

**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD
MONDAY, APRIL 12, 2010 AT 2:00 PM
IN THE CITY HALL COUNCIL CHAMBERS**

PRESENT: Mayor McRae, Councillors Douglas, McLeman, Patterson, Solda and Whiteman

EXCUSED: Councillor Chopra

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

Whiteman/Patterson

That the agenda be approved as circulated with the addition of late items C.1 - Alberni Community & Women's Services Society and E.12 - Alberni Athletic Hall Association.

Carried

B. ADOPTION OF MINUTES

Solda/Whiteman

That the minutes from the Regular Council Meeting held March 22, 2010 at 7:00 pm, be approved as circulated.

Carried

C. DELEGATIONS

1. Sheila Seitcher, Alberni Community & Women's Services

In attendance to request Council proclaim "Prevention of Violence Against Women Week".

Solda/Whiteman

That the third week in April be proclaimed as "Prevention of Violence Against Women Week" in Port Alberni.

Carried

D. PROCLAMATIONS

1. Alberni Valley Hospice Society/Ty Watson House

Solda/Patterson

That May 2 to 8, 2010 be proclaimed as "National Hospice Palliative Care Week" in Port Alberni and Council members available attend the Annual Hike for Hospice event on the Kitsuksis Dyke, Sunday, May 2nd between 11:00 am to 2:00 pm.

Carried

E. CORRESPONDENCE FOR ACTION

1. Darlene Tuinstra

McLeman/Solda

That the letter dated March 10, 2010 providing truck traffic count information on 3rd Avenue from Darlene Tuinstra concerned about heavy vehicles in the uptown area, be referred to the Advisory Traffic Committee.

Carried

2. Jennifer Fisher-Bradley

Solda/McLeman

That the letter dated March 1, 2010 from Jennifer Fisher-Bradley requesting the City's building bylaw be enforced regarding the demolition of buildings without permits by the Falls Street trailer park developers, River Bank Estates, 2955 15th Avenue, be received and staff provide a response explaining that the permit is for administrative purposes only.

Carried

3. Port Alberni & District Labour Council

Solda/McLeman

That the letter dated March 10, 2010 from the Port Alberni & District Labour Council dated March 10, 2010 be received and the observance of the "National Day of Mourning" on April 28th be recognized as requested.

Carried

4. Evergreen Exhibitions

McLeman/Solda

That the letter dated March 31, 2010 from Evergreen Exhibitions Ltd. requesting permission to suspend a banner across 10th Avenue near Echo Centre from April 13 to 19, 2010 to promote its annual Spring Home Show to be held April 16 to 18 at the Alberni Valley Multiplex, be received and the request approved.

Carried

5. Wendy Westover

McLeman/Solda

That the letter dated March 24, 2010 from Wendy Westover requesting that something be done about the noise and air pollution from the Gertrude Street and Compton Road area, and offering some solutions, be referred to the Advisory Traffic Committee for a response with an invitation to attend being extended to Ms. Westover.

Carried

6. Janice Sheehan, Waterfront Gallery

Whiteman/Solda

That the letter dated April 1, 2010 from Janice Sheehan of the Waterfront Gallery at the Alberni Harbour Quay requesting that the Fish & Chip shop that is being moved be located further east so it does not block her Gallery frontage window, be received.

Carried

7. Gerard Kennedy, Official Opposition Critic, Infrastructure, Cities and Communities

Solda/Patterson

That the e-mail dated March 31, 2010 regarding a Parliamentary Review of the impact of the March 31st Infrastructure Stimulus deadline; attaching a Motion that was passed asking for a review of the deadline and its impact on municipalities and requesting a response to the attached Deadline Questionnaire, be received.

Carried

8. Swale Rock Café

McLeman/Patterson

That the letter dated April 1, 2010 from Lily Diotte, Business Owner of the Swale Rock Café, concerned over the removal of the flower boxes throughout the City and suggesting flower boxes be returned to merchants who are willing to look after them, be received and an explanation of the budget decision provided.

Carried

9. Debbie Molloy

Solda/McLeman

That the e-mail dated March 22, 2010 from Debbie Molloy providing copy of a newspaper article regarding the City of Parksville's fight over longer mobile homes and asking questions about the City of Port Alberni's policies on mobile homes, be received and the City Planner's explanation provided.

Carried

10. Myron Jespersen, Alberni Valley Transition Town Steering Group

Solda/Douglas

That the e-mail dated March 19, 2010 from Myron Jespersen, Alberni Valley Transition Town Steering Group, requesting that a community meeting take place in Port Alberni during the first week in May, to learn more about the proposal by Compliance Coal Corporation to open a coal mine near Comox and potentially ship the coal through Port Alberni for export to Asia, be received.

Carried

11. Jennifer Fisher-Bradley

Solda/Patterson

That the e-mail dated April 5, 2010 from Jennifer Fisher-Bradley providing information about the link between food insecurity in households and childhood obesity, requesting that a Committee of community members be formed to address this issue, be referred to the Alberni-Clayoquot Regional District.

Carried

12. Alberni Athletic Hall Association

Councillor Patterson declared a conflict of interest as he is a Director of the Alberni Athletic Hall Association. He left the meeting at approximately 2:23 pm.

Solda/Whiteman

That the City offer to provide use of the equipment necessary to install site servicing at the new Alberni Athletic Hall Association with members of CUPE volunteering the operators at no cost to the City.

Carried

Councillor Patterson returned to the meeting at approximately 2:30 pm.

F. INFORMATIONAL CORRESPONDENCE

1. Alberni Valley Social Planning Council

Minutes of the meeting held March 16, 2010.

2. Mae LeBlanc

E-mail dated March 29, 2010 complimenting the local grade 10 students on their design of the billboard promoting Port Alberni that is located in Nanoose Bay.

3. City of Burnaby

Letter dated March 11, 2010 providing resolutions expressing concern with the Government of Canada's lack of consultation with local governments regarding possible trade agreements.

4. Minister of Community and Rural Development

Copy of a letter dated April 1, 2010 to the Chair of the Alberni-Clayoquot Regional District replying to a request for an exemption under Section 799 of the *Local Government Act* to parts of the *Land Title Act*, regarding the need to be able to develop the lands at the Tofino-Ucluelet Airport. The Alberni-Clayoquot Regional District Regulation has been amended and legal road access to the lands will not be a barrier to subdivision.

5. Canada - US Agreement on Government Procurement

- Ministry of Community and Rural Development
Letter dated March 23, 2010 informing that the Government of Canada and the Government of the United States of America recently concluded an agreement to address "Buy American" provisions and to enhance reciprocal access to sub-national (provincial and state) procurement.
- Ministry of Small Business, Technology and Economic Development
Memorandum dated February, 2010 providing a general description of the "Canada - US Agreement on Government Procurement" reached between Canada and the United States and the obligations this Agreement creates for local governments in British Columbia.

6. Union of British Columbia Municipalities (UBCM)

- Member Notice dated March 10, 2010 attaching the Final Report from the Regional District Task Force entitled "Enhancing the Tools for Problem Solving in Regions".
- E-mail dated March 30, 2010 attaching information regarding changes to the Strategic Wildfire Prevention Initiative.

7. City of Port Moody

Copy of a letter dated March 24, 2010 to the Local Government Elections Task Force submitting two recommendations for consideration (Term of Office and Voting Age).

8. Scott Fraser, MLA (Alberni-Pacific Rim)

Letter dated March 30, 2010 inviting input regarding the joint Provincial Government and Union of British Columbia (UBCM) Task Force to make recommendations for legislative changes to improve the electoral process for local government elections across British Columbia.

Solda/Patterson

That Informational Correspondence items numbered 1 through 8, be received and filed.

Carried

McLeman/Whiteman

That the City of Port Alberni provide a letter of support to the City of Burnaby's resolution for the FCM concerning the Government of Canada's lack of consultation with local governments regarding trade agreements.

Carried

G. UNFINISHED BUSINESS

Nil

H. BYLAWS

1. "Various Redundant or Expired Bylaws, Repeal Bylaw 2010, No. 4745"

Solda/Douglas

That "Various Redundant or Expired Bylaws, Repeal Bylaw 2010, No. 4745", be now finally adopted, signed by the Mayor and Clerk, sealed with the Corporate Seal and numbered 4745.

Carried

I. REPORTS

1. Accounts

Solda/Patterson

That the certification of the Director of Finance dated April 12, 2010 be received and the cheques numbered 109593 to 109812 inclusive, in payment of accounts totalling \$1,426,271.02, be approved.

Carried

2. City Clerk - Disposition of City Property (4110 6th Avenue, Former RCMP Building)

Solda/Douglas

That Council for the City of Port Alberni proceed with the sale of Lot 2, District Lot 1, Alberni District, Plan VIP54601, 4110 6th Avenue (former RCMP Building) for the price of \$250,000 to A. and S. Cardinal and V. Smith and the Mayor and City Clerk be authorized to execute the required transfer documents.

Carried

3. Director of Finance - 2010/11 BC Transit Annual Operating Agreement

Solda/Patterson

That the report from the Director of Finance dated March 22, 2010 be received and Council for the City of Port Alberni approve the 2010/11 Annual Operating Agreement for transit services in Port Alberni and authorize the Mayor and City Clerk to sign the agreement.

Carried

4. Director of Finance - Residential Solid Waste Fee and Billing

McLeman/Solda

That Council for the City of Port Alberni direct staff to prepare the necessary bylaw amendments to implement bi-weekly solid waste collection for residential solid waste collection and adjust the annual fees charged.

Carried

McLeman/Whiteman

That Council for the City of Port Alberni direct staff to bill the annual residential solid waste collection fee in three equal installments on the current utility bill commencing for the year 2010.

Carried

5. City Clerk - Liquor Licence Application - Chances Rim Rock Gaming Centre

Solda/McLeman

THAT Council for the City of Port Alberni recommends the approval of the application to provide a new outdoor patio increasing capacity by 49 persons for Liquor License #302659 to Rim Rock Gaming Centre at 4890 Cherry Creek Road and that this be communicated to the Liquor Control and Licensing Branch along with the following response to their criteria:

a) Noise

The subject facility is removed from residences and is considered suitable for the type of establishment proposed.

- b) Impact**
There is little or no impact anticipated from the proposed change.
- c) Purpose**
The intended purpose is suitable and will compliment the establishment.
- d) Views of the residents**
Public input was solicited with two display advertisements placed in the Alberni Valley Times, April 1st and 7th, 2010. Notice was delivered to all premises within a 75 metre radius of the facility and was posted at City Hall.

and that the City Clerk be authorized to sign the application.

Carried

6. Committee for Approval of Public Events (CAPES)

Solda/Patterson

That Council for the City of Port Alberni endorse the recommendations of the March 24, 2010 meeting of the Committee for Approval of Public Events and notify the applicants accordingly.

Carried

7. Museum Director - Operation of the McLean Mill National Historic Site

Patterson/Whiteman

That Council for the City of Port Alberni recommends that the Vancouver Island Industrial Heritage Society and the City of Port Alberni pursue adoption of a new operating agreement for the McLean Mill. The new agreement should:

- Refine the roles and responsibilities of the Museum and the Industrial Heritage Society to achieve more clarity and efficiency with regard to management of the McLean Mill.*
- Simplify and clarify the financial relationship between the two organizations.*
- Provide for a dispute resolution process should conflict arise on operational issues.*

Carried

8. City Engineer - Equipment Award - Asphalt Patch Truck

McLeman/Patterson

That Council for the City of Port Alberni award the low bid tender for the Asphalt Patch Truck to Island Freightliner for \$150,501.60.

Carried

9. Current Status Report

*Solda/Patterson
That the Current Status Report be received.*

Carried

10. Mayor's Report

*Solda/Patterson
That the Mayor's Report be received.*

Carried

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

12. Councillor Solda - Planning, Health and Protective Services Report

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

Carried

13. Councillor Patterson - Heritage, Culture and Education Report

14. Councillor McLeman - Transportation, Utilities and Forestry Report

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

Carried

15. Councillor Douglas - Environmental Services and Library Report

16. Councillor Chopra - General Government Services Report

J. QUESTION PERIOD

There were none.

K. OTHER COMPETENT BUSINESS

1. Welcome Sign and Landscaping near Ship Creek Road and Anderson Avenue

*Douglas/McLeman
That Council for the City of Port Alberni direct staff to investigate and report back to Council, the placement of a welcome sign and modest landscaping on the City's southern boundary near Ship Creek Road and Anderson Avenue.*

Carried

L. ADJOURNMENT

*Patterson/Whiteman
That the meeting adjourn at 3:27 pm.*

Carried

Mayor

Clerk