

**MINUTES OF THE REGULAR MEETING OF COUNCIL
HELD MONDAY, NOVEMBER 26, 2018 AT 7:00 PM
IN THE CITY HALL COUNCIL CHAMBERS**

PRESENT: Mayor Minions, Councillors Corbeil, Haggard, Paulson, Poon, Solda and Washington

A. CALL TO ORDER AND APPROVAL OF AGENDA

It was moved and seconded:

That the agenda be approved as circulated with the deletion of Delegation D. 2 and addition of items F. 2 (e) Chris Alemany and F. 2 (f) Rebecca Terepocki and F. 2 (g) Major Rai.

CARRIED

B. ADOPTION OF MINUTES

It was moved and seconded:

That the minutes from the Special Meeting of Council held at 3:00 pm on November 13th, 2018 and Regular Meeting of Council held at 7:00 pm on November 13th, 2018, be adopted

CARRIED

C. PUBLIC INPUT PERIOD

1. **Major Rai** attended to provide information regarding the provincial application process for licensing to operate a cannabis retail store.

D. DELEGATIONS

1. Alberni Valley Social Planning Council

Ron Jorgenson representing the AVSPC attended to request Council move forward with the creation of a Social Planning Commission.

It was moved and seconded:

That Council for the City of Port Alberni refer the issue of a Social Planning Commission to staff for report and recommendation.

CARRIED

E. UNFINISHED BUSINESS NIL

F. STAFF REPORTS

1. Accounts

It was moved and seconded:

That the certification of the Director of Finance dated November 26, 2018 be received and the cheques numbered 142608 to 142767 inclusive, in payment of accounts totalling \$850,207.27 be approved.

CARRIED

2. Manager of Bylaw Services/Consulting City Planner - Cannabis Retail

The Manager of Bylaw Services and Consulting City Planner reviewed the recommendations in the November 14, 2018 report forwarded from the November 19, 2018 Committee of the Whole meeting regarding proposed changes to the City's existing bylaw regulations to transition from medical marijuana dispensaries to cannabis retail businesses within the City of Port Alberni.

It was moved and seconded:

That the following correspondence items related to cannabis retail, be received:

(a) Email from Rachel Rose dated November 20, 2018 wondering why cannabis needs to be licensed separately from other retail products.

(b) Email from Chris and Theresa Alemany proposing Council go slow on cannabis deliberations.

- (c) Letter dated November 20, 2018 from the Liquor Distribution Branch indicating their interest in operating a BC Cannabis Store in Port Alberni***
- (d) Letter from Aaron Brevick requesting Council does not adopt the recommendations contained in staff's November 14th, 2018 report at this time and instead ask for revisions to include all legal permits that became available on August 14th and October 17th.***
- (e) Email from Chris Alemany dated November 25, 2018 providing information in an article describing cannabis zoning in Grover Beach and Aracta, California.***
- (f) Email from Rebecca Terepocki dated November 22, 2018 sharing her observations and concerns regarding the Committee of the Whole meeting held November 19th and suggesting the public has not had enough input into the licensing of retail cannabis.***
- (g) Information provided by Major Rai outlining the provincial government requirements and regulations for licensees.***

CARRIED

It was moved and seconded:

That Council for the City of Port Alberni endorse the recommendations in the November 14, 2018 report and direct staff to bring forward amendments to the City's Zoning and Business Licensing Bylaws as outlined, including Cannabis retail added as a permitted use in all four (4) commercial zones - C2, C3, C4, C7; No setbacks from similar businesses; 300m setback from schools.

CARRIED

3. Manager of Bylaw Services - Remedial Action Requirement (2622 2nd Avenue)

It was moved and seconded:

That the report dated November 21, 2018 from the Manager of Bylaw Services, be received.

CARRIED

It was moved and seconded:

Remedial Action:

- 1) THAT Council, pursuant to the authority provided in Section 74 of the Community Charter and after reviewing the information provided in this report, declare the building and accessory building structure located on the property at 2622 2nd Avenue having a legal description of Lot 8, Block 91, District Lot1, Alberni District Plan VIP197B so dilapidated or unclean as to be offensive to the community and, as a result, declared nuisances that require remedial action to demolish and remove the damaged building and accessory building structure, and to level the site, in order to eliminate the nuisance.***
- 2) AND FURTHER THAT Council imposes the following remedial action requirements on the property owner/representative (registered owner on title of Mr. Henry Forbes, with representation of the estate by Allen & Co. Law Firm) for the building located on the property at 2622 2nd Avenue having a legal description of Lot 8, Block 91, District Lot1, Alberni District Plan VIP197B with respect to the building/structure noted above in Recommendation 1:***
 - a) to demolish the damaged building;***
 - b) to remove all debris from the demolition to an appropriate disposal site; and***
 - c) level the site; in order to eliminate the declared nuisances.***

Compliance & Reconsideration Notice Time Limit Recommendations:

- 3) AND FURTHER THAT Council, pursuant to Section 76 of the Community Charter, sets the time limit for completion of all the remedial action requirements described in Recommendation 2 to be not later than 5:00pm on December 27th, 2018.***
- 4) AND FURTHER THAT Council, pursuant to Section 76 of the Community Charter, sets the time limit for giving notice of a request for Council to reconsider the remedial action requirements described in Recommendation 2 to be no later than 5:00pm on December 10th, 2018.***

Municipal Action at Defaulter's Expense:

5) AND FURTHER THAT Council authorizes City Staff to take all appropriate action in accordance with Section 17 [Municipal Action at Defaulter's Expense] of the Community Charter to ensure the subject property is brought into compliance with all remedial action requirements described in Recommendation 2, provided that:

- a) The property owner/representative has not fully completed the remedial action requirements on or before the time limit specified in this Council resolution; and**
- b) All costs incurred by the City to bring the property into compliance shall be at the expense of the property owner/representative and, pursuant to Section 17 of the Community Charter; such costs shall be recovered from the property owner as a debt owed to the City of Port Alberni.**

CARRIED

4. City Clerk - Alberni Harbour Quay, Unit #17 - 5440 Argyle Street, Bob and Vicky Lee - Assignment of Lease

It was moved and seconded:

That Council for the City of Port Alberni refer consideration of the lease renewal for Unit #17 at the Alberni Harbour Quay with Bob and Vicky Lee to an upcoming meeting pending further information regarding business hours.

CARRIED

5. Economic Development Manager - Cruise Ship Attraction

It was moved and seconded

That the report from the Economic Development Manager providing an update regarding cruise ship attraction efforts, be received.

CARRIED

The Mayor called a 10 minute recess at 8:44 p.m.
The meeting resumed at 8:54 p.m.

6. **Managers' Monthly Reports**

Director of Parks, Recreation and Heritage

It was moved and seconded:

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

CARRIED

G. **BYLAWS**

1. **Deputy Director of Finance - "City of Port Alberni Cemetery Management, Bylaw No. 4976"**

It was moved and seconded:

That the report dated November 21, 2018 from the Deputy Director of Finance providing background on the Cemetery Care Fund Trust, be received.

CARRIED

It was moved and seconded:

That "City of Port Alberni Cemetery Management, Bylaw No. 4976" be now finally adopted, signed by the Mayor and Clerk, sealed with the corporate seal and numbered 4976.

CARRIED

2. **"Bylaw Offence Notice Enforcement Bylaw No. 4929-3"**

It was moved and seconded:

That "Bylaw Offence Notice Enforcement Amendment Bylaw No. 4929-3, 2018" be now finally adopted, signed by the Mayor and Clerk, sealed with the corporate seal and numbered 4929-3.

CARRIED

3. **“City of Port Alberni Building Standards Bylaw No. 4975, 2018”**

It was moved and seconded:

That “City of Port Alberni Building Standards Bylaw No. 4975, 2018” be now finally adopted, signed by the Mayor and Clerk, sealed with the corporate seal and numbered 4975.

CARRIED

4. **Development Services Technician/Consulting City Planner - Advisory Planning Commission**

It was moved and seconded:

That the summary report of the November 15, 2018 meeting of the Advisory Planning Commission, be received, and all recommendations accepted.

CARRIED

“Zoning Bylaw Map Amendment No.30 (4000 Burde Street - Anderson Hill), Bylaw No. 4977”

It was moved and seconded:

That “Zoning Bylaw Map Amendment No.30 (4000 Burde Street - Anderson Hill), Bylaw No. 4977” be introduced and read a first time.

CARRIED

It was moved and seconded:

That “Zoning Bylaw Map Amendment No.30 (4000 Burde Street - Anderson Hill), Bylaw No. 4977” be read a second time.

CARRIED

It was moved and seconded:

That “Bylaw No. 4977” be advanced to a Public Hearing on January 14, 2019 at 6:30 pm in the City Hall Council Chambers.

CARRIED

“Zoning Bylaw Map Amendment No. 31 (3503 11th Avenue - Sattar), Bylaw No. 4978”

It was moved and seconded:

That “Zoning Bylaw Map Amendment No. 31 (3503 11th Avenue - Sattar), Bylaw No. 4978” be introduced and read a first time.

CARRIED

It was moved and seconded:

That “Zoning Bylaw Map Amendment No. 31 (3503 11th Avenue Sattar), Bylaw No. 4978” be read a second time.

CARRIED

It was moved and seconded:

That “Bylaw No. 4978” be advanced to a Public Hearing on January 14, 2019 at 6:30 pm in the City Hall Council Chambers.

CARRIED

5. Director of Finance - Five Year Financial Plan 2018-2022, Amendment No.1, Bylaw No. 4960-1

It was moved and seconded:

That the report dated November 20, 2018 from the Director of Finance, be received.

CARRIED

6. “Five Year Financial Plan 2018-2022, Amendment No. 1, Bylaw No. 4960-1”

It was moved and seconded:

That “Five Year Financial Plan 2018-2022, Amendment No.1, Bylaw No. 4960-1” be introduced and read a first time.

CARRIED

It was moved and seconded:

That “Five Year Financial Plan 2018-2022, Amendment No.1, Bylaw No. 4960-1” be read a second time.

CARRIED

It was moved and seconded:

That "Five Year Financial Plan 2018-2022, Amendment No.1, Bylaw No. 4960-1" be read a third time.

CARRIED

H. CORRESPONDENCE FOR ACTION

1. Holy Family/Notre Dame Roman Catholic Parish

It was moved and seconded:

That the letter dated November 9, 2018 from the Holy Family/Notre Dame Roman Catholic Parish requesting use of City streets for their annual "Walk for Peace Day" on January 1, 2019 be approved subject to no disruptions to traffic and the group assuming full responsibility for the event.

CARRIED

2. Alberni-Clayoquot Regional District - Community Child Care Planning Program Funding

It was moved and seconded:

That the letter dated November 16, 2018 from the Alberni-Clayoquot Regional District be received, and Council for the City of Port Alberni support the application to the Community Child Care Planning Program for funding to undertake child care planning activities and develop a 'community child care space creation action plan' for the region's communities.

CARRIED

3. Roland Smith - McLean Mill

It was moved and seconded:

That the email dated November 16, 2018 from Roland Smith regarding contaminants located on McLean Mill property, be referred to an upcoming meeting for further consideration as part of a report from the CAO.

CARRIED

CARRIED

4. **Blake Johnson - Port Alberni Welcome Signage**

It was moved and seconded:

That the letter dated November 20, 2018 from Blake Johnson requesting welcome signs be amended to reflect "Port Alberni" and the report from the Economic Development Manager providing background, be received.

CARRIED

5. **Food Security and Climate Disruption Committee**

It was moved and seconded:

That the letter from the Food Security and Climate Disruption Committee be received.

CARRIED

It was moved and seconded:

That Council for the City of Port Alberni concur with the request from the Food Security and Climate Disruption Committee to extend the term of current members to allow a one year transition for new members; and that the Terms of Reference be updated to appoint either another member at large or a member from SD70.

CARRIED

I. **PROCLAMATIONS**

1. **Information Systems Audit and Control Association (ISACA)**

It was moved and seconded:

That the email dated November 12, 2018 from the Information Systems Audit and Control Association (ISACA) requesting that January 28 to February 5, 2019 be proclaimed as "BC Aware Days" in Port Alberni, be received and the week proclaimed as requested.

CARRIED

J. INFORMATIONAL CORRESPONDENCE

1. Kwispaa LNG - Community Open Houses

Notice from Kwispaa LNG regarding upcoming community open houses in respect to the proposed pipeline project.

2. Senator for British Columbia - Bill C-48, the Oil Tanker Moratorium Act

Letter dated October 24, 2018 from the Senator for British Columbia regarding Bill C-48, the Oil Tanker Moratorium Act which seeks to formalize a ban on oil tankers in the north coast of British Columbia.

3. Minister of Citizen's Services - Grant-in-lieu of Property Tax

Letter and report dated November 8, 2018 from the Minister of Citizen's Services advising that the City will receive its 2018 grant-in-lieu of property tax payment in the amount of \$49,111.84. Included in this payment is \$3,288.52 due to the Regional District.

4. PRIMECorp - Annual Report

Letter dated November 14, 2018 from PRIMECorp providing a copy of the annual report.

5. John Horgan, Premier

Letter dated November 13, 2018 from John Horgan, Premier congratulating Mayor and Council on their election success.

It was moved and seconded:

That Informational Correspondence items numbered 1 through 5 be received and filed.

CARRIED

K. REPORT FROM IN-CAMERA

1. City Clerk - Proposed Boundary Extensions

It was moved and seconded:

That the report from the City Clerk dated November 21, 2018 providing Council's resolutions from the November 13, 2018 in-camera meeting in regards to proposed boundary extensions on Johnston Road and 21st Avenue, be received.

CARRIED

L. COUNCIL REPORTS

1. Mayor's Report

It was moved and seconded:

That the Mayor's verbal report be received.

CARRIED

2. Regional District Report (Mayor Minions/Councillor Solda)

It was moved and seconded:

That the Regional District report be received.

CARRIED

3. Councillors' Reports

It was moved and seconded:

That the Councillors' verbal reports be received.

CARRIED

M. NEW BUSINESS

It was moved and seconded:

That Council for the City of Port Alberni direct staff to provide information on all major developments and initiatives underway in the Community.

CARRIED

It was moved and seconded:

That Council for the City of Port Alberni support the nomination of Councillor Solda as Director at Large to the UBCM Executive.

CARRIED

N. QUESTION PERIOD

The public and press were afforded an opportunity to ask questions of the Mayor and Council.

Keith Ambrose commented on cell phone use detracting from council meetings.

O. **ADJOURNMENT**

That the meeting adjourn at 9:38 pm.

CERTIFIED CORRECT

Mayor

Doreen Bartwell

Clerk

