

A Special Meeting of City Council was held in the Council Chamber, City Hall, 200 Craig Street, Duncan, BC at 7:02 p.m., July 27, 2006.

Present: Mayor Phil Kent, Chair
Councillors Ray Cadorette, Sharon Jackson, Ken Newcomb (arrived at 7:05 p.m.) and Jesse Winfrey.

Absent With
Prior Notice: Councillor Mike Caljouw.

Absent: Councillor Paul Fletcher.

Also Present: Tom Ireland – CAO, Peter de Verteuil – Director of Finance and Lynn Ketch – Director of Corporate Services.

His Worship Mayor Kent called the Special Council Meeting of July 27, 2006 to order at 7:02 p.m.

Approval of Agenda

Movd. Councillor Winfrey
Secd. Councillor Jackson

THAT the following item be added to the July 27, 2006 Special Meeting Agenda:

- Letter dated July 27, 2006 from Judy Hill regarding an ornamental Cherry tree in the sidewalk at 22 Station Street.

Carried.

Late Item

Nuisance Ornamental
Cherry Tree – 22
Station Street

For consideration was a letter dated July 27, 2006 from Judy Hill of Judy Hill Gallery, regarding a nuisance ornamental Cherry tree outside her business at 22 Station Street.

It was noted that the tree was originally purchased as an ornamental tree but has now become old and perhaps distressed to the point that it is producing fruit that drops on the street and is tracked into stores.

It was also noted that a second ornamental Cherry tree at 24 Station Street is dropping fruit on the street and being tracked into other businesses in the area.

Movd. Councillor Jackson
Secd. Councillor Winfrey

THAT staff be directed to amend "Tree Regulation for Public Lands Bylaw No. 1765, 1995" to include a definition of a "Nuisance Tree" in section 3. and to include "Nuisance Tree" in section 5 and other pertinent areas of the Bylaw.

Carried.

Movd. Councillor Jackson
Secd. Councillor Cadorette

THAT the subject of the nuisance ornamental Cherry tree outside of 22 Station Street, be TABLED pending further information.

Carried.

Recess to Closed Session

Recess

Movd. Councillor Cadorette
Secd. Councillor Winfrey

THAT this meeting recess to a Closed Meeting to discuss, in the view of the Council, a subject that could reasonably be expected to harm the interests of the municipality if it was held in public at this time, as per subsection 90(1)(k) of the *Community Charter*”.

Carried.

The Special Meeting recessed at 7:29 p.m.

The Special Meeting reconvened at 7:42 p.m.

Movd. Councillor Jackson
Secd. Councillor Winfrey

THAT the subject of the of the nuisance ornamental Cherry tree outside of 22 Station Street, be lifted from the table.

Carried.

On a previous question from Council, the Director of Finance reported that the tree in question at 22 Station Street measures over 12” in diameter.

Movd. Councillor Jackson
Secd. Councillor Cadorette

THAT the Public Works staff be directed to remove the fruit from the ornamental Cherry trees outside of 22 Station Street (Judy Hill Gallery) and 60 Station Street (Whittome’s Travel).

Carried.

Adjournment

Movd. Councillor Jackson
Secd. Councillor Cadorette

THAT this meeting adjourn.

Carried.

At 7:45 p.m., the meeting adjourned.

Confirmed:

Certified Correct:

Phil Kent, Mayor

Lynn Ketch, Director of
Corporate Services