

**REGIONAL DISTRICT OF NANAIMO**

**MINUTES OF THE REGULAR BOARD MEETING  
OF THE REGIONAL DISTRICT OF NANAIMO HELD ON  
TUESDAY, FEBRUARY 26, 2013 AT 7:00 PM IN THE  
RDN BOARD CHAMBERS**

In Attendance:

Director J. Stanhope	Chairperson
Alternate	
Director B. McKay	Deputy Chairperson
Director A. McPherson	Electoral Area A
Director H. Houle	Electoral Area B
Director M. Young	Electoral Area C
Director G. Holme	Electoral Area E
Alternate	
Director L. Salter	Electoral Area F
Director B. Veenhof	Electoral Area H
Director B. Dempsey	District of Lantzville
Director J. Ruttan	City of Nanaimo
Director G. Anderson	City of Nanaimo
Director B. Bestwick	City of Nanaimo
Director T. Greves	City of Nanaimo
Director D. Johnstone	City of Nanaimo
Director J. Kipp	City of Nanaimo
Director M. Lefebvre	City of Parksville
Director D. Willie	Town of Qualicum Beach

Regrets:

Director D. Brennan	City of Nanaimo
Director J. Fell	Electoral Area F

Also in Attendance:

P. Thorkelsson	Chief Administrative Officer
J. Harrison	Director of Corporate Services
W. Idema	Director of Finance
T. Osborne	Gen. Mgr. Recreation & Parks
D. Trudeau	Gen. Mgr. Transportation & Solid Waste
T. Armet	A/ Gen. Mgr. Strategic & Community Development
M. Donnelly	A/ Gen. Mgr. Regional & Community Services
J. Hill	Mgr. Administrative Services
N. Hewitt	Recording Secretary

## **CALL TO ORDER**

The Chairperson called the meeting to order and welcomed Alternate Director McKay and Alternate Director Salter to the meeting.

## **DELEGATIONS**

**Sasha Angus, Nanaimo Economic Development Corporation, re Update on NEDC activities.**

Mr. Angus provided a visual and verbal overview of the Nanaimo Economic Development Corporation.

## **LATE DELEGATIONS**

13-126 MOVED Director Young, SECONDED Director Lefebvre, that late delegations R. Christopher, E. Sangster-Kelly, J. Sales, and P. Marchant be permitted to address the Board.

CARRIED

**Rob Christopher, Nanaimo Search and Rescue Society, re Society activities and financial update 2012 – 2013.**

Mr. Christopher provided a verbal overview of the Nanaimo Search and Rescue Society and the activities and financial update for 2012-2013.

**EnidMary Sangster-Kelly, re Director Fell's motion on Smart Meters.**

Ms. Sangster-Kelly spoke in opposition of Smart Meters.

**Joanne Sales, re Smart Meters.**

Ms. Sales spoke in opposition of Smart Meters.

**Philip Marchant, re Director Fell's motion on Smart Meters.**

Mr. Marchant spoke in opposition of Smart Meters.

13-127 MOVED Director Young, SECONDED Director Salter, that late delegation J. Poncratz-Doyle be permitted to address the Board.

CARRIED

**Janette Poncratz-Doyle, re Director Fell's motion on Smart Meters.**

Ms. Poncratz-Doyle spoke in opposition of Smart Meters.

## **BOARD MINUTES**

### **Minutes of the Regular Board meeting held Tuesday, January 22, 2013.**

- 13-128 MOVED Director Holme, SECONDED Director Young, that the minutes of the regular Board meeting held Tuesday, January 22, 2013, be adopted.

CARRIED

## **COMMUNICATION/CORRESPONDENCE**

### **Julie Keenan, Vancouver Island University, re Chair in Tourism and Sustainable Rural Development.**

- 13-129 MOVED Director Johnstone, SECONDED Director Bestwick, that the correspondence from J. Keenan of the Vancouver Island University regarding Chair in Tourism and Sustainability Rural Development be received.

CARRIED

### **Jack Froese, Mayor, Township of Langley, re Request for Regulation – Langley Regional Airport.**

- 13-130 MOVED Director Johnstone, SECONDED Director Bestwick, that the correspondence from J. Froese, Mayor, of the Township of Langley regarding the request for regulation for the Langley Regional Airport be received.

CARRIED

### **Carolyn Black, Columbia Shuswap Regional District, re 2013 Flood Management Responsibility on Crown Land.**

- 13-131 MOVED Director Johnstone, SECONDED Director Bestwick, that the correspondence from C. Black, Columbia Shuswap Regional District regarding the 2013 Flood Management Responsibility on Crown Land be received.

CARRIED

### **Basia Ruta, Provincial Office of the Auditor General for Local Government, re Audit Planning for 2013/14.**

- 13-132 MOVED Director Johnstone, SECONDED Director Bestwick, that the correspondence from B. Ruta, Provincial Office of the Auditor General for Local Government, re Audit Planning for 2013/14 be received.

CARRIED

### **Ted Olynyk, BC Hydro, re Further Consideration of Smart Meters.**

- 13-133 MOVED Director Johnstone, SECONDED Director Bestwick, that the correspondence from T. Olynyk of BC Hydro, re further consideration of Smart Meters.

CARRIED

**Joanne McLeod, re resignation from the appointed position of Alternate Electoral Director, Area 'A'.**

- 13-134 MOVED Director Johnstone, SECONDED Director Bestwick, that the correspondence from J. McLeod, re resignation from the appointed position of Alternate Electoral Director, Area 'A'.  
CARRIED

**UNFINISHED BUSINESS**

**Zoning Amendment Application No. PL2011-070 – Bylaw 500.372 639582 BC Ltd., 1395 Island Highway West, Electoral Area 'G'.**

- 13-135 MOVED Director Holme, SECONDED Director Young, that the "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.372, 2012" be adopted.  
CARRIED

**STANDING COMMITTEE, SELECT COMMITTEE AND COMMISSION MINUTES & RECOMMENDATIONS**

**ELECTORAL AREA PLANNING STANDING COMMITTEE**

**Minutes of the Electoral Area Planning Committee meeting held Tuesday, February 12, 2013.**

- 13-136 MOVED Director Holme, SECONDED Director Young, that the minutes of the Electoral Area Planning Committee meeting held Tuesday, February 12, 2013 be received for information.  
CARRIED

**Development Permit Application No. PL2012-167 – 639582 BC Ltd. Lot A, District Lot 28, Nanoose District, Plan VIP60624 – 1395 Island Highway West, Electoral Area 'G'.**

- 13-137 MOVED Director Holme, SECONDED Director McPherson, that Development Permit No. PL2012-167 to allow the construction of an addition to an existing commercial building be approved subject to the conditions outlined in Schedule 1.  
CARRIED

**Zoning Amendment Application No. PL2012-119 – Justin Holder Inc. – Lot 36, District Lot 6, Nanoose District, Plan 23588 – 2470 Apollo Drive, Electoral Area 'E'.**

- 13-138 MOVED Director Holme, SECONDED Director Young, that the summary of the public information meeting held on November 26, 2012 be received.  
CARRIED

- 13-139 MOVED Director Holme, SECONDED Director McPherson, that Zoning Amendment Application No. PL2012-119 to amend the existing Commercial 7 (CM7) zoning of the subject property to permit an additional Floor Area Ratio of 0.1 for office use be approved.  
CARRIED

- 13-140 MOVED Director Holme, SECONDED Director McPherson, that "Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.380, 2013" be introduced and read two times.  
CARRIED

- 13-141 MOVED Director Holme, SECONDED Director Young, that the public hearing on “Regional District of Nanaimo Land Use and Subdivision Amendment Bylaw No. 500.380, 2013” be chaired by Director George Holme or his alternate.

CARRIED

#### **COMMITTEE OF THE WHOLE STANDING COMMITTEE**

##### **Minutes of the Committee of the Whole meeting held Tuesday, February 12, 2013.**

- 13-142 MOVED Director Lefebvre, SECONDED Director Veenhof, that the minutes of the Committee of the Whole meeting held Tuesday, February 12, 2013 be received for information.

CARRIED

#### **COMMUNICATION/CORRESPONDENCE**

##### **Cindy N. Solda, Chairperson, Alberni-Clayoquot Regional District, re Participation - Coastal Communities Network Conference Call.**

- 13-143 MOVED Director Holme, SECONDED Director Veenhof, that the correspondence from Cindy N. Solda, Chairperson for Alberni-Clayoquot Regional District, regarding participation in the Coastal Communities Network conference call be received.

CARRIED

#### **CORPORATE SERVICES**

#### **ADMINISTRATIVE SERVICES**

##### **Disclosure of Contracts Pursuant to Section 107 of the *Community Charter*.**

- 13-144 MOVED Director Bestwick, SECONDED Director Ruttan, that the report from the Manager of Administrative Services dated February 8, 2013 entitled “Disclosure of Contracts Pursuant to Section 107(1) of the *Community Charter*” be received for information.

CARRIED

#### **FINANCIAL SERVICES**

##### **2013-2017 Financial Plan.**

- 13-145 MOVED Director Lefebvre, SECONDED Director Anderson, that the Board receive the report on the 2013 budget as amended and the 2013 to 2017 Financial Plan, and direct staff to prepare the Financial Plan bylaw on that basis.

CARRIED

##### **Island Corridor Foundation Request for Funding – Additional Option.**

Director Greves left the meeting citing a conflict of interest with the following item at 7:50 pm.

- 13-146 MOVED Director Bestwick, SECONDED Director Ruttan, that the Board approve the provision of the approved Grant-in-Aid funding to the Island Corridor Foundation in two parts - \$404,500 in 2013 and \$472,500 in January, 2014.

CARRIED

- 13-147 MOVED Director Bestwick, SECONDED Director Dempsey, that the proposed 2013 budget and 2013 to 2017 Financial Plan be revised to reflect this approach to funding for the Island Corridor Foundation rail infrastructure project.

CARRIED

Director Greves returned to the meeting at 8:05 pm.

### ***STRATEGIC AND COMMUNITY DEVELOPMENT***

#### ***LONG RANGE PLANNING***

##### **Coastal Douglas-Fir and Associated Ecosystems Conservation Partnership Statement of Cooperation.**

- 13-148 MOVED Director Holme, SECONDED Director Bestwick, that the Board support the Coastal Douglas-fir and Associated Ecosystems Conservation Partnership and sign the Statement of Cooperation.

CARRIED

#### ***TRANSPORTATION AND SOLID WASTE***

##### ***SOLID WASTE***

##### **Packaging and Printed Paper Product Stewardship – Update Report.**

- 13-149 MOVED Director Holme, SECONDED Director Johnstone, that the Board receive the Packaging and Printed Paper Product Stewardship Update Report for information.

CARRIED

##### **Contract Award for Bird Control at Regional Landfill.**

- 13-150 MOVED Director Holme, SECONDED Director Greves, that the Board award the contract for bird control services at the Regional Landfill to PK Bird Control Services for a period of three years commencing March 1, 2013 at a total cost of \$649,500.

CARRIED

### ***COMMISSION, ADVISORY & SELECT COMMITTEE MINUTES AND RECOMMENDATIONS***

#### ***SUSTAINABILITY SELECT COMMITTEE***

##### **Minutes of the Sustainability Select Committee meeting held on Wednesday, January 16, 2013.**

- 13-151 MOVED Director Lefebvre, SECONDED Director Houle, that the minutes of the Sustainability Select Committee meeting held on Wednesday, January 16, 2013 be received for information with the amendment that Director Dempsey be added as attending.

CARRIED

**Carbon Neutral Operations – 2012.**

- 13-152 MOVED Director Lefebvre, SECONDED Director Anderson, that staff incorporate reductions associated with curbside organic collection and diversion in annual carbon neutral reporting to the Province.

CARRIED

- 13-153 MOVED Director Lefebvre, SECONDED Director Anderson, that staff issue letters to each of the member municipalities identifying total emission reductions for each jurisdiction based on participation in the regional curbside organic collection and diversion program.

CARRIED

**TRANSIT SELECT COMMITTEE**

**Minutes of the Transit Select Committee meeting held on Thursday, January 17, 2013.**

- 13-154 MOVED Director Anderson, SECONDED Director McPherson, that the minutes from the Transit Select Committee meeting held on Thursday, January 17, 2013 be received for information.

CARRIED

**Greyhound Licensing Structure.**

- 13-155 MOVED Director Anderson, SECONDED Director Salter, that the Board direct staff to send a letter to the BC Passenger Transportation Board about the Regional District of Nanaimo's concerns of reduced transit service connecting communities of Vancouver Island.

CARRIED

**DISTRICT 69 RECREATION COMMISSION**

**Minutes of the District 69 Recreation Commission meeting held on Thursday, January 17, 2013.**

- 13-156 MOVED Director Anderson, SECONDED Director Lefebvre, that the minutes of the District 69 Recreation Commission meeting held on Thursday, January 17, 2013 be received for information.

CARRIED

**2015/2016 BC Senior Games – Hosting in District 69.**

- 13-157 MOVED Director Willie, SECONDED Director Lefebvre, that the Regional District of Nanaimo not pursue hosting of the 2015 or 2016 BC Seniors Games and that staff be directed to actively pursue sport tourism initiatives in partnership with the Parksville Qualicum Beach Tourism Association that better suit existing sport facilities and community resources in District 69.

CARRIED

**District 69 Arena Land Lease Agreement with the City of Parksville.**

- 13-158 MOVED Director Veenhof, SECONDED Director Lefebvre, that the Regional District of Nanaimo enter into a five-year Lease Agreement attached as Appendix I with the City of Parksville for the lands on which the District 69 Arena is located for a term from April 1, 2013 to March 31, 2018.

CARRIED

**Outdoor Sport Facility User Fees.**

- 13-159 MOVED Director Lefebvre, SECONDED Director Anderson, that Regional District of Nanaimo staff be directed to meet with representatives from the Town of Qualicum Beach, City of Parksville and School District 69 to review possible options for implementation of a sport field, tennis court, and lacrosse box user/booking fees for those such facilities located in District 69 owned by the Town of Qualicum Beach, the City of Parksville, School District 69 and the Regional District of Nanaimo.

CARRIED

***BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS***

- 13-160 MOVED Director Anderson, SECONDED Director Bestwick, that Staff prepare correspondence on behalf of the Regional District of Nanaimo contacting the Director of Authorizations, West Coast Regional Operations, Ministry of Forests, Lands and Natural Resource Operations to request the Crown land asset and unauthorized dump site known as Little Mountain be cleaned up, and steps taken to deter any further dumping.

CARRIED

***NEW BUSINESS***

**Further Consideration of Smart Meters.**

- 13-161 MOVED Director Salter, SECONDED Director Young, that the evidence for medically harmful effects of Electromagnetic Radiation (EMR) justifies measures to reduce human exposure by both persons and government. BC Hydro has not demonstrated any serious consideration of the health-compromising effects of EMR.

CARRIED

- 13-162 MOVED Director Salter, SECONDED Director Young, that no person should be involuntarily exposed to Electromagnetic Radiation (EMR) including sources on neighbour's property, and every person is entitled to have their exposure to EMR minimized.

Amending motion:

MOVED Director Veenhof, SECONDED Director Bestwick, that the motion be amended by striking out the words "including sources on neighbour's property, and every person is entitled to have their exposure to EMR minimized" and replacing them with "emanating from smart meters."

CARRIED

The vote was taken on the main motion, as amended, as follows:

MOVED Director Salter, SECONDED Director Young, that no person should be involuntarily exposed to Electromagnetic Radiation (EMR) emanating from smart meters.

CARRIED



- 13-163 MOVED Director Salter, SECONDED Director Young, that no person should suffer trespass by BC Hydro or its agents intending to force a transmitting smart meter on to their residence; and the Regional District of Nanaimo Board requests that the RCMP not intervene to assist in the forced installation of smart meters on contesting properties; and that the RCMP enforce laws against trespass and protect residents in such events.

Amending Motion:

MOVED Director Lefebvre, SECONDED Director Holme, that the motion be amended by striking out the words following the word "residence".

CARRIED

The vote was taken on the main motion, as amended, as follows:

MOVED Director Salter, SECONDED Director Young, that no person should suffer trespass by BC Hydro or its agents intending to force a transmitting smart meter on to their residence.

CARRIED

- 13-164 MOVED Director Holme, SECONDED Director Bestwick, that the Regional District of Nanaimo Board requests that the Provincial Government and BC Hydro accept residents' rights to refuse Electromagnetic Radiation irradiation, and that a program of providing alternate methods of metering information transmission be initiated.

Amending Motion:

MOVED Director Veenhof, SECONDED Director Young, that the motion be amended by striking out the words "and that a program of providing alternate methods of metering information transmission be initiated" and replacing them with "from smart meters."

CARRIED

The vote was taken on the main motion, as amended, as follows:

MOVED Director Holme, SECONDED Director Bestwick, that the Regional District of Nanaimo Board requests that the Provincial Government and BC Hydro accept residents' rights to refuse Electromagnetic Radiation irradiation from smart meters.

CARRIED

### **BOARD INFORMATION**

#### **City of Enderby, re Lack of rural Doctors.**

- 13-165 MOVED Director Holme, SECONDED Director Bestwick, that the Regional District of Nanaimo support the City of Enderby in its complaint about the lack of rural Doctors.

CARRIED

**SCHEDULED ADVISORY AND SELECT COMMITTEES**

**ELECTORAL AREA 'F' PARKS AND OPEN SPACES ADVISORY COMMITTEE.**

- 13-166 MOVED Director Ruttan, SECONDED Director Bestwick, that the minutes of the Electoral Area 'F' Parks and Open Spaces Advisory Committee meeting held Monday, November 19, 2012 be received for information.

CARRIED

**ELECTORAL AREA 'H' PARKS AND OPEN SPACES ADVISORY COMMITTEE.**

- 13-167 MOVED Director Veenhof, SECONDED Director Houle, that the minutes of the Electoral Area 'H' Parks and Open Spaces Advisory Committee meeting held Wednesday, November 28, 2012 be received for information.

CARRIED

**REGIONAL PARKS AND TRAILS SELECT COMMITTEE.**

- 13-168 MOVED Director Veenhof, SECONDED Director Anderson, that the minutes of the Regional Parks and Trails Select Committee meeting held Tuesday, February 5, 2013 be received for information.

CARRIED

**Benson Creek Falls Regional Park Management Plan Terms of Reference.**

- 13-169 MOVED Director Young, SECONDED Director Anderson, that the Terms of Reference for the Benson Creek Falls Regional Park Management Plan be approved.

CARRIED

- 13-170 MOVED Director Anderson, SECONDED Director Young, that staff be directed to issue a Request for Proposals for a Project Consultant for the development of the Benson Creek Falls Regional Park Management Plan 2014-2024.

CARRIED

- 13-171 MOVED Director Anderson, SECONDED Director Young, that Director Young and Director Dempsey of the Regional Parks and Trails Select Committee be appointed to participate as members of the Advisory Committee for the Benson Creek Falls Regional Park Management Plan.

CARRIED

**Parcel Tax.**

- 13-172 MOVED Director Holme, SECONDED Director Bestwick, that the Regional Parks and Trails Acquisition and Capital Parcel Tax be increased from \$12.00 to \$13.00 in the 2013 Annual Budget and Five Year Financial Plan.

CARRIED

## **ADMINISTRATOR'S REPORTS**

### **Microsoft Enterprise Agreement (Software Licensing) 2013-2016.**

- 13-173 MOVED Director Veenhof, SECONDED Director Lefebvre, that the Regional District of Nanaimo enter into a new three year Enterprise Agreement with Microsoft for all of its desktop PC applications and enterprise server based software licenses.

CARRIED

## **BUSINESS ARISING FROM DELEGATIONS OR COMMUNICATIONS**

### **Julie Keenan, Vancouver Island University, re Chair in Tourism and Sustainable Rural Development.**

- 13-174 MOVED Director Veenhof, SECONDED Director Johnstone, that staff contact Vancouver Island University to initiate dialogue regarding rural economic and social development.

CARRIED

### **Joanne McLeod, re resignation from the appointed position of Alternate Electoral Director, Area 'A'.**

- 13-175 MOVED Director Veenhof, SECONDED Director McPherson, that correspondence be sent to J. McLeod on behalf of the Board in appreciation of her contribution to the community as the Alternate Electoral Director for Area 'A'.

CARRIED

## **NEW BUSINESS**

### **Good Neighbour Agreement.**

- 13-176 MOVED Director McPherson, SECONDED Director Anderson, that staff be directed to review the potential for and implications of introducing 'good neighbour agreements' in the Regional District of Nanaimo and report back to the RDN Board on the available options.

CARRIED

### **RCMP Community Policing.**

- 13-177 MOVED Director Veenhof, SECONDED Director Salter, that staff be directed to work with City of Parksville, The Town of Qualicum Beach, District 69 Electoral Area Directors and the Oceanside RCMP Detachment on determining the annual funding requirements for the RCMP Community Policing program in Oceanside/D69.

CARRIED

- 13-178 MOVED Director Veenhof, SECONDED Director Salter, that staff report back on options for providing the required annual funding for consideration by the Board in the 2014 annual budget.

CARRIED

**IN CAMERA**

13-179 MOVED Director Holme, SECONDED Director Anderson, that pursuant to Section 90(1)(a)(e),(i), and (j) of the Community Charter the Board proceed to an In Camera meeting for discussions related to officer appointments, land acquisition, solicitor-client privilege, and third-party information.

CARRIED

**ADJOURNMENT**

The meeting was called adjourned at 9:12 p.m.

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CHAIRPERSON

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CORPORATE OFFICER