

Minutes of a Regular Council Meeting held in the City Hall Council Chambers, Courtenay B.C., on Monday, May 6, 2013 at 4:00 p.m.

Attending:

Mayor: L. V. Jangula
Councillors: J. K. Ambler
B.F. Anglin
D. A. Hillian
R-R. Leonard
M. Theos
S.L. Winchester

Staff:

D. Allen, CAO
T. Manthey, Director of Financial Services/Deputy CAO
J. Ward, Director of Legislative Services
K. Lagan, Director of Operational Services
P. Crawford, Director of Planning
R. Wiwchar, Director of Community Services
I. Buck, Manager of Planning
L. Hatch, Municipal Engineer

1.00 ADOPTION OF MINUTES

.01 Moved by Winchester and seconded by Anglin that the April 15,
MINUTES 2013 Council meeting minutes and April 29, 2013 Committee of the
Whole notes be adopted.
Carried

3.00 DELEGATIONS

1. Jordan Desrochers, Priority Permits re: Development Variance Permit No. 1304

Jordan Desrochers indicated that he was available for questions regarding Development Variance Permit No. 1304.

4.00 COMMITTEE/STAFF REPORTS

.01 Moved by Winchester and seconded by Theos that Neil Havers and
SID THEATRE BOARD Heather McFetridge be appointed to the Sid Williams Theatre Society
7800-01 Board.
Carried

.02 Moved by Theos and seconded by Winchester that Development
DVP NO. 1303 Variance Permit 1303 to vary Section 8.31.9 of Zoning Bylaw 2500,
1200 & 1400 2007 to reduce the minimum front yard setback from 7.5m to 6.0m and to
CROWN ISLE DR reduce the minimum rear yard setback from 9.0m to 7.5m for Lots 1 and
3090-20-1303 2, Block 72, Comox District, Plan VIP74892 be issued subject to the
following conditions:

a) The variance only applies to proposed strata lots 1-45 as outlined in Attachment No. 3.

Carried

.03

DVP NO. 1304
444 LERWICK RD
3090-20-1304

Moved by Hillian and seconded by Anglin that Development Variance Permit No. 1304 to vary Section 4.1.2 and Section 6.4.4 of the City of Courtenay Sign Bylaw No. 2042, 1998 to increase the maximum number of signs per business premise frontage from three signs to four signs and to increase the maximum height of a fascia sign from 1.0 metres to 2.2 metres for the property legally described as Lot 1, Block 72, Comox District, Plan VIP81206, (444 Lerwick Road) be issued subject to conformance with the plans and drawings contained in Attachment No. 2.

Carried

.04

STATUTORY RIGHT
OF WAY
HORNSTEIN
3320-20-11634

Moved by Winchester and seconded by Theos that Council approve the modification to Statutory Right of Way EN72709 over Lot A, Section 15, Comox District, Plan VIP53700;

That a Letter of Understanding be provided to register the Statutory Right of Way Modification with the Subdivision Plan; and

That the Mayor and Director of Legislative Services be authorized to sign the Modification of Statutory Right of Way EN72709.

Carried

.05

STATUTORY RIGHT
OF WAY
ISLAND CORRIDOR
FOUNDATION
3320-20-11634

Moved by Anglin and seconded by Winchester that Council approve the Statutory Right of Way over Part of Lot A, Section 42 and District Lots 82, 86 and 169, Comox District, and Section 33, Township 11, Nelson District, Plan 68811;

That the City provide the necessary insurance to Island Corridor Foundation in conjunction with the signing of the Statutory Right of Way; and

That the Mayor and Director of Legislative Services be authorized to sign the Statutory Right of Way document.

Carried

.06

STATUTORY RIGHT
OF WAY
ISLAND CORRIDOR
FOUNDATION
5400-20

Moved by Ambler and seconded by Hillian that Council approve the Statutory Right of Way over Part of Lot A, Section 69, Comox District, Plan VIP68839;

That the City provide the necessary insurance to Island Corridor Foundation in conjunction with the signing of the Statutory Right of Way; and

That the Mayor and Director of Legislative Services be authorized to sign the Statutory Right of Way document.

Carried

.07
SHAW “GO WIFI”
PROPOSAL
5500-05

Moved by Winchester and seconded by Ambler that the report from the Director of Operational Services regarding Shaw’s “Go WiFi” proposal be received; and

That staff be instructed to work with Shaw towards a draft access agreement for further consideration by Council.

Carried

.08
2013/14 RCMP
CONTRACT

Moved by Hillian and seconded by Winchester that Council grant final approval to the 2013/14 Municipal Contract Policing Resource request in the amount of \$5,370,530, of which the City is responsible for 90% or \$4,833,477 of the contract cost; and

That the total contract strength for the 2013/14 contract is 30.40 members.

Carried

5.00 REPORTS AND CORRESPONDENCE FOR INFORMATION

.01
POLICE REPORT
7550-01

Moved by Ambler and seconded by Hillian that the Police Report for January-March 2013 be received for information.

Carried

.02
MIN OF ENVIR
RAVEN COAL
PROJECT
410-20

Moved by Winchester and seconded by Anglin that the response from the Honourable Peter Kent, Minister of the Environment regarding the Raven Underground Coal Project be received for information.

Carried

.03
NATIONAL DEFENCE
AIRSPACE
470-20
430-20/8400-20

Moved by Ambler and seconded by Anglin that the response from National Defence concerning airspace infringements at CFB Comox be received for information.

Carried

7.00 RESOLUTIONS OF COUNCIL

.01
IN CAMERA MEETING

Moved by Anglin and seconded by Hillian that notice is hereby given that a Special In-Camera meeting closed to the public will be held May 6, 2013 at the conclusion of the Regular Council Meeting pursuant to the following sub-sections of the *Community Charter*:

- 90 (1)(c) Labour relations or other employee relations;
- 90 (1)(l) Discussions with municipal officers and employees respecting municipal objectives, measures and progress reports for the purposes of preparing an annual report under section 98 [annual municipal report].

Carried

10.00 NEW BUSINESS

.01
CVRD ELECTED
OFFICIALS FORUM
470-20

Moved by Winchester and seconded by Theos that the correspondence from the CVRD regarding the Elected Officials Forum on June 11, 2013 be received; and

That Council provide suggested topics for discussion for consideration at the next regular Council meeting.

Carried

.02
MAYOR JANGULA
FITZGERALD BIKE
LANES

Moved by Hillian and seconded by Theos that Council request a staff report on the progress of the Fitzgerald Avenue bicycle lane proposals including the public engagement process.

Carried

.03
MAYOR JANGULA
LERWICK/RYAN
INTERSECTION
ROUNDBOUT

Moved by Winchester and seconded by Ambler that Council request a staff report regarding the intersection of Lerwick Road and Ryan Road, subsequent to the upcoming Co-op Traffic meeting.

Carried

Brett Box arrived at the meeting and was permitted to address Council as a delegation.

3.00 DELEGATIONS CONTINUED

2. Brett Box, Coordinator of OneAreaCode

Brett Box reviewed OneAreaCode Junior Skateboard Development programs including the Beanstalk Program, Performance Food Program, Young Reader/Writer/Publisher, Big Guns Program, and Behind the Board Program.

Mr. Box indicated that he would be seeking financial support from Council and the community.

11.00 BYLAWS

.01
BYLAW NO. 2748
ZONING AMEND

Moved by Hillian and seconded by Theos that “Zoning Amendment Bylaw No. 2748, 2013” pass third reading.

Carried

R12/2013 – May 6, 2013

- .02**
BYLAW NO. 2748
ZONING AMEND
- Moved by Hillian and seconded by Theos that “Zoning Amendment Bylaw No. 2748, 2013” be finally passed and adopted.
Carried
- .03**
BYLAW NO. 2752
PHASED DEV
BUCKSTONE
- Moved by Theos and seconded by Ambler that “Phased Development Agreement Authorization Bylaw No. 2752, 2013” be finally passed and adopted.
Carried with Councillor Leonard opposed
- .04**
BYLAW NO. 2753
FINANCIAL PLAN
- Moved by Winchester and seconded by Anglin that “The 2013-2017 Financial Plan Bylaw No. 2753, 2013” be finally passed and adopted.
Carried
- .05**
BYLAW NO. 2754
TAX RATES
- Moved by Anglin and seconded by Hillian that “Tax Rates Bylaw No. 2754, 2013” be finally passed and adopted.
Carried
- .06**
BYLAW NO. 2732
OCP AMENDMENT
- Moved by Theos and seconded by Winchester that “Official Community Plan Amendment Bylaw No. 2732, 2012” be finally passed and adopted.
Carried
- .07**
BYLAW NO. 2733
ZONING AMENDMENT
- Moved by Hillian and seconded by Anglin that “Zoning Amendment Bylaw No. 2733, 2012” be finally passed and adopted.
Carried

12.00 COUNCIL MEMBER ROUND TABLE

- COUNCILLOR
AMBLER
- Councillor Ambler reviewed his attendance at the following events:
- Judge at the SD71 Public Speaking Competition
 - Battle of the Atlantic ceremony
- COUNCILLOR
LEONARD
- Councillor Leonard reviewed her attendance at the following events:
- Sugar Shack event at the Francophone School
 - Walk for Wildlife with the MARS group
 - CV Housing Task Force meeting
 - Vancouver Island Regional Library Board Executive Meeting
 - CVRD meetings
- COUNCILLOR HILLIAN
- Councillor Hillian reviewed his attendance at the following events:
- Road hockey game for Youth Week at the Linc
 - July 1st Committee meeting
 - Day of Mourning Flag Raising at City Hall
 - Car Wash fundraiser for Isaac LeBlanc

MAYOR JANGULA

Mayor Jangula reviewed his attendance at the following events:

- Courtenay Rotary Club luncheon
- National Volunteer Week Luncheon at the Filberg Centre
- Rotary event at the Courtenay Train Station
- Island Corridor Foundation Annual General Meeting
- Day of Mourning Flag Raising
- St. John Ambulance First Aid Conference
- Mayor's Caucus in Prince George
- St. John Ambulance Annual General Meeting
- Home Based Business Association Annual General Meeting
- Lunch meeting in Cumberland with Mayors and CAO's
- Second Fundraiser for Isaac LeBlanc
- Flag Raising for Occupational Health and Safety Week
- Monarch Lions Club donation presentation to the Care-A-Van

Mayor Jangula reviewed a recent article regarding the Courtenay Fire Department's outstanding efforts at serious house fire, and thanked the department members for their continued service.

13.00 ADJOURNMENT

.01

Moved by Hillian and seconded by Theos that the meeting adjourn at 5:37 p.m.

Carried

CERTIFIED CORRECT

Director of Legislative Services

Adopted this 6th day of May, 2013

Mayor