

Municipality of North Cowichan

Regular Council

AGENDA

Wednesday, September 1, 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. 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 for instructions.
- To join by telephone, dial 1.844.426.4405, enter the meeting ID 2450 743 1462, 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 meeting(s) be received for information purposes only:

2.1.1. August 17, 2021 Environmental Advisory Committee

2.2. Correspondence

Recommendation:
THAT the following correspondence is received for information purposes only:

2.2.1. Emails in relation to Vancouver Island Motorsport Circuit (VIMC)

3 emails were received by residents who have concerns with noise levels from VIMC.

2.2.2. Emails in relation to the Municipal Forest Review

2 emails were received requesting Council allow the UBC Forestry review to be completed.

2.2.3. Email regarding New Crofton Ferry Terminal Upgrade

Request that Council consider upgrading the ferry terminal and increase service.

2.2.4. Neighbourhood Zero Emission Vehicle Bylaw

Request Council consider adopting the City of Richmond's Traffic Bylaw.

2.2.5. Email regarding Roundup Herbicide weed spray

Request Council ban Roundup Herbicide weed spray for use on public and private property.

2.2.6. Email regarding water usage

Request Council consider installing water consumption meters.

2.2.7. Email regarding proposed development on 9090 Trans-Canada Highway

Request Council downzone the proposed development on 9090 Trans-Canada Highway from 108 homes to 12 x 2 acre lots or 24 x 1 acre lots.

2.2.8. Email regarding pounding noise from Properties development

Concerned with the pounding noise from the development in the Properties.

2.2.9. Letter regarding the Canada Community Building Fund-Gas Tax fund: Community Works Fund Top-Up Payment and Updated Eligibility Guidelines

Letter from UBCM advising that UBCM is in the process of distributing a top-up to the Community Works Fund payment for fiscal 2021/2022.

2.2.10. Email regarding Genoa Bay Waterworks and Business Licenses

Background information about the Genoa Bay Waterworks Society and request that applications for commercial business licenses within the Genoa Bay Waterworks service area be withheld.

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 the agenda be adopted 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. Minutes from the August 18, 2021 regular meeting for adoption

Recommendation:

THAT Council adopt the minutes of their regular meeting held August 18, 2021.

5. MAYOR'S REPORT

6. DELEGATIONS AND PRESENTATIONS

6.1. North Cowichan/Duncan RCMP Detachment's 2nd Quarter Report for RCMP Activities

Purpose: Inspector Chris Bear to present the North Cowichan/Duncan RCMP Detachment's quarterly report for April - June 2021.

6.2. North Cowichan/Duncan RCMP Detachment's 2021-2022 Annual Performance Plan

Purpose: To consider endorsement of the North Cowichan/Duncan RCMP Annual Performance Plan (APP) that was presented to Council by Inspector Chris Bear on May 19, 2021. Council postponed consideration of the APP until after the completion of the GAP analysis.

Recommendation:

THAT Council endorse the North Cowichan/Duncan RCMP Detachment 2021-2022 Annual Performance Plan as presented.

6.3. Regional Emergency Program with Cowichan Valley Regional District

Purpose: April Diver, Emergency Program Coordinator, from the Cowichan Valley Regional District to provide a presentation on the Regional Emergency Response Program. Brian Carruthers, Chief Administrative Officer, and John Elzinga, GM Community Services, from the Cowichan Valley Regional District will be present to answer questions.

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. Zoning Amendment Bylaw (6353 Genoa Bay Road) No. 3847, 2021 for first and second readings

Purpose: Mayor Siebring provided notice on August 27, 2021, that under the authority of Section 131 of the *Community Charter*, that Council reconsider and vote again on first and second reading of Zoning Amendment Bylaw No. 3847, 2021 to permit a second detached residential dwelling at 6353 Genoa Bay Road and a public hearing be scheduled for Bylaw No. 3847 in accordance with the *Local Government Act*.

(Note: The August 18, 2021 staff report and attachments are included for reconsideration)

Recommendation:

THAT Council give first and second reading to Zoning Amendment Bylaw No. 3847, 2021 to permit a second detached residential dwelling at 6353 Genoa Bay Road and a public hearing be scheduled for Bylaw No. 3847 in accordance with the *Local Government Act*.

8.2. Fire Protection Bylaw No. 3841, 2021 for first three readings

Purpose: To introduce Fire Protection Bylaw No. 3841, 2021 for first three readings. This bylaw, if adopted will incorporate recommendations from the 2018 Fire Services Review and replace the current bylaw (Fire Protection Bylaw, 2008, No. 3340) and all amendments thereto.

Recommendation:

THAT Council give first, second and third readings to Fire Protection Bylaw No. 3841, 2021.

8.3. Consequential Amendment Bylaws for first three readings

Purpose: To introduce bylaw amendments to the Delegation of Authority, Fees and Charges, Bylaw Offence Notice Enforcement (BON), and Municipal Ticket Information System (MTI) Bylaws that are consequential to Fireworks Regulation Bylaw No. 3810 and Fire Protection Bylaw No. 3841 for first three readings.

Recommendation:

THAT Council gives first, second and third readings to:

1. Delegation of Authority Amendment Bylaw No. 3842, 2021;
2. Fees and Charges Amendment Bylaw No. 3843, 2021;
3. Bylaw Offence Notice Enforcement Amendment Bylaw No. 3844, 2021; and
4. Municipal Ticket Information System Amendment Bylaw No. 3845, 2021.

9. REPORTS

9.1. REPORTS FOR DECISION

9.1.1. 2020 Community Wildfire Protection Plan for adoption

Purpose: To present the 2020 Community Wildfire Protection Plan for Council's consideration.

Recommendation:

THAT Council adopt the 2020 Community Wildfire Protection Plan attached to the September 1, 2021 report from the Municipal Forester.

9.1.2. Regional Emergency Program

Purpose: To advise Council on the gaps and recommendations for emergency management in the Cowichan Valley.

Recommendation:
THAT Council approve

1. North Cowichan's participation in a single regional Emergency Management Organization established by the Cowichan Valley Regional District Board.
2. That through the newly established Cowichan Emergency Management Organization, implementation of the report's recommendations be carried out in a phased approach.

9.2. REPORTS FOR INFORMATION

10. NOTICES OF MOTIONS

11. UNFINISHED AND POSTPONED BUSINESS

12. NEW BUSINESS

12.1. M'akola Housing Society request for Financial Assistance

Purpose: To consider M'akola Housing Societies request for \$900 to contribute to the flaggers for the Every Child Matters March taking place on September 30, 2021

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 meeting at ___ p.m. to the public on the basis of the following sections of the *Community Charter*:

- 90(1)(c) - labour relations or other employee relations;
- 90(1)(e) - the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;
- 90(1)(i) - the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- 90(1)(m) - a matter that, under another enactment, that being section 16(1)(a)(iii) of the Freedom of Information and Protection of Privacy Act related to intergovernmental relations or negotiations with an aboriginal government, is such that the public may be excluded from the meeting;
- 90(2)(b) - the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party.

14.1. Closed minutes from the July 21, 2021 meeting for adoption

- 14.2. Closed under section 90(1)(e) land matter, 90(1)(i) legal advice, 90(1)(m) FOIPPA s. 16 - relations with aboriginal government - Land
- 14.3. Closed under section 90(1)(e) land matter, 90(1)(i) legal advice, 90(1)(m) FOIPPA s. 16 - relations with aboriginal government and 90(2)(b) negotiations - Proposed Memorandum of Understanding
- 14.4. Closed under section section 90(1)(e) land matter, 90(1)(m) FOIPPA s. 16 - relations with aboriginal government and 90(2)(b) negotiations - Land
- 14.5. Closed under section 90(1)(e) land matter - Land Acquisition
- 14.6. Closed under section 90(1)(c) labour relations
15. RISE AND REPORT
16. ADJOURNMENT