

**R1/2019 - January 07, 2019**

**Minutes of a Regular Council Meeting held in the City Hall Council Chambers, Courtenay B.C., on Monday, January 07, 2019 at 4:00 p.m.**

**Attending:**

**Mayor: B. Wells**  
**Councillors: W. Cole-Hamilton**  
**D. Frisch**  
**D. Hillian**  
**M. McCollum**  
**W. Morin**  
**M. Theos**

**Staff:**

**D. Allen, CAO**  
**J. Ward, Director of Legislative and Corporate Services/Deputy CAO**  
**W. Sorichta, Manager of Legislative & Corporate Administrative Services**  
**I. Buck, Director of Development Services**  
**T. Kushner, Director of Public Works Services/Assistant CAO**  
**J. Nelson, Director of Financial Services**  
**D. Snider, Director of Recreation and Cultural Services**  
**A. Guillo, Manager of Communications**

**1.00 ADOPTION OF MINUTES**

**.01**  
MINUTES

Moved by Frisch and seconded by McCollum that the December 11<sup>th</sup>, 2018 Regular Council meeting minutes be adopted.  
**Carried**

Moved by Frisch and seconded by Hillian that the December 17<sup>th</sup>, 2018 Committee of the Whole meeting minutes be adopted.  
**Carried**

**2.00 ADOPTION OF LATE ITEMS**

**3.00 DELEGATIONS**

Bob Wright, made a presentation to Council regarding his application for a licence to occupy City owned property located at 431 - 2<sup>nd</sup> Street for vehicle access to his garage on the adjacent property. Mr. Wright requested Council's consideration to reject the proposed 5 year licence renewal and support Option 3 of the January 7<sup>th</sup>, 2019 staff report "B. and J. Wright 431 - 2<sup>nd</sup> Street Licence Agreement Request".

**4.00 STAFF REPORTS/PRESENTATIONS**

**.01**  
B & J WRIGHT  
431 - 2<sup>ND</sup> STREET  
LICENCE  
AGREEMENT  
REQUEST  
2240-20

Moved by Frisch and seconded by Theos that the January 7<sup>th</sup>, 2019 staff report, “B. and J. Wright 431 - 2<sup>nd</sup> Street Licence Agreement Request”, be received for information.

**Carried**

Moved by Hillian and seconded by McCollum that based on the January 7<sup>th</sup>, 2019 staff report, “B. and J. Wright 431 - 2<sup>nd</sup> Street Licence Agreement Request”, Council direct staff to draft a report investigating options and implications of implementing OPTION 3 to consider the Applicant’s original request for a ten year licence agreement or renew the agreement for as long as the Applicant’s residential buildings are erected on the Applicant’s property; and include recommended contractual language.

**Carried**

**.02**  
COMMUNITY CHILD  
CARE PLANNING  
PROGRAM INITIATIVE  
5080-20

Moved by Frisch and seconded by McCollum that on the January 7<sup>th</sup>, 2019 staff report, “Community Child Care Planning Program Initiative”, Council approve OPTION 1 and, subject to the Comox Valley Regional District (CVRD) leading as the primary applicant for the grant funding, direct staff to pursue funding through the Community Child Care Planning Program (CCCPP) as a partnering applicant; and

That staff collaborate with the CVRD on this project and support the CVRD to apply for, receive, and manage the grant funding on the City’s behalf through a partnership agreement ensuring that the City’s interests be represented in the study.

**Carried**

**.03**  
STRUCTURAL  
CHANGE  
APPLICATION FOR  
MANUFACTURING  
FACILITY  
(GLADSTONE  
BREWING) 244 - 4<sup>TH</sup>  
STREET  
4320-20

Moved by Frisch and seconded by Theos that based on the January 7<sup>th</sup>, 2019 staff report, “Structural Change Application for Manufacturing Facility (Gladstone Brewing) - 244 - 4<sup>th</sup> Street”, Council approve OPTION 1 and direct staff to post notice on the City’s website requesting public input on their structural change application for Council consideration at the regular meeting scheduled for January 21<sup>st</sup>, 2019.

**Carried**

**.04**

NEW LOUNGE  
ENDORSEMENT FOR  
LIQUOR  
MANUFACTURER  
LICENCE  
APPLICATION (ACE  
BREWING COMPANY  
LIMITED) - 150  
MANSFIELD DRIVE  
4320-20

Moved by McCollum and seconded by Frisch that based on the January 7<sup>th</sup>, 2019 staff report, 'New Lounge Endorsement for Liquor Manufacturer Licence Application (Ace Brewing Company Limited) - 150 Mansfield Drive', 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 January 21<sup>st</sup>, 2019.

**Carried**

**.05**

ZONING AMENDMENT  
BYLAW NO. 2942 TO  
ALLOW FOR A  
SECONDARY SUITE AT  
1435 GRIFFIN DRIVE  
3360-20 / 1715-20

Moved by Frisch and seconded by Morin that based on the January 7<sup>th</sup>, 2019 Staff report, "Zoning Amendment Bylaw No. 2942 to allow for a secondary suite at 1435 Griffin Drive" Council approve OPTION 1 and proceed to First and Second Readings of Zoning Amendment Bylaw No. 2942, 2019; and,

That Council direct staff to schedule and advertise a statutory public hearing with respect to Zoning Amendment Bylaw No. 2942, 2019 on January 21<sup>st</sup>, 2019 at 5:00 p.m. in the City Hall Council Chambers.

**Carried**

**5.00 EXTERNAL REPORTS AND CORRESPONDENCE FOR INFORMATION**

**6.00 INTERNAL REPORTS AND CORRESPONDENCE FOR INFORMATION**

**.01**

ROUTINE RELEASE  
OF IN CAMERA  
RESOLUTIONS  
JAN - DEC 2018  
0570-05

Moved by Hillian and seconded by Frisch that the In Camera Resolutions for the period of January to December 2018 be received for information.

**Carried**

**7.00 REPORTS/UPDATES FROM COUNCIL MEMBERS INCLUDING REPORTS FROM COMMITTEES**

COUNCILLOR  
COLE-HAMILTON

Councillor Cole-Hamilton reviewed his attendance at the following events:

- City of Courtenay Christmas celebration

COUNCILLOR  
HILLIAN

Councillor Hillian reviewed his attendance at the following events:

- CVRD Board meeting
- CVRD Strategic Planning meeting
- CVRD facilities tour
- Comox Valley Community Justice Centre Board meeting

Councillor Hillian acknowledged the passing of one of Courtenay's long standing City Councillors, Judith Harder, and expressed condolences to the Harder family and friends on behalf of Council and staff

COUNCILLOR  
MCCOLLUM

Councillor McCollum reviewed her attendance at the following events:

- CVRD facilities tour
- City of Courtenay Christmas celebration

COUNCILLOR  
MORIN

Councillor Morin reviewed her attendance at the following events:

- Habitat for Humanity - Habitat Key Ceremony, 1330 Lake Trail Road
- City of Courtenay Christmas celebration
- CVRD facilities tour
- Morrison Creek Headwaters tour hosted by Project Watershed

COUNCILLOR  
THEOS

Councillor Theos reviewed his attendance at the following events:

- July 1<sup>st</sup> Committee meeting

MAYOR  
WELLS

Mayor Wells reviewed his attendance at the following events:

- CVRD Board Meeting
- CVRD Strategic Planning Session
- Delivered Hot Turkey Meals to those in need
- Attended CFB Comox Wing Commanders Levee event
- Met with Howie Siemens, Emergency Program Coordinator, CVRD to review emergency protocol
- Attended Richard Hallett's celebration of life
- Met with Inspector Mike Kurvers, Comox Valley RCMP

**The council meeting recessed at 4:57 p.m. for the Public Hearing regarding Bylaw No. 2930. The meeting reconvened at 5:13 p.m.**

## **8.00 RESOLUTIONS OF COUNCIL**

**.01**  
IN CAMERA  
MEETING

Moved by Frisch and seconded by Morin that a Special In-Camera meeting closed to the public will be held January 7<sup>th</sup>, 2019 at the conclusion of the Regular Council Meeting pursuant to the following subsections of the *Community Charter*:

- 90 (1) (c) labour relations or other employee relations;
- 90 (1) (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

**Carried**

**9.00 UNFINISHED BUSINESS**

**.01**

DELEGATION  
REQUEST  
BRUCE GIBBONS,  
MERVILLE WATER  
GUARDIANS

Councillor Hillian requested that the three aspects of the delegation request made by Bruce Gibbons, Merville Water Guardians, be considered separately and each item be voted on individually by Council; *Council Procedure Bylaw No. 2730 Section 27 (5)*.

1. Consider implementing a bylaw that prohibits water bottling in any of the City's zoning.

Moved by Hillian and seconded by Frisch that Council direct staff to prepare a bylaw to amend Zoning Bylaw 2500, 2007 to remove water bottling as a permitted use in all zones; and

That Council direct staff to prepare a report regarding the proposed bylaw and invite any impacted parties to attend Council to discuss the bylaw.

**Carried**

2. Support the Strathcona Regional District resolution to ask the Provincial Government to curtail the commercial extraction of groundwater resources for bottling or bulk water sales.

Moved by Hillian and seconded by Frisch that Council Support the Strathcona Regional District resolution to ask the Provincial Government to curtail the commercial extraction of groundwater resources for bottling or bulk water sales.

**Carried**

3. Pass resolutions that would achieve designation by the Council of Canadians as a Blue Community, by adopting a water commons framework that
  - a) Recognizes water as a human right
  - b) Promoting publicly financed, owned and operated water and waste-water services
  - c) Bans the sale of bottled water in public facilities and at City events.

Moved by Hillian and seconded by Frisch that Council direct staff to provide a report on the implications of banning the sale of bottled water in public facilities and City events.

**Carried**

**.02**

DELEGATION  
REQUEST  
MAURITA PRATO,  
LUSH VALLEY FOOD  
ACTION SOCIETY  
LEASE RENEWAL AND  
BUDGET

Moved by Frisch and seconded by McCollum that Council direct staff to investigate cost and implications related to the request received from Maurita Prato, LUSH Valley Food Action Society, for Council's support, as identified in their November 19, 2018 delegation presentation for lease renewal and funding.

**Carried**

**.03**

DELEGATION  
REQUEST  
COMOX VALLEY  
COALITION TO END  
HOMELESSNESS

Moved by Hillian and seconded by McCollum that Council approve a one-time only grant of \$35,000 to the Comox Valley Coalition to End Homelessness to increase their current Coordinator position from part-time to full-time for the development and implementation of a coordinated community response to homelessness; and,

that the \$35,000 in funding comes from gaming funds revenue.

**Carried**

**Amending Motion**

Moved by Frisch and seconded by McCollum that Council include a written request to the Town of Comox, Village of Cumberland and area Directors of the Comox Valley Regional District to support the City of Courtenay in funding the original amount of \$35,000 requested by the Comox Valley Coalition to End Homelessness to increase their Coordinator position to full-time.

**Carried**

**The main motion was carried as amended.**

**10.00 NOTICE OF MOTION**

**11.00 NEW BUSINESS**

**12.00 BYLAWS**

**.01**

BYLAW NO. 2942,  
2019  
ZONING AMENDMENT  
TO ALLOW FOR A  
SECONDARY SUITE  
1435 GRIFFIN DRIVE

Moved by Frisch and seconded by Cole-Hamilton that “Zoning Amendment Bylaw No. 2942, 2019” pass first and second reading.

**Carried**

**.02**

BYLAW NO. 2948,  
2018  
ZONING AMENDMENT  
(PERMIT DAYCARE  
AND FAMILY  
DEVELOPMENT  
CENTRE USE)  
1625 & 1679  
MCPHEE AVENUE

Moved by Hillian and seconded Frisch by that “Zoning Amendment Bylaw No. 2948, 2018” pass third reading.

**Carried**

Moved by Hillian and seconded by Frisch that “Zoning Amendment Bylaw No. 2948, 2018” be finally adopted.

**Carried**

