

City of Duncan Regular Council Minutes

The Regular Meeting of City Council was held in the Council Chamber, City Hall, 200 Craig Street, Duncan BC, at 7:30 pm on Monday, June 25, 2007.

Present Mayor Phil Kent
Councillor Ray Cadorette Councillor Mike Caljouw
Councillor Paul Fletcher Councillor Sharon Jackson
Councillor Ken Newcomb Councillor Jesse Winfrey

Also Present Peter de Verteuil – Director of Finance
Cheryl Wirsz – Director of Corporate Services

His Worship Mayor Kent opened the Council Meeting with an affirmation and called for order.

Approval of Agenda

Agenda Moved Councillor Newcomb
Seconded Councillor Jackson
R-188-07 **That** the agenda be approved as circulated.

CARRIED

Adoption of Minutes

Minutes Moved Councillor Jackson
Seconded Councillor Winfrey
R-189-07 **That** the minutes of the June 11, 2007 Regular Council Meeting be adopted.

CARRIED

Public and Statutory Hearings

Public Hearing Report – OCP Bylaw 2030 Moved Councillor Jackson
Seconded Councillor Winfrey
R-190-07 **That** the Public Hearing Report for OCP Bylaw 2030, held on June 21, 2007 be adopted.

CARRIED

Delegations

Todd Blumel - Bowmel Chrysler Development Permit Mr. Blumel was present to advise how he had amended the landscaping and fencing plans with regards to the Development Permit application for 461 Trans Canada Highway.

Report of the Deputy Chief Administrative Officer

Deputy CAO
Report

Flower baskets are up and street lines are being painted. Plants along the highway have been planted, with thanks to Kiwanis for doing the work. Servicing plans with Cowichan Tribes are being worked on. The Totem Committee met and recommendations will be forthcoming. The Annual Report will be presented on June 28, 2007 at 5 pm.

Unfinished Business

Duncan
Cowichan
Summer Festival
R-191-07

Moved Councillor Winfrey
Seconded Councillor Caljow
That July 8 ~ July 14 be proclaimed as Duncan-Cowichan Summer Festival Week in the City of Duncan.

CARRIED

Reports of Mayor and Council and Committees

Committee of the
Whole Report

R-192-07

Moved Councillor Jackson
Seconded Councillor Newcomb
That the following items from the June 18, 2007 Committee of the Whole be approved:

1. **That** the City of Duncan initiates an advertising campaign for membership on the Board of Variance;
And That Dave Sanders, Building Inspector/Planning Technician be appointed as the Secretary to the Board of Variance.
2. **That** the draft Advisory Planning Commission Bylaw be forwarded to Council for consideration of 1st, 2nd and 3rd reading;
And That the City of Duncan initiates an advertising campaign to increase the membership on the APC.
3. **That** the City of Duncan recognizes and affirms:
That home support is essential to an efficient and sustainable health care system,
 - a. That home support is fitting with the City of Duncan's image of promoting healthy lifestyles and holistic health,
 - b. That home support is an effective solution to health issues related to the City of Duncan's growing senior population
 - c. That access to home support is equivalent to the right of all individuals to live independently and with dignity,**And That** it be further resolved that the City of Duncan calls upon the Province of BC to:
 - a. halt further cutbacks and restore home support to 1994 service levels;
 - b. ensure the home support is a universal program by eliminating user fees and stemming privatization;

- c. overcome staff shortages by improving and standardizing training, implementing competitive wage scales for workers, including new workers from aboriginal and ethno cultural communities, and
 - d. create an appeal board for people to dispute their home support assessment that is both impartial and representative of seniors and people with disabilities.
4. **That** City Council repeal the policies outlined on the list dated June 19, 2007 from the Director of Corporate Services.
 5. **That** the City of Duncan be a partner in the National Day of Action Event to be held on Friday, June 29, 2007 in City Square.
 6. **That** the City of Duncan gratefully decline the offer by the Cowichan Valley Football Association to paint a football on the cement in front of the McAdam Park concession stand.

CARRIED

Committee of the Whole recommendation #7 – Development Permit and Development Variance Permit

Moved Councillor Jackson
 Seconded Councillor Newcomb
That the City of Duncan approve the Development Variance Permit for BowMel Chrysler and that the applicant be requested to work with staff and resubmit landscaping plans that mitigate the impact of the chain link fence with an outline of the exact conditions that are required to be varied.

R-193-07

Moved Councillor Jackson
 Seconded Councillor Caljouw
That the Development Permit and Development Variance Permit Application resolution from Committee of the Whole be referred to item 9.4.1 on the agenda.

CARRIED

Committee of the Whole Minutes

Moved Councillor Jackson
 Seconded Councillor Winfrey
That the minutes of the Committee of the Whole Meeting of June 18, 2007 be adopted.

R-194-07

CARRIED

Mayor and Council Reports

- Councillor Jackson reported that she attended the Sunathon Event and volunteered on the telephones. She attended National Aboriginal Day with Councillor Winfrey.
- Councillor Winfrey further reported on the First Nations National Aboriginal Day at Duncan Christian School, the message was ‘Our Neighbours Are Our Friends’.
- Councillor Newcomb reported that on June 13 he attended the OCP Neighbourhood meeting and the June 21 OCP public hearing.

On June 14 he and Councillor Winfrey attended the CCC meeting and on June 21 he attended the CVRD Service Review meeting where the main topic of discussion was the operation of the new Aquatic Centre.

- Mayor Kent reported he attended the CVRD Board meeting on June 13. On June 15 he attended and co-hosted the Sunathon Event in City Square. Meetings have been ongoing with regards to Cowichan Place and the framework agreement. On June 21 he attended the Service Review for Sub-regional Recreation at the CVRD and National Aboriginal Day. He attended the Chemainus Days Parade on June 23. June 21 was the public hearing for the Official Community Plan, including a new format for a Question Period. Mayor Kent thanked the APC, staff and the consultant for their work on this project.

Reports of Staff

**Development
Permit – 461
Trans Canada
Highway / 460 St.
Julian Street**

Moved Councillor Jackson
Seconded Councillor Newcomb

That the City of Duncan issue a development permit for 461 Trans Canada Hwy (Lot 1, Sec 17, Rng 6, Plan 53706, LD 45) and 460 St Julian (Lot A, Sec 17, Rng 6, Plan 82436, LD 45) based on the attached plan; Noting:

R-195-07

1. The new directional sign shown on St. Julian have lettering that is no more than 8" and consist of individual illuminated letters.
2. The vehicle display areas adjoining the Trans Canada Highway be changed to permit display vehicles to be moved within the property, and not rely on the sidewalk for access.
3. The fencing and gates facing St. Julian and the Trans Canada Highway be made of black powder coated steel and screened by solid rows of equally distributed plantings of heights of 1.5 feet and 4 feet, (50% 4 feet).
4. The fencing on the North property line of 461 Trans Canada Highway be a combination of black chain link fencing and landscaping similar that used to screen the St. Julian St. fencing.

And That the foregoing is subject to either the consolidation of the two properties or the correct payment of an additional \$400 application fee for the application for the second property.

CARRIED

**Development
Variance Permit –
461 Trans Canada
Highway and 460
St. Julian**

Moved Councillor Jackson
Seconded Councillor Caljouw

That the Council of the City of Duncan give notice that it intends to consider a development variance permit for 460 St Julian (Lot A, Sec 17, Rng 6, Plan 82436, LD 45) to vary the 4.5 metre setback (with respect to fencing) to 1.2 metres (for the front property line on

R-196-07

the St. Julian St.) to allow for 1.83 metre (6') fencing made of black powder coated steel;

And That to vary the sign bylaw requirement which requires the sign to be located between the top of the windows on the first floor and the window sill level of the second floor (the signable area) and allow signage as per the attached plan to be permitted above the second storey windows.

And That for 461 Trans Canada Hwy (Lot 1, Sec 17, Rng 6, Plan 53706, LD 45); to vary the 7.5 metre setback (with respect to fencing) to 6 metres (for the front property line on the Trans Canada Highway) to allow for 1.83 metre (6') fencing made of black powder coated steel. Subject to:

1. The two properties being consolidated.
2. The developer paying the cost of the crossover removals, new curbs and sidewalks, and that the sidewalks be given level priority treatment as suggested in the design guidelines.
3. That the signage on the building be either externally lit or the lettering or logos only be illuminated. No canned signage. This applies to the signage facing east. Any signage facing St. Julian Street shall comply with the sign bylaw and design guidelines.

CARRIED

COUNCILLOR FLETCHER OPPOSED

**March and April
2007 Warrants**

R-197-07

Moved Councillor Caljouw
Seconded Councillor Winfrey

That the March and April 2007 Warrants be received and filed.

CARRIED

**Approval of
Leave -
Councillor
Fletcher**

R-198-07

Moved Councillor Winfrey
Seconded Councillor Jackson

That Councillor Paul Fletcher be authorized to be absent from Council and Committee Meetings from July 10 ~ August 29, 2007.

CARRIED

Bylaws

**Board of Variance
Bylaw 2027**

R-199-07

Moved Councillor Jackson
Seconded Councillor Caljouw

That City of Duncan Board of Variance Bylaw No. 2027, 2007 be given 1st, 2nd and 3rd reading.

CARRIED

APC Bylaw 2026

R-200-07

Moved Councillor Newcomb
Seconded Councillor Jackson

That City of Duncan Advisory Planning Commission Bylaw No. 2026, 2007 be given 1st, 2nd and 3rd reading.

CARRIED

OCP Bylaw 2030 Moved Councillor Jackson
Seconded Councillor Cadorette
R-201-07 **That** Council has considered Official Community Plan Bylaw No. 2030 in conjunction with the Five Year Financial Plan and the CVRD Waste Management Plans;
And That City of Duncan Official Community Plan Bylaw No. 2030 be given 3rd reading;
And That City of Duncan Official Community Plan Bylaw No. 2030 be adopted.

CARRIED

Water Amendment Bylaw 2024 Moved Councillor Jackson
Seconded Councillor Cadorette
R-202-07 **That** City of Duncan Water Regulation Amendment Bylaw No. 2024, 2007 be adopted.

CARRIED

Resolve to go into Closed Meeting

Closed Session Moved Councillor Caljouw
Seconded Councillor Newcomb
R-203-07 **That** this regular council meeting be closed to the public to consider Property Issues (s.90(1)(e) - *Community Charter*).

CARRIED

Adjournment

R-204-07 Moved Councillor Jackson
Seconded Councillor Winfrey
That this meeting be adjourned.

CARRIED

The meeting adjourned at 8:50 p.m.

Phil Kent
Mayor

Cheryl Wirsz
Director of Corporate Services