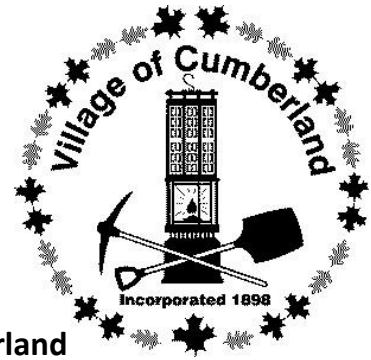


REGULAR MINUTES

07/2016/R



The Corporation of the Village of Cumberland

**Regular Council Meeting
February 22, 2016 at 5:30 p.m.
Village Council Chambers**

Council Present:

Mayor Leslie Baird
Councillor Jesse Ketler
Councillor Roger Kishi
Councillor Gwyn Sproule
Councillor Sean Sullivan

Staff Present:

Sundance Topham, Chief Administrative Officer
Michelle Mason, Financial Officer
Leah Knutson, Manager of Recreation
Rob Crisfield, Manager of Operations
Rachel Parker, Deputy Corporate Officer
Kevin McPhedran, Parks and Outdoor Recreation
Joanne Rees, Planner
Judith Walker, Senior Planner

The meeting was called to order at 5:30 p.m.

1. Approval of Agenda

1.1 Agenda for regular Council meeting, February 22, 2016.

Motion 16-70

Sproule/Sullivan

THAT Council approve the agenda for the regular Council meeting, February 22, 2016.

Carried Unanimously

2. Adoption of Minutes

2.1 Minutes of the Special Council meeting held February 3, 2016

2.2 Minutes of the Council meeting held February 9, 2016.

Motion 16-71

Ketler/Sullivan

THAT Council approve the minutes of the Special Council meeting held February 3, 2016 and THAT Council approve the minutes of the Council meeting held February 9, 2016.

Carried Unanimously

2.3 Receipt of Committee/Commissions Minutes:

Motion 16-72

Ketler/Sullivan

THAT Council receive the minutes of the Coal Creek Historic Park Advisory Committee, November 25, 2015, the Advisory Planning Commission, December 2, 2015 and February 2, 2016, the Heritage Commission, February 1, 2016 and the Homelessness and Affordable Housing Select Committee, February 17, 2016.

Carried Unanimously

3. Delegations

3.1 Jessica Sandy, Executive Director and Carissa Cross, Services Coordinator, North Island Students' Union, Canadian Federation of Students BC's Don't Close the Doors Campaign

Motion 16-73

Kishi/Ketler

THAT Council receive the delegation of Jessica Sandy , Executive Director and Carissa Cross, Services Coordinator, North Island Students' Union Re: Canadian Federation of Students BC's Don't Close the Doors Campaign.

Carried Unanimously

3.2 Inspector Tim Walton, OIC, Comox Valley RCMP, Comox Valley Detachment 3rd Quarter Update and 2016 Annual Performance Plan Consultation

Motion 16-74

Ketler/Kishi

Recommend THAT Council receive the delegation of Tim Walton, Inspector OIC, Comox Valley RCMP Re: Comox Valley Detachment Third Quarter Update and 2016 Annual Performance Plan Consultation.

Carried Unanimously

4. Unfinished Business

None

5. Correspondence

5.1 Inspector Tim Walton, OIC, Comox Valley RCMP, Comox Valley Detachment 2016 Annual Performance Plan

Motion 16-75

Kishi/Ketler

THAT Council receive the correspondence from Inspector Tim Walton, OIC, Comox Valley RCMP Re: Comox Valley Detachment 2016 Annual Performance Plan.

Carried Unanimously

Motion 16-76

Kishi/Sproule

THAT Council defer the correspondence from Inspector Tim Walton, OIC, Comox Valley RCMP to the next Regular Council Meeting.

Carried Unanimously

- 5.2 Bruce Joliffe, Chair, Comox Valley Regional District, South Sewer Select Committee Revised Terms of Reference

Motion 16-77

Kishi/Sproule

THAT Council receive the correspondence from Bruce Joliffe, Chair, Comox Valley Regional District Re: South Sewer Select Committee Revised Terms of References.

Carried Unanimously

Motion 16-78

Sproule/Kishi

THAT Council appoint Leslie Baird as liaison and Jesse Ketler as alternate liaison to the Comox Valley Regional District South Sewer Select Committee.

Carried Unanimously

- 5.3 James Warren, General Manager of Corporate Services, Comox Valley Regional District, Comox Valley Exhibition Grounds Service Conversion Bylaw No. 136, 2010

Motion 16-79

Sproule/Sullivan

THAT Council receive the correspondence from James Warren, General Manager of Corporate Services, Comox Valley Regional District Re: Comox Valley Exhibition Grounds Service Conversion Bylaw No. 136, 2010.

Carried Unanimously

Motion 16-80

Sproule/Sullivan

THAT Council consent to the adoption of Comox Valley Regional District Bylaw No. 419 being “Comox Valley Exhibition Grounds Service Conversion Bylaw No. 136, 2010, Amendment No. 1” that would increase the maximum requisition for the Comox Valley exhibition grounds service by 25 percent under section 346 of the *Local Government Act* (RSBC, 2015, C.1).

In Favour: Mayor Baird
Councillor Sproule
Councillor Sullivan

Opposed: Councillor Ketler
Councillor Kishi

Carried

6. Reports

6.1 Application for a Development Variance Permit – 2645 Penrith Avenue

Motion 16-81

Kishi/Ketler

THAT Council receive the report “Application for a Development Variance Permit – 2645 Penrith Avenue” dated February 10, 2016.

Carried Unanimously

Motion 16-82

Kishi/Sproule

THAT Council grant the application for a Development Variance Permit for property described as Lot 1, District Lot 24, Nelson District, Plan 35770 (2645 Penrith Avenue) to vary:

- a) the maximum height of an accessory building from the permitted 4.5metres to 6.7metres; and
- b) the maximum floor area of an accessory building from the permitted 50.0metres² to a combined total of 120.7metres²

Carried Unanimously

6.2 Cumberland Lake Park Day Use Area: Concept Plans

Motion 16-83

Ketler/Sproule

THAT Council receive the Cumberland Lake Park Day Use Area: Concept Plans report.

Carried Unanimously

Motion 16-84

Kishi/Sproule

THAT Council receive a presentation from Kate Evans, Lanarc Consultants, on draft concept plans for the day use area of Cumberland Lake Park.

Carried Unanimously

6.3 2016 Major Capital Projects – Communications Strategy Report

Motion 16-85

Kishi/Sullivan

THAT Council receive the 2016 Major Capital Projects – Communications Strategy Report; and THAT Council receive a presentation from Marci Hotsenpiller and Colleen Dane from Zinc Strategies.

Carried Unanimously

6.4 Zoning Bylaw 2015-2016: Second Draft Report

Motion 16-86

Ketler/Sproule

THAT Council receive the Zoning Bylaw 2015-2016: Second Draft Report; AND THAT Council receive a presentation from Mark Crisp, Project Manager, Stantec Consulting Ltd. on the Second Draft Zoning Bylaw.

Carried Unanimously

6.5 Sidewalk Café Bylaw Review

Motion 16-87

Kishi/Ketler

THAT Council receive the Sidewalk Café Review Report dated February 17, 2016.

Carried Unanimously

Motion 16-88

Kishi/Sproule

THAT Council direct staff to revise the Sidewalk Café bylaw as follows:

- a) Allow up to two parking spaces to be utilized for each café and each full space (no partial spaces permitted) must be paid for, based on the rate in the bylaw.
- b) If any parking space or portion of a parking space fronts an adjacent business, written approval to utilize that parking space must be obtained by the applicant.

- c) Boardwalks constructed around the cafes should be increased to a minimum of 1.8 metres wide, on the side parallel to Dunsmuir Avenue and 2m wide on the angled portions connecting back to the sidewalk.
- d) Boardwalks must not have any gaps over ¼" in the surface to limit problems with pedestrians and scooters.
- e) Boardwalks must have bi-directional reflectors every 30cm along the face of the walkway along the travel roadway.
- f) There must be at least one clear pedestrian travel lane of 1.5m wide at all times, through an area with fixed structures such as, but not limited to, bench, bike rack, lamp standard, and planter (Note that the Village is in the process of relocating the bike racks to the curb).
- g) It is the responsibility of the owner of the business/sidewalk café to not permit parked bikes or tied up dogs at the sidewalk cafe to impede this 1.5m wide pedestrian travel lane.
- h) The Village will not hang flower baskets in a sidewalk café area due to the inability to maintain the baskets.
- i) Application fees to be increased to \$100 to cover staff time for processing application and site visit(s). This is added to the annual fee but is not applicable to renewals that have no changes of owner, to the design or construction of the sidewalk café.

AND THAT Council the Sidewalk Cafe Bylaw be reviewed after the 2016 cafe season.

Carried Unanimously

6.6 Vancouver Island MusicFest Sponsorship
Motion 16-89

Kishi/Sproule

THAT Council receive the Vancouver Island MusicFest Sponsorship report.

Carried Unanimously

Motion 16-90

Sproule/Kishi

THAT Council consider Bronze level sponsorship of the Vancouver Island MusicFest through the loan of equipment and supplies.

Carried Unanimously

6.7 Cumberland Road - BikeBC Bike Lane Grant Application

Motion 16-91

Kishi/Ketler

THAT Council receive the Cumberland Road - BikeBC Bike Lane Grant Application report.

Carried Unanimously

Motion 16-92

Kishi/Sproule

THAT Council support the submission of a BikeBC grant application through the BC Ministry of Transportation and Infrastructure for the proposed bike lanes on Cumberland Road between Bevan Road and Union Road.

Carried Unanimously

6.8 Electronic Funds and Cheque Register January 2016

Motion 16-93

Kishi/Ketler

THAT Council receive the Electronic Funds and Cheque Register, January 2016.

Carried Unanimously

6.9 Outstanding Action Items

Motion 16-94

Kishi/Sproule

THAT Council receive the Outstanding Action Items Report.

Carried Unanimously

7. Bylaws

None

8. Consent Calendar

None

9. New Business

None

10. Notices, Motions and Announcements

Matters considered here may include notices or motions to hold a meeting of the Committee of the Whole, a Village Hall meeting, a public hearing, and notices of motion introduced by a council member.

- Zoning Bylaw Open House on March 5, 2016 from 10:00 a.m. to 3:00 p.m. at the Cultural Centre

11. Question Period

Questions were received on the Greenway Zone, the construction communication strategy, construction branding, land ownership in the Greenway Zone.

**12. Closed Portion
Sproule/Kishi**

THAT pursuant to Section 90 (1) of the *Community Charter* Council close the meeting to the public to consider negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public; and personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality.

Carried Unanimously

**13. Adjournment
Sproule/Kishi**

THAT Council adjourn the meeting at 8:44 p.m.

Carried Unanimously

Certified Correct:

Mayor

Corporate Officer