

TOWN OF COMOX
Minutes of the Regular Council Meeting,
held in Council Chambers on Wednesday May 6, 2020

Present: Mayor R. Arnott
Councillors A. Bissinger, K. Grant, S. McGowan,
P. McKenna, N. Minions, M. Swift
(all participated electronically except Councillor Minions)
Staff A. Kenning, Chief Administrative Officer
S. Russwurm, Corporate Officer
C. Freundlich, Director of Finance
M. Kamenz, Director of Development Services
G. Schreiner, Fire Chief
T. Hagmeier, Recreation Director
S. Ashfield, Director of Operations

Absent: Nil

Call to Order:

The meeting was called to order at 4:00 p.m.

The Agenda was Amended to include a package of submissions related to item 4(g), updated financial plan related to item 6(d) and budget/debrief information related to item 7(c). The agenda was adopted as amended.

There were 0 members of the public in attendance.

Pursuant to section 7(1) and 7(2) of the Local Government Meetings and Bylaw Process (COVID-19) Ministerial Order No. 2 M139, the May 6, 2020 Regular Council Meeting was conducted by electronic means with some or all members of Council participating electronically. Further, in accordance with section 3(1) of the Ministerial Order No. 2 M139, the public was not permitted to be in attendance.

1. MEETING TIME:

a. Meeting Time

Meeting Time

That, in accordance with section 7(1) of the Comox Council Procedure Bylaw, 2009, the May 6, 2020 Regular Meeting of Council begin at 4:00 p.m.

(2020.124) -- CARRIED

1.1 DELEGATIONS:

a. Inspector Kurvers (RCMP) Annual Performance Plan Priorities

RCMP Annual Performance Plan

Council discussed the latest crime statistics with Inspector Kurvers and identified Town of Comox priorities to be included in the RCMP Annual Performance Plan for fiscal year 2020-21.

b. Jason Walker - Planning Report PR 20-3 Structural Change to Manufacturer Licence Patio Endorsement Application Review 2040 Guthrie Road

2040 Guthrie Road

Mr. Walker advised Council that he has submitted an application to the Province and the Town to increase the outdoor seating area of the Land and Sea Brewing Co.'s facility at 2040 Guthrie Road. Mr. Walker advised that his Provincial licence allows for a capacity of 38 patrons and this will also allow for an attractive amenity for the community.

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2. MINUTES OF MEETINGS:

a. Regular Council Meeting Minutes

RCM Minutes

That the Minutes of the Regular Meeting of Council, held in Council Chambers on Wednesday April 15, 2020, be Approved.

(2020.125) -- CARRIED

3. COMMITTEE REPORTS: NIL

4. UNFINISHED BUSINESS:

a. Management Report - May 6, 2020

Management Report

That the May 6, 2020 Management Report be received and filed for information.

(2020.126) -- CARRIED

b. Town of Comox Council Priorities 2020

Council Priorities

That the Town of Comox Council Priorities 2020, as included in the May 6, 2020 Regular Council Meeting agenda, be received.

(2020.127) -- CARRIED

c. Comox Bay Sailing Club Moorage Fees

Comox Bay Sailing Moorage

That Council provides no further assistance to the Comox Bay Sailing Club.

(2020.128) -- CARRIED

g. Planning Report PR 19-16 Non-Medical Cannabis Licence Application Review Prime Cannabis Corp. 278 Anderton Road

278 Anderton Road

That Council's discussion of Planning Report PR 19-16 be tabled until 5:30 p.m.

(2020.129) -- CARRIED

5. SPECIAL REPORTS:

a. Comox Valley Regional District Meeting Minutes

CVRD Meeting Minutes

*That the following Comox Valley Regional District meeting minutes be received for information:
- Comox Valley Regional District Board held on Tuesday, April 7, 2020.*

(2020.130) -- CARRIED

6. BYLAWS:

a. Comox Water Parcel Tax Bylaw No. 1942, 2020

Water Parcel Tax

That the Comox Water Parcel Tax Bylaw No. 1942, 2020 be Adopted.

(2020.131) -- CARRIED

b. Comox Sanitary Sewer Parcel Tax Bylaw No. 1943, 2020

Sanitary Sewer Parcel Tax

That the Comox Sanitary Sewer Parcel Tax Bylaw No. 1943, 2020 be Adopted.

(2020.132) -- CARRIED

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c. Comox Refuse Collection Amendment Bylaw No. 1585.08, 2020

Refuse Collection Amendment

That, in accordance with section 12 of the Local Government Meetings and Bylaw Process (COVID-19) Ministerial Order No. 2 M139, the Comox Refuse Collection Amendment Bylaw No. 1585.08, 2020 be given First, Second and Third Readings, and be Adopted concurrently.

(2020.133) -- CARRIED

[Opposed: Councillors KGrant NMinions PMcKenna]

d. Comox Financial Plan Bylaw, Tax Rates, Alternative Tax Scheme and Revenue Anticipation Bylaws

Financial Plan Bylaw

1. *That, in accordance with section 12 of the Local Government Meetings and Bylaw Process (COVID-19) Ministerial Order No. 2 M139, the Comox Revenue Anticipation Bylaw No. 1945, 2020 be given First, Second and Third Readings, and be Adopted concurrently.*

(2020.134) -- CARRIED

[Opposed: Councillor KGrant]

2. *That property tax due dates and late payment penalties be in accordance with the General Tax Collection Scheme under section 234 of the Community Charter and section 3 of the Municipal Tax Regulation.*

(2020.135) -- CARRIED

[Opposed: Councillor ABissinger]

3. *That, in accordance with section 12 of the Local Government Meetings and Bylaw Process (COVID-19) Ministerial Order No. 2 M139, the Comox Financial Plan Bylaw No. 1948, 2020 be given First, Second and Third Readings, and be Adopted concurrently.*

(2020.136) -- CARRIED

[Opposed: Councillor KGrant]

4. *That, in accordance with section 12 of the Local Government Meetings and Bylaw Process (COVID-19) Ministerial Order No. 2 M139, the Comox Tax Rates Bylaw No. 1949, 2020 be given First, Second and Third Readings, and be Adopted concurrently, as amended to update the Downtown Comox Business Improvement Area tax rate from 1.16000 to 1.32029.*

(2020.137) -- CARRIED

[Opposed: Councillors ABissinger KGrant]

6.1 UNFINISHED BUSINESS:

g. Planning Report PR 19-16 Non-Medical Cannabis Licence Application Review Prime Cannabis Corp. 278 Anderton Road

278 Anderton Road

1. *That Planning Report PR 19-16 be removed from the table.*

(2020.138) -- CARRIED

2. *That Comox Business Regulation Amendment Bylaw No. 1882.04, 2020 be given First, Second and Third Readings.*

(2020.139) -- CARRIED

3. *That, pursuant to section 59 of the Community Charter, Council give notice of its intention to adopt the Comox Business Regulation Amendment Bylaw No. 1882.04, 2020 by publishing such notice in two consecutive issues of a newspaper and posting such notice at the Town's public notice posting place.*

(2020.140) -- CARRIED

7. NEW BUSINESS AND NOTICES OF MOTION:

- a. **National Pharmacare Program - Councillor McGowan (Notice of Motion from April 15, 2020 meeting)**

National Pharmacare Program

That the Town of Comox write a letter calling on the Federal Government to work with the provinces and territories to develop and implement a universal public national Pharmacare program as part of the COVID-19 supports.

(2020.141) -- CARRIED

[Opposed: Mayor Arnott, Councillors KGrant MSwift]

- b. **Organics Collection and Regional District Feedstock Commitment**

Organics Feedstock Commitment

That the Town of Comox commit to providing residential, comingled kitchen and yard waste to the regional organics transfer station located at the Comox Valley Waste Management Centre, in support of the Comox-Strathcona Waste Management's Regional Organics Compost Program.

(2020.142) -- CARRIED

- c. **Nautical Days' Festival – 2020 Cancellation and 2021 Festival**

Nautical Days Grant

1. *That, due to the Provincial Health Officer's Order in response to the COVID-19 pandemic prohibiting gatherings in excess of 50 people, the 2020 Nautical Days Festival be cancelled.*

(2020.143) -- CARRIED

2. *That the Service Agreement dated January 27, 2020 with Mr. David Stevenson, for the production of the 2020 Nautical Days Festival, be terminated effective April 30, 2020, due to the cancellation of the 2020 Nautical Days Festival.*

(2020.144) -- CARRIED

3. *That the draft Service Agreement with Mr. Dave Stevenson for the production of the 2021 Nautical Days Festival, as attached to the April 27, 2020 staff report from the Corporate Officer titled "Nautical Days Festival – 2020 Cancellation and 2021 Festival" be approved, and that the Mayor and Corporate Officer be authorized to execute the agreement.*

(2020.145) -- CARRIED

4. *That the Nautical Days Society be permitted to retain the \$25,000 grant provided in order to plan and implement the 2020 Nautical Days Festival, and that the funds be reallocated to the 2021 Nautical Days Festival.*

(2020.146) -- CARRIED

d. Planning Report PR 20-3 Structural Change to Manufacturer Licence Patio Endorsement Application Review 2040 Guthrie Road

2060 Guthrie Road

That staff be directed to gather the views of residents in the Town of Comox on a liquor Manufacturing Facility Structural Change Application to permit a maximum 38 person outdoor patio for 2040 Guthrie Road PR 20-3 as follows, in accordance with Comox Planning Procedures Bylaw 1780 section 10(d):

a. Placement of a newspaper notice in two consecutive newspaper issues of an invitation to provide written comment on the application; and

b. Mail-out of an invitation to provide written comment to owners and tenants within 75 metres of the subject property.

(2020.147) -- CARRIED

8. CORRESPONDENCE:

a. Cliff Moors (CCCharters) Boat Moorage

Marina Fees

That the April 17, 2020 email from Cliff Moors, regarding the increase in the Comox Municipal Marina moorage rates, be received and filed for information.

(2020.148) -- CARRIED

b. Steve Orcharton (Child Find BC) Proclamation Request

Child Find BC Proclamation

That the April 23, 2020 email from Steve Orcharton of Child Find BC, requesting that the Town proclaim May as Missing Children's Month and May 25th as missing Children's Day, be received and the request granted.

(2020.149) -- CARRIED

c. Daniel Franklin (Affordable Housing Project Canada) Revolution

Affordable Housing Project Canada

That the email dated April 28, 2020 from Daniel Franklin of Affordable Housing Project Canada, regarding alternative dwelling policies, be received and filed for information.

(2020.150) -- CARRIED

9. LATE ITEMS: NIL

10. DELEGATIONS: NIL

11. REPORTS FROM MEMBERS OF COUNCIL:

a. Councillor McGowan

Councillor McGowan advised that she attended a couple of food policy council meetings.

b. Councillor Grant

Councillor Grant advised that he attended the recent CVRD meetings.

c. Councillor McKenna

Councillor McKenna advised that he attended a Community Justice Centre meeting and a Coalition to End Homelessness meeting.

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d. Councillor Swift

Councillor Swift advised that she attended the CVRD meetings, the EOC updates and a regular Filberg Heritage Lodge and Park Association meeting.

e. Councillor Bissinger

Councillor Bissinger advised that she attended the CVRD elected officials meeting.

f. Councillor Minions

Councillor Minions advised that she attended:

- the Vancouver Island Regional Library executive and regular board meetings,
- the weekly calls with the local Medical Health Officer, and
- the CVRD elected officials forum.

g. Mayor Arnott

Mayor Arnott advised that he attended numerous conference calls since the last meeting.

14. EXCLUDE THE PUBLIC:

a. Exclude the Public

Exclude the Public

That the Public be Excluded from the In-Camera session of Council on Wednesday May 6, 2020 pursuant to the following sub-sections of section 90 of the Community Charter:

- (1)(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.*

(2020.151) -- CARRIED

THE MEETING WAS CLOSED TO THE PUBLIC AT 6:17 P.M.


THE REGULAR COUNCIL MEETING RECONVENED AT 6:30 P.M.


Adjournment:

Regularly moved and seconded that the meeting adjourn at 6:30 p.m.

CARRIED

Certified correct pursuant to Section 97(1)(b) of the Community Charter.


MAYOR (KEN GRANT) Acting


CORPORATE OFFICER