

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

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

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

Patterson/Solda

That the agenda be approved as circulated with the addition of late items D.4. Autism proclamation and I.7.1. Rail Track Agreement and that item I.2. Fire Chief's report be removed from the agenda.

Carried

B. ADOPTION OF MINUTES

Solda/Whiteman

That the minutes from the Regular Council Meeting held February 22, 2010 and Special Council Meeting held March 8, 2010, be approved as circulated.

Carried

C. DELEGATIONS

1. Gillian Trumper, Woodtech 21

Gillian Trumper presented Woodtech 21's Annual Report and requested Council's consideration of a wood-first policy in public buildings. Council directed staff to bring forward a policy for Council's consideration.

2. Mainstream Canada

Representatives from Mainstream Canada (finfish aquaculture producer) were in attendance to provide an update on their organization.

D. PROCLAMATIONS

1. Canadian Cancer Society

Solda/Patterson

That the letter dated February 18, 2010 from the Canadian Cancer Society requesting that Council declare April as "Canadian Cancer Society's Daffodil Month" and April 9th as "Daffodil Day" in Port Alberni be received and the month and day proclaimed as requested.

Carried

2. Community Arts Council of the Alberni

Patterson/Whiteman

That the letter dated March 5, 2010 from the Community Arts Council of the Alberni Valley requesting that Council declare April 18th to 24th as "Arts and Culture Week" in Port Alberni be received and the week proclaimed as requested.

Carried

3. City of Port Alberni

Solda/McLeman

That the letter dated March 8, 2010 from the Deb Barr, Recreation Programmer, City of Port Alberni, requesting that Council declare June 6th to 12th as "Seniors Week" in Port Alberni be received and the week proclaimed as requested.

Carried

4. Autism Awareness

Solda/Chopra

That the email dated March 22, 2010 from Paula Casault, requesting that Council declare April, 2010 as "Autism Awareness Month" in Port Alberni be received and the month proclaimed as requested.

Carried

E. CORRESPONDENCE FOR ACTION

1. Save Clutesi for Fishers Committee.

Chopra/Solda

That the letter from the Save Clutesi for Fishers Committee dated February 19, 2010 and the petition opposing the proposed Hupacasath Tsu-Ma-As Transformation Society "centre" at the Clutesi Haven Marina, and offering to represent the community in general in any planning or discussions regarding the site and area, be received.

Carried

2. Vancouver Island Economic Alliance

Whiteman/Chopra

That the letter from the Vancouver Island Economic Alliance inviting the City's membership, be received.

Carried

3. Sukhbir S. Hundal

McLeman/Patterson

That the email from Sukhbir S. Hundal dated March 2, 2010 requesting that the City fix the potholes on Burde Street at 10th Avenue, be received, referred to the City Engineer and a report provided to Council.

Carried

4. Corus Custom Networks

Chopra/Patterson

That the letter from Corus Custom Networks dated February 22, 2010 requesting a letter of support to the CRTC for their license to operate a new TV channel in Western Canada, be received.

Carried

5. Nestle Waters

McLeman/Whiteman

That the letter from Nestle Waters dated February 16, 2010 expressing concerns over the possible ban of the sale of bottled water at some municipally owned facilities and requesting an opportunity to meet with Council to discuss the issue, be received.

Carried

6. Tourism Vancouver Island

Whiteman/Chopra

That the email from Tourism Vancouver Island dated March 5, 2010 inviting the City to bid to host the Tourism Vancouver Island's 2011 or 2012 Conference and AGM, be received.

Carried

7. BC Hydro

Douglas/Chopra

That the letter from BC Hydro dated February 25, 2010 be received and the community encouraged to celebrate "Earth Hour" on March 27 by turning out lights from 8:30 to 9:30 pm.

Carried

8. BC Royal Canadian Legion

Chopra/Solda

That the e-mail dated March 15, 2010 from the Royal Canadian Legion, Campaign Office enclosing information on their "Military Service Recognition Book" and inviting the City to purchase space for a support message/advertisement, be received.

Carried

9. 4800 Block of Johnston Road Businesses

McLeman/Solda

That the letter from businesses on the east side of 4800 block of Johnston Road requesting signage changes be received and referred to the Advisory Traffic Committee.

Carried

10. Ricky Maasuu

Whiteman/Chopra

That the letter from Ricky Maasuu be received and referred to School District #70 and the Nuu-cha-nuulth Tribal Council.

Carried

11. BC Coalition for Action on Alcohol Reform

Solda/Patterson

That the letter from the BC Coalition for Action on Alcohol Reform be received and referred to the OIC, RCMP.

Carried

F. INFORMATIONAL CORRESPONDENCE

1. BC Parks

Letter dated February 17, 2010 regarding the "Strathcona Centennial Expedition 1910 – 2010. (Note: a celebration will be held at the AV Museum on August 7th at 7:00 pm.

2. Alberni Valley Social Planning Council

Minutes of the meeting held February 16, 2010.

3. Western Forest Products Inc.

Letter dated February 18, 2010 advising that TFL 44 Management Plan (MP) #5 is available for public review until April 20, 2010 at their Port Alberni and Campbell River offices, the Ministry of Forests and Range on Cherry Creek Road

and via their website at

www.westernforest.com/company/stewardship/planning.php.

4. **BC Transit**
Providing an update on BC Transit's Corporate Strategic Plan.
5. **Vancouver Island Health Authority (VIHA)**
 - Public Service Announcement dated March 1, 2010 promoting consumption of home grown and locally grown foods.
 - News Release announcing the use of part of Cowichan Lodge as temporary housing for individuals who lost their homes in the Kiwanis Pavilion fire.
6. **CUPE BC**
Letter dated February 22, 2010 providing links to reports regarding long term implications of public-private partnerships (P3s).
7. **Port Alberni International Twinning Society**
Letter dated February 8, 2010 thanking Council for their 2010 Grant-in-Aid.
8. **Community Arts Council of the Alberni Valley**
Letter dated March 5, 2010 thanking Council for their 2010 Grant-in-Aid.
9. **BC Healthy Communities**
March 2010 newsletter.
10. **Union of British Columbia Municipalities (UBCM)**
Letter dated March 3, 2010 advising Council's 2009 resolution regarding community watersheds has been referred to the April 2010 Executive Meeting.
11. **Polis Project on Ecological Governance**
Letter dated March 11th, 2010 providing information regarding Water Act Reform in British Columbia and urging engagement in the public consultation process by the Water Stewardship Division of BC Ministry of Environment occurring until April 30th, 2010.
12. **Ministry of Housing & Social Development**
Correspondence dated March 15th, 2010 advising that the Ministry of Housing and Social Development will discontinue the minimum shelter allowance of \$75 effective June 1st and will only pay shelter allowances of actual shelter expenses up to the maximum allowed based on family size.

Solda/Douglas

That Council for the City of Port Alberni invite a representative of the Ministry of Housing and Social Development to discuss the changes to the minimum shelter allowance and the impact to the community.

Carried

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

Carried

G. UNFINISHED BUSINESS

1. City Engineer and Economic Development Manager – Cowichan Energy Alternatives (from February 22, 2010 Council meeting)

Whiteman/Chopra
That the report from the City Engineer and Economic Development Manager dated March 3, 2010 be received, a letter of support in principle be provided for Cowichan Energy Alternatives Society's "Vancouver Island Bio-Fuel Network Project", and request that they share the information with local proponents who have similar interests.

Carried

H. BYLAWS

1. "Council Remuneration and Expenses Bylaw, Amendment No. 2, Bylaw No. 4743"

Chopra/Solda
That "Council Remuneration and Expenses Bylaw, Amendment No. 2, Bylaw No. 4743", be now finally adopted, signed by the Mayor and Clerk, sealed with the Corporate Seal and numbered 4743.

Carried

2. "Development Cost Charges, 2009, Bylaw No. 4713"

Chopra/McLeman
That "Development Cost Charges, 2009, Bylaw No. 4713", be now finally adopted, signed by the Mayor and Clerk, sealed with the Corporate Seal and numbered 4713.

Carried

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

Chopra/Patterson
That "Various Redundant or Expired Bylaws, Repeal Bylaw 2010, No. 4745", be read a first time.

Carried

Chopra/Solda
That "Various Redundant or Expired Bylaws, Repeal Bylaw 2010, No. 4745", be read a second time.

Carried

Chopra/Douglas
That "Various Redundant or Expired Bylaws, Repeal Bylaw 2010, No. 4745", be read a third time.

Carried

4. City Planner – Advisory Planning Commission

J. McManus dba McManus Development Planning – Development Application:
Development Variance Permit and Development Permit
3778 15th Avenue and 3908 Redford Street

Solda/Douglas
That Council for the City of Port Alberni deny the Development Variance Permit application for 3778 15th Avenue and 3908 Redford Street to vary the required Rear Yard Setback from 6 m (19.7 ft) to 4.3 m. (14 ft).

Solda/Patterson
That the subject resolution be tabled to allow consideration of a delegation representing the applicant.

Carried

McLeman/Whiteman
That Council for the City of Port Alberni receive Mr. Jody Rai as a delegation to discuss his Development Variance Permit to apply to 3778 15th Avenue and 3908 Redford street.

Carried

Mr. Rai circulated an outline of his presentation which is attached to and forms part of these minutes.

Douglas/Whiteman
That the subject resolution be lifted from the table.

Carried

The resolution "That Council for the City of Port Alberni deny the Development Variance Permit application for 3778 15th Avenue and 3908 Redford Street to vary the required Rear Yard Setback from 6 m (19.7 ft) to 4.3 m. (14 ft)", was defeated.

Solda/Whiteman

That City Council give notice of intent to consider the issuance of a Development Variance Permit for Lot 3, District Lot 46, Alberni District, Plan 6363, PID 005-837-464 (3778 15th Avenue) and Lot A, District Lot 46, Alberni District, Plan 6363, PID 017-883-539(3908 Redford Street), to vary Zoning Bylaw #4395 as follows:

Vary the Rear Yard Setback in the C4 Highway Commercial District from 6 m (19.7 ft) to 4.3 m (14 ft), a variance of 1.7 m (5.6 ft).

Carried

D. and H. Koehle – Development Application:
Official Community Plan Bylaw and Zoning Bylaw Amendments
2659 Burde Street

Solda/Chopra

That Council for the City of Port Alberni proceed with the application to amend the Official Community Plan from Future Residential to Residential and the Zoning amendment from FD – Future Residential to R4 – Semi Rural Residential District.

Carried

5. "Official Community Plan Amendment No. 8 (2659 Burde Street – Koehle), Bylaw No. 4746"

Solda/Chopra

That "Official Community Plan Amendment No. 8 (2659 Burde Street – Koehle), Bylaw No. 4746", be now introduced and read a first time.

Carried

Solda/Chopra

That "Official Community Plan Amendment No. 8 (2659 Burde Street – Koehle), Bylaw No. 4746", be read a second time.

Carried

6. "Zoning Amendment No. 81 (2659 Burde Street – Koehle), Bylaw No. 4747"

Solda/Chopra

That "Zoning Amendment No. 81 (2659 Burde Street – Koehle), Bylaw No. 4747", be now introduced and read a first time.

Carried

Solda/McLeman

That "Zoning Amendment No. 81 (2659 Burde Street – Koehle), Bylaw No. 4747", be read a second time.

Carried

7. Setting Public Hearing for Bylaws No. 4746 and 4747

Solda/Chopra

That "Official Community Plan Amendment No. 8 (2659 Burde street – Koehle), Bylaw No. 4746" and "Zoning Amendment No. 81 (2659 Burde Street – Koehle), Bylaw No. 4747", be advanced to a Public Hearing on April 26, 2010 at 6:00 pm in the City Hall Council Chambers.

Carried

I. REPORTS

1. Accounts

Chopra/Patterson

That the certification of the Director of Finance dated March 22, 2010 be received and the cheques numbered 109437 to 109592 inclusive, in payment of accounts totalling \$680,824.58, be approved.

Carried

2. Museum Director – Alberni Valley Museum Fund Raising Board

Patterson/Chopra

That the report from the Museum Director dated February 25th, 2010 be received and that Council endorse the fund raising initiatives being undertaken by the Fund Development subcommittee of the Alberni Valley Museum and Heritage Commission.

Carried

3. City Clerk - Local Government Elections Task Force

Chopra/Solda

That the report dated March 15th, 2010, regarding the Local Government Elections Task Force workshop be received.

Carried

4. Director of Finance - Purchasing Policy Revision

Chopra/McLeman

That the report dated March 16th, 2010 from the Director of Finance be received and that Council for the City of Port Alberni adopt the revised Purchasing Policy which includes new references to the TILMA regulations, new direction on advertising tenders and a new section entitled Local Vendor Preference.

Carried

5. Bylaw Enforcement Officer – 4135 Hollywood St. – Lee

Mr. Billy Lee was in attendance. He addressed Council and spoke of extortion and a conspiracy to steal his possessions from his house and property.

Solda/McLeman

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

- 1. the property located at 4135 Hollywood Street, Port Alberni, British Columbia, legally described as Lot 14, District Lot 1, Alberni District, Plan 11734, is hereby declared to be in violation of Section 4(b) of Property Maintenance Bylaw 2009 #4712;*
- 2. the owner of the property is hereby ordered to remove all refuse, as defined in Property Maintenance Bylaw 2009 #4712, from the exterior areas of the property by midnight on the 30th day of April, 2010.*

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 measures being undertaken by the owner, to carry out or have such work carried out and the expense charged to the owner. If unpaid on 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.

6. Director of Parks and Recreation - Disc Golf Grant

Whiteman/Solda

That the Council for the City of Port Alberni direct staff to apply for grant funding, totaling \$10,000, to the UBCM Senior's Housing Initiative for financial assistance with the development of a Disc Golf Course in the Echo Park Area.

Carried

7.1. Admin. Assistant/Deputy City Clerk – Rail Track Licence

Chopra/Patterson

That the report from the Admin. Assistant/Deputy City Clerk be received and the Mayor and City Clerk be authorized to sign the Rail Track License with the Island Corridor Foundation for a one year term effective January 1st, 2010 for the license fee of \$10.

Carried

7. Current Status Report

Chopra/Patterson

That the Current Status Report be received.

Carried

8. Mayor's Report

Solda/Patterson

That the Mayor's report be received.

Carried

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

Whiteman/Solda

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

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

Solda/McLeman

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

Carried

Solda/Chopra

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

Carried

Solda/Patterson

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

Carried

11. Councillor Patterson - Heritage, Culture and Education Report

Patterson/Whiteman

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

Carried

Patterson/Chopra

That the minutes from the Alberni Valley Museum and Heritage Commission meeting held March 3, 2010, be received.

Carried

12. Councillor McLeman - Transportation, Utilities and Forestry Report

McLeman/Chopra

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

Carried

13. Councillor Douglas - Environmental Services and Library Report

14. Councillor Chopra - General Government Services Report

J. QUESTION PERIOD

An opportunity for the public and the press to ask questions of the Mayor and Council. There were none.

K. OTHER COMPETENT BUSINESS

Councillor Douglas advised Council that he would bring forward a resolution for the City to consider investigating developing a welcome sign and a clean up at the southern entry to the City.

L. ADJOURNMENT

Patterson/Douglas

That the meeting adjourn at pm.

Carried

Mayor

Clerk