

**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD  
MONDAY, JUNE 23, 2003 AT 7:00 PM IN THE CITY HALL COUNCIL CHAMBERS**

**PRESENT:** Mayor McRae, Councillors Chopra, Patterson, Price, and Solda.

**Regrets:** Councillors Lord and Mealey.

**A. MINUTES**

A. 1. Adoption of Agenda Solda/Patterson  
That the agenda be adopted as presented with the addition of C. (ii) 10. Kingsway Hotel item. Carried

A. 2. Adoption of Minutes Solda/Price  
That the minutes of the Regular Council meeting held June 9, 2003 be adopted as circulated. Carried

**B. DELEGATIONS**

B. 1. City Auditor, Don Jones of Evancic Perrault Robertson - Financial Report City Auditor, Don Jones of Evancic Perrault Robertson, appearing before Council to provide a review of the City of Port Alberni's 2002 Comprehensive Annual Financial Report.  
Chopra/Patterson  
That the letter from City Auditor, Don Jones of Evancic Perrault Robertson, dated June 18, 2003 outlining and attaching his report be received. Carried

Chopra/Price  
That the audited financial statements of the City for the year ended December 31, 2002 be received as presented. Carried

B. 2. Hugh Anderson, Port Alberni Port Authority Hugh Anderson, Director of Port Alberni Port Authority (PAPA), appearing before Council to provide a summary of his years of service as the City's representative on the Port Alberni Port Authority.

B. 3. John Mayba of Usma Nuu-Chah-Nulth - Forest Fest John Mayba of Usma Nuu-Chah-Nulth submitting a fax dated June 13, 2003 appeared before Council to provide information about the "Alberni Forest Fest" event to be held July 11 to 13, 2003 at McLean Mill.

B. 4. Tin Pants Theatre Troupe from McLean Mill - new mini show The Tin Pants Theatre Troupe (the McLean Mill resident theatre company) presented their brand new mini show.

- B. 5. Mr. Barry Brouse - Building Permit #004893, rebuild fire damaged dwelling at 3566 12<sup>th</sup> Avenue
- Mr. Barry Brouse was to discuss Building Permit #004893, but was absent.

**C. CORRESPONDENCE**

- C. (i) PROCLAMATIONS Nil**

**C. (ii) CORRESPONDENCE FOR ACTION**

- C. (ii) 1. Keith and Irene Moen - Cherry Creek Road, traffic safety - Barclay Capital Price/Solda  
That the letter from Keith and Irene Moen of 5076 Cherry Creek Road dated May 30, 2003 expressing concern about traffic safety with respect to the proposed access road from the new Barclay Capital development off Cherry Creek Road be received, the letter referred to Barclay Capital's Traffic Engineer for consideration and their response reviewed by the City's Traffic Advisory Committee. Carried
- C. (ii) 2. Roy Gunter-Smith of Bread of Life Centre - donation of a computer Chopra/Patterson  
That the letter from Roy Gunter-Smith of the Bread of Life Centre dated June 3, 2003 requesting the donation of a surplus computer be received and the writer be advised that a computer will be donated when one becomes available. Carried
- C. (ii) 3. Margaret Mealey - block party and road closure Price/Patterson  
That the e-mail from Margaret Mealey of Brown Road dated June 8, 2003 requesting permission to close Brown Road between Golden and Pybus Streets between 4:30 pm and 9:30 pm on July 12, 2003 to allow a block party to take place be received and Council concur with the request subject to notification of the RCMP. Carried

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| C. (ii) 4. | Pastor Trevor Finstad - block party and road closure   | Price/Chopra<br>That the letter from Pastor Trevor Finstad of Elim Tabernacle Church dated June 5, 2003 requesting permission to close a portion of Wallace Street from 9:00 am to 5:00 pm on September 20 <sup>th</sup> to allow a block party to take place be received and Council concur with the request subject to notification of the RCMP.  | Carried |
| C. (ii) 5. | Sukhbir Hundal - damage from Kiwanis Park maintenance  | Chopra/Solda<br>That the letter from Mr. Hundal of 3659 16 <sup>th</sup> Avenue received June 12, 2003 expressing concern about damage to his property resulting from rocks and debris expelled from City maintenance equipment and requesting the installation of protective edging, along with the report from the Director of Parks and Recreation dated June 19, 2003 recommending that a narrow concrete mowing strip along the north fence of the park be installed at a cost of \$500, be received and Council concur with the request.                            | Carried |
| C. (ii) 6. | Wendy Gallaway & Daniel Stubbs - Wedding Tractor Route | Price/Solda<br>That the letter from Wendy Gallaway & Daniel Stubbs dated June 12, 2003 requesting permission to use City streets for a proposed wedding tractor route starting from the Buy Low Grocery Store parking lot on Johnston Road, up Helen to Lathom on to Ian to Craig to Michigan to Cherry Creek Roads, then through the intersection into the Alberni Mall parking lot to Canadian Tire, then turn around back through the lot to Cherry Creek Road through the intersection down to Moore to the Cherry Creek Hall, be received and the request be denied. | Carried |
| C. (ii) 7. | Uptown Merchants - grant-in-aid - Echo Centre          | Solda/Patterson<br>That the letter from the Uptown Merchants dated June 12, 2003 advising that Barclay Capital is sponsoring a fund raising party on behalf of the Uptown Merchants on July 19, 2003, and requesting a grant-in-aid to pay for half of the rent of Echo Centre for the event (approximately \$350) be received and the request be denied due to the grant-in-aid budget being spent for 2003.   | Carried |

- C. (ii) 8.      Community Energy Association - Energy Aware Award      Solda/Patterson  
That the package from The Community Energy Association received June 17, 2003 inviting all local governments to participate in the contest for the Energy Aware Award, be received.      Carried
- C. (ii) 9.      Land and Water British Columbia Inc. - Application for Water Licence on China Creek      Price/Solda  
That the letter from Land and Water British Columbia Inc. dated June 13, 2003 enclosing a referral request form inviting comment on a water power (general) project application for China Creek received from the Hupacasath First Nation on June 4, 2003 be received.      Carried
- Price/Solda  
That Council for the City of Port Alberni request an extension in the time required to provide comment on the application file #1002359 to collect more details from the applicant.      Carried
- C. (ii) 10.      Kingsway Hotel - Application for Temporary Change to a Liquor Licence      Price/Chopra  
That the Application for Temporary Change to a Liquor Licence submitted by the Kingsway Hotel, requesting Council's "non objection" to allow operation of an outside patio area in conjunction with the Grand Prix Go Kart races from 10:00 am to one hour past the last race of each day, on July 5 and 6, 2003, in front and on the side of the "Kingsway Hotel" located at 3203 1<sup>st</sup> Avenue, be received and that Mr. Towell, Manager, be advised the Council has no object to the application.      Carried
- C. (iii)      INFORMATIONAL CORRESPONDENCE**
- C. (iii) 1.      Minister of Transport - *Canada Marine Act*      Minister of Transport submitting a letter dated June 4, 2003 enclosing a copy of the recently-tabled report on the review of the *Canada Marine Act*.
- C. (iii) 2.      Chair of UBCM Aboriginal Affairs Committee - Community to Community Forum Report      Chair of UBCM Aboriginal Affairs Committee submitting a Memorandum dated June 6, 2003 enclosing a copy of the final report from the 2003 Community to Community Forum.

- C. (iii) 3. Brian P. Burke, President and General Manager - Vancouver Canucks  
Brian P. Burke, President and General Manager of the Vancouver Canucks submitting a letter dated June 5, 2003 thanking the Mayor for his letter of support.
- C. (iii) 4. Powell River Regional District - *Agriculture, Food and Fisheries Statutes Amendment Act, 2003*  
Powell River Regional District submitting a letter dated June 4, 2003 conveying its objection to Bill 48, the "*Agriculture, Food and Fisheries Statutes Amendment Act, 2003*" as it undermines the relationships between the provincial and local governments and the people they serve and urging the Province to abandon the Bill.
- C. (iii) 5. University of Victoria - CASSIS (CAscadia SeISmic Experiment)  
The University of Victoria submitting a letter dated June 9, 2003 advising of a large-scale seismic experiment (CASSIS) that they are planning for August 2003 in the region of central Vancouver Island the area offshore involving generating seismic energy from controlled subsurface explosions on land and from a large airgun at sea which will reveal the deep structures of the Earth where many earthquakes are generated.
- C. (iii) 6. Alberni Athletic Association - thanking the City for donation of computer  
Olga Kanigan of the Alberni Athletic Association submitting a letter dated June 2, 2003 thanking the City for its generous donation of a computer.
- C. (iii) 7. Office of the Prime Minister - Health Care System  
The Office of the Prime Minister submitting a letter dated June 10, 2003 responding to a letter from the City Clerk regarding Canada's health care system.
- C. (iii) 8. Woodward Walker, Barristers & Solicitors - Rail Track Usage Lease  
Woodward Walker, Barristers & Solicitors, submitting a letter dated June 12, 2003 responding to a question regarding the Rail Track Usage Lease between the City and E & N Railway Company (1998) Ltd.

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| C. (iii) 9.             | Union of British Columbia Municipalities (UBCM) - Call for Nominations for UBCM Executive    | The Union of British Columbia Municipalities (UBCM) submitting a newsletter dated June, 2003 calling for nominations for its executive.   |         |
| C. (iii) 10.            | House of Commons Canada - 2001 Fraser River Salmon Fishery                                   | House of Commons Canada submitting a Report of the Standing Committee on Fisheries and Oceans on "The 2001 Fraser River Salmon Fishery".  |         |
| C. (iii) 11.            | City of North Vancouver - Unrestrained Proliferation of Private Liquor Stores in Communities | The City of North Vancouver submitting an e-mail correspondence dated June 20, 2003 providing a copy of its recently endorsed resolution regarding unrestrained proliferation of private liquor stores in communities.  |         |
| C. (iii) 12.            | Port Alberni Women's Resources Society (PAWRS) - Newsletter                                  | Port Alberni Women's Resources Society (PAWRS) submitting its Summer Newsletter.  |         |
| C. (iii) 13.            | Bread of Life - Annual Report & Accountant's Review Statement                                | The Bread of Life submitting a letter dated June 17, 2003 enclosing a copy of its 2003 Annual Report and the Accountant's Review Statement .<br><br>Chopra/Patterson<br>That Informational Correspondence items numbered 1 through 13, be received and filed. | Carried |
| <b>D. <u>BYLAWS</u></b> |  |   |         |
| D. 1.                   | "Board of Variance Bylaw, Amendment No. 1, Bylaw" - final adoption                           | Chopra/Price<br>That "Board of Variance Bylaw, Amendment No. 1, Bylaw" Bylaw No. 4529, be now finally adopted, signed by the Mayor and Clerk, sealed with the Corporate Seal and numbered 4529.   | Carried |
| D. 2.                   | Animal Control and Pound Bylaw, Amendment No. 1, Bylaw                                       | Solda/Patterson<br>That "Animal Control and Pound Bylaw, Amendment No. 1, Bylaw", Bylaw No. 4526, be now read a third time.   | Carried |

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| D. 3.     | City Clerk -<br>Verbal Report<br>for Public<br>Hearing  | Price/Chopra<br>That the verbal report from the City Clerk providing a<br>summary of the Public Hearing conducted at 6:30 pm<br>this evening to consider Bylaw Nos. 4527 and 4528,<br>be received.   | Carried                |
|           | "Official<br>Community Plan<br>Amendment No.<br>25 (4205 6 <sup>th</sup><br>Avenue -<br>Fitness Centre)<br>Bylaw" - third<br>reading and<br>adoption) | Price/Solda<br>That "Official Community Plan Amendment No. 25<br>(4205 6 <sup>th</sup> Avenue - Fitness Centre) Bylaw", Bylaw No.<br>4527, be now read a third time.<br><br>Price/Chopra<br>That "Official Community Plan Amendment No. 25<br>(4205 6 <sup>th</sup> Avenue - Fitness Centre) Bylaw", Bylaw No.<br>4527, be now finally adopted, signed by the Mayor<br>and Clerk, sealed with the Corporate Seal and<br>numbered 4527. | Carried<br><br>Carried |
|           | "Zoning<br>Amendment No.<br>18 (4205 6 <sup>th</sup><br>Avenue -<br>Fitness Centre)<br>Bylaw" - third<br>reading and<br>adoption                      | Price/Solda<br>That "Zoning Amendment No. 18 (4205 6 <sup>th</sup> Avenue -<br>Fitness Centre) Bylaw", Bylaw No. 4528, be now read<br>a third time.<br><br>Price/Chopra<br>That "Zoning Amendment No. 18 (4205 6 <sup>th</sup> Avenue -<br>Fitness Centre) Bylaw", Bylaw No. 4528, be now<br>finally adopted, signed by the Mayor and Clerk,<br>sealed with the Corporate Seal and numbered 4528.                                      | Carried<br><br>Carried |
| <b>E.</b> | <b><u>UNFINISHED BUSINESS</u></b>   | Nil  |                        |
| <b>F.</b> | <b><u>REPORTS</u></b>   |  |                        |
| F. 1.     | Accounts  | Chopra/Price<br>That the certification of the Director of Finance dated<br>June 23, 2003 be received and cheques numbered<br>74984 to 75186 inclusive, in payment of accounts<br>totaling \$1,414,817.00 be approved.  | Carried                |
| F. 2.     | RCMP - monthly<br>report  | Solda/Price<br>That the report from the Officer in Charge, RCMP<br>Port Alberni Detachment, providing information about<br>departmental operations in May, 2003, be received<br>and filed.   | Carried                |

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| F. 3. | Parks &<br>Recreation -<br>monthly report                           | Solda/Price<br>That the report from the Director of Parks and Recreation dated May 21, 2003 providing information about department operations be received and filed.  | Carried |
| F. 4. | Museum -<br>monthly report  | Patterson/Chopra<br>That the report from the Museum Director dated June 16, 2003 providing information about departmental operations be received and filed.   | Carried |
| F. 5. | City Clerk -<br>H20-4<br>Restaurant,<br>Johnston Road<br>Renovation | Chopra/Solda<br>That the report from the City Clerk dated June 17, 2003 advising that the H20-4 Restaurant on Johnston Road has applied for a liquor licence to add a bar, built-in cooler and seating arrangement adjustments and recommending the following resolution:<br><br>That Council for the City of Port Alberni does not wish to provide comments or recommendations to the Liquor Control and Licensing Branch with regard to the application of the H20-4, 4833 Johnston Road, for an increase in the occupancy load.<br><br>be received and Council concur with the recommendation. | Carried |
| F. 6. | Director of<br>Finance -<br>Transit Student<br>Bus Passes           | Price/Chopra<br>That the report from the Director of Finance dated June 18, 2003 recommending that City Council authorize by motion the expansion of the student monthly pass rate category to the Schedule "H" tariff in the annual operating agreement with BC Transit be received and Council concur with the recommendation.  | Carried |

- F. 7.            Director of  
Finance - Cruise  
Ship
- Solda/Patterson  
That the report from the Director of Finance dated  
June 18, 2003 requesting Council's approval of a  
contribution of \$1,044 and for in-kind services  
associated with the visiting cruise ship be received  
and Council concur with the recommendation.
- Carried
- Solda/Patterson  
That that Portion of Argyle Street west of Harbour  
Road, commonly referred to as Harbour Quay, be  
stopped and closed to traffic on July 1 and 2, 2003  
from 4:00 pm to 11:00 pm each day, and that all  
affected business be notified of the closures.
- Carried
- F. 8.            Director of  
Parks and  
Recreation -  
Alberni Valley  
Bulldogs Hockey  
Team  
Assignment
- Chopra/Price  
That the report from the Director of Parks and  
Recreation dated June 17, 2003 advising that the  
City has received a request for the assignment of  
lease for the Alberni Valley Bulldogs' use of the  
Alberni Valley Multiplex, from Alberni Valley Bulldogs  
Hockey Team Ltd. to 666082 BC Ltd., and  
recommending that Council approve the assignment  
of the lease as requested, be received and Council  
concur with the recommendation.
- Carried
- F. 9.            Statements of  
Financial  
Information
- Chopra/Price  
That the Council for the City of Port approves all the  
statements and schedules included in the Statement  
of Financial information, produced under the  
*Financial Information Act*, for the year 2002.
- Carried

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| F. 10. | SICC Report<br>from June 9,<br>1993 meeting  | Chopra/Solda<br>That the SICC Report from the June 9, 2003 meeting<br>advising that:<br><br><ol style="list-style-type: none"><li>1. Council has agreed to extend a right of first<br/>refusal for City owned property at Cherry<br/>Creek Road across from Maple Way (Purcell<br/>Properties Ltd.).</li><br/><li>2. Council has agreed that the City of Port<br/>Alberni confirm that they have not ruled out<br/>financial involvement in the China Creek Hydro<br/>Electric project providing proof of project<br/>viability and the protection of the City's<br/>interests.</li><br/><li>3. Council has agreed that the City of Port<br/>Alberni provide its support in principle to the<br/>exploration of the viability of the longer<br/>penstock for the China Creek Hydro project.</li></ol> | be received and filed. | Carried |
| F. 11. | Director of<br>Parks and<br>Recreation -<br>Multiplex Upper<br>Lounge<br>Renovations | Solda/Patterson<br>That the report from the Director of Parks and<br>Recreation dated June 19, 2003 recommending that<br>the contract to complete the floor in fill project at the<br>Alberni Valley Multiplex be awarded to Duncan Bay<br>Construction Ltd. in the amount of \$27, 774 be<br>received and Council concur with the<br>recommendation.   | Carried                | Carried |
| F. 12. | Mayor's Report   | The Mayor reported on recent activities and matters<br>of current interest.<br><br>Chopra/Patterson<br>That the Mayor's report be received.   | Carried                | Carried |
| F. 13. | Councillors'<br>Reports  | The Councillors reported on recent activities related<br>to their various portfolios.<br><br>Chopra/Patterson<br>That the Councillors' reports be received.   | Carried                | Carried |

G. MOTIONS AND NOTICES OF MOTIONS Nil

H. OTHER COMPETENT BUSINESS Nil

I. ADJOURNMENT

Chopra/Solda

That the meeting terminate at 8:56 pm.

Carried

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Mayor

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Clerk