

# Municipality of North Cowichan

## Regular Council

### AGENDA

Wednesday, June 2, 2021, 1:30 p.m.  
Electronically

#### 1. CALL TO ORDER

This meeting, though electronic, is open to the public. All representations to Council will form part of the public record. Proceedings will be streamed live and archived at [www.northcowichan.ca](http://www.northcowichan.ca). Members of the public may join this online meeting and participate virtually during the Public Input and Question Period portions of the agenda.

- To join by computer, smartphone, or tablet, visit [northcowichan.ca/virtualmeeting](http://northcowichan.ca/virtualmeeting) for instructions.
- To join by telephone, dial 1.844.426.4405, enter the meeting ID 177 702 0631, and then press # to join the meeting.

#### 2. APPROVAL OF CONSENT AGENDA

Purpose: To adopt all recommendations appearing on the Consent Agenda in one motion. Any item may be moved out at the request of any Council member for discussion or debate, before the agenda is approved. Items removed from the Consent Agenda will be placed under New Business.

Recommendation:  
That the Consent Agenda be approved.

##### 2.1. Draft Committee Minutes

Recommendation:

That the draft minutes from the following meetings be received for information purposes only:

2.1.1. May 12, 2021 Official Community Plan Community Ambassador Teams

2.1.2. May 13, 2021 Official Community Plan Community Ambassador Teams

##### 2.2. Correspondence

Recommendation:

That the following correspondence is received for information purposes only:

2.2.1. Letter from the City of Langford

Letter from the City of Langford to Premier Horgan advising of their support for Hospital Security Staff be given the authority and necessary training to take custody of patients

- 2.2.2. Email re noise created by vehicles travelling between Maple Mountain and the Crofton School**
- Request that Council address the [excessive] noise created by vehicles travelling between Maple Mountain and the Crofton School, including speeding violations
- 2.2.3. Email re use of Crime Stoppers**
- Request that Council use Crime Stoppers to assist in the reduction/stoppage of tree poaching
- 2.2.4. Letter from the Village of Gold River**
- Village of Gold River's resolution to UBCM and AVICC in support of working forests on Vancouver Island
- 2.2.5. Request for a new high school**
- Request for a new high school to educate students about climate change and sustainability, including the response from SD 79 Board of Education Chair
- 2.2.6. Trails Strategy Review Report**
- Trails Strategy Review Report from Recreation Sites and Trails BC summarizing the results of their survey regarding the development of a sustainable network of trails throughout BC
- 2.2.7. Letter from the District of Sooke**
- Request from the District of Sooke for support of their Resolution [R15 Moratorium on Recreational Wolf Hunting and trapping on Vancouver Island]
- 2.2.8. Email regarding automated garbage and recycling pick-up service**
- Request that North Cowichan move forward with full garbage and recycling automated pick-up service, including yard waste
- 2.2.9. Email regarding the Kingsview Development**
- Request that Council influence or augment the Kingsview Development plan to make it better fit the new community vision
- 2.2.10. Letter regarding mining claim on Mount Sicker**
- Request for Council's permission to continue prospecting his mining claim on Mount Sicker and acquire a key to the fire gate
- 2.2.11. Letter regarding the Twin Gables Motel property**
- Request that Council address the poor state of the Twin Gables Motel property
- 2.2.12. Email to Chair of the Environmental Advisory Committee**
- Request that the Environmental Advisory Committee take all necessary steps to protect all water in the watershed and the integrity of the municipal forests

**2.2.13. Emails received in relation to a Ted Talk video from Suzanne Simard on "How Trees Talk to Each Other"**

2 emails were received in relation to a Ted Talk video from Suzanne Simard on "How Trees Talk to Each Other".

**2.2.14. Emails received in relation to stop logging in the Municipal Forest Reserve**

25 emails were received in relation to stop logging in the Municipal Forest Reserve.

**2.2.15. Emails received in relation to the proposed cell towers at Mount Tzouhalem and Evans Field**

12 emails were received, 10 in relation to the Evans Field location and 2 in regards to the Mount Tzouhalem location.

**3. APPROVAL OF REGULAR AGENDA**

Purpose: To consider any items of business not included in the Agenda that are of an urgent nature, must be introduced and approved at the time the agenda is adopted. Matters must be taken up in the order that they are listed unless changed at this time.

Recommendation:

That Council adopt the agenda, as circulated [or as amended].

**4. ADOPTION OF MINUTES**

Purpose: To consider if there were any errors or omissions prior to adopting the minutes.

**4.1. Regular Council meeting held May 19, 2021 for adoption**

Recommendation:

That Council adopt the minutes of their regular meeting held May 19, 2021.

**5. MAYOR'S REPORT**

**6. DELEGATIONS AND PRESENTATIONS**

**6.1. Cowichan Valley Intentional Recovery Centre**

Purpose: Bernie Willock of the Cowichan Valley International Recovery Centre to make a short presentation to Council regarding the Therapeutic Recovery Community proposed for women at the St. Joseph School property (9745 Elm Street, Chemainus).

**7. PUBLIC INPUT**

Public Input is an opportunity for the public to provide their feedback on matters included on the agenda. The maximum number of speakers to be heard during the public input period is limited to five, with a maximum of three minutes allotted to each speaker. To be added to the speakers list, please:

- click on the 'raise your hand' button, if participating by computer, smartphone, or tablet, or
- dial \*3 on your phone

**8. BYLAWS**

**8.1. Delegation of Authority Bylaw No. 3814, 2021 for adoption**

Purpose: To consider adoption of Delegation of Authority Bylaw No. 3814, 2021 which received first three readings on May 19, 2021. If adopted, this bylaw will update the authorities previously delegated under Delegation of Authority Bylaw No. 3734, 2019.

*(Note: The attached "Delegation of Authority Bylaw No. 3814, 2021" was replaced on June 1, 2021 with the correct version.)*

Recommendation:

That Council adopt Delegation of Authority Bylaw, No. 3814, 2021.

**8.2. Nuisance Abatement and Cost Recovery Amendment Bylaw No. 3832, 2021 for adoption**

Purpose: To consider adoption of Nuisance Abatement and Cost Recovery Amendment Bylaw which received first three readings on May 5, 2021. If adopted, this bylaw will include the control of noxious weeds and make the Manager of Bylaw and Business Licensing Services responsible for enforcement oversight.

Recommendation:

That Council adopt Nuisance Abatement and Cost Recovery Amendment Bylaw No. 3832, 2021.

**8.3. Zoning Amendment Bylaw (Apartment – Lot A, Skinner Road), 2021, No. 3824 for first and second readings**

Purpose: To introduce Zoning Bylaw Amendment Application No. ZB000145 and for Council to consider giving first and second readings to Zoning Amendment Bylaw (Apartment – Lot A, Skinner Road), 2021, No. 3824, which proposes a site-specific zoning amendment to permit the use and construction of an apartment building on a vacant lot at located on the corner of Skinner Road and Cowichan Lake Road.

Recommendation:

That Council give first and second readings to Zoning Amendment Bylaw (Apartment – Lot A, Skinner Road), 2021, No. 3824 and;

That a Public Hearing be scheduled for Zoning Amendment Bylaw (Apartment Building – Lot A, Skinner Road), 2021, No. 3824 and notification be issued following the *Local Government Act* requirements.

**9. REPORTS**

**9.1. REPORTS FOR DECISION**

**9.1.1. North Cowichan Civic Building – Tender Package 2**

Purpose: To consider the award of construction contracts for tenders submitted in response to Tender Package #2 for (1) building envelope and cladding finishes, (2) glazed aluminum curtain wall and sunshade systems, and (3) civil works for the new North Cowichan Civic Building.

Recommendation:

That Council award the contract for the:

1. C-011 Building Envelope and Cladding Finishes to Flynn Canada Ltd. for \$2,477,000 plus GST;
2. C-013 Glazed Aluminum Curtain Wall and Sunshade Systems to Visionary Glass Inc. for \$823,750 plus GST; and,
3. C-014 Civil Work (Excluding Paving) to Milestone Equipment Contracting Inc. for \$555,668 plus GST.

**9.1.2. Building Clerk – Two Year Temporary Position**

Purpose: To consider a proposed amendment to the 2021 Building Budget to hire a two-year, temporary Building Clerk position to address capacity issues and increased legislative requirements.

Recommendation:

That Council approve a temporary Building Clerk position, to be funded by increased building permit revenue, for a term of two years.

**9.2. REPORTS FOR INFORMATION**

**10. NOTICES OF MOTIONS**

**10.1. Inviting Dr. Suzanne Simard to Speak at North Cowichan**

Purpose: So that Councillor Sawrie may introduce the following motion which she intends to move at the June 16, 2021 regular Council meeting:

*“That Council direct the Mayor and Staff to:*

1. *Invite Suzanne Simard to give a public virtual presentation about her work with local context on our forests as part of the education for the MFR review followed by a question and answer period.*
2. *Send a letter to Bond Group Entertainment, inviting them to film Suzanne Simard’s memoir Finding the Mother Tree in North Cowichan.”*

**11. UNFINISHED AND POSTPONED BUSINESS**

**11.1. Proposed Cell Tower on Mount Tzouhalem**

Purpose: To consider the recommendation, from the Committee of the Whole, at their April 13, 2021 meeting, including their amendment to postpone consideration, in relation to the motion that had been referred to them from the April 7, 2021 regular meeting.

(Note: The email the was pulled from the April 7, 2021 Consent Agenda [item 11.4] in relation to this item has been attached for information)

Recommendation:

That Council postpone consideration of the motion to *“instruct staff to offer Rogers an alternate location for their proposed cell tower on Mount Tzouhalem that is at least 500 metres from homes or existing or possible future zoning for homes’* until such time as Rogers Communications has completed their public consultation process as outlined in their February 2, 2021 presentation to Council, and until Council has had an opportunity to review the summary of that consultation.

## 12. NEW BUSINESS

### 12.1. Management of Municipal Forest

Purpose: So that Councillor Marsh may move the motion she gave notice on at the May 19, 2021 Regular Council meeting.

(Note: the wording of motion shown below in the Recommendation has been amended from what was presented on May 19, 2021)

Recommendation:

Whereas subjective/misinformation regarding possibilities for the future management of the Municipal Forests is being published in local media and on social media, including from former Council members and others who's opinions could more readily be accepted by the public as correct, potentially resulting in greater weight and/or biased, entrenched beliefs, before the consultation itself has taken place;

And further given that the public needs access to the same open information Council is privy to, in order to make an informed decision, and considering The Municipality reported to the community that consultation will be on hold while Council completes consultations with the Cowichan Nations quite shortly after the 3Green Tree presentation, this has further opened the door for the public to get attached to the incorrect/subjective and incomplete information that is being spread in the community as has been alluded to above;

Therefore be it resolved that Council direct staff to post the Cow Meeting of July 7, 2020 video link (attached) by 3GreenTree's and UBC's faculty, Dr. Brad Seely, Dr. Clive Walham and Dr. Peter Arcese on our MNC social media including the FB page, explaining that misleading information has been circulating in the community and these are some initial actual potential scenarios, including cost/benefit analysis and further explaining that Council is interested in considering any other potential scenarios that may come forward once consultation resumes. Also a line to the written report (also attached from UBC to COW July 7, 2020 on pages 6 -88 of that agenda). These are available on the website already so it is public information, as is the other attached information Council has received including the report UBC tabled to COW on July 7, 2020 on pages 6 – 88. The other attachments to this report are public information as well.

Additionally, that Council direct staff via social media, as part of the same link and message suggested above, to invite citizens to subscribe to the new notifications process where they can select subjects of their interest and receive updates on them in their inbox going forward. This way MNC leads the narrative on our plans and initiatives and what each department listed is up to at any given time. Anyone who has already signed up should get these links in their inbox as soon as possible.

### 12.2. Potential Downzoning of 9090 Trans-Canada Highway

Purpose: To consider downzoning the property located at 9090 Trans-Canada Highway from residential mobile home park to rural.

Recommendation:

That staff be directed to bring forward a zoning amendment bylaw to rezone 9090 Trans-Canada Highway (PID 009-885-200) from Residential Mobile Home Park Zone (R5) to Rural Zone (A2) to achieve consistency with the Official Community Plan.

**12.3. Union of BC Municipalities (UBCM) Convention**

Purpose: So that Council may discuss which Ministers, including Premier Horgan, they wish to meet with during the 2021 UBCM (virtual) Convention scheduled for September 14-17, 2021. The deadline to submit meeting requests is June 30, 2021.

**12.4. Cowichan Land Trust's advice and recommendation regarding Official Community Plan Update Project**

Purpose: To consider the reply received from the Cowichan Land Trust in response to Council's March 3, 2021 request for their advice and recommendation on what is necessary to achieve Council's goals of restoration and regeneration of North Cowichan's lakes, streams, rivers and estuaries and protecting biodiversity, in relation to the land use policy development within the revised Official Community Plan.

**13. QUESTION PERIOD**

Question Period is an opportunity for the public to ask brief questions regarding the business discussed during the meeting. To be added to the speakers list, please:

- click on the 'raise your hand' button, if participating by computer, smartphone, or tablet, or
- dial \*3 on your phone

**14. CLOSED SESSION**

Recommendation:

That Council close the June 2, 2021 Regular Council meeting at \_\_\_ p.m. to the public on the basis of the following section(s) of the *Community Charter*:

- *90(1)(e) - the acquisition, disposition or expropriation of land or improvements, which the council considers that disclosure could reasonably be expected to harm the interests of the municipality*

**14.1. Minutes from the May 5, 2021 regular closed Council for adoption**

**14.2. Closed under section 90(1)(e) Land Disposition**

**15. RISE AND REPORT**

**16. ADJOURNMENT**