



City of Prince Rupert

MINUTES

For the **REGULAR MEETING** of Council held on July 24th, 2017 at 7:00 pm in the Council Chambers of City Hall, 424 - 3rd Avenue West, Prince Rupert, B.C.

PRESENT: Mayor L. Brain
Councillor W. Niesh
Councillor G. Randhawa
Councillor N. Kinney
Councillor J. Thorkelson

ABSENT: Councillor B. Mirau
Councillor B. Cunningham

STAFF: C. Bomben, Deputy Chief Administrative Officer
R. Mandryk, Corporate Administrator
V. Stewart, Communications Manager
C. von Schilling, Community Planner

1. CALL TO ORDER

MOVED by Councillor Kinney and seconded by Councillor Niesh that the Regular Meeting be suspended and the Committee of the Whole Meeting be convened.

CARRIED

The Regular meeting reconvened at 7:00 p.m.

2. ADOPTION OF AGENDA

MOVED by Councillor Niesh and seconded by Councillor Randhawa that the Agenda for the Regular Council Meeting of July 24th, 2017 be adopted as presented with a revision to the June 26th, 2017 Regular Council Meeting Minutes.

CARRIED

3. MINUTES

a) MOVED by Councillor Kinney and seconded by Councillor Niesh that the Minutes of the Special Council Meeting of June 26th, 2017 be adopted.

CARRIED

b) MOVED by Councillor Niesh and seconded by Councillor Randhawa that the Minutes of the Regular Council Meeting of June 26th, 2017 be adopted, with the addition of the following:

Notice of Motion was provided by Councillor Thorkelson for a later meeting, wherein she would supply additional information pertaining to the Naming Committee and process to be determined by Council.

CARRIED

- c) MOVED by Councillor Niesh and seconded by Councillor Randhawa that the Minutes of the Public Hearing Meeting of June 26th, 2017 be adopted.

CARRIED

- d) MOVED by Councillor Kinney and seconded by Councillor Niesh that the Minutes of the Committee of the Whole Meeting of June 26th, 2017 be received.

CARRIED

4. PETITIONS AND DELEGATIONS

5. UNFINISHED BUSINESS

6. REPORTS AND RECOMMENDATIONS

- a) **Report from the City Manager – Re: Expropriation of Lands – Watson Island.**

The Deputy Chief Administrative Office presented to Council.

The Mayor presented that the City of Prince Rupert wishes to enable Watson Island to be developed for the benefit of the community, and has determined that it should acquire a fee simple interest of Lot 4 on Watson Island, which is owned by Sun Wave Forest Products Ltd., for the purpose of redeveloping Watson Island, comprising the consolidation and subdivision of land, construction of access works including related appurtenances and improvements, and the construction of rail lines and rail spurs.

As such, the City of Prince Rupert has prepared and served an Expropriation Notice, dated April 7, 2017 in accordance with the *Expropriation Act*.

Therefore Council has three (3) resolutions before it to consider.

The first resolution is that Council accept the recommendation of the Inquiring Officer.

MOVED by Councillor Niesh and seconded by Councillor Randhawa that Council accept the recommendation of the Inquiry Officer.

CARRIED

Resolution number 2 is that Council amend the Expropriation Notice to exclude the PNG Statutory Right of Way, as follows:

WHEREAS the City of Prince Rupert wishes to enable Watson Island to be developed for the benefit of the community;

AND WHEREAS the Council of the City of Prince Rupert has found it vital to acquire a fee simple interest in that certain parcel or tract of land and premises situate, lying and being in the City of Prince Rupert in the Province of British Columbia and more particularly described as:

PID: 004-403-771

LOT 4 DISTRICT LOTS 507 AND 7381 RANGE 5

COAST DISTRICT PLAN 4844

for the purpose of redeveloping Watson Island, comprising the consolidation and subdivision of land, construction of access works including related appurtenances and improvements, and the construction of rail lines and rail spurs.

AND WHEREAS the City of Prince Rupert has prepared, filed and served an Expropriation Notice, dated April 7, 2017, in accordance with the *Expropriation Act*, in relation to the above described property.

AND WHEREAS, Pacific Northern Gas Ltd. has a statutory right of way on title to the above described property M15204, and has requested that the City modify the proposed expropriation to exclude its statutory right of way.

AND WHEREAS it is in the City's interest to have gas supplied to Watson Island, including the above described property.

NOW THEREFORE, be it resolved that the Council of the City of Prince Rupert directs that the Expropriation Notice dated April 7, 2017 be amended, in accordance with the *Expropriation Act*, to exclude from the expropriation the statutory right of way M15204 of Pacific Northern Gas Ltd., and authorizes the Chief Administrative Officer or his delegate to execute all necessary documents and take all necessary steps to effect this amendment.

The Mayor called for a motion to adopt resolution number 2 as presented.

MOVED by Councillor Kinney and seconded by Councillor Randhawa that resolution number 2 be adopted as presented.

CARRIED

The final resolution is that Council approve the expropriation of a fee simple interest in Lot 4, excepting the PNG Statutory Right of Way, as follows:

WHEREAS the City of Prince Rupert wishes to enable Watson Island to be developed for the benefit of the community;

AND WHEREAS the Council of the City of Prince Rupert has found it vital to acquire a fee simple interest in the below described property for the purpose of redeveloping Watson Island, comprising the consolidation and subdivision of land, construction of access works including related appurtenances and improvements, and the construction of rail lines and rail spurs.

AND WHEREAS the City of Prince Rupert has prepared and served an Expropriation Notice, dated April 7, 2017 in accordance with the *Expropriation Act*.

AND WHEREAS, at the request of Sun Wave Forest Products Ltd., an Inquiry was held pursuant to the *Expropriation Act*, and the attached report was delivered by Inquiry Officer Alan Hincks on July 13, 2017 recommending the proposed expropriation, subject to the exclusion of the statutory right of way of Pacific Northern Gas.

NOW, THEREFORE, be it resolved that the Council of the City of Prince Rupert has considered and accepts the recommendation of the Inquiry Officer and approves and authorizes the expropriation of the fee simple interest in that certain parcel or tract of land and premises situate, lying and being in the City of Prince Rupert in the Province of British Columbia and more particularly described as:

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as amended on July 24, 2017 to exclude from the expropriation the statutory right of way M15204 of Pacific Northern Gas Ltd., and further authorizes the Chief Administrative Officer or his delegate to execute all necessary documents and take all necessary steps to effect the expropriation.

The Mayor called for a motion to adopt resolution number 3 as presented.

MOVED by Councillor Niesh and seconded by Councillor Kinney that resolution number 3 be adopted as presented.

CARRIED

b) Report from the Community Planner – Re: Application for Development Variance Permit – 1501 Sloan Avenue.

The Community Planner presented to Council.

MOVED by Councillor Kinney and seconded by Councillor Niesh that the Development Variance Permit Application No. DP-17-06 for 1501 Sloan Avenue proceed to Public Notification.

CARRIED

7. CORRESPONDENCE FOR ACTION

8. RESOLUTIONS FROM CLOSED MEETINGS

9. BYLAWS

10. ADDITIONAL ITEMS

11. REPORTS, QUESTIONS AND INQUIRIES FROM MEMBERS OF COUNCIL

12. ADJOURNMENT

MOVED by Councillor Niesh and seconded by Councillor Randhawa that the meeting be adjourned at 7:30 p.m.

CARRIED

Confirmed:

These meeting Minutes were adopted by Council. To view signed original, visit City Hall Administration or contact via phone 250-627-0934 or e-mail cityhall@princerupert.ca

MAYOR

Certified Correct:

CORPORATE ADMINISTRATOR