REGIONAL DISTRICT OF NANAIMO

MINUTES OF THE REGULAR BOARD MEETING OF THE REGIONAL DISTRICT OF NANAIMO HELD ON TUESDAY, APRIL 22, 2014 AT 7:00 PM IN THE RDN BOARD CHAMBERS

In Attendance:

Director J. Stanhope Chairperson

Director D. Brennan

Deputy Chairperson

Director A. McPherson

Director H. Houle

Director M. Young

Director G. Holme

Director J. Fell

Director B. Veenhof

Deputy Chairperson

Electoral Area A

Electoral Area C

Electoral Area E

Electoral Area F

Electoral Area H

Alternate

Director A. Mostad
Director J. Ruttan
City of Nanaimo
Director B. Bestwick
City of Nanaimo
Director T. Greves
City of Nanaimo
City of Parksville

Regrets:

Director J. de Jong District of Lantzville
Director G. Anderson City of Nanaimo

Director D. Willie Town of Qualicum Beach

Also in Attendance:

P. Thorkelsson Chief Administrative Officer
J. Harrison Director of Corporate Services

W. Idema Director of Finance

R. Alexander
 Gen. Mgr. Regional & Community Utilities
 G. Garbutt
 D. Trudeau
 Gen. Mgr. Strategic & Community Development
 Gen. Mgr. Transportation & Solid Waste Services

D. Banman A / Gen. Mgr. Recreation & Parks Services

J. Hill Mgr. Administrative Services

C. Golding Recording Secretary

CALL TO ORDER

The Chairperson called the meeting to order and welcomed Director Mostad to the meeting.

DELEGATIONS

Eoin Finn, re Why LNG Supertankers do not belong in Georgia / Haro Straits or Howe Sound.

Eoin Finn provided a visual presentation outlining his concerns of the potential effects of increased Liquid Natural Gas tankers in local waterways, and asked the Board to adopt a resolution calling for the ban of Liquid Natural Gas tanker passage in the waters of Malaspina, Georgia, Juan de Fuca and Haro Straits, and Boundary Pass.

Tamara Burns, Canadian Stewardship Services Alliance and Allen Langdon, Multi-Material BC, re RDN MMBC Motion.

Allen Langdon provided a slide presentation and overview of Multi-Material BC, and outlined the program benefits to the community.

Chris Alemany, re Central Island Passenger Rail Service.

Chris Alemany shared his vision of a passenger rail transit service in the Regional District of Nanaimo using the existing island railway, and highlighted the benefits to commuters and local tourism.

LATE DELEGATIONS

14-286 MOVED Director Holme, SECONDED Director Bestwick, that late delegations be permitted to address the Board.

CARRIED

Byron Montgomery, Lamar Canada Ltd., re Nanaimo Bus Advertising.

Byron Montgomery voiced his concerns regarding loss of revenue, local jobs and breach of contract with Lamar Canada Ltd. if advertising is eliminated on Regional District of Nanaimo Compressed Natural Gas buses.

BOARD MINUTES

Minutes of the Board meeting held Tuesday, March 25, 2014.

14-287 MOVED Director Johnstone, SECONDED Director Holme, that the minutes of the Board meeting held Tuesday, March 25, 2014, be adopted.

CARRIED

COMMUNICATION/CORRESPONDENCE

Arthur Skipsey, re Alignment of Qualicum Beach Urban Containment Boundary.

14-288 MOVED Director Brennan, SECONDED Director McPherson, that the correspondence from Arthur Skipsey regarding the alignment of Qualicum Beach urban containment boundary, be received.

David Mailloux, Chair, BC Ocean Boating Tourism Association, re Letter of Support for BCOBTA.

14-289 MOVED Director Brennan, SECONDED Director McPherson, that the correspondence from David Mailloux, Chair, BC Ocean Boating Tourism Association, regarding a letter of support for BC Ocean Boating Tourism Association, be received.

CARRIED

Mary Ashley, Board Co-Chair, Island Corridor Foundation, re Preparation for Meeting of ICF member Regional Boards.

14-290 MOVED Director Brennan, SECONDED Director McPherson, that the correspondence from Mary Ashley, Board Co-Chair, Island Corridor Foundation, regarding preparation for meeting of Island Corridor Foundation member Regional Boards, be received.

CARRIED

Janet Raines, re Qualicum Beach UCB/GCB Impending Changes.

14-291 MOVED Director Brennan, SECONDED Director McPherson, that the correspondence from Janet Raines regarding the Qualicum Beach Urban Containment Boundary / Growth Containment Boundary impending changes, be received.

CARRIED

Margaret A. Porter, re Qualicum Beach GCB.

14-292 MOVED Director Brennan, SECONDED Director McPherson, that the correspondence from Margaret A. Porter regarding the Qualicum Beach Growth Containment Boundary, be received.

CARRIED

Iris M. Page, re UCB/GCB Changes Qualicum Beach.

14-293 MOVED Director Brennan, SECONDED Director McPherson, that the correspondence from Iris M. Page regarding the Qualicum Beach Urban Containment Boundary / Growth Containment Boundary impending changes, be received.

CARRIED

Rosemary Hathaway, re Qualicum Beach UCB.

14-294 MOVED Director Brennan, SECONDED Director McPherson, that the correspondence from Rosemary Hathaway regarding the Qualicum Beach Urban Containment Boundary, be received.

CARRIED

Doug Miller and Sharlene MacLellan, Nanaimo and District Fish and Game Protective Association, re Nanaimo Recycling Exchange.

14-295 MOVED Director Brennan, SECONDED Director McPherson, that the correspondence from Doug Miller and Sharlene MacLellan, Nanaimo and District Fish and Game Protective Association, regarding the Nanaimo Recycling Exchange, be received.

UNFINISHED BUSINESS

Appointments to the Board Remuneration Review Committee.

14-296 MOVED Director Holme, SECONDED Director McPherson, that the Board approve the 2014 appointments to the Board Remuneration Review Committee, as follows:

Jerry Davis Sandy Herle Bill Holdom Henrik Kreiberg

CARRIED

STANDING COMMITTEE, SELECT COMMITTEE AND COMMISSION MINUTES & RECOMMENDATIONS COMMITTEE OF THE WHOLE STANDING COMMITTEE

Minutes of the Committee of the Whole meeting held Tuesday, April 8, 2014.

14-297 MOVED Director Holme, SECONDED Director Johnstone, that the minutes of the Committee of the Whole meeting held Tuesday, April 8, 2014, be received for information.

CARRIED

COMMUNICATION/CORRESPONDENCE

Graham Bruce, Island Corridor Foundation, re Official Notice of Island Corridor Foundation AGM.

14-298 MOVED Director Ruttan, SECONDED Director Johnstone, that the correspondence from Graham Bruce, Island Corridor Foundation, regarding the official notice of the Island Corridor Foundation Annual General Meeting, be received.

CARRIED

Tom Good, re Island Corridor Foundation.

14-299 MOVED Director Ruttan, SECONDED Director Johnstone, that the correspondence from Tom Good regarding the Island Corridor Foundation, be received.

CARRIED

Eoin Finn, re Resolution to Ban Liquid Natural Gas Tanker Traffic.

14-300 MOVED Director Ruttan, SECONDED Director Johnstone, that the correspondence from Eoin Finn regarding a resolution to ban liquid natural gas tanker traffic, be received.

CARRIED

Lisa Storoshenko, Municipal Insurance Association of BC, re MIABC 2013 Annual Report.

14-301 MOVED Director Ruttan, SECONDED Director Johnstone, that the correspondence from Lisa Storoshenko, Municipal Insurance Association of BC, regarding the Municipal Insurance Association of BC 2013 Annual Report, be received.

Allen Langdon, Managing Director, Multi-Material British Columbia, re Collection of Newsprint under MMBC Program.

14-302 MOVED Director Ruttan, SECONDED Director Johnstone, that the correspondence from Allen Langdon, Managing Director, Multi-Material British Columbia, regarding the collection of newsprint under the Multi-Material British Columbia program, be received.

CARRIED

Graham Bruce, Island Corridor Foundation, re ICF-RDN Meeting.

14-303 MOVED Director Ruttan, SECONDED Director Johnstone, that the correspondence from Graham Bruce, Island Corridor Foundation, regarding the Island Corridor Foundation and Regional District of Nanaimo meeting, be received.

CARRIED

BC Chamber of Commerce, re MMBC: Update to Chamber Members.

14-304 MOVED Director Ruttan, SECONDED Director Johnstone, that the correspondence from the BC Chamber of Commerce regarding Multi-Material British Columbia update to chamber members, be received.

CARRIED

Peter McCully, The Parksville-Qualicum Beach News, re MMBC.

14-305 MOVED Director Ruttan, SECONDED Director Johnstone, that the correspondence from Peter McCully, The Parksville-Qualicum Beach News, regarding Multi-Material British Columbia, be received.

CARRIED

Christianne Wilhelmson, Georgia Strait Alliance, re Opposition to Waste-to-Energy Incinerator in the Nanaimo region.

14-306 MOVED Director Ruttan, SECONDED Director Johnstone, that the correspondence from Christianne Wilhelmson, Georgia Strait Alliance, regarding opposition to the Waste-to-Energy Incinerator in the Nanaimo region, be received.

CARRIED

Correspondence, March - April 2014, re Waste-to-Energy Incinerator in the Nanaimo region.

14-307 MOVED Director Ruttan, SECONDED Director Johnstone, that the correspondence from March - April 2014 regarding the Waste-to-Energy Incinerator in the Nanaimo region, be received.

CARRIED

CORPORATE SERVICES

ADMINISTRATIVE SERVICES

Bylaw No. 1695 - Proposed New Freedom of Information and Protection of Privacy Bylaw.

14-308 MOVED Director Brennan, SECONDED Director Ruttan, that "Regional District of Nanaimo Freedom of Information Bylaw No. 949, 1994", be repealed.

14-309 MOVED Director Brennan, SECONDED Director Ruttan, that "Regional District of Nanaimo Freedom of Information and Protection of Privacy Bylaw No. 1695, 2014", be introduced and read three times.

CARRIED

14-310 MOVED Director Brennan, SECONDED Director Ruttan, that "Regional District of Nanaimo Freedom of Information and Protection of Privacy Bylaw No. 1695, 2014", be adopted.

CARRIED

STRATEGIC & COMMUNITY DEVELOPMENT

LONG RANGE PLANNING

Capacity Building to End Homelessness Reserve Fund Funding Request – People for a Healthy Community, Gabriola Guardian Program.

14-311 MOVED Director Brennan, SECONDED Director Ruttan, that the Regional District of Nanaimo Board allocate \$18,000 from the reserve fund to the People for a Healthy Community to continue the Gabriola Guardian Program that directly supports those at risk of or experiencing homelessness on Gabriola Island.

CARRIED

BUILDING, BYLAW & EMERGENCY PLANNING

1583 Juan de Fuca Boulevard, Electoral Area 'G' – Building Bylaw Contraventions.

14-312 MOVED Director Holme, SECONDED Director Johnstone, that staff be directed to register a Notice of Bylaw Contravention on the title of the subject property legally described as Lot 47, District Lot 28, Plan 22290, Nanoose District (1583 Juan de Fuca Boulevard), pursuant to Section 57 of the *Community Charter*.

CARRIED

1541 Winchester Road, Electoral Area 'F' – Building Bylaw Contraventions.

MOVED Director Ruttan, SECONDED Director Veenhof, that staff be directed to register a Notice of Bylaw Contravention on the title of the North ½ of Lot 84, District Lot 8, Plan 1981, Cameron District (1541 Winchester Road) pursuant to Section 57 of the *Community Charter* and take further enforcement action as may be necessary to ensure the property is in compliance with Regional District of Nanaimo regulations.

CARRIED

TRANSPORTATION AND SOLID WASTE

SOLID WASTE

Landfill Engineering Services Contract Award.

14-314 MOVED Director Holme, SECONDED Director Brennan, that the Board extend the comprehensive engineering services contract with XCG Consultants Ltd. for the Regional Landfill for a two (2) year term expiring May 2016.

TRANSIT

CNG Fueling Station Regionally Significant Gas Tax.

14-315 MOVED Director Brennan, SECONDED Director Ruttan, that the Board authorize staff to advise the Union of British Columbia Municipalities that \$750,000 of the approved Regionally Significant Program funding under the Gas Tax Agreement be provided directly to BC Transit for the compressed natural gas fueling station towards the Regional District of Nanaimo's cost share of the project.

CARRIED

REGIONAL AND COMMUNITY UTILITIES

WASTEWATER

Greater Nanaimo Pollution Control Centre – Marine Outfall (Land Section) and Primary Effluent Line Replacement Project Construction Award.

14-316 MOVED Director Holme, SECONDED Director Veenhof, that the Board award the construction contract for the Greater Nanaimo Pollution Control Center Marine Outfall (Land Section) and Primary Effluent Line Replacement Project to Knappett Industries for a value of \$2,129,099.

CARRIED

14-317 MOVED Director Veenhof, SECONDED Director Lefebvre, that the Board award the engineering services contract for the Greater Nanaimo Pollution Control Center Marine Outfall (Land Section) and Primary Effluent Line Replacement Projects to AECOM for \$240,000.

CARRIED

14-318 MOVED Director Ruttan, SECONDED Director Bestwick, that "Southern Community Sewer Service Area Development Cost Charge Reserve Fund Expenditure Bylaw No. 1699, 2014", be introduced and read three times.

CARRIED

14-319 MOVED Director Bestwick, SECONDED Director Ruttan, that "Southern Community Sewer Service Area Development Cost Charge Reserve Fund Expenditure Bylaw No. 1699, 2014", be adopted.

CARRIED

STANDING COMMITTEE, SELECT COMMITTEE, AND COMMISSION MINUTES & RECOMMENDATIONS Electoral Area 'B' Parks and Open Space Advisory Committee.

Minutes of the Electoral Area 'B' Parks and Open Space Advisory Committee meeting held Tuesday, March 4, 2014.

14-320 MOVED Director Houle, SECONDED Director Veenhof, that the minutes of the Electoral Area 'B' Parks and Open Space Advisory Committee meeting held Tuesday, March 4, 2014, be received for information.

Electoral Area 'G' Parks and Open Space Advisory Committee.

Minutes of the Electoral Area 'G' Parks and Open Space Advisory Committee meeting held Monday, March 10, 2014.

14-321 MOVED Director Holme, SECONDED Director Brennan, that the minutes of the Electoral Area 'G' Parks and Open Space Advisory Committee meeting held Monday, March 10, 2014, be received for information.

CARRIED

Dashwood Hall Upgrades Update.

14-322 MOVED Director Veenhof, SECONDED Director Fell, that staff be directed to look at financing alternatives and project scheduling, including the possibility of financing the entire Dashwood Hall project at once.

CARRIED

BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS

Peter McCully, The Parksville-Qualicum Beach News, regarding MMBC.

14-323 MOVED Director Veenhof, SECONDED Director Houle, that Regional District of Nanaimo staff be directed to write a letter for signature by the Chair that asks the Premier to have the Minister of Environment delay the implementation of Multi-Material BC and bring together business, municipal, and environmental leaders to develop a plan that works both economically and environmentally for British Columbia.

DEFEATED

Director Greves left the meeting at 8:25 pm citing a possible conflict of interest with the next agenda item.

NEW BUSINESS

Island Corridor Foundation.

Whereas, due to the serious, ongoing deterioration of the rail line, lack of realistic capital funding dollars, the inability to negotiate an agreement with VIA Rail, and lack of information on how current taxpayers' dollars and Island Corridor Foundation revenues are being spent on necessary repairs to the rail infrastructure, the Regional District of Nanaimo Board has lost confidence in the existing administrative function of the Island Corridor Foundation (ICF);

Therefore be it resolved:

14-324 MOVED Director Lefebvre, SECONDED Director Bestwick, that in order to resolve this situation, the Regional District of Nanaimo proposes a meeting of all First Nations and Regional Districts be convened to discuss the future of the Island Corridor Foundation.

MOVED Director Brennan, SECONDED Director Ruttan, that this motion be referred to the first available date after the meeting with the Island Corridor Foundation and Southern Vancouver Island Rail.

DEFEATED

The vote was taken on the main motion.

14-325 MOVED Director Lefebvre, SECONDED Director Holme, that the Regional District of Nanaimo affirm its support of a task force of experienced individuals to be convened, subsequent to the discussions with the First Nations and Regional Districts, to assist in reinvigorating the Island Corridor Foundation.

CARRIED

Director Greves returned to the meeting at 8:47 pm.

Appointments to Nanoose Bay Parks and Open Space Advisory Committee.

14-326 MOVED Director Holme, SECONDED Director Young, that the Regional District of Nanaimo receive the resignation of George Jarvis from the Nanoose Bay Parks and Open Space Advisory Committee and appoint Frank Van Eynde to serve on the Committee for the remainder of the term expiring on December 31, 2014.

CARRIED

SCHEDULED STANDING, ADVISORY, AND SELECT COMMITTEES

Agricultural Advisory Committee.

Minutes of the Agricultural Advisory Committee meeting held Friday, March 28, 2014.

14-327 MOVED Director Johnstone, SECONDED Director Brennan, that the minutes of the Agricultural Advisory Committee meeting held Friday, March 28, 2014, be received for information.

CARRIED

Northern Community Economic Development Select Committee.

Minutes of the Northern Community Economic Development Select Committee meeting held Wednesday, April 9, 2014.

14-328 MOVED Director Veenhof, SECONDED Director Holme, that the minutes of the Northern Community Economic Development Select Committee meeting held Wednesday, April 9, 2014, be received for information.

CARRIED

Northern Community Economic Development Program – Spring 2014 Proposals.

14-329 MOVED Director Veenhof, SECONDED Director Lefebvre, that the Building Capacity to Attract the Film and Media Industry proposal from the Vancouver Island North Film Commission be awarded funding in the amount of \$10,000.

CARRIED

14-330 MOVED Director Veenhof, SECONDED Director Lefebvre, that the Training Seminar proposal from Innovation Island Technology Association be awarded funding in the amount of \$5,000.

CARRIED

14-331 MOVED Director Veenhof, SECONDED Director Lefebvre, that the proposal be pulled, and staff investigate the use of Community Works Funds to contribute to the construction of an in-ground septic system for the Arrowsmith Recreation Hall.

14-332 MOVED Director Veenhof, SECONDED Director Lefebvre, that the Regional Mobile Trail and Tour proposal from the Parksville Qualicum Beach Tourism Association be awarded funding in the amount of \$10,000 subject to partnership funding.

CARRIED

ADMINISTRATOR'S REPORTS

Building Canada Program.

14-333 MOVED Director Veenhof, SECONDED Director Lefebvre, that the report on the Federal Building Canada funding program be received for information.

CARRIED

Zoning Amendment Application No. PL2013-064 – Fern Road Consulting on Behalf of Daniel Nedokus of Dokey Resources Ltd. – 2619 Alberni Highway, Electoral Area 'F' – Amendment Bylaw 1285.21, 2014 – Public Hearing Waiver Request.

14-334 MOVED Director Fell, SECONDED Director Veenhof, that the requirement for a public hearing in relation to "Electoral Area 'F' Zoning and Subdivision Amendment Bylaw No. 1285.21, 2014", be waived, pursuant to Section 890 (4) of the *Local Government Act*.

CARRIED

14-335 MOVED Director Fell, SECONDED Director Veenhof, that staff be directed to proceed with notification pursuant to Section 893 of the *Local Government Act* of the Board's intent to consider third reading of "Electoral Area 'F' Zoning and Subdivision Amendment Bylaw No. 1285.21, 2014" at a Special Board meeting to be held May 13, 2014.

CARRIED

Development Variance Permit Application No. PL2014-030 – 960 Errington Road, Electoral Area 'F'.

14-336 MOVED Director Fell, SECONDED Director Holme, that staff be directed to complete the required notification for Development Variance Permit Application No. PL2014-030.

CARRIED

Yellow Point Aquifer Protection DPA Amendment – Bylaw No. 1620.02, 2014.

14-337 MOVED Director McPherson, SECONDED Director Young, that the report of the Public Hearing held on March 5, 2014, on Bylaw No. 1620.02, 2014, be received.

CARRIED

14-338 MOVED Director McPherson, SECONDED Director Young, that "Regional District of Nanaimo Electoral Area 'A' Official Community Plan Amendment Bylaw No. 1620.02, 2014", be read a 3rd time as amended and forwarded to the Minister of Community, Sport, and Cultural Development for approval.

CARRIED

Secondary Suites Zoning Amendments – Bylaws No. 500.389, 2014 and 1285.19, 2014 – Third Reading Report.

14-339 MOVED Director Holme, SECONDED Director Fell, that the report of the Public Hearing held on April 7, 2014, on "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.389, 2014" and "Regional District of Nanaimo Electoral Area 'F' Zoning and Subdivision Amendment Bylaw No. 1285.19, 2014" be received.

14-340 MOVED Director Holme, SECONDED Director McPherson, that "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.389, 2014" be read a third time and forwarded to the Ministry of Transportation and Infrastructure for approval.

CARRIED

14-341 MOVED Director Holme, SECONDED Director Fell, that "Regional District of Nanaimo Electoral Area 'F' Zoning and Subdivision Amendment Bylaw No. 1285.19, 2014" be read a third time and forwarded to the Ministry of Transportation and Infrastructure for approval.

CARRIED

Revisions to Amendment Bylaw No. 500.384, 2013; Phased Development Agreement Authorization Bylaw No. 1692; and Memorandum of Understanding Lakes District & Schooner Cove – Electoral Area 'E'.

14-342 MOVED Director Holme, SECONDED Director Fell, that second reading of "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.384, 2013" be rescinded.

CARRIED

14-343 MOVED Director Holme, SECONDED Director Fell, that "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.384, 2013" be amended by replacing Schedule '2' CD44 Sub-Zoning Areas map with the replacement Schedule '2' CD44 Sub-Zoning Areas map included as Attachment 4 to this report.

CARRIED

14-344 MOVED Director Holme, SECONDED Director Fell, that "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.384, 2013" be read a second time as amended.

CARRIED

14-345 MOVED Director Holme, SECONDED Director Veenhof, that second reading of "Regional District of Nanaimo Phased Development Agreement (Lakes District and Schooner Cove) Authorization Bylaw No. 1692, 2013" be rescinded.

CARRIED

14-346 MOVED Director Holme, SECONDED Director Young, that "Regional District of Nanaimo Phased Development Agreement (Lakes District and Schooner Cove) Authorization Bylaw No. 1692, 2013" be amended as set out in Attachment 6 of the staff report.

CARRIED

14-347 MOVED Director Holme, SECONDED Director Veenhof, that "Regional District of Nanaimo Phased Development Agreement (Lakes District and Schooner Cove) Authorization Bylaw No. 1692, 2013" be read a second time as amended.

CARRIED

14-348 MOVED Director Holme, SECONDED Director Fell, that the public hearing in relation to "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.384, 2013", "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.385, 2013", "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.388, 2013", and "Regional District of Nanaimo Phased Development Agreement (Lakes District and Schooner Cove) Authorization Bylaw No. 1692, 2013" be scheduled for May 12, 2014.

IN CAMERA

14-349 MOVED Director Holme, SECONDED Director Mostad, that pursuant to Section 90 (1)(i) of the *Community Charter* the Board proceed to an In Camera meeting for discussions related to solicitor-client privilege.

CARRIED

TIME: 9:18 PM

ADJOURNMENT

MOVED Director Holme, SECONDED Director Mostad, that this meeting terminate.

CARRIED

TIME: 9:23 PM

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CHAIRPERSON	CORPORATE OFFICER