

R15/2018 - August 07, 2018

Minutes of a Regular Council Meeting held in the City Hall Council Chambers, Courtenay B.C., on Tuesday, August 07, 2018 at 4:00 p.m.

Attending:

Mayor: L. V. Jangula
Councillors: E. Eriksson
D. Frisch
D. Hillian
R. Lennox @ 4:29 p.m. via teleconference
B. Wells

Staff:

J. Ward, Director of Legislative and Corporate Services/Deputy CAO
T. Kushner, Director of Public Works Services
I. Buck, Director of Development Services
R. O’Grady, Director of Engineering Services
D. Snider, Director of Recreation and Cultural Services
J. Nelson, Acting Director of Financial Services
A. Guillo, Manager of Communications
T. Setta, Manager of Planning

1.00 ADOPTION OF MINUTES

.01 Moved by Frisch and seconded by Wells that the July 16th, 2018
MINUTES Regular Council meeting minutes be adopted.
Carried

2.00 ADOPTION OF LATE ITEMS

3.00 DELEGATIONS

Dave Mellin, Courtenay Airpark Association, made a presentation to Council regarding future land use considerations for the Courtenay Airpark. He requested that the option of a third river crossing at 21st Street be abandoned, and that Council approve long term leases for the Courtenay Airpark Association and all airpark tenants.

**The council meeting recessed at 4:25 p.m. to permit the delegation to clear Council Chambers
The meeting reconvened at 4:29 p.m.**

4.00 STAFF REPORTS/PRESENTATIONS

.01 Moved by Frisch and seconded by Wells that based on the August
ART INSTALLATION 7th, 2018 staff report “Art Installation at the Centre For the Arts Plaza”
AT THE CENTRE FOR Council approve OPTION 1 and authorize the attached art installation
THE ARTS PLAZA agreement between the City of Courtenay and Comox Valley Art Gallery
2240-20 (CVAG) for a period of five (5) years less a day as set out in the
Agreement; and

That the Mayor and the Director of Legislative and Corporate Services be authorized to approve the sublease on behalf of the City.
Carried

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.02
NEW LIQUOR
PRIMARY LICENCE
APPLICATION
(CARLOS O'BRYAN'S
PUB) - 2910
KILPATRICK AVENUE
4320-20

Moved by Wells and seconded by Frisch that based on the August 7th, 2018 staff report, "New Liquor Primary Licence Application (Carlos O'Bryan's Neighbourhood Pub) - 2910 Kilpatrick Avenue", Council approve OPTION 1 and direct staff to post notice on the City's website requesting public input on their new liquor primary licence application for Council consideration at the regular meeting scheduled for August 20th, 2018.

Carried

.03
DEVELOPMENT
VARIANCE PERMIT
NO. 1802 - 1902
ROBERT LANG DRIVE
3090-20-1802

Moved by Hillian and seconded by Frisch that based on the August 7th, 2018 staff report "Development Variance Permit No. 1802 - 1902 Robert Lang Drive," Council approve Development Variance Permit No. 1802 (OPTION 1).

Carried

.04
DEVELOPMENT
VARIANCE PERMIT
NO.1805 - 4737
OAKRIDGE DRIVE
3090-20-1805

Moved by Wells and seconded by Hillian that based on the August 7th, 2018 staff report "Development Variance Permit No.1805 - 4737 Oakridge Drive", Council support approving OPTION 1 and approve Development Variance Permit No. 1805.

Carried

.05
DEVELOPMENT
VARIANCE PERMIT
NO. 1806 - 4952
TOPLAND ROAD
3090-20-1806

Moved by Frisch and seconded by Wells that based on the August 7th, 2018 staff report "Development Variance Permit No. 1806 - 4952 Topland Road", Council approve OPTION 1 and proceed with issuing Development Variance Permit No. 1806.

Carried

5.00 EXTERNAL REPORTS AND CORRESPONDENCE FOR INFORMATION

.01
CITY OF PITT
MEADOWS
MORATORIUM ON
CANNABIS
CULTIVATION ON ALR
LAND

Moved by Frisch and seconded by Wells that the correspondence dated July 17, 2018 from the City of Pitt Meadows regarding a Moratorium on Cannabis Cultivation on ALR Land, be received for information.

Carried

.02
CITY OF PITT
MEADOWS
MORATORIUM ON
CANNABIS
CULTIVATION

Moved by Wells and seconded by Frisch that the correspondence dated July 17, 2018 from the City of Pitt Meadows regarding a Letter of Support for a Moratorium on Cannabis Cultivation, be received for information.

Carried

6.00 INTERNAL REPORTS AND CORRESPONDENCE FOR INFORMATION

7.00 REPORTS/UPDATES FROM COUNCIL MEMBERS INCLUDING REPORTS FROM COMMITTEES

COUNCILLOR ERIKSSON Councillor Eriksson reviewed his attendance at the following events:
➤ Comox Nautical Days
➤ Walk of Achievement honours for valley musicians

COUNCILLOR WELLS Councillor Wells reviewed his attendance at the following events:
➤ Classic Car Cruise
➤ CVRD meetings
➤ CYMC Festival of Sounds

COUNCILLOR HILLIAN Councillor Hillian reviewed his attendance at the following events:
➤ Modular housing announcement with Minister of Municipal Affairs and Housing, and Minister of Indigenous Relations and Reconciliation

MAYOR JANGULA Mayor Jangula reviewed his attendance at the following events:
➤ Meeting with new RCMP Inspector Mike Kurvers
➤ CVRD Board meetings
➤ HMCS Quadra graduation ceremony
➤ Comox Nautical Days
➤ Ceremony of the flags

The meeting recessed at 4:59 p.m. to conduct the Public Hearing in relation to Bylaw No. 2929.

The meeting reconvened at 5:34 p.m.

8.00 RESOLUTIONS OF COUNCIL

.01

MAYOR JANGULA
RESOLUTION –
RECREATIONAL USE
AND SALE OF
CANNABIS

Moved by Frisch and seconded by Wells

“WHEREAS

- 1) in consideration of the proposed Federal and Provincial changes to allow the recreational use of cannabis; and
- 2) that to date, neither the Federal or Provincial Governments have provided municipalities with information concerning the additional impact and costs to local governments associated with administration and policing; and
- 3) the Provincial Government’s confirmation that Municipal Governments will continue to have jurisdiction over the use and distribution of Cannabis within their jurisdiction; and
- 4) the recent actions by B.C. Municipalities including neighbouring Comox Valley governments recognizing the benefits of adopting “precautionary” zoning bylaws to prohibit the sale of recreational cannabis until such time that the Federal and Provincial Governments establish their regulations; and
- 5) that once those regulations and information become available, the City and our community will have the opportunity to revisit this matter and decide if, how and where recreational cannabis will be sold within the City of Courtenay; and,

THEREFORE BE IT RESOLVED THAT Council direct staff to implement the following measures concerning the recreational use and sale of cannabis in the City of Courtenay, including:

- 1) creation and adoption of a bylaw to ban the production of, warehousing, wholesale and retail sales of Cannabis within the City of Courtenay and
- 2) instruct staff to provide council with the proposed steps and considerations for cannabis regulation once federal and provincial laws have been enacted and clearly communicated to the city and

instruct staff to provide council with anticipated additional costs associated with the cultivation, sales and use of cannabis in our city and how to mitigate those associated costs.

Mayor Jangula vacated the Chair in order to speak to the motion, and Councillor Eriksson assumed the Chair at 5:35 p.m.

Mayor Jangula returned to the Chair at 5:40 p.m.

The motion was withdrawn by unanimous consent.

CANNABIS
CULTIVATION ON ALR
LAND

Moved by Hillian and seconded by Frisch that staff provide a report to Council regarding the tools available and options to regulate the industrial production of cannabis on ALR lands within the City.
Carried

9.00 UNFINISHED BUSINESS

10.00 NOTICE OF MOTION

11.00 NEW BUSINESS

.01

VANCOUVER ISLAND
NORTH FILM
COMMISSION –
LETTER OF SUPPORT
FILMING LOCATION
SEPTEMBER 10 - 14,
2018

Moved by Frisch and seconded by Lennox that Council support the request from the Vancouver Island North Film Commission for filming on Highway 19 September 10 to 14, 2018 subject to the receipt of an approved Traffic Management Plan and valid Ministry of Transportation and Infrastructure permitting.
Carried

12.00 BYLAWS

13.00 ADJOURNMENT

.01

Moved by Wells and seconded by Frisch that the meeting now adjourn at 6:04 p.m.
Carried

CERTIFIED CORRECT

Corporate Officer

Adopted this 20th day of August, 2018

Mayor