

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, March 15, 2010.

Present Mayor Phil Kent
Councillor Ray Cadorette Councillor Sharon Jackson
Councillor Joe Thorne Councillor Jesse Winfrey

Absent With Notice Councillors Tom Duncan and Paul Fletcher

Also Present Tom Ireland – Chief Administrative Officer
Peter de Verteuil – Director of Finance
Lynn Ketch – Director of Corporate Services
James van Hemert, Director of Development Services

Approval of Agenda

Agenda Moved by Councillor Thorne
R-41-10 Seconded by Councillor Winfrey
That the Agenda be approved as circulated.

CARRIED

Adoption of Minutes

Regular Minutes Moved by Councillor Jackson
R-42-10 Seconded by Councillor Cadorette
That the Minutes of the Regular Council Meeting of February 15, 2010 be adopted.

CARRIED

Special Minutes Moved by Councillor Winfrey
R-43-10 Seconded by Councillor Cadorette
That the Minutes of the Special Council Meeting of March 1, 2010 be adopted.

CARRIED

COW Minutes Moved by Councillor Cadorette
R-44-10 Seconded by Councillor Thorne
That the Minutes of the Committee of the Whole Meeting of March 1, 2010 be adopted.

CARRIED

Introduction of Late Items

Late Items
R-45-10

Moved by Councillor Winfrey
Seconded by Councillor Jackson

That the following late items be accepted:

- AVICC late resolution request from the Council of Canadians, Cowichan Valley Chapter – New Business 12.1.;
- Request for Decision from James van Hemert, Director of Development Services – Creating Green Jobs in Green Communities.

CARRIED

Delegations

Duncan Age-Friendly Project

Pam Alcorn reviewed the Age-Friendly Community Planning Project Description and reported on the Age-Friendly Seniors Safety Project and Community Planning Brief.

2010 Age-Friendly Community Planning & Projects Grant
R-46-10

Moved by Councillor Jackson
Seconded by Councillor Thorne

That Council supports an application for a 2010 Age-Friendly Community Project grant from UBCM and agrees to partner with the Cairnsmore Neighbourhood Working Group;

And that Council supports the proposed activities and objectives outlined in the proposed project;

And that Council is willing to provide overall grant management for the project.

CARRIED

Restorative Justice Program

Gail Jewsbury, Program Coordinator, Nanaimo Region John Howard Society updated Council on the Restorative Justice Program for Duncan.

Report of the Chief Administrative Officer

CAO Report

The CAO provided Council with his monthly report which is on file in the City Hall office.

Unfinished Business

Remedial Action Order – 751 Coronation Avenue
R-47-10

Councillor Cadorette excused himself from the vote and debate on the remedial action order for 751 Coronation Avenue.

Those speaking in favour of remedial action:

Martin Barker, 741 Coronation Avenue;

Daryl Johnson, Operations Manager , Nickel Bros., 2060 Mill Road, Sidney,
Charles Dandy, 761 Coronation Avenue.

Moved by Councillor Jackson
Seconded by Councillor Thorne

That , pursuant to Section 73 of the *Community Charter*, Council declares the premises at 751 Coronation Avenue (Lot 2, Section 17, Range 7, Quamichan District, Plan 10046), to be in, and to create, an unsafe condition, as well as to be in contravention of the Provincial Building Code and the City's Building Bylaw, No. 1848, 1998;

And that, pursuant to Section 74 of the *Community Charter*, Council declares the premises at 751 Coronation Avenue (Lot 2, Section 17, Range 7, Quamichan District, Plan 10046) also to be a nuisance insofar as it is so dilapidated and unclean as to be offensive to the community;

And that, Council imposes the following remedial action requirements on the owner of the premises, to be carried out within 45 days of the Notice of remedial action requirements being sent in accordance with Section 77 of the *Community Charter*:

"The premises at 751 Coronation Avenue (Lot 2, Section 17, Range 7, Quamichan District, Plan 10046) are to be placed on a new foundation subject to a review by a Structural Engineer to determine the conditions under which it can be safely placed on a foundation, with the sealed report from the Engineer forming part of a complete Building Permit application package provided to the satisfaction of the Building Inspector and all work to be under the authority of a Building Permit issued by the City, or if the foregoing is not provided that the premises be removed from the site and the site restored to a safe and clean condition within a further 15 days, under a Permit issued by the City of Duncan."

Amendment Moved by Councillor Jackson
Amendment Seconded by Councillor Thorne

That the preceding Motion, regarding Remedial Action for 751 Coronation Avenue, Moved by Councillor Jackson and Seconded by Councillor Thorne, be amended to change the words :
"45 days" to "31 days" in the third proposition of the Motion.

CARRIED

The Main Motion, as amended, was then voted on and **CARRIED**.

The final Motion reads as follows:

That , pursuant to Section 73 of the *Community Charter*, Council declares the premises at 751 Coronation Avenue (Lot 2, Section 17, Range 7, Quamichan District, Plan 10046), to be in, and to create, an unsafe condition, as well as to be in contravention of the Provincial Building Code

and the City's Building Bylaw, No. 1848, 1998;

And that, pursuant to Section 74 of the *Community Charter*, Council declares the premises at 751 Coronation Avenue (Lot 2, Section 17, Range 7, Quamichan District, Plan 10046) also to be a nuisance insofar as it is so dilapidated and unclean as to be offensive to the community;

And that, Council imposes the following remedial action requirements on the owner of the premises, to be carried out within 31 days of the Notice of remedial action requirements being sent in accordance with Section 77 of the *Community Charter*:

"The premises at 751 Coronation Avenue (Lot 2, Section 17, Range 7, Quamichan District, Plan 10046) are to be placed on a new foundation subject to a review by a Structural Engineer to determine the conditions under which it can be safely placed on a foundation, with the sealed report from the Engineer forming part of a complete Building Permit application package provided to the satisfaction of the Building Inspector and all work to be under the authority of a Building Permit issued by the City, or if the foregoing is not provided that the premises be removed from the site and the site restored to a safe and clean condition within a further 15 days, under a Permit issued by the City of Duncan."

Councillor Cadorette returned to the Council Chamber.

Correspondence

**A Renewed Call
for a BC Poverty
Reduction Plan**

R-48-10

Moved by Councillor Jackson
Seconded by Councillor Thorne

That Council approve adding the City of Duncan's name to the open letter as requested by the BC Poverty Reduction Coalition.

CARRIED

**Annual Earth
Hour Event**

R-49-10

Moved by Councillor Thorne
Seconded by Councillor Cadorette

That, as requested by BC Hydro, City Council support the World Wildlife Fund's (WWF) annual Earth Hour event at 8:30 p.m. on Saturday, March 27, 2010.

CARRIED

**Community
Social Services**

R-50-10

Moved by Councillor Jackson
Seconded by Councillor Winfrey

That March 2010 be proclaimed as "Community Social Services Awareness Month" in the City of Duncan as requested by the BC Government and Service Employees', the Hospital Employees' Union and the BC Division of the Canadian Union of Public Employees.

CARRIED

Canadian
Cancer
Society's
Daffodil
Campaign
R-51-10

Moved by Councillor Jackson
Seconded by Councillor Cadorette

That April 2010 be proclaimed as "Canadian Cancer Society's Daffodil Month" and April 9th, 2010 as the inaugural "Daffodil Day" in the City of Duncan.

CARRIED

Reports of Mayor and Council

Reports

Mayor Kent gave Council a report on meetings and functions he attended over the past month.

Reports of Staff, Committees, COTW and Commissions

Building
Statistics –
February 2010
R-52-10

Moved by Councillor Jackson
Seconded by Councillor Winfrey

That the Building Statistics Report for the month of February 2010, presented by David Hewetson, Building Inspector, be received and filed.

CARRIED

Bylaws

Robertson
Street Road
Closing Bylaw
No.2086, 2010
R-53-10

Moved by Councillor Jackson
Seconded by Councillor Cadorette

That Robertson Street Road Closing and Removal of Dedication Bylaw No. 2086, 2010 be introduced and given first, second, and third reading;

And that appropriate notice be given to neighbouring properties and other interested parties;

And that the Bylaw be forwarded to the Ministry of Transportation for their requisite approval.

CARRIED

Fees and
Charges
Amendment
Bylaw No.2087,
2010
R-54-10

Moved by Councillor Cadorette
Seconded by Councillor Jackson

That City of Duncan "Fees and Charges Amendment Bylaw No. 2087, 2010" be adopted.

CARRIED

Delegation
Amendment
Bylaw No.2082,
2010
R-55-10

Moved by Councillor Cadorette
Seconded by Councillor Jackson

That City of Duncan "Delegation Amendment Bylaw No. 2082, 2010" be adopted.

CARRIED

**Creating Green
Jobs in Green
Communities**
R-56-10

New Business

Moved by Councillor Jackson
Seconded by Councillor Thorne

That the following resolution be forwarded to the Union of BC Municipalities (UBCM) for consideration at the September 2010 Conference:

Whereas the current global economic instability combined with the loss of many forestry based industries and their jobs emphasizes the need to build more resilient communities through partnership and innovation;

And Whereas BC Municipalities and the Province have already recognized the urgent need for positive action on climate change by signing the Climate Action Charter, using the Climate Action Toolkit and existing programs such as the Green Buildings BC for Local Governments Program;

Therefore Be It Resolved That the UBCM propose partnerships of municipalities, community colleges, the Province of BC and local investors to establish funding agreements which could provide the basis for stimulating and building enduring economies in British Columbian communities, through attracting and supporting green industries and providing the training for the newly-skilled workers they would require.”

CARRIED

Adjournment

Adjourn
R-57-10

Moved by Councillor Winfrey
Seconded by Councillor Thorne

That this meeting adjourn.

CARRIED

The meeting adjourned at 8:39 p.m.

Lynn Ketch
Director of Corporate Services

Mayor Phil Kent