

R7/2005 – March 14, 2005

Minutes of a Regular Council Meeting held in the City Hall Council Chambers, Courtenay B.C., on Monday, March 14, 2005 at 4:00 p.m.

Attending:

Mayor: S. L. Winchester, Mayor
Councillors: N. A. Ahmed (at 4:46 p.m.)
J. L. Harder
D. S. McRae
G. T. Phelps
J. M. Presley

Staff:

S. T. Gray, Administrator
J. Ward, Manager of Corporate Administration
K. Lagan, Director of Operational Services
P. Crawford, Director of Planning Services
D. Slobodan, Director of Regulatory and Property Services
R. Wiwchar, Director of Community Services
T. Manthey, Director of Financial Services
I. Farquharson, Deputy Municipal Engineer
G. Garbutt, Planner
T. Towle, Fire Chief

The meeting was called to order at 4:00 p.m.

The Mayor approved the addition of three late items to the agenda.

1.00 MINUTES

.01 Moved by Presley and seconded by McRae that the minutes of the Regular Council meeting held March 7, 2005 be adopted.
Carried

3.00 DELEGATIONS

Harv Chapple, Weed Man Lawn Care

Harv Chapple made a presentation regarding pesticides, including the following topics:

- Lack of understanding regarding pesticides
- Health Canada re-evaluation of 24-D including science based risk assessment
- Organizations throughout the world which have determined that 24-D is safe for use
- Difficulty in enforcing pesticide bylaws

Mr. Chapple urged Council to leave the issue of pesticides in hands of the Federal and Provincial governments.

4.00 COMMITTEE/STAFF REPORTS

.01

ARTS CENTRE
2ND FLOOR TENANT
910-20

Moved by Harder and seconded by Presley that the City enter into a 20 year lease agreement with Community Futures as the prime tenant for the 2nd floor of the Comox Valley Centre for the Arts;

That the City enter into occupation/rental agreements with Comox Valley Community Arts Council, Vancouver Island Music Fest, Comox Valley Exhibition Association Fall Fair, Comox Valley Youth Music Centre (CYMC) as secondary tenants for the 2nd floor of the Comox Valley Centre for the Arts; and

That Mayor and the Manager of Corporate Administration be authorized to sign such agreements.

Carried

.02

PSAC VS. MUNICIPAL
RCMP EMPLOYEES
2715-20

Moved by Presley and seconded by Harder that Council forward a letter of support to the federal government regarding their intentions to seek leave to appeal to the Supreme Court of Canada the decision in *Public Service Alliance of Canada vs. Her Majesty the Queen* (re: Appeal decision dated January 6, 2005-Docket: A-48-04).

Carried

.03

CEMETERY BYLAW
AMENDMENT
4100-01

Moved by McRae and seconded by Phelps that “The Cemetery Amendment Bylaw No. 2394, 2005” proceed to first, second and third readings.

Carried

.04

SANDWICK/
HEADQUARTERS
ZONING BYLAW
IMPLEMENTATIONS
PROCESS
3360-20-SAND

Moved by Harder and seconded by Presley that Council refer Bylaw No. 2397, a proposed zoning bylaw amendment for the Sandwick/Headquarters Road area, to the Sandwick Transitional Advisory Committee for review and recommendation.

Carried

.05

COMMUNITY
FUTURES
DEVELOPMENT CORP
LOAN GUARANTEE
1660-20

Moved by McRae and seconded by Harder that Council agree in principle to guarantee the loan to be undertaken by Community Futures Development Corporation in respect of the renovations to the second floor of the Comox Valley Centre for the Arts in the amount of \$220,000.00; and

That “Community Futures Loan Authorization Bylaw No. 2505, 2005” proceed to first, second and third reading.

Carried

.06
HOT JAZZ SOCIETY
USE OF CITY
PARKING LOT
5460-08

Moved by Presley and seconded by Harder that Council approve the request from the North Island Hot Jazz Society to use the lower parking lot of the Filberg Centre on Anderton Avenue on June 3, 4 and 5, 2005 to allow recreation vehicles to park overnight;

That the City relax the two hour parking limit within a three block radius of the Filberg Centre for this event; and

That the necessary insurance be arranged by the North Island Hot Jazz Society at least five days prior to the Jazz Festival.

Carried

5.00 REPORTS AND CORRESPONDENCE FOR INFORMATION

.01
REG DIST MINUTES

Moved by McRae and seconded by Harder that the Regional District of Comox-Strathcona Hospital and Board meeting minutes of February 28, 2005 be received for information.

Carried

.02
CRA MINUTES
250-20

Moved by Presley and seconded by McRae that the CRA Advisory Board minutes of March 3, 2005 be received for information.

Carried

6.00 RESOLUTIONS OF COUNCIL

.01
INCAMERA MTG

Moved by Harder and seconded by Presley that under the provisions of Section 90 (1)(c) of the *Community Charter*, notice is hereby given that a Special In-Camera meeting closed to the public will be held March 7, 2005 at the conclusion of the Regular Council Meeting.

Carried

9.00 NEW BUSINESS

.01
CANCEL COUNCIL
MEETING

Moved by Harder and seconded by Presley that the regular Council meeting scheduled for March 21, 2005 be cancelled.

Carried

.02
COMMITTEE OF THE
WHOLE MEETING

Moved by McRae and seconded by Harder that the Committee of the Whole meeting scheduled for March 30, 2005 be re-scheduled to March 29, 2005 at 4:30 p.m.

Carried

.03
LEGACIES NOW
APPLICATION

Moved by Harder and seconded by Presley that Council support the Mountain Sport Society in their application to Legacies Now for funding of a Nordic International Training Centre at Mount Washington;

That the Council resolution be forwarded to the AVICC for consideration at its annual convention; and

That the Council resolution be forwarded to all Vancouver Island Local Governments requesting their support.

Carried

.04
WEATHER AND WATER
SUPPLY

A discussion was held regarding the recent dry weather including the lack of snow pack, water restrictions and fire hazard concerns.

.05
CANCER
FOUNDATION
DISCOVERY TOUR
320-01

Moved by Presley and seconded by Harder that Council endorse the BC Cancer Foundation's launching of Discovery Tour 2005.

Carried

Councillor Ahmed arrived at the meeting at 4:46 p.m.

10.00 BYLAWS

.01
BYLAW NO. 2394

Moved by Harder and seconded by Presley that "The Cemetery Amendment Bylaw No. 2394, 2005" pass first, second and third reading.

Carried

.02
BYLAW NO. 2405

Moved by Presley and seconded by McRae that "Community Futures Loan Authorization Bylaw No. 2405, 2005" pass first second and third reading.

Carried

.03
BYLAW NO. 2403

Moved by McRae and seconded by Presley that "Development Application Procedures Amendment Bylaw No. 2403, 2005" be finally passed and adopted.

Carried

.04
BYLAW NO. 2404

Moved by Harder and seconded by Presley that "City of Courtenay Fees and Charges Amendment Bylaw No. 2404, 2005" be finally passed and adopted.

Carried

11.00 COUNCIL MEMBER ROUNDTABLE

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- COUNCILLOR PHELPS Councillor Phelps outlined his attendance at the RCMP memorial service along with Councillor Jangula and many members of City staff
- COUNCILLOR MCRAE Councillor McRae reviewed his attendance at the Ladies of the Royal Purple meeting
- COUNCILLOR AHMED Councillor Ahmed reviewed his attendance at the following events:
- Showcase Theatre Society Gala Night
 - Comox Valley Committee meetings regarding Economic Development and the Comox Valley Airport Commission
- MAYOR WINCHESTER Mayor Winchester reviewed her attendance at the following events:
- Red Cross flag raising
 - Opening of Hostel on 5th Street
 - Meeting with doctors and John Watson in Comox re: attracting GP's to the valley
 - Meeting with Interfor re: Field Sawmill
 - Hospital Select Committee meeting
 - Sports Commission and Comox Valley Committee meetings
 - Meeting with UBCM re: AVICC Convention

Mayor Winchester announced the tragic loss of Gerrit Van Boeschoten, who was the City's representative on the Comox Valley Airport Commission.

RECESS Moved by Harder and seconded by Presley that the meeting now recess at 4:55 p.m. to conduct the Public Hearing in relation to Bylaw No. 2400.

Carried

The meeting reconvened at 5:10 p.m.

12.00 BYLAWS FOR CONSIDERATION AFTER PUBLIC HEARING

.01 Moved by Harder and seconded by Ahmed that "City of Courtenay
BYLAW NO. 2400 Zoning Amendment Bylaw No. 2400, 2005" pass third reading.

Carried

.02 Moved by Harder and seconded by Ahmed that "City of Courtenay
Zoning Amendment Bylaw No. 2400, 2005" be finally passed and adopted.

Carried

13.00 ADJOURNMENT

.01

Moved by Ahmed and seconded by Presley that the meeting now adjourn at 5:10 p.m.

Carried

CERTIFIED CORRECT

Manager of Corporate Administration

Adopted this 4th day of April, 2005

Mayor