

Minutes of the 10:00 am Wednesday, June 8, 2022, Town of Qualicum Beach Regular Council Meeting held in the Council Chamber, Municipal Office, 660 Primrose Street, Qualicum Beach, BC

Pursuant to the Town of Qualicum Beach Council Procedure Bylaw No. 733, 2019, members of Council may participate in this meeting utilizing electronic or other communication facilities. The public is encouraged to view and listen to the meeting recording online via the Town's website. Meeting recordings may be viewed at www.qualicumbeach.com.

PRESENT: Council: Mayor Brian Wiese
Councillor Robert Filmer
Councillor Scott Harrison
Councillor Anne Skipsey
Councillor Teunis Westbroek

ALSO PRESENT: Staff: Lou Varela, CAO
Heather Svensen, Corporate Administrator
Bob Weir, Director of Engineering and Operations
Luke Sales, Director of Planning
Weslie Gould, Deputy Corporate Administrator

The Mayor called the meeting to order at 10:00 am acknowledging that the meeting is being held on the traditional lands of the Coast Salish people.

ADOPTION OF THE AGENDA

Councillor Filmer MOVED and Councillor Harrison SECONDED, THAT the agenda for the June 8, 2022 regular Council meeting be amended by adding a motion to waive notice for the purpose of going into a Closed meeting of Council, immediately following item 8, Review of Comments from the Public; AND FURTHER THAT Council adopts the June 8, 2022 Regular Council meeting agenda, as amended.

CARRIED UNANIMOUSLY

ADOPTION OF THE CONSENT AGENDA

Councillor Harrison MOVED and Councillor Westbroek SECONDED, THAT the letter dated May 25, 2022 regarding public safety on Garden Road West on the Correspondence Log be removed from the consent agenda for discussion; AND FURTHER THAT the following items be adopted by general consent:

- (1) **Correspondence Log** – June 8, 2022 – For Information
- (2) **Monthly Fire Department Report** – May 2022 – For Information

CARRIED UNANIMOUSLY

PUBLIC SAFETY ON GARDEN ROAD WEST

CAO Varela noted that Town policy #4002-3 and #4004-3, Road Allowance, which regulates boulevard improvements, were adopted in 1996 with no significant revisions since that date. Staff recommend the policy be reviewed and following review, a public education campaign be conducted prior to enforcement of the policy.

Councillor Westbroek MOVED and Mayor Wiese SECONDED, THAT staff be directed to review the Town's policies on boulevard improvements.
CARRIED UNANIMOUSLY

APPROVAL OF THE MINUTES

Councillor Skipsey MOVED and Councillor Filmer SECONDED, THAT Council approve the following Council meeting minutes, as amended by removing Councillor Harrison as 'present' for the April 27, 2022 special Council meeting:

- April 27, 2022 special meeting;
- May 18, 2022 regular meeting;
- May 25, 2022 special meeting;
- June 1, 2022 special meeting.

CARRIED UNANIMOUSLY

BUSINESS ARISING FROM THE MINUTES

(1) **Notice of Motion from the May 18, 2022 Regular Council Meeting**

- a. Councillor Filmer MOVED and Councillor Harrison SECONDED, THAT the Community Amenity Contributions from the development at 850 Eaglecrest Drive/2075 Island Highway W be allocated at 50% for Parkland and Environmental Conservation and 50% to Local Health Care.

CARRIED

Opposed: Councillor Skipsey; Councillor Westbroek

In Favour: Mayor Wiese; Councillor Filmer; Councillor Harrison

- b. Councillor Harrison MOVED and Councillor Filmer SECONDED, whereas the representation of our indigenous neighbours on our Town crest is currently a historically inaccurate image;
BE IT RESOLVED THAT the Town ask the Qualicum First Nation to provide a more appropriate image to represent their culture for that section of the Town crest.

CARRIED UNANIMOUSLY

- c. Councillor Harrison MOVED and Mayor Wiese SECONDED, THAT Councillor Harrison's notice of motion, "THAT the question "Should the town spend the necessary funds to refurbish the St. Andrew's Lodge building?" be placed on the ballot", be deferred to the July 20, 2022 regular Council meeting.

CARRIED UNANIMOUSLY

- d. Councillor Westbroek MOVED and Councillor Skipsey SECONDED, THAT staff liaise with Carol Dowe to find a space for the public and Council to attend a presentation regarding Electromagnetic Radiation (EMR), at no charge to the applicant.

MOTION FAILED

Opposed: Mayor Wiese; Councillor Filmer; Councillor Harrison

In Favour: Councillor Skipsey; Councillor Westbroek

- e. Councillor Westbroek MOVED and Councillor Harrison SECONDED, THAT staff be directed to work with the Fridays for the Future student group to host a Committee of the Whole meeting on an upcoming Friday morning for public discussion on climate change mitigation within the Town.

Councillor Westbroek withdrew his motion.

Councillor Westbroek MOVED and Councillor Skipsey SECONDED, THAT staff be directed to work with the Fridays for the Future student group to host a Committee of the Whole meeting for public discussion on climate change mitigation within the Town.

CARRIED UNANIMOUSLY

- (2) **Recommendations from the May 18, 2022 Select Committee on Parks and Recreation**
Councillor Filmer MOVED and Councillor Harrison SECONDED, THAT the following motions from the Select Committee on Parks and Recreation be deferred to the 2023 budget discussions:

- a. THAT Town staff identify the regulatory frameworks relevant to managing wildlife in parks and open spaces within the Town.
- b. THAT the next Parks and Recreation Committee meeting be hosted at the Civic Centre, and the Parks Department be invited to lead a tour of the community trails and field, bmx park and skate park.
- c. THAT staff explore the addition of water fountains and bottle filling stations for key locations throughout the Town including, but not limited to, the waterfront and uptown area.

CARRIED UNANIMOUSLY

BYLAWS

- (1) **Backyard Poultry**

Councillor Harrison MOVED and Mayor Wiese SECONDED, THAT the bylaw entitled "Town of Qualicum Beach Animal Control Bylaw No. 649, 2009, Amendment (Backyard Poultry) Bylaw No. 649.01, 2022" be read a third time.

Councillor Skipsey MOVED and Mayor Wiese SECONDED, THAT the motion on the floor be amended to reduce the maximum height for coops by replacing the words "3 m" with the words "2 m" in section 1(b)(vi) of the bylaw entitled "Town of Qualicum Beach Animal Control Bylaw No. 649, 2009, Amendment (Backyard Poultry) Bylaw No. 649.01, 2022".

CARRIED UNANIMOUSLY

Councillor Harrison MOVED and Mayor Wiese SECONDED, THAT the motion on the floor be amended by amending "Town of Qualicum Beach Animal Control Bylaw No. 649, 2009, Amendment (Backyard Poultry) Bylaw No. 649.01, 2022" to reduce the rear and side lot setback requirements for coops and runs from 3m to 1m for properties that do not have neighbouring buildings on those sides.

CARRIED

Opposed: Councillor Skipsey

In Favour: Mayor Wiese; Councillor Filmer; Councillor Harrison; Councillor Westbrook

MAIN MOTION AS AMENDED

THAT the bylaw entitled "Town of Qualicum Beach Animal Control Bylaw No. 649, 2009, Amendment (Backyard Poultry) Bylaw No. 649.01, 2022" be amended by:

- (a) replacing the words "3 m" with the words "2 m" in section 1(b)(vi) of the bylaw; and
- (b) reducing the rear and side lot setback requirements for coops and runs from 3m to 1m for properties that do not have neighbouring buildings on those sides;

AND FURTHER THAT "Town of Qualicum Beach Animal Control Bylaw No. 649, 2009, Amendment (Backyard Poultry) Bylaw No. 649.01, 2022" be read a third time, as amended.

CARRIED

Opposed: Councillor Filmer; Councillor Westbrook

In Favour: Mayor Wiese; Councillor Harrison; Councillor Skipsey

Councillor Harrison MOVED and Mayor Wiese SECONDED, THAT "Town of Qualicum Beach Land Use and Subdivision Bylaw No. 580, 1999 Amendment (Backyard Poultry) Bylaw No. 580.126, 2022" be read a third time.

CARRIED

Opposed: Councillor Filmer; Councillor Westbrook

In Favour: Mayor Wiese; Councillor Harrison; Councillor Skipsey

Councillor Filmer MOVED and Councillor Skipsey SECONDED, THAT the meeting be recessed for 5 minutes.

CARRIED UNANIMOUSLY

Meeting recessed at 11:20 am

Meeting resumed at 11:29 am

(2) Zoning Amendment and Development Permit: 365 First Avenue West

Councillor Westbrook MOVED and Councillor Filmer SECONDED, THAT "Town of Qualicum Beach Land Use and Subdivision Bylaw No. 580, 1999 Amendment (365 First Avenue West) Bylaw No. 580.135, 2022" be introduced and read a first time.

CARRIED UNANIMOUSLY

Mayor Wiese MOVED and Councillor Filmer SECONDED, THAT "Town of Qualicum Beach Land Use and Subdivision Bylaw No. 580, 1999 Amendment (365 First Avenue West) Bylaw No. 580.135, 2022" be referred to the Advisory Planning Commission, subject to submission of the following additional information:

- (a) Tree and vegetation management plan; and,
- (b) Alternative access options.

CARRIED UNANIMOUSLY

Councillor Filmer MOVED and Councillor Skipsey SECONDED, THAT prior to the bylaw entitled "Town of Qualicum Beach Land Use and Subdivision Bylaw No. 580, 1999 Amendment (365 First Avenue West) Bylaw No. 580.135, 2022" being adopted, that the developer makes a contribution to the Village Neighbourhood Sidewalk Reserve Account equivalent to the value of constructing a sidewalk for this property.

CARRIED UNANIMOUSLY

(3) Election Procedure Bylaw Amendments

Councillor Filmer MOVED and Councillor Harrison SECONDED, THAT "Town of Qualicum Beach Election Procedures Bylaw No. 621, 2008, Amendment (2022 General Local Election) Bylaw No. 621.03, 2022" be read a third time.

CARRIED

Opposed: Councillor Skipsey; Councillor Westbroek

In Favour: Mayor Wiese; Councillor Filmer; Councillor Harrison

COMMITTEE & LIAISON REPORTS

(1) General Government (Mayor Brian Wiese)

Mayor Wiese commented on the following:

- Upcoming meet and greet with CAO Varela on June 13, 2022 during the Public Open House;
- Attending May Days in Cumberland on May 23, 2022 with the pipe band;
- Attending the Executive Committee meeting and the Board meeting for the Regional District of Nanaimo, noting that remuneration for board members was discussed at the meeting;
- Attending meetings to discuss the Year of the Garden, expressing thanks to staff for the new Communities in Bloom sign on Memorial Avenue;
- Attending Family Day on June 29, 2022, expressing appreciation to staff, the Committee, and Councillor Skipsey for putting together an excellent event;
- Meeting in person with a kindergarten class at Qualicum Beach Elementary school;
- Attending an Oceanside Service meeting, where the Ravensong Pool expansion was discussed;
- Attending the Chamber of Commerce meeting on June 1, 2022;
- Participating in the Salvation Army golf tournament with members of Parksville City Council;

- Meeting with Councillor Harrison, CAO Varela, and the Division of Family Practice to discuss a community clinic and ways to attract doctors to the region;
- Attending a meeting to introduce MLA Walker and CAO Varela;
- June 7, 2022 attending the District 69 Select Committee and the Solid Waste Committee meetings;
- Commented on the upcoming Qualicum Beach Collective movie night event on June 17, 2022, expressing appreciation to the Collective and the Chamber of Commerce for working together.

(2) **Parks & Recreation** (Councillor Robert Filmer)

Councillor Filmer commented that June is Pride Month, and extended thanks to staff for pressure washing the rainbow crosswalk in front of Kwalikum Senior Secondary School and raising the pride flag at Town Hall.

(3) **Community Development** (Councillor Scott Harrison)

Councillor Harrison commented on the following:

- June 2, attended the opening of the new Forward House facility for addictions in Parksville;
- Meeting with the Division of Family Practice with Mayor Wiese and CAO Varela to discuss health care in the community;
- Encouraged the public to dress up and attend the Qualicum Beach Collective movie night on June 17, 2022, where the movie Grease will be screened.

(4) **Arts & Culture** (Councillor Anne Skipsey)

Councillor Skipsey commented on the following:

- Attending the Qualicum Beach Historical and Museum Society board meeting, noting that the Society is looking for a new treasurer and encouraging those interested to apply.
- The Museum will be hosting an official opening of the Broken Promises travelling exhibition at the Museum.
- May 19, 2022, attended the Public Works Open House, expressing appreciation to staff and that she hopes it will be an annual event.
- June 2, 2022, attended the torch lighting celebration for the BC Seniors Games at the Berwick Residences, noting that three residents there have been involved in the games in previous years.
- Expressed appreciation to the Select Committee on Family Day members, as well as staff, volunteers, exhibitors, and participants, for the Family Day celebration.

(5) **Protective Services** (Councillor Teunis Westbroek)

Councillor Westbroek requested that the St. Andrews Lodge Historical and Cultural Society be invited to present at an upcoming public meeting, subject to any legislative or legal restrictions.

STAFF REPORTS

(1) Corporate Administrator (Heather Svensen)

(a) Kwalikum Senior Secondary Grad Parade

Councillor Skipsey MOVED and Councillor Filmer SECONDED, THAT the Town of Qualicum Beach grants permission to Kwalikum Senior Secondary School (KSS) Grad Committee to hold the annual KSS Grad Parade on Saturday, June 25, 2022, including street closures required for the parade that will marshal along Harlech Road, proceed along Harlech Road and up Beach Road to Second Avenue W, along Second Avenue W to Primrose Street, along Primrose Street ending at 744 Primrose Street (Qualicum Commons), subject to working with staff to ensure any Town requirements are met.

CARRIED UNANIMOUSLY

(b) Qualicum Beach Triathlon

Councillor Westbroek MOVED and Councillor Filmer SECONDED, THAT Council approves the Tri-Athletics Society's request to hold the annual Qualicum Beach Triathlon on Sunday, June 26, 2022, including street closures (southbound lane on Jones Street from Second Avenue West to Fern Road West; and street use for Arbutus Street to Mill Road to Beach Road to Second Avenue West to Jones Street and the Civic Centre) and Community Park trail use between 9:00 am and 3:00 pm, and refers the Society to work with staff to finalize the arrangements;

AND FURTHER authorizes the Town to provide signage in advance and on the event day prohibiting on-leash and off-leash dogs in the Community Park during the event;

AND FURTHER authorizes the Town to provide barricades and in kind services for setup/breakdown and garbage pickup.

CARRIED UNANIMOUSLY

(2) Planning (Luke Sales, Director of Planning)

(a) Registry of Section 57 *Community Charter* Notice against Land Title - 2119 Island Highway West

The owner of the property was invited to attend the meeting to make a presentation to Council to show cause as to why the Council should not direct the Corporate Administrator to file a notice against the title of the property pursuant to Section 57 of the *Community Charter*. No presentation was provided.

Councillor Filmer MOVED and Councillor Harrison SECONDED, THAT Council directs the Corporate Administrator to register a notice in the Land Title Office, under Section 57 of the *Community Charter* stating that a resolution relating to 2119 Island Hwy W – PCL B, DL 122, LD 33, PLAN DD8409F (West 5 98/100 chains of DL122 except PLAN 20573), PID 009-425-641, has been made;

AND FURTHER THAT the matter be referred to a solicitor for further action to correct and remove all non-compliant and encroaching structures into the Towns Right of Way (Hollywood Rd) and dwellings (six) constructed after 1972.

CARRIED UNANIMOUSLY

(b) Development Permit for Subdivision: 1025 Qualicum Road

Councillor Filmer MOVED and Councillor Harrison SECONDED, THAT Council directs staff to issue a Development Permit for 1025 Qualicum Road for the purpose of a two-lot subdivision, as detailed in the June 8, 2022 Planning memo to Council.

CARRIED UNANIMOUSLY

(c) Bus Garage Site Consultation – Timing Update – For Information

Councillor Skipsey MOVED and Councillor Filmer SECONDED, THAT the Town of Qualicum Beach proceed with public consultation on the future public plaza and amenities on the Town-owned land adjacent to the Old School House property in 2023.

CARRIED UNANIMOUSLY

(3) Engineering & Operations (Bob Weir, P.Eng., Director)

(a) BC Hydro Lease Lights – Next Steps

Bob Weir, Director of Engineering, noted a correction in the memo; the purpose of the report was to report on the modification of four (4) lights at two (2) locations, not two (2) lights at two (2) locations.

Councillor Filmer MOVED and Councillor Harrison SECONDED, THAT Council of the Town of Qualicum Beach direct staff to have BC Hydro modify the light at Burnham Road and Hemsworth Road by shortening the davit arm and changing to a 39-watt, 3000K colour temperature luminaire.

AND FURTHER THAT staff be directed to have BC Hydro check the installation configurations at locations identified by staff via resident complaints and adjust (if possible) the luminaire orientation to minimize impact to the resident.

Councillor Westbroek MOVED and Councillor Skipsey SECONDED, THAT the motion on the floor be amended to include modification to an additional light on Burnham Road, which was identified by resident complaints.

MOTION FAILED

Opposed: Mayor Wiese; Councillor Filmer; Councillor Harrison

In Favour: Councillor Skipsey; Councillor Westbroek

Mayor Wiese called the question on the Main Motion and it was **CARRIED UNANIMOUSLY**.

REVIEW OF COMMENTS FROM THE PUBLIC

Comments for this regular Council meeting were received by 12:00 pm two business days following the meeting (June 10, 2022). Submissions were distributed to all Council, and a brief summary of the comments are as follows:

- Nora Davidson, Qualicum Beach, regarding electromagnetic field (EMF) radiation.
- John Wood, Qualicum Beach, regarding the Town's Community Amenity Contribution policy, Town crest, EMF presentation request, backyard poultry, and LED street lights.
- Jayeson Hendyrsan, regarding wireless safety.
- Fred Dowe, Qualicum Beach, regarding the request for an EMF presentation.
- Carol Dowe, Qualicum Beach, regarding EMF radiation.
- Maureen O'Hearn, Qualicum Beach, regarding electromagnetic dysfunctions.

MOTION TO CLOSE

Councillor Filmer MOVED and Councillor Harrison SECONDED, THAT the requirement of notice of meeting be waived for the purposes of going into a Closed meeting of Council; AND FURTHER THAT the meeting be closed to the public for the purposes of considering:

- (a) 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;
- (b) 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.

CARRIED UNANIMOUSLY

Meeting closed to the public at: 12:16 pm

Meeting reopened to the public at: 12:55 pm

ADJOURNMENT

Councillor Filmer MOVED and Councillor Harrison SECONDED, THAT Council adjourns the meeting.

CARRIED

MEETING ADJOURNED: 12:55 pm

Certified Correct:

Heather Svensen
Corporate Administrator

Brian Wiese
Mayor