

**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD
MONDAY, APRIL 28 2008 AT 7:00 PM IN THE CITY HALL COUNCIL CHAMBERS**

PRESENT: Mayor McRae, Councillors Chopra, McLeman, Mealey, Patterson, Solda and Whiteman

A minute of silence was held to commemorate the Day of Mourning for those who have lost their lives in the workplace.

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

Mealey/Patterson

That the agenda be adopted as circulated with the addition of late item, signature page attachment to item E.4.

Carried

B. ADOPTION OF MINUTES

Solda/Patterson

That the minutes of the April 14, 2008 Regular Council meeting be adopted as circulated.

Carried

C. DELEGATIONS

1. Federation of Canadian Municipalities

Mayor McRae presented a plaque from the Federation of Canadian Municipalities to Ken Watson, City Manager, recognizing his contribution and the City of Port Alberni's support of the Canada/Sri Lanka Municipal Cooperation Program over the past two years.

2. International Centre for Sustainable Cities

Amber Zirnhelt discussed sustainability planning and the Port Alberni Community Assessment noting two workshops will be held this week with community organizations and City staff with a report coming back to Council in late May or June.

3. Crystal Meth Task Force – Gillian Trumper

Gillian Trumper invited Council and staff, including the Bylaw Enforcement Officer to meet with Sgt. Maurice Brodeur of the Edmonton Police Department on May 22, 2008.

D. PROCLAMATIONS

1. Deb Barr, Recreation Programmer

Solda/Chopra

That the letter dated April 14, 2008 be received, the week of June 1 to 7, 2007 be proclaimed as "Seniors' Week" in Port Alberni and a photo op be arranged as requested.

Carried

2. Winston Joseph

Whiteman/Chopra

That the email dated April 23, 2008 be received and that June 1, 2008 to July 1, 2008 be proclaimed as "Flag Month" in Port Alberni.

Carried

E. CORRESPONDENCE FOR ACTION

1. Mount Klitsa Garden Club

McLeman/Mealey

That the letter dated April 18, 2008 requesting support for a broom busting week to be held in June, be received and that Council for the City of Port Alberni deny the request to deposit cut broom at the City compound on Ship Creek Road and support the request to the Regional District to have tipping fees waived during that week, noting that there will be free tipping at the Landfill on May 23rd & 24th, 2008.

Carried

2. Center Island Culture Fine Arts Collective

Patterson/Mealey

That the correspondence received April 23, 2008 regarding their first annual "Art in the Park" event, be received, and Council for the City of Port Alberni support the event as outlined and authorize the Economic Development Manager to assist in their efforts to find a suitable venue for the first annual "Art in the Park" event to be held July 11 – 13, 2008.

Carried

3. Barb Mellaart - Treadsetter Shoes

Mealey/Solda

That the letter dated April 12, 2008 requesting the City lengthen the no smoking zone in front of a building entrance or air intake from three metres to six metres, be received and forwarded to the Chamber of Commerce for comment.

Carried

Mealey/Solda

That staff be directed to investigate and report on measures being undertaken by other municipalities regarding this issue.

Carried

4. 5th Avenue Residents c/o Linda Denis

Solda/Chopra

That the letter dated April 23, 2008 requesting the status of the nuisance bylaw be received, and Council direct the City Clerk to provide an update on the status of the proposed bylaw at the next regular meeting of Council.

Carried

F. INFORMATIONAL CORRESPONDENCE

1. Charlie Wyse, MLA

Letter dated April 9, 2008 regarding Bill 7, the Local Government Statutes Amendment Act, which made some changes to the electoral law governing civic elections.

2. Edna Cox

Email dated April 10, 2008 expressing concern over the future of the Special Care wing at Echo Village.

3. Pacific Rim Health Services Cooperative

Copy of a letter dated April 10, 2008 to Howard Waldner, President and CEO, Vancouver Island Health Authority, requesting clarification and a preliminary report regarding site for a clinic.

4. Georgia Strait Alliance

Letter dated April 10, 2008 inviting the City to “partner” with the Georgia Strait Alliance and make a funding commitment to tackle issues along the strait that are related to the climate crisis.

5. Noel R. Crawford

Letter dated April 13, 2008 supporting efforts on providing a steam train rail service from Qualicum Beach to Port Alberni.

- 6. British Columbia Electoral Boundaries Commission**
A copy of the Amendments to the Preliminary Report of British Columbia Electoral Boundaries Commission received on April 10, 2008.
- 7. Community Energy Association**
Letter dated April 3, 2008 providing a copy of the “Utilities and Financing” the second module of their “Renewable Energy Guide for Local Governments in British Columbia”.
- 8. Community Futures Alberni-Clayoquot**
Providing program Activity Highlights for the period March 18 to April 16, 2008.
- 9. Vancouver Island Health Authority**
Email dated April 21, 2008 announcing that the new Patient Care Centre at Royal Jubilee Hospital due to open in 2011 aims to be the first acute care facility in Canada – and the largest health care building to achieve gold status under the Leadership in Energy and Environmental Design (LEED) program.
- 10. Heart & Stroke Foundation of BC & Yukon**
Letter received April 17, 2008 providing information on the upcoming 14th annual Heart & Stroke Big Bike event taking place in Port Alberni on May 28, 2008.
- 11. Government of British Columbia – Regional & Infrastructure Development Branch**
Letter dated April 16, 2008 advising that funding was not provided for the China Creek Water Main Replacement Phase 2 but that the application for the Argyle Street Sewage Pumpstation Upgrade was successful.
- 12. City of Chilliwack**
Letter dated April 14, 2008 providing a report entitled “Responding to the Dangers of Methamphetamine”.
- 13. City of Trail**
Copy of a letter dated April 19, 2008 to the Union of British Columbia Municipalities regarding Trade, Investment and Labour Mobility Agreement (TILMA) and requesting a report from the UBCM on the matter.
- 14. Community Futures**
Letter dated April 18, 2008 providing a copy of their recent ‘briefing’ advising of their program to help create jobs in rural areas and small towns on Vancouver Island and along the Mainland coast and encouraging people to come forward with ideas for consideration.
- 15. Union of British Columbia Municipalities – (UBCM)**
Fax received April 17, 2008 providing the 2008 Association of Vancouver Island and Coastal Communities Resolution Disposition.

16. **Union of British Columbia Municipalities – (UBCM)**
Fax received April 14, 2008 regarding Bill 23 – a new *Public Health Act* that replaces a very outdated legislation.
17. **Union of British Columbia Municipalities – (UBCM)**
Letter dated April 18, 2008 thanking the City for submitting the final report and financial summary for the City Port Alberni's *From Here to There: A Wellness Journey* and indicating that final payment of the grant in the amount of \$3,034.62 will follow shortly.
18. **Union of British Columbia Municipalities – (UBCM)**
Fax dated April 18, 2008 announcing that Built Environment & Active Transportation Community Planning Grants – Phase 1 is now accepting applications and will provide up to 10 grants, to a maximum of \$25,000 each.

McLeman/Mealey

That with respect to Item F. 13, Council for the City of Port Alberni support the City of Trail's request to the Union of British Columbia Municipalities (UBCM) for an update regarding the Trade, Investment and Labour Mobility Agreement (TILMA).

Carried

Mealey/Patterson

That Informational Correspondence items numbered 1 through 18 be received and filed.

Carried

G. UNFINISHED BUSINESS NIL

H. BYLAWS

1. **Solid Waste Collection and Disposal Bylaw, Amendment No. 4 (Multiple Residential and Commercial Bin Rates) 2008, Bylaw No. 4692**

McLeman/Mealey

That "Solid Waste Collection and Disposal Bylaw, Amendment No. 4 (Multiple Residential and Commercial Bin Rates) 2008, Bylaw No. 4692", be now finally adopted, signed by the Mayor and Clerk, sealed with the corporate seal and numbered 4692.

Carried

2. 2008 Property Tax Rate Bylaw

Chopra/Whiteman

That “Tax Rates 2008, Bylaw No. 4693” be now finally adopted, signed by the Mayor and Clerk, sealed with the corporate seal and numbered 4693.

Carried

3. City Planner – Advisory Planning Commission

Mealey/McLeman

That Council for the City of Port Alberni proceed with a map amendment to the Official Community Plan to change the designation of Lot A, District Lot 48, Alberni District, Plan VIP68122 (upper Burde Street) from Future Residential to Residential.

Carried

Mealey/McLeman

That Council for the City of Port Alberni proceed with a map amendment to the Zoning Bylaw to rezone Lot A, District Lot 48, Alberni District, Plan VIP68122 from R1 – Single Family Residential District, R2 – One and Two Family Residential District, RM1 – Low Density Multi Family Residential District, C1 – Local Commercial District and P2 – Parks and Recreation District to R1 – Single Family Residential District.

Carried

Mealey/Patterson

That as part of the development process the applicant be required to complete the following before final adoption of the bylaws:

- a) Receive a Preliminary Layout Approval for the proposed subdivision from the City of Port Alberni’s Approving Officer.*
- b) Submission of a cost estimate and security for the installation of a 1.5 metre wide compact gravel winding trail within the designated walkway along the Dry Creek Ravine.*

Carried

Mealey/Chopra

That Council for the City of Port Alberni proceed with a map amendment Zoning Bylaw to rezone 4404 Elizabeth Street (Lot 7, Block 9, District Lot 1, Alberni District, Plan 197) from R1 – Single Family Residential District to R2 – One and Two Family Residential District.

Carried

Mealey/Solda

That as part of the development process the applicant be required to complete the following before final adoption of the bylaws:

- a) Provide a parking layout to show how the parking spaces are to be accommodated.*

Carried

Mealey/Patterson

That Council for the City of Port Alberni proceed with the necessary Development Variance Permit to vary Zoning Bylaw No. 4395 as follows:

- a) Vary Section 5.15.3 Minimum Dwelling Unit Width from 5 metres to 4.26 metres for 4311 Kendall Avenue (Lot 2, District Lot 92, Alberni District, Plan VIP61392).*

And to give notice of intent to consider the issuance of a Development Variance Permit for 4311 Kendall Avenue (Lot 2, District Lot 92, Alberni District, Plan VIP61392)

Carried

4. Official Community Plan Amendment No. 2 (Burde Street – McManus Development Planning), Bylaw No. 4694

Mealey/McLeman

That "Official Community Plan Amendment No. 2 (Burde Street – McManus Development Planning), Bylaw No. 4694", be now introduced and read a first time.

Carried

Mealey/Solda

That "Official Community Plan Amendment No. 2 (Burde Street – McManus Development Planning) Bylaw No. 4694", be read a second time.

Carried

5. Zoning Amendment No. 68 (Burde Street – McManus Development Planning), Bylaw No. 4695

Mealey/Whiteman

That "Zoning Amendment No. 68 (Burde Street – McManus Development Planning), Bylaw No. 4695, be now introduced and read a first time.

Carried

Mealey/Patterson

That "Zoning Amendment No. 68 (Burde Street – McManus Development Planning), Bylaw No. 4695, be read a second time.

Carried

6. Zoning Amendment No. 69 (4404 Elizabeth Street – John Ruissen and Kathleen Nordstrom), Bylaw No. 4696

Mealey/Patterson

That "Zoning Amendment No. 69 (4404 Elizabeth Street – John Ruissen and Kathleen Nordstrom), Bylaw No. 4696, be now introduced and read a first time.

Carried

Mealey/Whiteman

That "Zoning Amendment No. 69 (4404 Elizabeth Street – John Ruissen and Kathleen Nordstrom), Bylaw No. 4696, be read a second time.

Carried

7. City Planner – Setting Public Hearing for Bylaw No.'s 4694, 4695 and 4696

Mealey/Solda

That the following Bylaws be advanced to a Public Hearing on Monday, May 12, 2008 at 6:00 pm in the Council Chambers at City Hall.

- 1. "Official Community Plan Amendment No. 2 (Burde Street – McManus Development Planning), Bylaw No. 4694".*
- 2. " Zoning Amendment No. 68 (Burde Street – McManus Development Planning), Bylaw No. 4695".*
- 3. "Zoning Amendment No. 69 (4404 Elizabeth Street – John Ruissen and Kathleen Nordstrom), Bylaw No. 4696".*

Carried

I. REPORTS

1. Accounts

Chopra/Mealey

That the certification of the Director of Finance dated April 28, 2008 be received and the cheques numbered 100301 to 100515 inclusive, in payment of accounts totalling \$428,375.70 be approved.

Carried

2. City Clerk - Public Hearing Report – April 14, 2008

Mealey/Whiteman

That the Public Hearing Report of April 14, 2008 be received and filed.

Carried

3. Ministry of Community Services - Harbour Quay Spirit Square

Chopra/Whiteman

That Council for the City of Port Alberni approve the Contribution Agreement for the Harbour Quay Spirit Square Project in Port Alberni and that the Mayor and City Clerk be authorized to sign the agreement.

Carried

4. City Clerk – Appointment of the Committee for the Approval of Public Events (CAPES)

Solda/Chopra

That Council for the City of Port Alberni appoint the 2008 CAPES Committee as outlined in the report of the City Clerk dated April 28, 2008, noting new Liquor Inspector is Dave Deimling.

Carried

5. Admin. Asst./Deputy City Clerk - Assignment of Lease – Donut Shop

Chopra/Patterson

That, under the authority of Section 8 of the Community Charter, the City of Port Alberni enter into an Assignment of Lease Agreement representing Mr. Barrowcliff's request for Council to approve the assignment of the Donut Shop business at Unit #3 – 5440 Argyle Street (Alberni Harbour Quay) lease to Mike and Samantha Barrowcliff and that the term of the lease be extended for an additional five years.

Carried

6. Fire Chief – Prohibiting Land Clearing and Demolition Debris Burning

Solda/Patterson

That Council for the City of Port Alberni endorse the Fire Chief's recommendation to amend Bylaw 4457 to prohibit open air burning for land clearing debris, wastes from building construction, and building demolition materials, with the appropriate penalty for violators and direct the City Clerk to prepare the required bylaw amendment for consideration.

Carried

7. City Engineer – Plywood Site Preliminary Site Investigation

Mealey/Patterson

That Council for the City of Port Alberni enter into an agreement with the Federation of Canadian Municipalities to contribute \$95,000 from the Land Sale Reserve Fund to the cost of the Stage 2 Preliminary Site Investigation at the Former Alberni Plywood Site.

Carried

8. Current Status Report

Chopra/Patterson

That the Current Status Report be received.

Carried

9. Mayor's Report - Ken McRae

Mealey/Patterson

That the Mayor's verbal report be received.

Carried

10. Councillor Chopra - General Government Services Report

Chopra/Mealey

That the monthly report from the Manager of Human Resources and Community Development providing information about current departmental operations, be received.

Carried

11. Councillor Solda - Health and Protective Services Report

Solda/Patterson

That the monthly report from the RCMP OIC providing information about current departmental operations, be received.

Carried

12. Councillor Mealey - Planning, Environmental Services and Library Report

13. Councillor Patterson – Heritage, Culture and Education Report

Patterson/Mealey

That the monthly report from the Director of the Alberni Valley Museum providing information about current departmental operations, be received.

Carried

14. Councillor McLeman - Transportation, Utilities and Forestry Report

15. Councillor Whiteman - Community Services, Economic Development & Tourism Report

Whiteman/Mealey

That the monthly report from the Director of Parks and Recreation providing information about current departmental operations, be received.

Carried

Whiteman/Solda

That the monthly report from the Economic Development Manager providing information about current departmental operations, be received.

Carried

Mealey/Patterson

That Councillors verbal reports be received.

Carried

J. QUESTION PERIOD

Ann Graboski noted she would like an opportunity to provide input regarding the request to lengthen the no smoking zone in front of buildings (Item E. 3).

K. OTHER COMPETENT BUSINESS

1. Councillor McLeman

McLeman/Mealey

That Council for the City of Port Alberni not make bottled water available on City premises.

Defeated

L. ADJOURNMENT

McLeman/Chopra

That the meeting adjourn at 9:05 pm.

Carried

Mayor

Clerk