

Minutes of the meeting of Council held in the Civic and Technology Centre, 100 E. Jensen Avenue, Parksville, BC, on Wednesday, September 9, 2009 at 6:42 p.m.

PRESENT: His Worship Mayor E. F. Mayne

Councillors: C. R. Burger
M. Lefebvre
T. C. Patterson
S. E. Powell
C. J. Powell-Davidson

Staff: F. Manson, Chief Administrative Officer
L. Kitchen, Deputy Corporate Administrator
L. Butterworth, Director of Finance
G. Jackson, Director of Community Planning

1. ADOPTION OF MINUTES

09-207 Lefebvre - Patterson
THAT the minutes of the meeting of Council held August 17, 2009 be adopted.
CARRIED.

2. APPROVAL OF AGENDA

09-208 Powell - Powell-Davidson
THAT the September 9, 2009 Council meeting agenda be approved. CARRIED.

3. PRESENTATIONS - Nil

4. DELEGATIONS - Nil

5. UNFINISHED BUSINESS - Nil

6. CORRESPONDENCE - Nil

7. DISCUSSION RELATED TO DELEGATIONS OR CORRESPONDENCE - Nil

8. REPORTS

a) **Committee of the Whole – August 17, 2009**

09-209 THAT the report of the Committee of the Whole meeting held August 17, 2009 be received and the following recommendations considered:

- (1) **Director of Community Planning - Zoning Bylaw Amendment Application to Amend RA-2A Zone to Fairground and Games Room [1000 Resort Drive]**

Burger - Patterson

THAT the report from the Director of Community Planning entitled "Consideration of a Zoning Bylaw Amendment Application to Amend the RA-2A Zone to include Fairground and Games Room at 1000 Resort Drive" dated August 6, 2009, be received;

AND THAT staff be directed to draft a zoning amendment bylaw and commence the statutory process for the property legally described as Lot A, District Lot 123, Nanoose District, Plan VIP75416 to permit "fairground" and "amusement arcade or games room" uses;

AND FURTHER THAT prior to bylaw adoption the property owner, at their expense, prepare and register a restrictive covenant to the satisfaction of the Director of Community Planning prohibiting the use of internal combustion engine powered amusements or rides on the subject property. CARRIED.

(2) **Deputy Corporate Administrator - Review of Special Events Applications Policy No. 8.22 and Liability Insurance Coverage Policy No. 3.3**

Lefebvre - Powell

THAT the report from the Deputy Corporate Administrator dated July 27, 2009 entitled "Review of Special Events Applications Policy No. 8.22 and Liability Insurance Coverage Policy No. 3.3", be received;

AND THAT "Liability Insurance Coverage Policy No. 3.3" be replaced with the Draft Liability Insurance Coverage Policy that clarifies the risk factors that will be considered when requesting liability insurance, attached to the Deputy Corporate Administrator's report dated July 27, 2009;

AND FURTHER THAT "Applications for Special Events Policy No. 8.22" be replaced with the Draft Applications for Special Events Policy that clarifies the requirement for public liability insurance coverage and expands the number of days certain conditions are to be met prior to an event taking place from 5 days to 10 days, attached to the Deputy Corporate Administrator's report dated July 27, 2009. CARRIED.

b) **Deputy Corporate Administrator - Proposed Downtown Business Improvement Area Renewal Bylaw**

Burger - Powell-Davidson

09-210 THAT the report from the Deputy Corporate Administrator entitled "Proposed Downtown Business Improvement Area Renewal Bylaw" dated August 14, 2009, be received;

AND THAT Council receive the Certificate of Sufficiency dated August 13, 2009 pertaining to the Downtown Business Improvement Area Establishment Bylaw No. 1453;

AND FURTHER THAT staff be directed to finalize the Downtown Business Improvement Area Establishment Bylaw No. 1453 under Section 212 of the Community Charter for Council's consideration. CARRIED.

c) **Communications Officer - Coat of Arms for the City of Parksville**

Powell - Burger

09-211 THAT the report from the Communication's Officer entitled "Coat of Arms for the City of Parksville" dated August 19, 2009, be received;

AND THAT staff be directed to proceed with an application to the Canadian Heraldic Authority for a coat of arms using the preliminary artwork that was developed in 1993 as proposed in the report from the Communications Officer dated August 19, 2009;

AND FURTHER THAT the funding for an official coat of arms be provided from Council contingency at a cost not to exceed \$3,000.00. CARRIED.

d) **Director of Community Planning - Unsightly Lots - 421 Morison Avenue and 119, 139, 161, 173 Moilliet Street**

Lefebvre - Powell

09-212 THAT the report from the Director of Community Planning dated August 17, 2009 entitled "Unsightly Lots - 421 Morison Avenue, 119, 139, 161, 173 Moilliet Street, Parksville be received;

AND THAT if Council is not satisfied with the explanation, or if there is no explanation from the above property owner, Council may direct staff to proceed with direct enforcement by giving the owner and/or occupier written notice of ten (10) days from the date of this Council meeting to clean up the property themselves;

AND THAT the notice advises of specific clean up requirements, indicate the specific area requested to be cleaned up, and the consequences if the requested work is not completed;

AND FURTHER THAT at the expiration of ten (10) days following delivery of the notice, if clean up has not been completed, either City staff or a private contractor shall undertake the specified clean up and expenses incurred shall be listed with an invoice directed to the registered owner. If such expenses are not paid by the end of the current year, the cost will be added to the property taxes pursuant to Sections 64 and 258 of the Community Charter. CARRIED.

e) **Director of Community Planning - Amendment to Development Cost Charges Waiver Bylaw for Eligible Developments**

Burger - Lefebvre

09-213 THAT the report from the Director of Community Planning dated September 1, 2009 entitled "Amendment to Development Cost Charges Waiver Bylaw for Eligible Developments", be received;

AND THAT an amendment to "Development Cost Charges Waiver Bylaw for Eligible Developments, 2009, No. 1448" that improves clarity by providing the Local Government prerequisites to obtaining a credit as well as the City's criteria, be brought forward for Council's consideration. CARRIED.

f) **Fire Chief - First Responder Agreement**

Lefebvre - Powell-Davidson

09-214 THAT the report from the Fire Chief dated August 25, 2009 entitled "First Responder Agreement", be received;

AND THAT the "First Responder Agreement" between the City of Parksville and the Emergency and Health Service Commission for the provision of First Responder services, as attached to the report from the Fire Chief dated August 25, 2009, be approved;

AND FURTHER THAT the Corporate Officer be authorized to sign the agreement on behalf of the City. CARRIED.

g) **Executive Assistant - Parksville Downtown Business Association - Street Hockey Challenge Special Event**

09-215 Lefebvre - Powell-Davidson

THAT the report from the Executive Assistant dated August 24, 2009 entitled "Parksville Downtown Business Association - Street Hockey Challenge" be received;

THAT Parksville Downtown Business Association be granted permission to hold a "Street Hockey Challenge" special event on Morison Avenue, from Home Hardware to McMillan Street, on Sunday, September 20, 2009 from 9:00 a.m. until 4:00 p.m.;

AND THAT the approval be granted on condition that the organizers adhere to the signed Terms and Conditions form signed August 20, 2009 attached to the report from the Executive Assistant dated August 24, 2009 entitled "Parksville Downtown Business Association - Street Hockey Challenge". CARRIED.

h) **Executive Assistant - 2009 Fall Grant-In-Aid Applications**

09-216 Powell - Lefebvre

THAT the report from the Executive Assistant dated September 1, 2009 entitled "2009 Fall Grant-In-Aid Applications" be received;

AND THAT a Grant-In-Aid Select Committee be appointed to review and recommend back to Council on the allocation of the \$2,500.00 budgeted funds for the submissions received for the period ending August 28, 2009;

AND THAT the Grant-In-Aid Select Committee be comprised of the Chief Administrative Officer and three Councillors appointed by the Mayor. CARRIED.

Mayor Mayne appointed Councillors Lefebvre, Powell and Greir to the Grant-In-Aid Select Committee.

9. BYLAWS

a) **"Downtown Business Improvement Area Establishment Bylaw, 2009, No. 1453"**

09-217 Powell - Burger

THAT "Downtown Business Improvement Area Establishment Bylaw, 2009, No. 1453" be read a first time. CARRIED.

09-218 Burger - Powell-Davidson

THAT "Downtown Business Improvement Area Establishment Bylaw, 2009, No. 1453" be read a second and third time. CARRIED.

b) **Zoning and Development Amendment Bylaw, 2009, No. 2000.75"**

09-219 Lefebvre - Patterson

THAT "Zoning and Development Amendment Bylaw, 2009, No. 2000.75" be read a first time. CARRIED.

09-220 Patterson - Powell

THAT "Zoning and Development Amendment Bylaw, 2009, No. 2000.75" be read a second time;

AND THAT "Zoning and Development Amendment Bylaw, 2009, No. 2000.75" be advanced to a public hearing. CARRIED.

c) **"Development Cost Charges Waiver Bylaw for Eligible Developments, 2009, No. 1448.1"**

09-221 Burger - Lefebvre
THAT Development Cost Charges Waiver for Eligible Developments Amendment Bylaw, 2009, No. 1448.1" be read a first time. CARRIED.

09-222 Lefebvre - Powell-Davidson
THAT Development Cost Charges Waiver for Eligible Developments Amendment Bylaw, 2009, No. 1448.1" be read a second and third time. CARRIED.

10. NEW BUSINESS - Nil

11. NOTICE OF MOTION - Nil

12. SPECIAL BUSINESS

09-223 Lefebvre - Powell
Pursuant to Sections 90 (1) (c), (e) and (k) of the *Community Charter* Council proceed to a closed meeting to consider an items relating to personnel, land acquisition and disposition, and municipal services. CARRIED.

Time 7:27 p.m.

Council reconvened at 9:00 p.m.

13. ADJOURNMENT

It was moved by Councillor Lefebvre and seconded by Councillor Burger that the meeting adjourn. CARRIED.

The meeting adjourned at 9:00 p.m.

Certified Correct.

Mayor

Corporate Officer