

**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD
MONDAY, FEBRUARY 22, 2010 AT 7:00 PM
IN THE CITY HALL COUNCIL CHAMBERS**

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

EXCUSED: Councillor Douglas

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

Patterson/Whiteman

That the agenda be approved as circulated with the addition of late item I.8 - Report re Community Forest and K.1 - Setting of Special Meeting.

Carried

B. ADOPTION OF MINUTES

Chopra/Solda

That the minutes from the Regular Council Meeting held February 8, 2010 at 2:00 pm, be approved as circulated.

Carried

C. DELEGATIONS

1. Christopher Donison, Executive Artistic Director, Music by the Sea

Christopher Donison, Executive Artistic Director of Music by the Sea, provided an update regarding Music by the Sea.

Chopra/Solda

That the letter dated February 15, 2010 from Christopher Donison, Executive Artistic Director, Music by the Sea, be received and Council for the City of Port Alberni agree to the creation of the position of ex-officio Board Member for the Office of the Mayor.

Carried

2. Ron Paulson

Ron Paulson provided information about the "Taste of Vancouver Island & Sunshine Coast" event attended at Robson Square, Vancouver on February 11, 2010 as part of the Winter Olympics.

D. PROCLAMATIONS

1. Easter Seals Month

Whiteman/Chopra

That the letter received February 5, 2010 from the British Columbia Lions Society for Children with Disabilities requesting that Council declare March as "Easter Seals Month" in Port Alberni, be received and the month proclaimed as requested.

Carried

2. Lymphedema Awareness Day

Solda/Whiteman

That the e-mail dated February 10, 2010 from the BC Lymphedema Association requesting that Council declare March 6, 2010 as "Lymphedema Awareness Day" in Port Alberni, be received and the day proclaimed as requested.

Carried

3. Community Social Services Awareness Month

Chopra/Patterson

That the letter dated February 11, 2010 requesting that Council declare March as "Community Social Services Awareness Month" in Port Alberni, be received and the day proclaimed as requested.

Carried

E. CORRESPONDENCE FOR ACTION

1. Columbia Institute - Centre for Civic Governance

Chopra/Patterson

That information regarding the "Resilient Communities: Cool Ideas for Locally-Elected Leaders" Workshop in Harrison Hot Springs on March 26 and 27, 2010, be received and filed.

Carried

2. Association of Vancouver Island and Coastal Communities (AVICC)

Chopra/McLeman

That attendance at this year's Association of Vancouver Island and Coastal Communities (AVICC), April 9 to 11, 2010 in Powell River, BC, be confirmed to include Mayor McRae and Councillors Douglas, McLeman, Solda and Whiteman.

Carried

3. Federation of Canadian Municipalities (FCM)

Chopra/Solda

That Mayor McRae be authorized to attend this year's FCM Conference in Toronto, Ontario from May 28 to 31, 2010 with costs to be shared with the Alberni-Clayoquot Regional District.

Carried

4. Port Alberni Folkfest Multicultural Society

McLeman/Chopra

That the letter received February 5, 2010 from the Port Alberni Multicultural Folkfest Society requesting use of City streets on Thursday, July 1, 2010 for the Canada Day Parade, be received and Council concur with the request subject to notification of emergency services, consultation with all affected businesses to minimize potential conflict and traffic concerns and provision of standard liability insurance.

Carried

5. Union of British Columbia Municipalities (UBCM)

Chopra/Patterson

That the City Clerk be authorized as the City's delegate to attend the "Local Government Elections Task Force" UBCM Member Consultation regarding recommendations for legislative changes to improve the electoral process for local government elections, on March 12, 2010 in Richmond.

Carried

6. PriceWaterhouseCoopers

Chopra/McLeman

That the information regarding the Annual PricewaterhouseCoopers Global Forest and Paper Industry Conference in Vancouver on Tuesday, May 11, 2010, be received and filed.

Carried

7. Canwest Canspell 2010

Whiteman/Patterson

That the letter dated February 8, 2010 from Canwest Canspell 2010 be received and Council for the City of Port Alberni endorse the initiative as requested.

Carried

8. Gary Robertson

Solda/Chopra

That the letter dated February 11, 2010 from Gary Robertson requesting Council consider a change to the CMX2 zoning to exclude "strip club" and "sex shop", be received and referred to staff for review.

Carried

9. Cowichan Energy Alternatives

Whiteman/Solda

That the letter received February 15, 2010 from Cowichan Energy Alternatives Society's "Vancouver Island Bio-Fuel Network Project" be received, and referred to the City Engineer and Economic Development Manager for review and comment.

Carried

10. Pitch-In Canada - Operation Clean Sweep

McLeman/Chopra

That the letter dated February 16, 2010 from Pitch-In Canada - Operation Clean Sweep providing information on this year's "Pitch-In Canada Week", April 19 to 25, 2010, be received.

Carried

F. INFORMATIONAL CORRESPONDENCE

1. RCMP Contract Negotiations

Union of British Columbia Municipalities notice dated February 8, 2010 providing an update on the current RCMP contract negotiations.

2. Forest Practices Board

Executive Summary and Media Release dated February 3, 2010 announcing its report titled "Managing Forest Fuels in the Wildland Urban Interface".

3. Union of British Columbia Municipalities (UBCM)

- Highlights of the UBCM Executive Meeting held January 21-22, 2010.
- Provincial Throne Speech Highlights

4. Alberni District Historical Society

Newsletter dated February, 2010.

5. Canadian Association of Home & Property Inspectors (BC)

Letter dated February 4, 2010 providing an update and articles on the progress and increasing experience with homes and properties that were formerly marijuana grow ops or drug labs.

6. Vancouver Island Health Authority/Crisis Society (Central Vancouver Island)

News Release dated February 12, 2010 advising that the Central Vancouver Island Crisis Society has been awarded the contract for Vancouver Island's single Crisis Line Service Provider.

7. Municipal Finance Authority (MFA)

Brochure received February 8, 2010 advising of the Municipal Finance Authority of BC's 2010 Financial Forum and Annual General Meeting to be held March 24-25, 2010 in Victoria.

8. Wes Boris, ADSS Student

Letter dated February 8, 2010 requesting more underage music venues to be used as a drug/alcohol free hangout for teenagers who like music.

Chopra/Patterson

That Mike Kokura be authorized to represent the City of Port Alberni as well as the Alberni-Clayoquot Regional District at the Municipal Finance Forum and Annual General Meeting in March.

Carried

Solda/Patterson

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

Carried

G. UNFINISHED BUSINESS

Nil

H. BYLAWS

1. City Clerk – Public Hearing Reports for Bylaws #4735

Councillor McLeman declared a conflict and left the meeting at approximately 7:55 pm.

Solda/Chopra

That the reports of the Public Hearings held December 14, 2009 at 6:00 pm and February 8, 2010 at 5:00 pm regarding "Zoning Amendment No. No. 79 (4003 Johnston Road - DeLuca), Bylaw No. 4735", be received.

Carried

2. "Zoning Amendment No. 79 (4003 Johnston Road - DeLuca), Bylaw No. 4735"

Solda/Chopra

That "Zoning Amendment No. 79 (4003 Johnston Road - DeLuca), Bylaw No. 4735", be read a third time.

Carried

Councillor McLeman returned at approximately 8:05 pm.

3. "Council Remuneration and Expenses Bylaw Amendment"

Chopra/Whiteman

That "Council Remuneration and Expenses Bylaw, Amendment No. 2, Bylaw No. 4743", be now introduced and read a first time.

Carried

Chopra/Patterson

That "Council Remuneration and Expenses Bylaw, Amendment No. 2, Bylaw No. 4743", be read a second time.

Carried

Chopra/Whiteman

That "Council Remuneration and Expenses Bylaw, Amendment No. 2, Bylaw No. 4743", be read a third time.

Carried

4. "5 Year Financial Plan Bylaw 2010-2014, Bylaw No. 4744"

Chopra/Patterson

That "5 Year Financial Plan Bylaw 2010-2014, Bylaw No.4744" be now introduced and read a first time.

Carried

Chopra/Solda

That "5 Year Financial Plan Bylaw 2010-2014, Bylaw No. 4744" be read a second time.

Carried

Chopra/Patterson

That "5 Year Financial Plan Bylaw 2010-2014, Bylaw No. 4744" be read a third time.

Carried

I. REPORTS

1. Accounts

Chopra/Solda

That the certification of the Director of Finance dated February 22, 2010 be received and the cheques numbered 109136 to 109289 inclusive, in payment of accounts totalling \$811,203.11, be approved.

Carried

2. City Planner - Development Variance Permit No. 71 and Development Permit No. 09-03, 4963 Angus Street (Ian Niamath, Architect) - Former Beaufort Convention Centre Building

The City Planner provided background information regarding the applications. No late correspondence was received regarding the matter.

The applicant, Paul Saroya, and the Architect, Ian Niamath, were in attendance and provided an overview of the proposed building, answering questions of Council with respect to the appearance and proposed use of the building.

Gary Robertson, 3094 3rd Avenue, expressed his support for the proposal as both a resident and business owner in the uptown core.

Solda/Chopra

That Council for the City of Port Alberni approve Development Variance Permit No. 71 to vary Zoning Bylaw No. 4395 as it applies to Lot B, District Lot 1, Alberni District, Plan 32610 (4963 Angus Street), with the following Variances:

- *Section 7.7 required amount of parking from 76 required parking spaces to 51 required parking spaces;*
- *Section 6.25.4 (i)(d) Conditions of Use from 76 required private balconies to 14 required private balconies, and*
- *Section 6.25.4 (ii) Density Bonusing Maximum Height from a maximum height of 18 metres permitted to a maximum height of 26 metres permitted.*

Carried

Solda/Whiteman

That Council for the City of Port Alberni approve Development Permit No. 09-03 and the Mayor and City Clerk be authorized to sign the Permit including the following Schedule B development plans:

1. *Site Plan - Drawing A1 (dated December 1, 2009)*
2. *Elevation Plans - Drawings A6 & A7 (dated December 1, 2009)*
3. *Landscape Plans - Drawings L1 & L2 (dated February 15, 2010).*

Carried

3. City Manager - Local Preference Purchasing Consideration

Chopra/Whiteman

That Council for the City of Port Alberni adopt the revised Purchasing Policy presented which maintains the former clause regarding local preference and includes new reference to TILMA obligations and new direction on advertising of tenders.

Defeated

Chopra/Patterson

That Council for the City of Port Alberni revise the Purchasing Policy to include a \$1,000 local preference allowance for purchases valued below the TILMA threshold levels. Local bidders to be defined as business located in the City of Port Alberni and holding a valid City of Port Alberni business licence.

Carried

4. Director of Parks and Recreation - Harbour Quay Boardwalk Tender

Whiteman/Patterson

That Council for the City of Port Alberni award the contract to construct the new boardwalk at Alberni Harbour Quay to West Van Isle Contracting at the contract amount of \$356,757.45, including GST.

Carried

5. Director of Parks and Recreation - Harbour Quay Boardwalk Tender - Concrete Walks

Whiteman/Chopra

That Council for the City of Port Alberni award the contract to construct the new concrete sidewalks at Alberni Harbour Quay to Bowerman Contracting Ltd. at the contract amount of \$62,632.50, including GST.

Carried

6. City Clerk - Pacific Rim Health Services Cooperative, 4711 Elizabeth Street

Councillor McLeman declared a conflict and left the meeting at approximately 9:10 pm.

Chopra/Patterson

That Council for the City of Port Alberni approve of the lease of 4711 Elizabeth Street to the Pacific Rim Health Services Cooperative for one year for \$1, with the Cooperative being responsible for all maintenance and expenses including taxes and the Mayor and Clerk be authorized to sign the lease agreement.

Carried

Councillor McLeman returned at approximately 9:12 pm.

7. City Clerk - Franklin River Road Water Connection Requests

McLeman/Solda

That Council for the City of Port Alberni deny the requests of the Murray's and the Patterson's for additional water connections requested to facilitate subdivision of the remainder of Lot 2 and Lot 3, Plan VIP 71739, north of Franklin River Road.

*For the Motion: Mayor McRae, Councillors Solda and McLeman
Against the Motion: Councillors Chopra, Whiteman and Patterson
Defeated*

Chopra/Patterson

That Council for the City of Port Alberni approve the requests of the Murray's and the Patterson's for additional water connections requested to facilitate subdivision of the remainder of Lot 2 and Lot 3, Plan VIP 71739, north of Franklin River Road, subject to caveats regarding water quality and pressure.

*For the Motion: Councillors Chopra, McLeman, Patterson and Whiteman
Against the Motion: Mayor McRae, Councillor Solda
Carried*

8. City Manager - Appointment of Directors to the Alberni Valley Community Forest Corporation

McLeman/Chopra

That Council for the City of Port Alberni appoint Chris Duncan, Ed Proteau, Jim Sears and Gary Swann as directors of the Alberni Valley Community Forest Corporation.

Carried

McLeman/Chopra

That Council appoint Warren Lauder as a director of the Alberni Valley Community Forest Corporation, as nominated by the Band Council of the Hupacasath First Nation.

Carried

McLeman/Chopra

That Council appoint Richard Sam Sr. as a director of the Alberni Valley Community Forest Corporation, as nominated by the Band Council of the Tseshah First Nation.

Carried

McLeman/Chopra

That Council appoint Penny Cote as a director of the Alberni Valley Community Forest Corporation, as nominated by the Sproat Lake Electoral Area representative on the Regional Board of the Alberni-Clayoquot Regional District.

Carried

*McLeman/Chopra
That Council for the City of Port Alberni confirm Councillor Jack McLeman
as the non-voting Council liaison member of the Board as nominated by
Mayor Ken McRae.*

Carried

9. Current Status Report

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

Carried

10. Mayor's Report

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

Carried

Councillor Chopra left the meeting at approximately 9:30 pm.

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

*Whiteman/Patterson
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

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

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

Carried

13. Councillor Patterson - Heritage, Culture and Education Report

*Patterson/Solda
That the monthly report from the Director of the Museum providing
information about current departmental operations, be received.*

Carried

*Patterson/McLeman
That the minutes of the February 3, 2010 Alberni Valley Museum and
Heritage Commission meeting, be received.*

Carried

14. Councillor McLeman - Transportation, Utilities and Forestry Report

J. QUESTION PERIOD

There were none.

K. OTHER COMPETENT BUSINESS

1. Special Council Meeting

*Whiteman/Patterson
That a Special Meeting of Council be held March 8, 2010 at 2:00 pm in
Council Chambers.*

Carried

L. ADJOURNMENT

*Solda/Patterson
That the meeting adjourn at 9:42 pm.*

Carried

Mayor

Clerk