

Municipality of North Cowichan

Regular Council

MINUTES

October 16, 2019, 1:30 p.m.
Municipal Hall - Council Chambers

Members Present Mayor Al Siebring
 Councillor Rob Douglas
 Councillor Christopher Justice
 Councillor Tek Manhas
 Councillor Kate Marsh
 Councillor Rosalie Sawrie

Members Absent Councillor Debra Toporowski

Staff Present Ted Swabey, Chief Administrative Officer (CAO)
 Mark Frame, General Manager, Financial and Protective Services
 Ernie Mansueti, General Manager, Community Services
 Sarah Nixon, General Manager, Corporate Services
 David Conway, Director of Engineering
 Rob Conway, Director of Planning
 Natasha Horsman, Manager, Communications and Public Engagement
 Megan Jordan, Acting, Manager, Communications and Public Engagement
 Karen Robertson, Corporate Officer
 Nelda Richardson, Deputy Corporate Officer

1. CALL TO ORDER

There being a quorum present, Mayor Siebring called the meeting to order at 1:30 p.m.

2. APPROVAL OF AGENDA

It was moved and seconded:

That Council adopt the October 16, 2019 Regular Council agenda, as amended by:

- **Receiving the October 15, 2019 letter and revised rendering from Juanito Gulmatico, Architect, regarding the exterior changes to the Chemainus Library (to be considered as part of item 7.6);**
- **Considering a motion to hold a Special Closed Council meeting with the City of Duncan at Duncan City Hall (to be considered under New Business – item 10.1); and**
- **Amending the September 18, 2019 Council minutes to correct a clerical error (to be considered under Adoption of Minutes – item 3.2).**

CARRIED

3. ADOPTION OF MINUTES

3.1 October 2, 2019 - Regular Council

It was moved and seconded:

That Council adopt the minutes of the Regular Council meeting held October 2, 2019.

CARRIED

3.2 September 18, 2019 – Regular Council

It was moved and seconded:

That the September 18, 2019 Regular Council minutes (item 5.1, paragraph 5) be deleted and replaced with the following:

That if any or all of the actions in paragraph 3 are not completed by the dates set out above, the District may undertake any or all of those actions required by the Remedial Action Requirement without further notice to and at the expense of the Owner, and recover the costs of doing so in accordance with sections 17, 80, 258, and 259 of the *Community Charter*.

CARRIED

4. MAYOR'S REPORT

The Mayor gave a verbal report on meetings and activities he recently attended.

5. DELEGATIONS AND PRESENTATIONS

5.1 DELEGATION: Shelia Kitson, President - Cowichan Historical Society

Ms. Kitson provided Council with a brief history of the Cowichan Valley Museum and Archives (CVMA) and the role it plays as the trusted caretakers and keepers of Cowichan's history.

6. PUBLIC INPUT

Council received brief public input regarding agenda items from the following registered speakers:

- Chris Istace – spoke to item 7.1 and submitted a letter from the Chemainus Business Improvement Association to the Corporate Officer for circulation regarding the Chemainus Road project;
- Joyce Behnsen spoke to item 7.4; and
- Sandy McPherson spoke to item 7.1.

7. REPORTS

7.1 Chemainus Road Corridor Improvements Stage 1

It was moved and seconded:

That Council award the Chemainus Road Corridor Improvements Stage 1 contract to Copcan Civil Ltd. for the sum of \$1,163,976 excluding GST.

CARRIED

7.2 Chemainus Road Corridor Upgrade Consideration for Bike Lanes and Parking

It was moved and seconded:

That Council direct staff to pursue the currently designed Modal 3 on-street bike lanes and retain parallel parking on both sides of the road from Henry Road to Victoria Street.

CARRIED

7.3 FireSmart Community Funding Application

It was moved and seconded:

That staff be directed to submit a grant application for the FireSmart Community Funding through the Community Resiliency Investment program to seek funding to provide a debris disposal site for residents and hire a Local FireSmart Representative to be onsite to provide FireSmart information and answer questions.

CARRIED

7.4 Third Quarter Financial Report

It was moved and seconded:

That Council receive for information the October 16, 2019 Third Quarter Financial Report by the Manager of Budget and Infrastructure.

CARRIED

7.5 Proclamation Policy

It was moved and seconded:

That Council reaffirm the practice of not issuing proclamations and adopt the Proclamation policy marked as Appendix 2 to the Corporate Officer's October 16, 2019 report.

(Opposed: Justice)

CARRIED

7.6 Chemainus Library

It was moved and seconded:

That Council approve the requested amendment to Development Permit 000125 (Chemainus Library) described in the October 16, 2019 staff report to reduce the area of window glazing in the south east corner of the building;

AND That Council deny the requested amendment to remove a canopy from the Willow Street elevation.

CARRIED

By consensus Council recessed the meeting at 3:12 p.m.

The Council meeting resumed at 3:20 p.m.

8. BYLAWS

8.1 Rezoning Application No. ZB000093 for Bylaw 3763 (Retail Cannabis Sales - 8432 Trans-Canada Highway), 2019

Councillor Manhas declared a conflict of interest as his employer has submitted a rezoning application for a retail cannabis store and left the Council Chambers at 3:20 p.m.

It was moved and seconded:

That Council give second reading, as amended (to remove reference to Drinkwater Road) to "Zoning Amendment Bylaw (Cannabis Sales – 8432 Trans-Canada Highway), 2019" No. 3763 – a bylaw to permit cannabis retail sales at 8432 Trans-Canada Highway;

AND That a Public Hearing be scheduled for Zoning Amendment Bylaw No. 3763 and that notification be issued in accordance with the requirements of the *Local Government Act*.

(Opposed: Marsh; Sawrie)

CARRIED

Councillor Manhas returned to the Council Chambers at 3:24 p.m.

9. NOTICE OF MOTIONS

9.1 Cannabis Production in the Agricultural Land Reserve

It was moved and seconded:

That the issue of prohibiting cannabis production in the Agricultural Land Reserve, unless it is grown in ways that preserve the productive capacity of agricultural land, be referred to the Cowichan Agricultural Society and the Cowichan Green Community for comment.

CARRIED

10. NEW BUSINESS

10.1 Special Closed Council Meeting to be Held at the City of Duncan on Thursday, October 24, 2019 at 3:00 p.m.

It was moved and seconded:

That Council authorize holding a Special Council meeting outside of the Municipal Hall on Thursday, October 24, 2019 at 3:00 p.m. at the City of Duncan located at 200 Craig Street, Duncan, BC;

AND That the meeting be closed to the public under Section 90(1)(k) of the *Community Charter* – negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages.

CARRIED

11. QUESTION PERIOD

Council received questions from the public regarding business considered at this meeting.

12. CLOSED SESSION

It was moved and seconded:

That Council resolve to go into a Closed Committee of the Whole meeting at 3:50 p.m. on the basis of the following section of the *Community Charter*:

- **90(1)(k) - negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of Council, could reasonably be expected to harm the interests of the municipality if they were held in public.**

CARRIED

13. RISE AND REPORT

Council rose without report and adjourned the meeting at 4:30 p.m.

Certified by Corporate Officer

Signed by Mayor