

REGIONAL DISTRICT OF NANAIMO
MINUTES OF THE REGULAR BOARD MEETING

Tuesday, June 25, 2019
7:00 P.M.
Board Chambers

In Attendance:	Director I. Thorpe	Chair
	Director B. Rogers	Vice Chair
	Director K. Wilson	Electoral Area A
	Director V. Craig	Electoral Area B
	Director M. Young	Electoral Area C
	Director L. Salter	Electoral Area F
	Director C. Gourlay	Electoral Area G
	Director S. McLean	Electoral Area H
	Director L. Krog	City of Nanaimo
	Director S. Armstrong	City of Nanaimo
	Director D. Bonner	City of Nanaimo
	Director T. Brown	City of Nanaimo
	Director B. Geselbracht	City of Nanaimo
	Director E. Hemmens	City of Nanaimo
	Director J. Turley	City of Nanaimo
	Director E. Mayne	City of Parksville
	Director A. Fras	City of Parksville
Director M. Swain	District of Lantzville	
Director B. Wiese	Town of Qualicum Beach	
Also in Attendance:	P. Carlyle	Chief Administrative Officer
	R. Alexander	Gen. Mgr. Regional & Community Utilities
	G. Garbutt	Gen. Mgr. Strategic & Community Development
	T. Osborne	Gen. Mgr. Recreation & Parks
	D. Wells	Gen. Mgr. Corporate Services
	D. Pearce	Director of Transportation & Emergency Services
	J. Hill	Mgr. Administrative Services
	C. Golding	Recording Secretary
C. Jefferies	Recording Secretary	

CALL TO ORDER

The Chair called the meeting to order and respectfully acknowledged the Coast Salish Nations on whose traditional territory the meeting took place.

APPROVAL OF THE AGENDA

19-222

It was moved and seconded that the agenda be approved as presented.

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

Regular Board Meeting - May 28, 2019

19-223

It was moved and seconded that the minutes of the Regular Board meeting held May 28, 2019, be adopted.

CARRIED UNANIMOUSLY

CONSENT AGENDA

19-224

It was moved and seconded that the following items in the Consent Agenda be adopted by consent:

- 5.2.1 Electoral Area Services Committee - June 11, 2019
- 5.2.2 Committee of the Whole - June 11, 2019
- 5.2.3 Solid Waste Management Select Committee - June 18, 2019
- 5.2.4 Transit Select Committee - May 23, 2019
- 5.3.1 5-year Project Plan – Electoral Area F
- 5.3.2 5-year Project Plan – Electoral Area G
- 5.3.3 Zoning Amendment Application No. PL2018-121 - Fowler Road, Electoral Area H - Amendment Bylaw 500.424, 2019 – Introduction
- 5.3.4 Zoning Amendment Application No. PL2015-084 - Angel Road, Electoral Area F - Amendment Bylaw 1285.32, 2019 – Introduction
- 5.4.1 Beverage Containers in British Columbia
- 5.5.1 2018 Annual Financial Report and Statement of Financial Information
- 5.5.2 Microsoft Enterprise Licence Agreement 2019 – 2022
- 5.5.3 Non-Medical Cannabis Retail Store Licence Application No. PL2019-043 – 3125 Van Horne Road, Electoral Area F

CARRIED UNANIMOUSLY

The items and recommendations referred to above are as follows:

COMMITTEE MINUTES

19-225

That the following minutes be received for information:

Electoral Area Services Committee - June 11, 2019

Committee of the Whole - June 11, 2019

Solid Waste Management Select Committee - June 18, 2019

Transit Select Committee - May 23, 2019

ADOPTED ON CONSENT

ELECTORAL AREA SERVICES COMMITTEE RECOMMENDATIONS

5-year Project Plan – Electoral Area F

19-226

That the 5-year Project Plan: 2020-2024 for Community Parks in Electoral Area F be approved.

ADOPTED ON CONSENT

5-year Project Plan – Electoral Area G

19-227

That the 5-year Project Plan: 2020-2024 for Community Parks in Electoral Area G be approved as presented.

ADOPTED ON CONSENT

19-228

That Electoral Area G Community Works Funds (CWF) be used for Maple Lane Park following community feedback at the June 17, 2019 Maple Lane Park Open House and staff providing costing on selected park design elements for the Board's future consideration and approval of the CWF amount for the project.

ADOPTED ON CONSENT

Zoning Amendment Application No. PL2018-121 - Fowler Road, Electoral Area H - Amendment Bylaw 500.424, 2019 – Introduction

19-229

That the Board receive the Summary of the Public Information Meeting held on February 21, 2019.

ADOPTED ON CONSENT

19-230

That the conditions set out in Attachment 2 of the staff report be completed prior to Amendment Bylaw No. 500.424, 2019 being considered for adoption.

ADOPTED ON CONSENT

19-231

That "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.424, 2019", be introduced and read two times.

ADOPTED ON CONSENT

19-232

That the Public Hearing on "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.424, 2019", be delegated to Director McLean or his alternate.

ADOPTED ON CONSENT

Zoning Amendment Application No. PL2015-084 - Angel Road, Electoral Area F - Amendment Bylaw 1285.32, 2019 – Introduction

19-233

That the Board receive the Summary of the Public Information Meeting held on July 12, 2018.

ADOPTED ON CONSENT

19-234

That the conditions set out in Attachment 2 of the staff report be completed prior to Amendment Bylaw No. 1285.32, 2019 being considered for adoption.

ADOPTED ON CONSENT

19-235

That "Regional District of Nanaimo Electoral Area 'F' Zoning and Subdivision Amendment Bylaw No. 1285.32, 2019" be introduced and read two times.

ADOPTED ON CONSENT

19-236

That the Public Hearing on "Regional District of Nanaimo Electoral Area 'F' Zoning and Subdivision Amendment Bylaw No. 1285.32, 2019", be waived in accordance with Section 464(2) of the *Local Government Act*.

ADOPTED ON CONSENT

19-237

That staff be directed to proceed with notification in accordance with Section 467 of the *Local Government Act* of the Board's intent to consider third reading of "Regional District of Nanaimo Electoral Area 'F' Zoning and Subdivision Amendment Bylaw No. 1285.32, 2019" at a regular Board meeting to be held on July 23, 2019.

ADOPTED ON CONSENT

19-238

That the Board direct staff to prepare a report on options to implement a consistent, coordinated, and equitable approach to respond to requests received from Fire Departments, in response to development referrals, for an applicant to install water storage tank(s) for firefighting purposes.

ADOPTED ON CONSENT

SOLID WASTE MANAGEMENT SELECT COMMITTEE RECOMMENDATIONS

Beverage Containers in British Columbia

19-239

That the Board send a letter to the Minister of Environment supporting the BC Product Stewardship Council's recommendations to increase the beverage container recovery rate.

ADOPTED ON CONSENT

19-240

That staff provide an update to the Board on the details, as they become available, on the new federal government initiative to reduce plastic pollution.

ADOPTED ON CONSENT

COMMITTEE OF THE WHOLE RECOMMENDATIONS

2018 Annual Financial Report and Statement of Financial Information

19-241

That the 2018 Annual Financial Report and the Statement of Financial Information be approved as presented.

ADOPTED ON CONSENT

Microsoft Enterprise Licence Agreement 2019 - 2022

19-242

That the Board approve a three-year Enterprise Licence Agreement with Microsoft for 2019 to 2022 for the use of Microsoft software products by the Regional District of Nanaimo (RDN) for \$146,375 per year at total cost of \$439,125.

ADOPTED ON CONSENT

Non-Medical Cannabis Retail Store Licence Application No. PL2019-043 – 3125 Van Horne Road, Electoral Area F

19-243

That the Board receive the Summary of the Public Meeting held on April 16, 2019, Public Submissions and Comments and Petition of Support regarding Non-Medical Cannabis Retail Store Licence Application No. PL2019-043.

ADOPTED ON CONSENT

19-244

That the Board adopt the resolution supporting Non-Medical Cannabis Retail Store Licence Application No. PL2019-043 attached to this report as Attachment 2.

ADOPTED ON CONSENT

ITEMS REMOVED FROM THE CONSENT AGENDA

None

ITEMS NOT INCLUDED IN CONSENT AGENDA

COMMITTEE RECOMMENDATIONS

Electoral Area Services Committee

Zoning Amendment Application No. PL2019-037 – 760, 770, 772 and 780 Horne Lake Road, Electoral Area H – Amendment Bylaw 500.427, 2019 – Introduction

19-245

It was moved and seconded that the Board receive the Summary of the Public Information Meeting held on April 30, 2019.

CARRIED UNANIMOUSLY

19-246

It was moved and seconded that the conditions set out in Attachment 2 of the staff report be completed prior to Amendment Bylaw No. 500.427 being considered for adoption.

CARRIED UNANIMOUSLY

19-247

It was moved and seconded that “Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.427, 2019”, be introduced and read two times.

CARRIED UNANIMOUSLY

19-248

It was moved and seconded that the Public Hearing on “Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.427, 2019”, be delegated to Director McLean.

CARRIED UNANIMOUSLY

Transit Select Committee

Statutory Transit Holiday Service

19-249

It was moved and seconded that New Year's Day, Good Friday and Christmas Day be included in the Transit Holiday Schedule at a Sunday level service effective in the 2020 transit expansion plan and that the budget be increased by \$47,979.

CARRIED UNANIMOUSLY

BC Transit Revised Custom Transit Registration Process Update

19-250

It was moved and seconded that the BC Transit Revised Custom Transit Registration process for the Regional District of Nanaimo Custom Transit System be approved for implementation in 2020.

Opposed (2): Director Young, and Director Armstrong

CARRIED

Committee of the Whole

Parcel Tax for Regional Parks and Trails Capital Funds

19-251

It was moved and seconded that the Board review the amount of parcel tax for Regional Parks and Trails capital funds effective for the 2020 budget.

CARRIED UNANIMOUSLY

Regulation of Cannabis Production

19-252

It was moved and seconded that the Board refer the issue of regulation of cannabis production in the Regional District of Nanaimo to the Agricultural Advisory Committee for its deliberation, comment and recommendations on regulating cannabis in the Regional District of Nanaimo; and that staff provide a background report to the Agricultural Advisory Committee outlining the options and implications for the regulation of cannabis in the Agricultural Land Reserve.

CARRIED UNANIMOUSLY

19-253

It was moved and seconded that the Chair on behalf of the Board write a letter to Doug Donaldson, Minister of Forests, Lands, Natural Resource Operations & Rural Development, echoing the words of Union of BC Municipalities President, Arjun Singh, in his letter of May 22, 2019, and asking that the Minister consider a moratorium on all non-soil bound cannabis production until such time as local governments can create or amend local bylaws and regulations to deal with this issue.

Opposed (1): Director Bonner

CARRIED

REPORTS

Proceed to Petition – San Pareil Water Service Area Expansion

19-254

It was moved and seconded that the San Pareil Water Service Area Expansion project proceed to a petition of the affected property owners.

CARRIED UNANIMOUSLY

Chase River Forcemain No.1 Replacement – Construction Contract Award

19-255

It was moved and seconded that the Board award the contract for the Chase River Forcemain No. 1 Replacement and Haliburton Street Utility Upgrades to Milestone Contracting Inc. for a total contract value of \$2,987,730 (excl. GST).

CARRIED UNANIMOUSLY

19-256

It was moved and seconded that the Board approve the Construction Management contract with Jacobs Engineering with a value of \$245,000 for the Chase River Forcemain No.1 Replacement and Haliburton Street Utility Upgrades Project.

CARRIED UNANIMOUSLY

19-257

It was moved and seconded that the Board approve the addition of \$1,285,257 to the Chase River Forcemain No. 1 Replacement and Haliburton Street Utility Upgrades Project budget which will be reimbursed by the City of Nanaimo through a cost-sharing agreement.

CARRIED UNANIMOUSLY

2019 Strategic Plan Alignment Review

19-258

It was moved and seconded that the Board approve the 2019 Strategic Plan Alignment.

CARRIED UNANIMOUSLY

Supply and Delivery of Computer Hardware

19-259

It was moved and seconded that the Regional District of Nanaimo Board approve Microserve, Island Key Computer Ltd. and Think Communications to supply and deliver computer hardware and peripherals.

CARRIED UNANIMOUSLY

MOTIONS FOR WHICH NOTICE HAS BEEN GIVEN

Letter of Support for Vancouver Island University's Deep Bay Marine Field Station Development

19-260

It was moved and seconded that the Regional District of Nanaimo Board of Directors write a letter to the Vancouver Island University's Deep Bay Marine Field Station indicating support for the development of a provincially funded business plan for the creation of a seafood innovation centre at the field station.

CARRIED UNANIMOUSLY

Upgrades to Lighthouse Community Hall

19-261

It was moved and seconded that pending project approval by the Union of BC Municipalities, up to \$40,000 of unallocated 2019 Electoral Area H Community Works Funds be allocated to the Lighthouse Community Centre Society to upgrade the recreational and cultural infrastructure of the Lighthouse Community Hall.

CARRIED UNANIMOUSLY

NEW BUSINESS

UBCM Resolution - Reserve Funds for Park Lands

19-262

It was moved and seconded that the following resolution be forwarded to the Union of BC Municipalities for consideration at their 2019 Annual Convention:

That the Province amend Section 510(14) of the *Local Government Act* to read as follows:

If an owner pays money for park land under this section, the municipality or regional district must deposit this in a reserve fund established for the purpose of acquiring park lands or making improvements to existing park lands.

Opposed (10): Director Thorpe, Director Gourlay, Director McLean, Director Krog, Director Bonner, Director Brown, Director Geselbracht, Director Hemmens, Director Turley, and Director Swain

DEFEATED

UBCM Resolution - Regional District Consultation and Assent to Local Government Boundary Changes

19-263

It was moved and seconded that the following resolution be forwarded to the Union of BC Municipalities for consideration at their 2019 Annual Convention:

WHEREAS under the *Local Government Act* a Municipality may extend its boundary without approval of the Regional District;

AND WHEREAS the process currently requires only the assent of the electors in the Municipality;

AND WHEREAS the change of a boundary has implications for the funding of activities and services within the Electoral Area and Regional District and for the long-term planning for the Area;

THEREFORE BE IT RESOLVED that the Province of British Columbia require mandatory consultation with, and assent of, the Regional District Board for local government boundary changes.

Opposed (11): Director Thorpe, Director Rogers, Director Krog, Director Armstrong, Director Bonner, Director Brown, Director Hemmens, Director Mayne, Director Fras, Director Swain, and Director Wiese

DEFEATED

Notice of Motion - Solid Waste Management Select Committee Terms of Reference

Vice Chair Rogers provided notice of the following motion:

That the Regional District of Nanaimo Board review the Terms of Reference of the Solid Waste Management Select Committee.

IN CAMERA

19-264

It was moved and seconded that pursuant to Sections 90 (1) (a), (c) and (k) and Section 90 (2)(d) of the *Community Charter* the Board proceed to an In Camera meeting for discussions related to personal information about an identifiable individual who holds another position appointed by the municipality; other employee relations; negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages; and a matter, that under another enactment, is such that the public must be excluded from the meeting.

CARRIED UNANIMOUSLY

TIME: 7:57 PM

ADJOURNMENT

It was moved and seconded that the meeting be adjourned.

CARRIED UNANIMOUSLY

TIME: 9:52 PM

CHAIR

CORPORATE OFFICER