

The Regular Meeting of City Council was held in the Council Chamber, City Hall, 200 Craig Street, Duncan, BC at 7:30 p.m., June 13, 2005.

Present: Mayor Michael Coleman;
Councillors Mike Caljouw, Jenny Farkas, Sharon Jackson and Phil Kent.

Absent With Prior Notice: Councillors Geoff Maxwell and Ken Newcomb.

Also

Present: Paul Douville, City Administrator.

His Worship Mayor Michael Coleman opened the Council Meeting with a prayer and called for order.

Mayor Michael Coleman - FCM President

On behalf of members of Council and the community, Councillor Jenny Farkas recognized Mayor Coleman's recent election by acclamation to the post of President of the Federation of Canadian Municipalities (FCM). Mayor Coleman's term is for one year ending June 2006. The Mayor was presented with a card signed by members of Council and a bouquet of flowers to recognize this grand appointment.

Approval of Agenda

Agenda

Movd. Councillor S. Jackson
Secd. Councillor P. Kent

THAT the Agenda for the June 13, 2005 Regular Meeting of City Council be approved.

Carried.

Adoption of Minutes

Minutes

Movd. Councillor M. Caljouw
Secd. Councillor S. Jackson

THAT the Minutes of the Regular Meeting of City Council held May 24, 2005 be adopted.

Carried.

Public and Statutory Hearings and Third Reading or Adoption of Bylaws

270 Government Street - Proposed Rezoning from C-1 to RM-6

His Worship Mayor Coleman advised that the purpose of this Public Hearing was for members of Council to hear all input regarding a proposed rezoning and consider all facts presented. He asked the City Administrator whether all legal advertising and notification were duly fulfilled for the subject matter before this Public Hearing and was advised that the requirements of the Local Government Act and Community Charter were fully met.

The purpose of this Public Hearing was to consider reclassifying those premises legally described as Lot 5, Block 14, Section 17, Range 6, Quamichan District, Plan 2070 (270 Government Street) from C-1 (General Commercial) to RM-6 (High-Density Residential Commercial) to accommodate a proposed 63 unit seniors rental complex (Sherwood Manor).

There were no letters of opposition received and one letter of support was received dated June 1, 2005 from the Duncan United Church, 246 Ingram Street, Duncan, BC.

Mayor Coleman called for input from those in attendance. Norman Jones, Architect and proponent for the developer, addressed Council. Mr. Jones said he also represents the majority owner of the Wedgwood House Strata Corporation, the existing seniors housing facility immediately east of the subject site.

Mr. Jones outlined the locations of other seniors housing projects in British Columbia and noted that at present they currently manage 1,000 seniors apartments. For Wedgwood House, they currently have 61 individuals on a waiting list.

Mr. Jones noted that the larger lot on which the structure is to be located is already zoned RM-6 and they are seeking rezoning of the smaller parcel which is surrounded by the larger parcel and the Wedgwood House property. He advised that the structure will be a four storey building with all the common amenities located on the main floor. The grade floor will be concrete since it contains a parking structure and the other three floors will be wood frame construction. He advised that they will provide similar services to those provided at Wedgwood House (i.e. one meal per day and 24 hour security supervision).

He said that should the Vancouver Island Health Authority request for proposals for assisted living units, his Company may consider the possibility in the future. Assisted living includes services such as bathing, dressing, financial assistance and assistance with medication.

On a question from Council, Mr. Jones said that they would be happy to provide the sidewalk on the inside of a landscaping strip. He also noted that they are working with the new City design guidelines for this project.

Mayor Coleman called for further input three further times and hearing none declared the Public Hearing concluded.

Zoning Bylaw No.
1540, 1988,
Amendment Bylaw No.
1, No. 1987, 2005 -
Third Reading

Movd. Councillor S. Jackson
Secd. Councillor M. Caljouw
THAT "Zoning Bylaw No. 1540, 1988,
Amendment Bylaw No. 1, No. 1987, 2005" be
read for the third time.

Carried.

Report of the Chief Administrative Officer

Administrator's
Report

Mr. Douville reported that all of the medians in the Trans Canada Highway corridor within the City boundaries have now been cleared of all weeds.

Unfinished Business

CVRD "Cowichan
Valley Pesticide
Reduction Strategy"

Movd. Councillor S. Jackson
Secd. Councillor P. Kent

THAT the following items be referred
to the General Purposes Committee:

- E-mail dated May 30, 2005 from
the Public Works Superintendent.
- Memorandums dated May 4 and May
12, 2005 from and to the Public
Works Superintendent;
- Letter dated April 22, 2005 from
the Chair of the CVRD Board.
- Cowichan Valley Pesticide
Reduction Strategy dated February
2005.

Carried.

Correspondence

Public Inquiry into
the Investigation
of the Air India
Bombings

For consideration was a letter dated May 30,
2005 from the City of Vernon.

Movd. Councillor S. Jackson
Secd. Councillor J. Farkas

WHEREAS on 1985, June 23, 329 innocent
men, women, children and infants were
murdered in a mid-air explosion aboard Air
India Flight 182; and

WHEREAS on the same day, in a related
explosion, two innocent baggage handlers
were murdered at the Narita, Japan, airport;
and

WHEREAS on 2005 March 16, Mr. Justice
Ian Josephson of the BC Supreme Court
determined that the explosion aboard Air
India Flight 182 and the explosion at the
Narita airport resulted from the two bombs
originating in Vancouver; and

WHEREAS after twenty years of pain and
suffering the families of the victims have
not yet received answers to the identity of
the guilty party; and

WHEREAS Canadians will forever
question the security forces and dedicated
RCMP members who gave significant portions
of their careers to investigate this
tragedy. Considering the adverse impacts of
terrorism on the world today, the citizens
of Canada, victims and their families, and
law enforcement officials will benefit from
this review;

THEREFORE BE IT RESOLVED THAT the
Council of the City of Duncan request that
the Public Safety Minister, Anne McLellan
revisit requests for a review of the Air
India bombing case;

AND BE IT FURTHER RESOLVED THAT a copy
of this resolution be forwarded to the Prime
Minister of Canada, all Opposition Leaders
and to our local Member of Parliament, Jean
Crowder.

Carried.

Councillors Caljouw and Kent dissenting.

Elks Beer Garden -
Summer Festival -
2005

Movd. Councillor J. Farkas
Secd. Councillor S. Jackson

THAT the Council of the City of Duncan indicate that they have no objection to the Duncan Elks Lodge #69 staging a beer garden between 12:00 noon and 9:00 p.m. on July 15 & 16, 2005 (Friday & Saturday) during the 2005 Summer Festival subject to the required approvals through the RCMP and the following conditions:

- Stage to face south, east or in the best location to accommodate a reduced noise level (Note: If the stage is located on the north end of the Elks parking lot, the back of the stage is to be sound-proofed);
- Elks not having live music between 6:00 p.m. and 9:00 p.m. on Friday evening (July 15; they can have low volume canned music at this time);
- Adherence to the Beer Garden Policy;

AND THAT Council note that the Duncan Elks Lodge Number 69 intends to donate the proceeds of this event to a charity of their choice.

Carried.

It was noted that in previous years Council has only approved this Beer Garden until 8:00 p.m. City Council was concerned about the extension to 9:00 p.m. and asked the Administrator to advise the Elks Club that City officials will monitor this extended time very, very carefully.

Reports of Committees, COTW and Commissions

General Purposes Committee

For consideration were the notes of the June 6, 2005 meeting.

Cowichan Lawn
Bowling Club -
Payment for Parking

Movd. Councillor J. Farkas
Secd. Councillor P. Kent

THAT as outlined in the May 31, 2005 letter from the Cowichan Lawn Bowling Club, Council agree to accept \$5,000 immediately towards the \$10,000 cost for provision of parking spaces in Centennial Park;

AND THAT the balance of \$5,000 be paid to the City by way of a post dated cheque dated May 1, 2006.

Carried.

Dike Crest Gauges

Movd. Councillor J. Farkas
Secd. Councillor M. Caljouw

THAT in response to the May 25, 2005 e-mail from Don Finlay of the Provincial Ministry of Water, Land and Air Protection, Council authorize the siting of two dike crest gauges at two different locations near the Cowichan River dike in the City of Duncan.

Carried.

Finance Committee

For consideration were the notes of the June 6, 2005 Committee meeting.

Warrant No. 5-2005	Movd. Councillor P. Kent Secd. Councillor M. Caljouw <u>THAT</u> Warrant No. 05-2005 covering General Account cheque numbers 109805 - 109934 in the total amount of \$602,710.82 - Payroll Account - Payroll #09 covering Direct Deposits in the amount of 29,209.80 - Payroll #10 covering Direct Deposits in the amount of 37,276.94 - Payroll #11 covering cheque numbers 3579 - 3592 and Direct Deposits in the amount of <u>42,205.86</u> GRAND TOTAL <u>\$711,403.42</u> be ratified.
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Carried.

One Play At A Time Theatre Company - Grant Request	Movd. Councillor P. Kent Secd. Councillor S. Jackson <u>THAT</u> the sponsorship request received May 18, 2005 from the "One Play At A Time Theatre Company" to assist with a summer theatre production of the "Rocky Horror Show" be <u>denied</u> since it is contrary to the Grants Policies and Procedures (e.g. received after February 1 st deadline; City does not financially support individual charitable ventures).
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Carried.

Planning & Priorities Committee

For consideration were the notes of the June 6, 2005 meeting.

Cowichan Estates Ltd. - Parking on 553 Dobson Road for 248 - 254 Trans Canada Highway	Movd. Councillor P. Kent Secd. Councillor M. Caljouw <u>THAT</u> the May 18, 2005 request from Cowichan Estates Limited to amend the <u>paving</u> provision to only require a dust-free material treatment such as crushed or pea gravel on their parking lot at 553 Dobson Road (i.e. used by tenants and customers of 248 - 254 Trans Canada Highway) be <u>amended</u> to permit a dust-free material treatment (i.e. crushed or pea gravel) on their parking lot at 553 Dobson Road for two(2) years <u>ending June 30, 2007</u> after which time this parking lot must be paved; <u>AND THAT</u> Cowichan Estates Limited process a <u>covenant</u> or <u>easement</u> on the title of 553 Dobson Road (Legal Description: Amended Lot 8, Section 16, Range 7, Quamichan District, Plan 6913) stipulating that the designated northern cross-hatched portion is for purposes of parking for 248- 254 Trans Canada Highway (Legal Description: Lot A, Section 16, Range 7, Quamichan District, Plan VIP66983).
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Carried.

Parks & Recreation Committee

For consideration were the notes of the June 6, 2005 Committee meeting.

Centennial Park
Concept Plan - RFP

Movd. Councillor P. Kent
Secd. Councillor S. Jackson

THAT Council approve of the Request for Proposals document for landscape architect services for the Centennial Park planning and design services;

AND THAT the Request for Proposals be forwarded to Achadia Landscape Architects, Lanarc Consulting, GPH Consultants and Ziedler Architecture.

Carried.

Building Inspection
Report - May 2005

Movd. Councillor P. Kent
Secd. Councillor M. Caljouw

THAT the Building Inspection report submitted for May 2005 be received, the contents noted and filed.

Carried.

Miscellaneous

Councillor Kent reported on the following items:

- He participated in the June 7, 2005 Cowichan Place Concept public meeting. He said this was a very productive meeting and that in general there is public support of the concept with minor caveats.
- On June 12, he and Mayor Coleman participated in the Rick Hansen Wheels in Motion event in the City Square.
- He recently participated in the annual inspection of 744 Squadron of the Air Cadets. He said that this is a great organization noting that one of the young cadets was recently accepted to a Royal Military College for training as a pilot.

Councillor Caljouw noted that the BC & Yukon Heart and Stroke Foundation Big Bike event recently raised an outstanding \$37,000.

Councillor Farkas reported that she recently met with representatives of the Cowichan Tribes, CVRD and the District of North Cowichan regarding the Green Streets initiative. She advised that a tree inventory will be undertaken and a greening strategy will be developed for the core area of the region. The initiative also includes storm water management and thermal regulation. She advised that the official launch of this project will occur within a week or two.

Mayor Coleman reported on the following items:

- On May 28, he presented the Downtown Duncan Farmers' Market Society with a provincial award for the "Outstanding

Downtown Farmers' Market" in the province.

- On May 30, all members of Council participated in the Craig Street revitalization concept meeting.
- On May 31, he participated in the Cowichan Place Concept Open House.
- On June 12, he participated in the Rick Hansen Wheels in Motion fundraising event.

Bylaws

Building Bylaw No. 1848, 1998, Amending Bylaw, No. 1988, 2005 (Low Flush Water Closets) Movd. Councillor P. Kent
 Secd. Councillor S. Jackson
 THAT "Building Bylaw No. 1848, 1998, Amending Bylaw No. 1988, 2005" be reconsidered, finally passed and adopted.

Carried.

Question Period - Council

Shopping Carts Councillor Jackson asked what the current policy was regarding shopping carts.

The Administrator advised that establishments that have shopping carts that are not controlled by a deposit, must have a collection service pick-up their carts and return them to their premises. Any carts that are left, are collected by City crew members and are stored at the Public Works yard. The businesses can retrieve them from the Public Works yard for a nominal fee.

FCM Presidency Councillor Caljouw asked Mayor Coleman to outline some of the involvements for the FCM President.

Mayor Coleman advised that he has been involved with the Federation of Canadian Municipalities since 1991 and has been elected by acclamation at this June 2005 convention. He said that at the recent conference, three of the four major party leaders addressed the convention (Prime Minister Paul Martin, Leader of the Official Opposition, Stephen Harper and Jack Layton, NDP).

All three party leaders are in agreement with the new deal for municipalities (i.e. gas tax rebate; approximately \$600 million per year for the next 5 years). These funds are to be considered capital grants primarily for green infrastructure.

Mayor Coleman further advised that there were numerous excellent workshops at this convention. On his return from this conference, he traveled as requested by FCM, to Tuktoyaktuk in the Northwest Territories to bid farewell to the outgoing President of the Territorial Association.

Mayor Coleman noted that there has been an

addition to the new deal in the form of \$800 million for public transit; primarily for the major cities in Canada. He said the Green Municipal Fund has also received top-up funds.

Mayor Coleman noted further that the Auditor General for Canada has named the Green Municipal Funds of the FCM as the model organization for Best Practices.

Councillor Farkas noted that the CVRD Transit Committee is investigating the possibility of initiating the first free bus system in the province.

New Business

UBCM - Website
Award Application

Movd. Councillor J. Farkas
Secd. Councillor S. Jackson

THAT the Council of the City of Duncan authorize submission of the 2005 Website Award Application for the City Website to the UBCM.

Carried.

Adjournment

Movd. Councillor S. Jackson
Secd. Councillor J. Farkas

THAT this meeting of City Council do now adjourn.

Carried.

The meeting adjourned at 8:30 p.m.

Michael Coleman
Mayor

Paul Douville
Corporate Officer