

Municipality of North Cowichan Regular Council MINUTES

**February 15, 2017, 1:30 p.m.
Municipal Hall - Council Chambers**

Members Present Mayor Jon Lefebure
 Councillor Joyce Behnsen
 Councillor Rob Douglas
 Councillor Maeve Maguire
 Councillor Kate Marsh
 Councillor Al Siebring
 Councillor Tom Walker

Staff Present Mark Ruttan, Director of Corporate Services / Deputy CAO
 Scott Mack, Director of Development Services
 Michael Mark, Manager of Building and Compliance
 David Conway, Director of Engineering and Operations
 Ernie Mansueti, Director of Parks and Recreation
 Natasha Horsman, Community Planning Coordinator
 Shaun Chadburn, Engineering Technologist - Environmental Programs

1. CALL TO ORDER

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

(For purposes of convenience, some items of business were dealt with out of order, but for ease of reading and cross reference with the agenda, these minutes are recorded in agenda order).

2. APPROVAL OF AGENDA

It was moved and seconded:

That Council approve the agenda as amended to add item 11.1 Bylaw No. 3648 "South End Sewer Local Area Service Enlargement Bylaw, 2017 and item 13.1 (Closed Session) Potential Litigation.

CARRIED

3. ADOPTION OF MINUTES

It was moved and seconded:

That Council adopt the January 30, 2017 minutes of the Committee of the Whole meeting as amended to change the word "exclude" to "include" in the fourth to last paragraph of page 9 and the Special Council meeting as amended to change the word "remove" to "include" in item 11.10 of page 14.

CARRIED

4. UNFINISHED BUSINESS

4.1 Confirmation of Council Priorities

It was moved and seconded:

That Council confirm that its 2017 priorities are as set out in the November 25, 2016 staff report, as amended to:

1. add a review of Council-staff responsibilities (to priority 4), and
2. add a review of the Climate Action and Energy Plan reserve fund terms of reference (to priority 11).

CARRIED

5. PUBLIC INPUT

Council agreed to extend the permitted number of registered speakers and received public input regarding agenda items and private meetings prior to public hearings.

6. DELEGATIONS & PRESENTATIONS

6.1 RCMP Quarterly Report

Council heard from Inspector Ray Carfantan regarding North Cowichan/Duncan RCMP detachment's 3rd Quarter (October through December 2016) activities and accomplishments and answered questions from Council.

6.2 Cowichan Green Community

Council received a video presentation from Judy Stafford regarding the Cowichan Green Community's accomplishments during 2016.

6.3 Sheila Kitson

Council heard from Sheila Kitson and Paul Gowland regarding the establishment of a society to fundraise for the preservation and maintenance of the Elkington Heritage House.

7. BYLAWS

7.1 Bylaw 3637 - "Zoning Amendment Bylaw (No. 14 - Falaise Road), 2016"

It was moved and seconded:

That Council adopt "Zoning Amendment Bylaw (No. 14 - Falaise Road), 2016", No. 3637.

CARRIED

7.2 Bylaw 3638 - "Highway Use Amendment Bylaw, 2017"

It was moved and seconded:

That Council read a first, second and third time "Highway Use Amendment Bylaw 2017", No. 3638.

(Opposed: Behnsen)

CARRIED

8. REPORTS

8.1 Streetlight Upgrade

It was moved and seconded:

That Council urge BC Hydro to replace its streetlights with energy efficient LED bulbs.

CARRIED

8.2 Reserve Fund Expenditure

It was moved and seconded:

That Council budget to spend \$10,000 in 2017 from the Climate Action and Energy Plan Reserve fund towards the Tempest mobile computer application for building inspectors and bylaw compliance officers.

CARRIED

8.3 Air Quality

It was moved and seconded:

That Council extend the meeting to 6:00 p.m.

CARRIED

It was moved and seconded:

That Council direct staff to draft a bylaw to amend the Fire Protection Bylaw to include a general prohibition against open burning within the urban containment boundaries, with the exception that a permit for outdoor burning may be issued to the owner or occupier of a parcel of land larger than 2 hectares.

CARRIED

It was moved and seconded:

That Council direct staff to include in the draft bylaw a general prohibition against the use of wood burning appliances during air quality advisories in residences with alternate heating sources.

(Opposed: Behnsen; Siebring)

CARRIED

It was moved and seconded:

That Council direct staff to include in the draft bylaw a general prohibition on open burning for land clearing purposes (unless done in an air-curtain box burner).

(Opposed: Behnsen)

CARRIED

It was moved and seconded:

That Council direct staff to include in the draft bylaw placing liability on property owners for fires lit on their properties.

Amendment:

It was moved and seconded:

That Council amend the main motion to add "and occupiers".

(Opposed: Behnsen)

CARRIED

Main Motion as Amended:

It was moved and seconded:

That Council direct staff to include in the draft bylaw placing liability on property owners and occupiers for fires lit on their properties.

(Opposed: Behnsen)

CARRIED

It was moved and seconded:

That Council direct staff to include in the draft bylaw escalating fines for repeat contraventions of open burning restrictions.

CARRIED

It was moved and seconded:

That Council refer the following recommendation to an upcoming Committee of the Whole budget meeting for discussion: "That Council budget to fund a second full-time Bylaw Compliance Officer in the 2017 – 2021 Financial Plan, as recommended by the Committee of the Whole on December 19, 2017, to (among other assignments) increase enforcement of the Fire Protection Bylaw's open burning restrictions through systematic evening and weekend patrols and stricter tracking of illegal burning."

(Opposed: Douglas)

CARRIED

It was moved and seconded:

That Council urge the Cowichan Valley Regional District Board to direct its staff to review potential sources of fine particulate emissions (PM2.5) originating West of the Cairnsmore monitoring station, including unregulated electoral areas, and work with any relevant organizations to implement suitable mitigation measures.

(Opposed: Behnsen; Siebring)

CARRIED

8.4 Conference Attendance Request

It was moved and seconded:

That Council authorize Councillor Tom Walker to attend the BC Non-Profit Housing Association's annual Regional Education Networking and Tradeshow (RENT) in Parksville on April 6, 2017.

CARRIED

8.5 Fire Truck Tender Award

It was moved and seconded:

That Council accept the tender from Fort Garry Fire Trucks in the amount of \$613,846.00, plus taxes, for the supply of a 2016 pumper apparatus for the Maple Bay Fire Hall.

CARRIED

8.6 Amalgamation Consultation

It was moved and seconded:

That Council

1. authorize an increase in scope to the Citizens' Assembly contract to authorize MASS LBP, the consultant responsible for the Citizens' Assembly, to meet with the seven local first nations groups along with a member of the Citizens' Assembly to apprise

- them of the amalgamation study and the process that is being conducted and extend an invitation to speak to the Citizens' Assembly, and
2. approve the addition of \$600 to MASS's proposed budget for this work.

CARRIED

8.7 Community Energy Association 2017 Membership

It was moved and seconded:

That Council renew its membership in the Community Energy Association for 2017, at a cost of \$2,500.

(Opposed: Behnsen; Siebring)

CARRIED

8.8 Affordable Housing Meeting Feedback

It was moved and seconded:

That Council direct staff to provide a verbal report on the affordable housing meeting feedback.

(Opposed: Douglas; Siebring)

CARRIED

It was moved and seconded:

That Council receive, for information, the February 8, 2017 staff report on the affordable housing meeting feedback.

CARRIED

8.9 Capital Projects

It was moved and seconded:

That Council grant pre-budget approval to spend \$330,000 for the following projects:

1. Esplanade Street sidewalk upgrading,
2. Drinkwater Road traffic calming,
3. Queen Street traffic calming,
4. Herd Road traffic calming, and
5. Avondale Place left turn slot.

CARRIED

8.10 Conference Report

No discussion.

9. NOTICE OF MOTIONS

9.1 Proposed AVICC Resolution

It was moved and seconded:

That Council submit the following resolution to the 2017 Union of BC Municipalities' 2017 annual convention:

"Whereas British Columbia's non-tenured value-added wood processors find it increasingly difficult to access a share of public wood resources for further processing in British Columbia due to the consolidation and control of the non-competitive harvest into very few hands;

And whereas British Columbia's non-tenured value-added wood processors have had their access to the U.S. market impeded by the dispute between the U.S. Lumber Coalition and the tenured companies that have exclusive access to B.C.'s non-competitive and administratively-priced wood resource;

Therefore be it resolved that the Province of British Columbia be requested to take whatever steps are necessary to ensure that B.C.'s non-tenured value-added wood processors have access to a share of the B.C.'s non-competitive wood resource for the purpose of processing it in B.C. and that B.C.'s non-tenured value-added wood processors have unimpeded access to the U.S. market for their products;

And be it further resolved that in the event of a quota based Softwood Lumber Agreement with the United States that the Province of British Columbia allocate quota in such a way that it does not impede the survival and growth of B.C.'s non-tenured value added wood processors".

CARRIED

9.2 Election Signs

Councillor Siebring gave notice that he intends to bring the following motion to the March 1, 2017 regular Council meeting.

"That Council direct staff to prepare a bylaw prohibiting the display of temporary election signs on municipal property within North Cowichan".

10. REVIEW OF COMMITTEE MINUTES

Council reviewed, for information, the Environmental Advisory Committee - January 26, 2017 Council committee minutes.

11. NEW BUSINESS

11.1 Bylaw 3648 "South End Sewer Local Area Service Enlargement Bylaw, 2017"

It was moved and seconded:

That Council deviate from section 29 of the Council Procedure Bylaw (which refers proposed bylaws given to Council at least 24 hours before consideration) to allow immediate consideration of Bylaw 3648.

CARRIED

It was moved and seconded:

That Council read a first, second and third time "South End Sewer Local Area Service Enlargement Bylaw, 2017", No. 3648.

CARRIED

12. QUESTION PERIOD

Council received no questions from the public regarding business considered at this meeting.

13. CLOSED SESSION

Council closed the meeting to the public at 5:55 p.m. on the basis of section (90) (1) (g) [*potential litigation*] of the *Community Charter*. Council rose without reporting.

14. ADJOURNMENT

The meeting ended at 6:13 p.m.

Signed by Mayor

Certified by Corporate Officer