



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

**MINUTES
REGULAR MEETING
OF MUNICIPAL COUNCIL
TUESDAY, MAY 20, 2008
7:00 P.M.**

COUNCIL CHAMBERS

PRESENT:

Mayor Chris Clement
Councillor Hy Freedman
Councillor Lynda Hundleby
Councillor Donald Linge
Councillor Jane Sterk
Councillor Barbara Desjardins

STAFF:

T. Day, Chief Administrative Officer
G. Coté, Director of Engineering and Public Works
B. Snyder, Director of Development Services
C. Morissette, Director of Parks and Recreation
D. Knight, Executive Assistant

1. **CALL TO ORDER**

Mayor Chris Clement called the meeting to order at 7:00 p.m.

2. **LATE ITEMS**

There were no late items.

3. **APPROVAL OF THE AGENDA**

Moved by Councillor Desjardins, seconded by Councillor Hundleby that the agenda be approved.

The motion **CARRIED**.

4. **MINUTES**

(1) Minutes of the Regular Meeting of Council, May 5, 2008

(2) Minutes of the Special Meeting of Council, May 12, 2008

Moved by Councillor Linge, seconded by Councillor Sterk that the minutes of the Regular Meeting of Council held May 5, 2008 and the Special Meeting of Council held May 12, 2008 be adopted.

The motion **CARRIED**.

5. **PUBLIC INPUT (On items listed on the Agenda)**

Excluding items which are or have been the subject of a Public Hearing.

No members of the public participated in the Public Input opportunity.

6. **DELEGATIONS**

(1) **Ed Gerhardt, Esquimalt Curling Club, Re: Recreation Fees and Charges.**

Mr. Gerhardt expressed concerns with the increases in Curling Fees at Archie Browning Sports Centre. He commented that with the increase in fees, members will cut down on the amount of time spent curling or go elsewhere for the sport. He wondered where the \$500 flat fee rate for advertising came from and reported that the revenue from curling was used by the Sports Centre. Mr. Gerhardt felt that the Parks and Recreation Commission did not communicate with the Curling Club and that the increased fees are not justified.

(2) **Tom Woods, Canadian Classics Rugby Society, Re: International Rugby Tournament – Mr. Woods did not attend.**

7. **STAFF REPORTS**

(1) **Renewal of Agreements with Recreation Integration Victoria, Staff Report No. P&R-08-010**

Moved by Councillor Desjardins, seconded by Councillor Linge that:

1. Council approve the renewal of the Intermunicipal Memorandum of Understanding with Recreation Integration Victoria
2. Council approve the renewal of the Executive Director Services agreement with Recreation Integration Victoria
3. The Mayor and Municipal Clerk sign the agreements on behalf of the Township of Esquimalt.

The motion **CARRIED.**

(2) **Amendment to the Ticket Implementation Utilization Bylaw, Staff Report No. ADM-08-016**

The Director of Public Works and Engineering advised that this amendment to the Ticket Implementation Utilization Bylaw is a result of the recent adoption of the Streets and Traffic Bylaw amendments.

Moved by Councillor Freedman, seconded by Councillor Hundleby that *Ticket Information Utilization Bylaw, 2005, No. 2619, Amendment Bylaw (No. 4), 2008, No. 2688* be given First, Second and Third reading.

The motion **CARRIED.**

(3) **Proposed Library Operating Agreement, Staff Report No. ADM-08-017**

The Chief Administrative Officer reviewed the staff report regarding concerns with the Library Agreement.

Comments from Council include:

- Suggestion was made to have another solicitor take a look at the agreement.
- The Five Year Plan should be more integral to the agreement.
- Would have been helpful to have a copy of the Five Year Plan.
- Councillor Hundleby will take information back to the Board on behalf of Council.
- Noted that other municipalities have also suggested changes.
- Believe that all points raised in the report are valid and

should be addressed in the Agreement and relayed to the Board.

- Suggested that more work is required on the Agreement.
- The majority of Council were not supportive of Section 4.7 regarding governance in the Agreement.

Moved by Councillor Hundleby, seconded by Councillor Sterk, that:

1. Council advise the Greater Victoria Public Library Board that:
 - (a) it prefers an Agreement which eliminates the provisional budget model and adopts, in its entirety, the Five Year Financial Plan model followed by local governments; and
 - (b) it prefers an Agreement which eliminates discretionary budget amendments that would require additional requisitions from the municipalities subsequent to May 1st, and only provides for a system of emergency expenditures if there is to be an impact on municipal requisitions subsequent to May 1st each year.
2. Council's representative on the Library Board raise concerns with the clarity of the Agreement with the Board's staff.

The motion **CARRIED**.

Moved by Councillor Linge, seconded by Councillor Freedman that Council also express concerns regarding Section 4.7 and require that the Library Board consider other choices of governance.

The motion **CARRIED**, with. Councillor Hundleby **OPPOSED**.

(4) Access Awareness Day, Staff Report No. EPW-08-020

Moved by Councillor Desjardins, seconded by Councillor Sterk that:

1. Council proclaim June 7, 2008 as Access Awareness Day in Esquimalt.
2. That Mayor and Council be invited to participate in Access Awareness Day activities.

The motion **CARRIED**.

(5) Pesticide Reduction Bylaw, Staff Report No. EPW-08-021

The Director of Public Works and Engineering presented the draft Pesticide Reduction Bylaw. The Bylaw has been

reviewed by numerous committees, staff and legal counsel and the changes made were incorporated into the Bylaw.

Comments from Council include:

- Stressed the importance of public education regarding the Pesticide Reduction Bylaw and that education works in conjunction with the Bylaw.
- Suggested that staff work with Communications Manager to make public aware that First and Second Reading has been occurred.
- Suggested a one year grace period before implementation.
- Concerns that staff may be rushing Bylaw.
- Noted that community is supportive in their own Pesticide Reduction initiatives.
- Recommend that Council not delay Third Reading too long.
- Thank you to the Director of Public Works and Engineering, the Director of Parks and Recreation and the Director of Development Services for all their hard work on developing the Bylaw.

Moved by Councillor Freedman, seconded by Councillor Desjardins that:

1. The Pesticide Reduction Bylaw, 2008, No. 2686 be given First and Second reading only; and
2. Council authorize staff to design and launch an educational campaign and to organize a one-time event to collect hazardous waste.

The motion **CARRIED**.

(6) Admirals Colville Intersection – Project Details, Staff Report No. EPW-08-022

The Director of Public Works and Engineering presented the concept plan for the intersection of Admirals Road, Colville Road and the entrance to the Graving Dock. Preliminary approval has already been received from the Railway who will be responsible for installing all the train gates and signals. He reported that the municipality is responsible for funding to replace the tracks at this intersection due to heavy traffic. The municipality is still in discussion with DND regarding the funding contribution for the intersection.

Comments from Council include:

- Council thanked the Director of Public Works and Engineering for all his hard work on this project.
- Questions were raised regarding the pick-up and drop-off

area requested by DND. Staff will request more details on this aspect of the plan.

- Suggestion was made for a pedestrian overpass.

Moved by Councillor Sterk, seconded by Councillor Freedman that Council approve the concept plan for the intersection of Admirals Road, Colville Road and the entrance to the Graving Dock as shown on the conceptual plan no. 376-02-CP.06.

The motion **CARRIED**.

8. **MAYOR'S AND COUNCILLORS' REPORTS**

(1) **Report from Mayor Clement, Activities for April 2008**

Moved by Councillor Sterk, seconded by Councillor Hundleby that the Report from Mayor Clement, Activities from April 2008, be received.

The motion **CARRIED**.

9. **REPORTS FROM COMMITTEES**

(1) **Committee of the Whole Report, May 12, 2008**

Moved by Councillor Sterk, seconded by Councillor Linge to approve the recommendations in the Committee of the Whole Report, May 12, 2008.

The motion **CARRIED**.

(2) **Draft minutes from the Parks and Recreation Commission meeting, May 1, 2008**

Moved by Councillor Linge, seconded by Councillor Hundleby that the draft minutes of the Parks and Recreation Commission meeting held May 1, 2008, be received.

The motion **CARRIED**.

10. **COMMUNICATIONS**

(1) Letter from the Association of Douglas Street Businesses, dated May 2, 2008 Re: Capital Region District Transportation Plan

Moved by Councillor Freedman, seconded by Councillor Hundleby that the correspondence from the Association of Douglas Street Businesses dated May 2, 2008, be received.

The motion **CARRIED**.

(2) Letter from Local Government Program Services, dated May 2, 2008, Re: 2008 West Nile Virus Risk Reduction Initiative Application

Moved by Councillor Desjardins, seconded by Councillor Hundleby that the correspondence from Local Government Program Services dated May 2, 2008, be received.

The motion **CARRIED**.

- (3) Letter from Cam McCulloch, dated May 5, 2008, Re: Accountability to Taxpayers

Moved by Councillor Linge, seconded by Councillor Sterk that the correspondence from Cam McCulloch dated May 5, 2008, be received.

The motion **CARRIED**.

11. **BYLAWS**

For First, Second and Third Readings

- (1) **Parks and Recreation Regulation Bylaw, 2007, No. 2665, Amendment Bylaw [No. 1], 2008, No. 2687**

Moved by Councillor Sterk, seconded by Councillor Hundleby that *Parks and Recreation Regulation Bylaw, 2007, No. 2665, Amendment Bylaw [No. 1], 2008, No. 2687* be given First, Second and Third Reading.

The motion **CARRIED**.

- (2) **Ticket Information Utilization Bylaw, 2005, No. 2619, Amendment Bylaw [No. 4], 2008, No. 2688**

Moved by Councillor Freedman, seconded by Councillor Hundleby that *Ticket Information Utilization Bylaw, 2005, No. 2619, Amendment Bylaw (No. 4), 2008, No. 2688* be given First, Second and Third reading.

The motion **CARRIED**.

12. **PUBLIC QUESTION AND COMMENT PERIOD**

Excluding items which are or have been the subject of a Public Hearing.

- (1) **Dale Wood, 1174 Greenwood Avenue**

Mr. Wood commented on the proposed concept plan for the Admirals Road, Colville Road intersection. He asked whether any thought had been given to opportunities for input besides DND and the cycling community. He would like to provide input as a resident and a community volunteer.

The Director of Public Works and Engineering reported that an Open House to review the detailed designs will be held at the Municipal Hall. The public will be notified. Adjacent landowners have already been involved with the proposal.

(2) **Bruce McIldoon, 1165 Heald Avenue**

Mr. McIldoon suggested that costs be broken down for the proposed intersection. He commented that the designated pick-up and drop-off area requested by DND is to accommodate staff as there is a 24 hour controlled gate. There is a pick-up and drop-off area there now.

(3) **Ed Gerhardt, Esquimalt Curling Club**

Mr. Gerhardt expressed disappointment that the Parks and Recreation Bylaw was adopted. He feels this is a real injustice and there is a lot of misinformation and the curling club was not consulted. He noted an agreement by the Curling Club to pay \$3500 to repair curling rocks which was matched by the Sports Centre. The curling rocks belong to the Sports Centre. He suggested that the next seven years be used as payment for the curling rock repairs.

13. MOTION TO GO IN CAMERA

Moved by Councillor Freedman, seconded by Councillor Sterk to go *In Camera* pursuant to Section 90 of the *Community Charter* to discuss negotiations pursuant to Sections 90(2)(b) and that the general public be excluded.

The motion **CARRIED**.

14. ADJOURNMENT

Moved by Councillor Sterk, seconded by Councillor Linge that the meeting be adjourned at 8:32 p.m.

The motion **CARRIED**.

MAYOR OF THE CORPORATION OF THE
TOWNSHIP OF ESQUIMALT
THIS 16TH DAY OF JUNE, 2008

CERTIFIED CORRECT

TOM DAY
DEPUTY MUNICIPAL CLERK