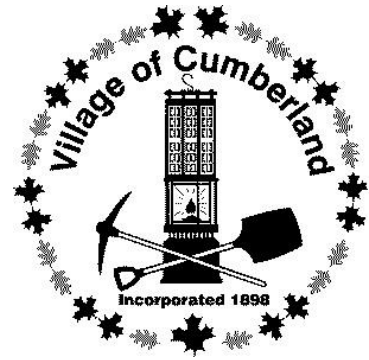


REGULAR MINUTES

14/2018/R



The Corporation of the Village of Cumberland

**Regular Council Meeting
May 14, 2018 at 5:30 p.m.
Village Council Chambers**

Council Present:

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

Staff Present:

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

Regrets:

Councillor Roger Kishi

Mayor Baird called the meeting to order at 5:30 pm.

1. Approval of Agenda

- 1.1 Agenda for regular Council meeting, May 14, 2018

Motion 18-263

Sproule/Sullivan

THAT Council approve the agenda for the regular Council meeting, May 14, 2018.

Carried Unanimously

2. Adoption of Minutes

- 2.1 Minutes of the Council meeting held April 23, 2018

Motion 18-264

Ketler/Sproule

THAT Council approve the minutes of the Council meeting held April 23, 2018.

Carried Unanimously

- 2.2 Receipt of Committee/Commissions Minutes

Motion 18-265

Sullivan/Sproule

THAT Council receive the minutes of the:

- Heritage Commission, April 3, 2018.
- Advisory Planning Commission, April 10, 2018

Carried Unanimously

3. Delegations

None

4. Unfinished Business

None

5. Correspondence

None

6. Reports

6.1 Cumberland Economic Development Strategy 2018-2023

Motion 18-266

Kettle/Sullivan

THAT Council receive the Cumberland Economic Development Strategy 2018-2023 report; and THAT Council receive the delegation of Paul Siggers from EcoPlan International.

Carried Unanimously

Motion 18-267

Sullivan/Sproule

THAT Council approve the Cumberland Economic Development Strategy 2018-2023; THAT Council rescind the Economic Development Strategy Steering Committee Terms of Reference Policy No. 1.11 and dissolve the Economic Development Strategy Steering Committee; THAT Council approve the Economic Development Steering Committee Terms of Reference Policy No. 1.12 and advertise for members.

Carried Unanimously

Motion 18-268

Sullivan/Sproule

THAT Council appoint Councillor Ketler as representative and Mayor Baird as alternate to the Economic Development Steering Committee.

Carried Unanimously

6.2 Alley Enhancement & Maintenance Strategy

Motion 18-269

Sproule/Ketler

THAT Council receive the Alley Enhancement and Maintenance Strategy Overview report; AND THAT Council receive the delegation of Jenny Burgess from Wedler Engineering.

Carried Unanimously

Motion 18-270

Sullivan/Sproule

THAT Council approve the Alley Enhancement and Maintenance Strategy.

Carried Unanimously

6.3 Wastewater Electoral Assent and Borrowing Parameters

Motion 18-271

Ketler/Sproule

THAT the Council receive the Wastewater Electoral Assent and Borrowing Parameters report.

Carried Unanimously

Motion 18-272

Sproule/Sullivan

THAT Council direct that elector approval for the wastewater project be sought to borrow up to \$4.4 million for a term of 20 years, and that this approval be pursued by means of an alternative approval process, and that this process be conducted as soon as possible, rather than waiting for the October election.

Carried Unanimously

6.4 Development Variance Permit – 2751 Penrith Avenue

Motion 18-273

Ketler/Sullivan

THAT Council receive the report “Development Variance Permit application – 2751 Penrith Avenue” dated May 8, 2018.

Carried Unanimously

Motion 18-274

Sullivan/Ketler

THAT Council grant the Development Variance Permit for property described as Easterly ½ of Lot 9, Block 21, District Lot 21, Nelson District, Plan 522A (2751 Penrith Avenue) to vary the following:

- a) Left side setback from the permitted 1.5metres to as close as 1.2metres; and
- b) Rear setback from the permitted 4.5metres to as close as 1.2 metres;

as shown on the site drawing attached to the Development Variance Permit dated May 1, 2018, to be confirmed and replaced by the required survey drawing at Building Permit.

Carried Unanimously

- 6.5 Development Variance Permit Application- 3460 Hope Road
Motion 18-275

Sproule/Sullivan

THAT Council receive the report "Development Variance Permit Application – 3460 Hope Road" dated May 8, 2018.

Carried Unanimously

Motion 18-276

Sproule/Ketler

THAT Council approve the Development Variance Permit for property described as Lot 3, Block 3, Section 25, Township 10, Nelson District, Plan 4222 (3460 Hope Road) by removing the restriction in the Zoning Bylaw that ADUs not be allowed in the front yard for this property.

Carried Unanimously

- 6.6 Development Variance Application – 4682 Cumberland Road
Motion 18-277

Ketler/Sullivan

THAT Council receive the report "Development Variance Permit Application – 4682 Cumberland Road" dated May 8, 2018.

Carried Unanimously

Motion 18-278

Ketler/Sullivan

THAT Council approve the Development Variance Permit for property described as Lot 2, Block 1, Section 25, Township 10, Nelson District, Plan 4222 (4682 Cumberland Road) which varies the following:

- a) the Accessory Dwelling Unit may be located in the front yard;
- b) the maximum gross floor area of the Accessory Dwelling Unit may be 161.5metres²;
- c) the gross floor area of the Accessory Dwelling Unit may be 86% of the principal dwelling;

- d) the maximum gross floor area of the Accessory Building may be 105.9metres²

all in accordance with the site drawing attached to the draft Development Variance Permit dated May 1, 2018.

Carried Unanimously

Motion 18-279

Ketler/Sullivan

THAT Council amend the motion to approve the Development Variance Permit for property described as Lot 2, Block 1, Section 25, Township 10, Nelson District, Plan 4222 (4682 Cumberland Road) to vary the gross floor area of the Accessory Dwelling until from 161.5metres² to is 163.8m².

Carried Unanimously

- 6.7 Heritage Alteration Permit – 3273 Third Street
Motion 18-280

Sproule/Ketler

THAT Council receives the application for Heritage Alteration Permit (2018-02 HAP) report dated May 9, 2018.

Carried Unanimously

Motion 18-281

Sullivan/Sproule

THAT Council grant the Heritage Alteration Permit (2018-02 HAP) for property described Lot 7, Block 6, DL 21, Plan VIP522 (3273 Third Street) substantially in compliance with the attached permit 2018-02-HAP.

Carried Unanimously

Mayor Baird declared a conflict of interest in regard to item 6.8 as she sits on Rotary Club executive; and left the meeting at 6:36 pm. Councillor Ketler took the chair as Acting Mayor.

- 6.8 Rotary Club of Cumberland Centennial Orchard Park Stewardship Agreement
Motion 18-282

Sullivan/Sproule

THAT Council receive the Rotary Club of Cumberland Centennial Orchard Park Stewardship Agreement Report.

Carried Unanimously

Motion 18-283

Sullivan/Sproule

THAT Council enter into the attached Stewardship Agreement dated for reference the 14th day of May 2018, with the Rotary Club of Cumberland Centennial, and authorize the Chief Administrative Officer to execute the agreement.

Carried Unanimously

Mayor Baird returned to the meeting at 6:42 pm.

6.9 Water Treatment Plant and Reservoir Project Tender Award

Motion 18-284

Sullivan/Ketler

THAT Council receive the Water Treatment Plant and Reservoir Project Tender Award report.

Carried Unanimously

Motion 18-285

Ketler/Sullivan

THAT Council award the construction of the Water Treatment Plant and Reservoir to Knappett Industries (2006) Ltd. for a total cost of \$4,692,064 including a \$300,000 contingency but excluding GST.

Carried Unanimously

6.10 Council Remuneration

Motion 18-286

Sullivan/Sproule

THAT Council receive the Council Remuneration report.

Carried Unanimously

Motion 18-287

Ketler/Sproule

That Council direct staff to bring forward a remuneration bylaw increase to compensate for remuneration lost to income taxes due to the elimination of the non-taxable status of 1/3 portion beginning in 2019.

Carried Unanimously

Motion 18-288

Sullivan/Ketler

THAT Council direct staff to bring forward review of percentage increase to remuneration to next regular council meeting.

Carried Unanimously

6.11 2018 General Local Election, Appointment of Officers

Motion 18-289

Ketler/Sproule

THAT Council receive the 2018 General Local Election, Appointment of Officers report.

Carried Unanimously

Motion 18-290

Sullivan/Sproule

THAT Council appoint Rachel Parker as Chief Election Officer and Sundance Topham as Deputy Chief Election Officer to conduct the 2018 general local election.

Carried Unanimously

6.12 Temporary Street Closure, Victoria Day Parade

Motion 18-291

Ketler/Sproule

THAT Council receive the Temporary Street Closure, Victoria Day Parade report.

Carried Unanimously

Motion 18-292

Sproule/Sullivan

THAT Council approve the following temporary street closures for the Victoria Day Parade on May 21, 2018:

From 8 am to 11 am:

- Dunsmuir Avenue from Egremont Road to Third Street
- First Street from Dunsmuir Avenue to Windermere Avenue
- Maryport Avenue from First Street to Second Street

from 9 am to 11 am:

- Dunsmuir Avenue from Fourth Street to Seventh Street
- Sixth Street from Dunsmuir Avenue to Derwent Avenue

from 9:30 am to 11 am:

- Dunsmuir Avenue from Third Street to Fourth Street

Carried Unanimously

6.13 Acknowledgement of Aboriginal Territory

Motion 18-293

Sproule/Sullivan

THAT Council receive Acknowledgement of Aboriginal Territory Report.

Carried Unanimously

Motion 18-294

Sullivan/Sproule

THAT Council approve Policy 1.3, K'ómoks First Nation Acknowledgement as amended to include a statement on the Village website that "We are honoured to live on the unceded traditional territory of the K'ómoks First Nation".

Carried Unanimously

6.14 Climate Action Revenue Incentive (CARIP) 2017 Public Report

Motion 18-295

Ketler/Sproule

THAT Council receive the Climate Action Revenue Incentive (CARIP) 2017 Public Report

Carried Unanimously

Motion 18-296

Sullivan/Sproule

THAT Council approve the Climate Action Revenue Incentive (CARIP) Public Report for 2017 for posting on the Village of Cumberland website.

Carried Unanimously

6.15 April 2018 Recreation Department Report

Motion 18-297

Sullivan/Ketler

THAT Council receive the April 2018 Recreation Department Report for information.

Carried Unanimously

6.16 April 2018 Protective Services Report

Motion 18-298

Ketler/Sullivan

THAT Council receive the March 2018 Protective Services Report for information.

Carried Unanimously

- 6.17 April 2018 - Operations Department Report
Motion 18-299

Sproule/Ketler

THAT Council receive the April 2018 Operations Department Report for information.

Carried Unanimously

- 6.18 April 2018 Finance and Administration Report
Motion 18-300

Sullivan/Ketler

THAT Council receive the April 2018 Finance and Administration Report for information.

Carried Unanimously

- 6.19 April 2018 Chief Administrative Officer Report
Motion 18-301

Sproule/Sullivan

THAT Council receive the April 2018 Chief Administrative Officer Report for information.

Carried Unanimously

- 6.20 Council Reports
6.20.1 Mayor Leslie Baird
6.20.2 Councillor Jesse Ketler
6.20.3 Councillor Kishi
6.20.4 Councillor Gwyn Sproule
6.20.5 Councillor Sean Sullivan
Motion 18-302

Sproule/Sullivan

THAT the Council reports be received.

Carried Unanimously

7. Bylaws

7.1 2018 Property Tax Rates Bylaw

Motion 18-303

Ketler/Sproule

THAT Council adopt the 2018 Property Tax Rates Bylaw No. 1083, 2018.

Carried Unanimously

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.

- Homelessness and Affordable Housing Committee meeting, May 16, 2018 at 9:00 am
- Accessibility Committee Meeting, May 22, 2018 at 6:00 pm
- Wastewater Advisory Committee, May 17, 2018 at 1 pm
- Victoria Day Weekend Parade and Celebrations, May 19 – 21, 2018

11. Question Period

Council considered questions from the public on the following matters:

- Detailed cost breakdown for \$9.7 million wastewater treatment project
- Elector approval via AAP versus voting for borrowing
- Ownership of landfill gas
- Use of glyphosate as herbicide

12. Closed Portion

Motion 18-304

Sullivan/Sproule

THAT pursuant to Section 90 (1) of the *Community Charter*, Council close the meeting at 7:50 pm to the public to consider:

- 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;

- Law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
- The receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- Labour relations and other employer relations

Carried Unanimously

13. Adjournment
Sproule/Sullivan

THAT Council adjourn the meeting at 8:40 pm.

Carried Unanimously

Certified Correct:

Mayor

Corporate Officer