Municipality of North Cowichan - Page 40

Copy of letter dated September 8, 2006 to the Minister of Human Resources and Social Development regarding their Council's resolution for the federal government to create a universal, affordable and accessible national child care system.

4. City of Revelstoke - Page 41

Copy of letter to the Federal Minister of Resources dated September 8, 2006 attaching their Council resolution urging the Federal Government to reverse its decision to cancel the EnerGuide Program.

5. Ministry of Agriculture and Lands - Page 43

Copy of letter to Save Our Valley Alliance (SOVA) dated September 5, 2006 advising them to contact the Private Managed Forest Land Council with their concerns and inquiries regarding protection of drinking water on private managed forest land. (Note: Copy of SOVA letter to the Minister dated August 3, 2006 attached for information.)

6. Canada Safeway Limited - Page 47

Letter dated August 30, 2006 providing information about the We Care program where money raised is for local raised non-profit organizations, and providing an application form for the 2007 Safeway We Care Campaign (also available at all Safeway stores).

7. CUPE BC - Page 51

Letter dated September 12, 2006 providing information on the new Canada - BC - Municipal Rural Infrastructure Fund Agreement.

8. Canadian Plastics Industry Association - Page 55

Requesting that Councils not support a motion at the UBCM Conference to tax plastic shopping bags and instead to support and promote recycling by providing a link from the City's website to www.myplasticbags.ca, which provides information on plastic bag recycling.

9. Canadian Forest Service, Forest Communities Program - Page 58

Letter from Mayor McRae to the Forest Communities Program dated September 14, 2006 supporting the application from the Alberni Strategic Forest Alliance Corporation to receive funding under the Canadian Forest Service's Forest Communities Program. (Expression of Interest including letters of support attached).

10. City of Kelowna - Page 66

Letter dated September 1, 2006 inviting Council and staff to a "Building SustainAble Communities" conference, November 21 - 23 in Kelowna.

11. Union of British Columbia Municipalities (UBCM) - Page 69

Memorandum dated September 20, 2006 announcing that funding will continue on an ongoing basis for the Strategic Wildfire Protection Program.

That Informational Correspondence items numbered 1 through 11 be received and filed.

G. UNFINISHED BUSINESS

- 1. City Clerk - Unsightly Premises at 5472 Westporte Place (HC) - Page 70**
(from September 11, 2006 Council Meeting)

Report dated September 13, 2006 advising that the property at 5472 Westporte Place has been cleared of debris, noxious weeds and grass over 6" in height, and that the file relating to this matter is now closed.

That the report from the City Clerk dated September 13, 2006 advising that the property at 5472 Westporte Place has been cleared of debris, noxious weeds and grass over 6" in height, and that the file relating to this matter is closed, be received.

- 2. Bylaw Enforcement Officer - 5932 Brown Road (IP) - Page 71**
(from September 11, 2006 Council Meeting)

Report dated September 20, 2006 advising that the vehicles on the property at 5932 Brown Road have been moved and that a further inspection will be made on September 27, 2006 to ensure that all compliance issues are resolved.

That the report from the Bylaw Enforcement Officer dated September 20, 2006 providing a status of the property at 5932 Brown Road be received, and that an update be reported to Council at the next Council meeting.

H. BYLAWS

- 1. "City of Port Alberni Industrial Tax Exemption Bylaw 2006, Bylaw No. 4640"** (Copy of the Bylaw with amendment to Section 6 as directed by Council attached) (HC) - Page 72

That "City of Port Alberni Industrial Tax Exemption Bylaw 2006, Bylaw No. 4640" be now finally adopted, signed by the Mayor and Clerk, sealed with the corporate seal and numbered 4640.

- 2. "Sewer Connection and Regulation Bylaw, Amendment No. 3 (Sewer Rates), Bylaw No. 4648"** (JM) - Page 84

Report from the Administrative Assistant dated September 13, 2006 advising that an amendment is required to the effective date of the Bylaw to reflect the utility billing period, and requesting that Council rescind the Bylaw at third reading in order to provide the necessary amendment.

That the report from the Administrative Assistant dated September 13, 2006 advising that an amendment is required to the effective date of the Bylaw to reflect the utility billing period, be received.

That third reading of "Sewer Connection and Regulation Bylaw, Amendment No. 3 (Sewer Rates), Bylaw No. 4648", be rescinded.

That "Sewer Connection and Regulation Bylaw, Amendment No. 3 (Sewer Rates), Bylaw No. 4648", be amended at second reading by deleting the wording in Section 3 - Effective Date and replacing it with "This Bylaw comes into force effective for the first complete billing period subsequent to December 1, 2006".

That "Sewer Connection and Regulation Bylaw, Amendment No. 3 (Sewer Rates), Bylaw No. 4648", be read a third time as amended.

3. City Planner - Advisory Planning Commission (CM) - Page 85

That the report of the Advisory Planning Commission Meeting held on September 7, 2006, be received. (Note: copies of photos in the Reading File).

4. "Zoning Amendment No. 54 (4409 Burde Street - Bhala), Bylaw No. 4649" (CM) - Page 108

That "Zoning Amendment No. 54 (4409 Burde Street - Bhala), Bylaw No. 4649", be now introduced and read a first time.

That "Zoning Amendment No. 54 (4409 Burde Street - Bhala), Bylaw No. 4649", be read a second time.

5. "Zoning Amendment No. 55 (3834, 3829 and 3808 - 10th Avenue - R. Boyle Architecture), Bylaw No. 4650" (CM) - Page 110

That "Zoning Amendment No. 55 (3834, 3829 and 3808 - 10th Avenue - R. Boyle Architecture), Bylaw No. 4650", be now introduced and read a first time.

That "Zoning Amendment No. 55 (3834, 3829 and 3808 - 10th Avenue - R. Boyle Architecture), Bylaw No. 4650", be read a second time.

6. Setting a Public Hearing for Bylaw No. 4649 and Bylaw No. 4650 (CM)

That the following two bylaws be advanced to Public Hearing on Monday, October 16, 2006 at 5:00 pm in the Council Chambers at City Hall.

1. *"Zoning Amendment No. 54 (4409 Burde Street - Bhala), Bylaw No. 4649"*
2. *"Zoning Amendment No. 55 (3834, 3829 and 3808 - 10th Avenue - R. Boyle Architecture), Bylaw No. 4650".*

7. Permissive Tax Exemption Committee (IP)

Report from the Permissive Tax Exemption Committee providing recommendations for Council's consideration for Permissive and Church Tax Exemption Bylaws. (The final meeting of the Committee was Friday, September 22, their report and required bylaws will be distributed as a late item.)

I. REPORTS

1. Accounts (HC)

That the certification of the Director of Finance dated September 25, 2006 be received and the cheques numbered to inclusive, in payment of accounts totalling be approved.

2. RCMP (IP) - Page 112

Monthly report from the OIC, Port Alberni providing information about current departmental operations.

3. Parks and Recreation (KW) - Page 113

Monthly report from the Director of Parks and Recreation providing information about current departmental operations.

4. Alberni Valley Museum (IP) - Page 115

Monthly report from the Director of the Alberni Valley Museum providing information about current departmental operations and events.

5. City Planner - Development Variance Permit No. 60 – 3805 Redford Street (CM) - Page 116

Report dated September 15, 2006 from the City Planner for Council to consider the issuance of a Development Variance Permit (No. 60) for 4911 Gordon Avenue (to vary the rear yard setback and side yard setbacks).

That the report from the City Planner dated September 15, 2006 regarding proposed Development Variance Permit No. 60, be received and Council proceed with consideration of the Development Variance Permit.

- a) Introductory remarks by the Chair - Input received from the public and applicant and comments by staff and Council will form part of the record of input into the Development Variance Permit application.
- b) Background information from City Planner (NOTE: Members of the Public and Council will have the opportunity to ask questions of City Staff later on in this meeting.)
- c) Correspondence regarding the matter. (Any **late** correspondence regarding the matter to be read by the Clerk.)
- d) Presentation by the Applicant
- e) Input from the Public (Members of the Public, in making their presentations, may also ask questions, through the Chair, of City Staff and/or Applicant.)
- f) Questions from Council (Members of Council may ask questions, through the Chair, of City Staff, the Applicant or of the members of the public who may have spoken.)

That Development Variance Permit No. 608 to vary the Bulk and Site Regulations as specified in Section 6.7.3 of Port Alberni Zoning Bylaw No. 4395 as follows:

Vary Section 6.7.3 of Zoning Bylaw #4395 Bulk and Site Regulations Rear Yard Setback from 9 metres to 3.96 meters,

Vary Section 6.7.3 of Zoning Bylaw #4395 Bulk and Site Regulations Side Yard Setback from 3.5 metres to 1.34 meters (on the north property line),

Vary Section 6.7.3 of Zoning Bylaw #4395 Bulk and Site Regulations Side Yard Setback from 3.5 metres to 3.35 meters (on the south property line),

of the land legally described as that part of Block 19, District Lot 13, Alberni District, Plan 1735, lying to the south of a boundary parallel to and perpendicularly distant 155 feet from the northerly boundary of said block and to the west of Plan 11155 (4911 Gordon Avenue), be authorized by resolution of the City Council on September 25, 2006.

6. City Engineer - Contract Award for China Creek Watermain Replacement Phase 1 Project (JM) - Page 123

Report dated September 18, 2006 advising that three tenders were received for the China Creek Water Main Replacement Phase 1 Project, attaching the consultants, Koers and Associates Engineering, review of the tenders, and recommending that the contract be awarded to Fournier Excavating for \$1,048,058.64 (including GST) which is within the amount budgeted in the 2006 Capital Works Program.

That the report from the City Engineer dated September 18, 2006 recommending that the contract for the China Creek Watermain Replacement Phase 1 Project be awarded to Fournier Excavating for \$1,048,058.64 including GST, be received and Council concur with the recommendation.

7. **Mayor's Report**

8. **Councillors' Reports**

J. **QUESTION PERIOD**

An opportunity for the public and the press to ask questions of the Mayor and Council.

K. **OTHER COMPETENT BUSINESS**

(Including Motions and Notice of Motions)

L. **ADJOURNMENT**

That the meeting adjourn at pm.