

**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD MONDAY,
SEPTEMBER 8, 2008 AT 7:00 PM IN THE CITY HALL COUNCIL CHAMBERS**

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

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

Patterson/Mealey

That the agenda be adopted as circulated with the addition of a letter from School District 70 Alberni relating to item H2.

Carried

B. ADOPTION OF MINUTES

Solda/Whiteman

That the minutes of the Special Meeting held August 25, 2008, be adopted as circulated.

Carried

C. DELEGATIONS

1. City Engineer and City Clerk

The City Engineer and City Clerk introduced new staff members - Dave Cappus, Building/Plumbing Inspector and Mark Zenko, Bylaw Enforcement and Business License Inspector.

2. Tom McEvay

Tom McEvay was In attendance to discuss the recent Port Alberni group visit to China and the Beijing Olympics.

3. Literacy Alberni Society

Chopra/Patterson

That the letter from Tom Weegar, Literacy Alberni Society dated August 27, 2008, be received, the month September proclaimed as "Literacy Month", permission granted to hand out free AV Times newspapers, and the Mayor and all available Councillors and City Administrators participate in the event.

Carried

4. Donna Brett, BC150

Donna Brett made a presentation to the City from BC150 of five "event tents" for private rentals.

5. Joshua Prescott-Shaw

Whiteman/Solda

That Council for the City of Port Alberni support the grant application of Joshua Prescott-Shaw to the Canada Council for the Arts for a public sculpture, the City Manager, Director of the Alberni Valley Museum and Director of Parks and Recreation consult with Mr. Prescott-Shaw, Hupacasath First Nation and Tseshah First Nation to develop options for a suitable location for the structure on City property

Carried

D. PROCLAMATIONS

1. Port Alberni Association for Community Living

Chopra/McLeman

That the letter dated August 7, 2008 from the Port Alberni Association for Community Living requesting October as "Community Living Month" in Port Alberni, be received and the month proclaimed as requested.

Carried

2. Canadian Kennel Club

Solda/Mealey

That the letter from the Canadian Kennel Club requesting that September 20 to 27, 2008 be proclaimed as "RDOG Week" in Port Alberni be received and the week proclaimed as requested.

Carried

E. CORRESPONDENCE FOR ACTION

1. Lyle Price, Director, Vancouver Island Real Estate Board

Chopra/Mealey

That the letter dated August 14, 2008 from Lyle Price, Director of the Vancouver Island Real Estate Board requesting that fees for document search and reproduction for Realtors be waived, be received and staff be directed to develop amendments to the Fees and Charges Bylaw to reflect a single fee for all interests.

Carried

2. W.F. Cocker

Whiteman/Mealey

That the letter dated August, 2008 from W. F. Crocker requesting that the tree on City land at the corner of McBride and Strathcona be removed, be received and forwarded to the Parks Superintendent for comment.

Carried

3. BC Games

Whiteman/Mealey

That the letter dated August 18, 2008 from BC Games inviting the City to submit a bid to host the 2012 BC Winter Games, 2012 BC Summer Games, 2014 BC Winter Games or 2014 BC Summer Games and the report dated August 26, 2008 from the Director of Parks and Recreation recommending that the City not submit a bid to host the BC Games at this time, be received and Council for the City of Port Alberni not submit a bid to host the 2012 or 2014 BC Summer or Winter Games.

Carried

4. North Island College

McLeman/Mealey

That the letter dated August 27, 2008 from North Island College requesting 10 monthly student bus passes for prize giveaways and transit booklets/bus schedules for display at their Orientation Day to be held September 10, 2008 at the Port Alberni Campus, be received and the request granted.

Carried

5. Sukhbir Hundal

Mealey/McLeman

That the email received August 26, 2008 from Sukhbir Hundal thanking the City for the blue box program and keeping the Recycling Depot open on Fourth Avenue, and inquiring if the City plans to pave the Recycling Depot area, be received.

Carried

6. Vancouver Island University (VIU)

Patterson/Mealey

That the letter from Vancouver Island University dated August 2008 advising that the former Malaspina University-College has been granted university designation and is now called Vancouver Island University and requesting comments regarding what, if any, impacts this designation may have on the City, be received.

Carried

7. Honourable Jim Karygiannis, Member of Parliament

McLeman/Solda

That the letter from Honourable Jim Karygiannis, Member of Parliament dated August, 2008 requesting support for Private Member's Bill C-568 "an Act to amend Motor Vehicle Safety Act (speed limiters)", which is at First Reading in the House, be received.

Carried

8. BC Egg Marketing Board

Chopra/Mealey

That the letter from the BC Egg Marketing Board dated August 28, 2008 expressing concerns about UBCM Resolution B154 – Humane Egg Production Practices and requesting that Council consider the negative and far-reaching implications on such a ban, be received.

Carried

9. Pam Craig

McLeman/Chopra

That the letter from Pam Craig requesting permission to set up a tent on the corner of 4th Avenue and Napier Street in conjunction with Raise A Reader Day on September 24, be received and permission granted subject to approval from the Canadian Mental Health Association.

Carried

10. Port Alberni Action Zombie Walk 08

McLeman/Solda

That the email from Port Alberni Action Zombie Walk 08 dated September 2, 2008 advising of the First Annual Port Alberni Zombie walk on Saturday, October 25 from 9:00 am through the afternoon, be referred to the City Engineer to coordinate necessary safety precautions for the event.

Carried

F. INFORMATIONAL CORRESPONDENCE

1. BC Healthy Communities

Email dated August 18, 2008 providing the August newsletter entitled “People. Place. Potential”.

2. Beaver Creek Volunteer Fire Department

Letter from Mike Kobus, Deputy Chief, Beaver Creek Volunteer Fire Department thanking the Port Alberni Fire Department, Cherry Creek Volunteer Fire Department and Sproat Lake Volunteer Fire Department for their quick response to a recent call for mutual aid.

3. Vancouver Island Economic Alliance

Email providing information on the State of the Island Economic Summit on October 21-22, 2008 at the Vancouver Island Conference Centre in Nanaimo.

4. Ministry of Aboriginal Relations and Reconciliation

Copy of a letter dated July 31, 2008 to Sadie Greenaway, Kakawis Family Development Centre, advising that Ministry funding applied for by the Centre is not available.

5. BC Hydro

Letter dated August 20, 2008 advising that funding is available for municipal beautification projects. (Note: funding is available for one third of the BC Hydro beautification project cost; applications to be returned by October 1st).

6. Canadian Union of Postal Workers

Letter dated August 15, 2008 thanking the City for responding to their June 2008 letter (attached) by writing to the Canada Post Corporation Strategic Review opposing deregulation and requesting proper consultation with the public.

7. Western Canada Wilderness Committee

Letter dated August 22, 2008 providing their newest publication “*Why Doesn't BC Have Endangered Species Legislation?*”

8. BC Games

Letter dated August 29, 2008 providing a copy of the Year in Review communication entitled “Telling our Story”.

9. Terasen Gas

Letter dated August 21, 2008 thanking the City for signing the BC Climate Action Charter and committing to becoming carbon neutral by 2012.

10. Ministry of Community Development

Providing an updated Provincial Appointment Book for 2008 UBCM.

- 11. Union of British Columbia Municipalities**
Providing a copy of a letter dated August 19, 2008 from the Town of Lake Cowichan issuing a challenge to all Vancouver Island communities on the removal of scotch broom as a noxious weed.
- 12. Union of British Columbia Municipalities**
Letter dated August 22, 2008 thanking the City for providing a report on activities undertaken with the 2006 Emergency Planning Grant funding and advising that \$2,400.00 representing the final grant payment will be issued shortly.

Whiteman/Solda
That the Councillor responsible for Economic Development and the Manager of Economic Development attend the State of the Island Economic Summit on October 21 and 22, 2008.

Carried

Mealey/Patterson
That Informational Correspondence items numbered 1 through 12 be received and filed.

Carried

G. UNFINISHED BUSINESS

- 1. Fire Chief – Multi-Casualty Unit** *(From August 11/08 Meeting)*

Solda/Patterson
That the report from the Fire Chief dated August 20, 2008 regarding the request from John Douglas to provide a home for a multi-casualty unit (MCU) in the Alberni Valley be received, that Council deny the request and encourage the Province to maintain a BC Ambulance Service MCU in the Alberni Valley.

Carried

H. BYLAWS

- 1. “Chauffeur Regulation and Licencing 2008, Bylaw No. 4701”**

Chopra/Patterson
That "Chauffeur Regulation and Licencing 2008, Bylaw No. 4701", be now introduced and read a first time.

Carried

Chopra/Whiteman
That "Chauffeur Regulation and Licencing 2008, Bylaw No. 4701", be read a second time.

Carried

Chopra/Solda

That "Chauffeur Regulation and Licencing 2008, Bylaw No. 4701", be read a third time.

Carried

2. City Planner – Advisory Planning Commission

Mealey/Patterson

That the summary report of the August 28, 2008 Advisory Planning Commission meeting, be received.

Carried

Mealey/Whiteman

That the City proceed with the following amendments to the Official Community Plan Bylaw:

a) Amend Schedule A (Land Use Map) which forms an integral part of Port Alberni Official Community Plan Bylaw No. 4602 by changing the designation from Parks and Open Space to Institutional as shown on the attached Map 1. (Roger Site)

b) Amend Schedule A (Land Use Map) which forms an integral part of Port Alberni Official Community Plan Bylaw No. 4602 by changing the designation from a mix of Parks and Open Space, Institutional and Residential to a mix of Residential and Parks and Open Space as shown on the attached Map 2. (Klitsa Site)

Carried

Mealey/Solda

That the City proceed with the following amendments to the Zoning Bylaw:

a) Amend Schedule A (Zoning District Map) which forms an integral part of Port Alberni Zoning Bylaw 1998, No. 4395 by changing the zoning from P2 Parks and Recreation District to P1 Institutional District as shown on the attached Map 1. (Roger Site)

b) Amend Schedule A (Zoning District Map) which forms an integral part of Port Alberni Zoning Bylaw 1998, No. 4395 by changing the zoning from P1 Institutional District to a mix of R2 One and Two Family Residential District and P2 Parks and Recreation District as shown on the attached Map 2. (Klitsa Site)

Carried

Mealey/Patterson

That the letter from Jerry Linning, Secretary Treasurer of School District 70 providing an explanation of the building design issue for the proposed new high school, be referred to the Public Hearing.

Carried

3. “Official Community Plan Amendment No. 3 (New A.D.S.S. - Klitsa Development), 2008, Bylaw No. 4702”

Mealey/Patterson

That “Official Community Plan Amendment No. 3 (New A.D.S.S. - Klitsa Development), 2008, Bylaw No. 4702”, be now introduced and read a first time.

Carried

Mealey/Whiteman

That “Official Community Plan Amendment No. 3 (New A.D.S.S.- Klitsa Development), 2008, Bylaw No. 4702”, be read a second time.

Carried

4. “Zoning Amendment No. 70 (New A.D.S.S. - Klitsa Development), 2008, Bylaw No. 4703”

Mealey/Chopra

That “Zoning Amendment No. 70 (New A.D.S.S. - Klitsa Development), 2008, Bylaw No. 4703”, be now introduced and read a first time.

Carried

Mealey/Solda

That “Zoning Amendment No. 70 (New A.D.S.S. - Klitsa Development), 2008, Bylaw No. 4703”, be read a second time.

Carried

5. Requirements for Adoption of Bylaw No. 4702 and Bylaw No. 4703

Mealey/Solda

That as part of the development process, School District No. 70 be required to complete the following before final adoption of “Official Community Plan Amendment No. 3 (New A.D.S.S.- Klitsa Development), 2008, Bylaw No. 4702” and “Zoning Amendment No. 70 (New A.D.S.S. - Klitsa Development), 2008, Bylaw No. 4703”:

- a) *That a cost estimate be prepared for a left hand turn lane and emergency vehicle pre-empt for the intersection of 10th Avenue and Roger Street. That security be provided based on the cost estimate or that a restrictive covenant requiring the works be prepared.*

Carried

Mealey/Patterson

That a cost estimate be prepared for the construction of a sidewalk on the south side of Roger Street from 10th Avenue to Kendall Avenue. That security be provided based on the cost estimate or that a restrictive covenant requiring the works be prepared.

Carried

Mealey/Whiteman

That the City of Port Alberni receive confirmation in writing from School District 70 that City staff will approve defined functional requirements and performance criteria and any proposed changes to those criteria in the Design-Build Request for Proposals for the proposed new secondary school.

Carried

Mealey/Patterson

That the Engineering and Planning Departments be directed to prepare a report prior to a public hearing for Bylaw No. 4702 and Bylaw No. 4703 that would provide options for parking restrictions and enforcement on King Street and other neighbouring streets and that an option be approved by Council prior to the opening of the proposed Secondary School.

Carried

6. Setting Public Hearing for Bylaw No. 4702 and Bylaw No. 4703

Mealey/Chopra

That the following Bylaws be advanced to a Public Hearing on Wednesday, October 8, 2008 at 7:00 pm in the Cedar Room at Echo Centre: Official Community Plan Amendment No. 3 (New A.D.S.S.- Klitsa Development), 2008, Bylaw No. 4702”; and “Zoning Amendment No. 70 (New A.D.S.S. - Klitsa Development), 2008, Bylaw No. 4703”.

Carried

I. REPORTS

1. Accounts

Chopra/Whiteman

That the certification of the Director of Finance dated September 8, 2008 be received and the cheques numbered 102045 to 102195 inclusive, in payment of accounts totalling \$858,470.29, be approved.

Carried

2. Director of Finance – Audit Committee Minutes

Chopra/McLeman

That the minutes of the July 28, 2008 Audit Committee Meeting, the report dated July 2, 2008 from the Director of Finance responding to questions arising from the June 23, 2008 meeting and the financial statements ending June 30, 2008, be received.

Carried

3. Director of Finance – Request for Proposal #2008 – Banking Services

Chopra/Whiteman

That the report from the Director of Finance dated September 3, 2008 recommending that the Request For Proposal #2008 – Banking Services be awarded to BMO Bank of Montreal be received and the recommendation approved.

Carried

4. Director of Parks and Recreation – U17 Lighting Upgrades – AV Multiplex

Whiteman/Mealey

That the report from the Director of Parks and Recreation dated August 27, 2008 regarding U17 lighting upgrades at the AV Multiplex be received, and Council for the City of Port Alberni authorize an expenditure of \$100,000 for lighting improvements at the Alberni Valley Multiplex with funding from the Parks and Recreation Capital Reserve and that the current Five Year Financial Plan be amended accordingly.

Carried

5. Director of Parks and Recreation – Navy League of Canada Property Drainage

McLeman/Solda

That the report from the Director of Parks and Recreation dated August 28, 2008 regarding drainage problems at 4210 Cedarwood be received, and that Council for the City of Port Alberni authorize an expenditure from the contingency budget, in the amount of \$10,000 for the installation of a new drainage system on City owned property at 4210 Cedarwood adjacent to the Navy League building.

Carried

6. Director of Parks and Recreation – Greenwood Cemetery Upright Monuments

McLeman/Solda

That the report from the Director of Parks and Recreation dated August 14, 2008 regarding Greenwood Cemetery Upright Monuments be received, and that Council for the City of Port Alberni not allow the placement of upright monuments at Greenwood Cemetery and continue with the current policy and procedures.

Carried

7. City Engineer – Preliminary Geotechnical Assessment, Melrose Street and 8th Avenue

Mealey/Patterson

That the report from the City Engineer dated May 6, 2008 regarding the preliminary geotechnical assessment of the City owned property at Melrose Street and 8th Avenue, be received and a copy of the report forwarded to the Habitat for Humanity group for discussion on the viability of the site for development.

Carried

8. City Manager – Policy Manual

Chopra/Whiteman

That the report from the City Manager dated September 3, 2008 regarding the City's Policy Manual be received and adoption of the Manual considered at the next meeting of Council on September 29, 2008.

Carried

9. Bylaw Enforcement Officer/Business Licence Inspector – Nuisance Premises at 5245 Ian Avenue

Solda/Mealey

That Council for the City of Port Alberni pursuant to Division 12 of Part 3 of the Community Charter hereby resolves that:

The structure located at 5245 Ian Avenue, Lot 1, District Lot 13, Alberni District, Plan 50776 is hereby declared a nuisance; and

The owners of the property are hereby ordered to take the following remedial action by midnight on October 9, 2008:

either apply for a building permit and proceed with construction of the house without delay, subject to the Building Inspector's approval of the existing structure, or to demolish the structure and foundation and restore the property to it's natural grade free of depressions.

And be it further resolved that the City Clerk of the City of Port Alberni be and is hereby authorized in default of such remedial measure being undertaken by the owner, to carry out the demolition of the structure or have such work carried out and the expense charged to the owner. If unpaid by December 31 in the year in which the work is done, the expense shall be added to and form part of the taxes to be paid on the real property as taxes in arrears or be collected as a debt.

Carried

10. City Clerk – MTI's – Tempest Programming and Training

Chopra/Solda

That Council for the City of Port Alberni authorize staff to proceed with the implementation of the Tempest module for Municipal Ticket Information, including training, at an expense of \$6,900.

Carried

11. Current Status Report

*Chopra/Patterson
That the Current Status report be received.*

Carried

12. Mayor's Report

*Mealey/Patterson
That the Mayor's report be received.*

Carried

13. Councillor Chopra - General Government Services Report

Councillor Chopra left the meeting at 8:56 pm.

14. Councillor McLeman - Transportation, Utilities and Forestry Report

*McLeman/Mealey
That the monthly report from the City Engineer providing information about
current departmental operations, be received.*

Carried

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

*Mealey/Patterson
That the monthly report from the City Planner providing information about
current departmental operations, be received.*

Carried

16. Councillor Patterson - Heritage, Culture and Education Report

17. Councillor Solda - Health and Protective Services Report

*Solda/Mealey
That the monthly report from the Fire Chief providing information about
current departmental operations, be received.*

Carried

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

J. QUESTION PERIOD

Fred Boyko Jr. expressed concerns regarding the proposed Habitat for Humanity project at 8th and Melrose.

Donna Brett thanked Council for completing the soil testing at 8th and Melrose. They look forward to a copy of the results.

K. OTHER COMPETENT BUSINESS

Council agreed that the next regular meeting will be moved from Tuesday, October 14 at 7:00 pm to Tuesday, October 14 at 12:00 pm.

L. ADJOURNMENT

That the meeting adjourn at pm.

Carried

Mayor

Clerk