



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

**MINUTES
REGULAR MEETING
OF MUNICIPAL COUNCIL
MONDAY, OCTOBER 20, 2008
7:00 P.M.
COUNCIL CHAMBERS**

PRESENT:

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

STAFF:

T. Day, Chief Administrative Officer
G. Côté, Director of Engineering and Public Works
L. Hurst, Director of Financial Services
B. Snyder, Director of Development Services
L. Randle, Corporate Administrator (Recorder)

1. **CALL TO ORDER**

Mayor Clement called the meeting to order at 7:20 p.m.

2. **LATE ITEMS**

- (1) Receive the October 20, 2008 Committee of the Whole Report for consideration with a modification to section 3(2) which was not approved, all other items were approved as recommended.
- (2) Remove section 6(3), the Youth Services report, from the agenda.
- (3) There is a possible conflict of interest between Mayor Clement and item 6(6); Mayor Clement will leave the meeting and Councillor Sterk will act as the chairperson in his absence.
- (4) Have section 11(2), Notice of Motion Re: Neighbourhood Zero Emission Vehicles, considered as part of section 6(4)

3. **APPROVAL OF THE AGENDA**

Moved by Councillor Sterk, seconded by Councillor Hundleby that the agenda, as amended, be approved.
The motion **CARRIED**.

4. **MINUTES**

(1) **Minutes of the Regular Meeting of Council,
October 6, 2008**

Moved by Councillor Sterk, seconded by Councillor Linge that the Minutes of the Regular Meeting of Council, October 6, 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. **STAFF REPORTS**

(1) **Council Meeting Schedule Changes for 2008, Staff Report
No. ADM-08-033**

The Corporate Officer gave an overview of the changes to the Council Meeting Schedule and addressed questions from Council.

Moved by Councillor Desjardins, seconded by Councillor

Hundleby that Council approve the proposed changes to the 2008 Council meeting schedule.
The motion **CARRIED**.

(2) Requests for 2008 Property Tax Penalty Reversal, Staff Report No. FIN-08-020

Moved by Councillor Sterk, seconded by Councillor Desjardins that Council NOT forward the request for reversal of the 2008 property tax penalty to the Minister of Community Services.
The motion **CARRIED**.

(3) Esquimalt's Youth Services, Staff Report No. P&R-08-019

This item was removed from the agenda.

(4) Neighbourhood Zero Emission Vehicles, Staff Report No. EPW-08-038

The Director of Engineering and Public Works presented an overview of the Bylaw.

Some of the concerns of Council included:

- The implementation of a communication plan to inform the public
- Safety concerns raised included: traffic adhering to speed limits; performance in various weather conditions; the hazard of the silent operation of the vehicle to other traffic and pedestrians, particularly to hard of hearing and the blind.

Moved by Councillor Linge, seconded by Councillor Desjardins that the bylaw to allow Neighbourhood Zero Emission Vehicles to travel on all streets with speed limits of 50 km/hr or less be given 1st, 2nd and 3rd readings; and that Staff work together with ICBC and Victoria Police to monitor the use of Neighbourhood Zero Emission Vehicles and report back to Council in 36 months.

The motion **CARRIED**.

Moved by Councillor Freedman, seconded by Councillor Hundleby that a letter from the Mayor be sent to the Regional Safety Commission regarding safety concerns respecting vision and hearing impaired people if the use of Neighbourhood Zero Emission Vehicles is permitted.

The motion **CARRIED**.

(5) Traffic Issues – Selkirk Neighbourhood, Staff Report No. EPW-08-039

The Director of Engineering and Public Works presented an

overview. Council raised concerns that the removal of the sign will not resolve the issue of through traffic on Selkirk Ave. and that a traffic consultant should be engaged to have a second look at the issue. Councillor Desjardins believed the speed of traffic in the area was also a concern, and it should be addressed to the police force.

Moved by Councillor Hundleby, seconded by Councillor Sterk that Traffic Order No. 1146 approving No Left Turn Signs on Tillicum Road at McNaughton Ave and Selkirk Ave be rescinded. The motion **CARRIED**.

(6) Bylaw to Establish a Local Service Area for a Sidewalk, Staff Report No. EPW-08-040

7:41 p.m. Mayor Clement left the meeting citing a possible conflict of interest, due to his membership with the golf club.

Councillor Sterk took over the role of chairperson.

Moved by Councillor Freedman, seconded by Councillor Desjardins that Bylaw No. 2698 "*Craigflower Road (Gorge Vale Golf Club) Local Area Service Bylaw, 2008*" to establish a local service area to construct a concrete sidewalk, curb and gutter for a distance of 165 m along Craigflower Road be given 1st, 2nd and 3rd reading.

The motion **CARRIED**.

7:43 p.m. Mayor Clement returned to the meeting and resumed the role of Chairperson.

(7) Report on Parking Issues – 800 Block Old Esquimalt Road, Staff Report No. DEV-08-095

The Director of Development Services presented an overview. Councillor Sterk suggested that a review of residential parking be conducted by staff and that the possibility of administering street parking permits to residents be considered, using the City of Vancouver as an example. Councillor Desjardins would like to see a Commissionaire hired to help mitigate the problem.

Moved by Councillor Freedman, seconded by Councillor Linge that the issue of residential parking in the 800 block of Old Esquimalt Road be examined in the context of a Traffic Study, to be conducted in 2009, covering the length of Old Esquimalt Road from Dominion Road to Lampson Street.

The motion **CARRIED**.

(8) Opting into Provincial Site Profile System Regarding the Contaminated Sites Regulation of the Environmental

The Director of Development Services presented an overview.

Moved by Councillor Sterk, seconded by Councillor Hundleby that Council pass a resolution to request permission to opt back into the provincial Site Profile System of the Contaminated Sites Regulation of the *Environmental Management Act* and that a letter to that effect be sent to the Minister.

The motion **CARRIED**.

7. MAYOR'S AND COUNCILLORS' REPORTS

There were no reports.

8. REPORTS AND COMMITTEES

(1) Committee of the Whole Report, October 20, 2008

Moved by Councillor Sterk, seconded by Councillor Freedman to approve the recommendations in the Special Committee of the Whole Report, October 20, 2008.

The motion **CARRIED**.

(2) Draft Minutes from the Environmental Advisory Committee meeting, September 18, 2008

Moved by Councillor Sterk, seconded by Councillor Hundleby that the draft minutes from the Environmental Advisory Committee Meeting, September 18, 2008 be received.

The motion **CARRIED**.

(3) Draft minutes from the Parks and Recreation Commission meeting, October 2, 2008

Moved by Councillor Linge, seconded by Councillor Hundleby that the draft minutes from the Parks and Recreation Commission meeting, October 2, 2008 be received.

The motion **CARRIED**.

9. COMMUNICATIONS

(1) Letter from Capital Regional District Parks, dated October 1, 2008, Re: CRD Regional Parks 2007 Annual Report

Moved by Councillor Sterk, seconded by Councillor Desjardins that the correspondence from Capital Regional District Parks, dated October 1, 2008, Re: CRD Regional Parks 2007 Annual Report be received.

The motion **CARRIED**.

(2) Letter from Indian and Northern Affairs Canada, dated

Moved by Councillor Sterk, seconded by Councillor Linge that the correspondence from Indian and Northern Affairs Canada, dated October 2, 2008, Re: Staff Report Re: Acquisition of Federal Land at Macaulay Point be received.
The motion **CARRIED**.

(3) Letter from CREST, dated October 7, 2008, Re: Radio Communication System

Councillor Freedman noted that CREST General Manager, Gord Horth, was present to help answer any questions. Councillor Freedman asked for any questions on the item to be deferred to item 11(1), the Notice of Motion.

(4) Letter from the Provincial Capital Commission, dated October 9, 2008, Re: Greenways Project – South Coast Trail Project Phase II

Moved by Councillor Hundleby, seconded by Councillor Desjardins that the correspondence from the Provincial Capital Commission, dated October 9, 2008, Re: Greenways Project – South Coast Trail Project Phase II be received.
The motion **CARRIED**.

10. BYLAW

(1) Tax Exemption (Non-Profit Organizations) Bylaw, 2008, No. 2696

Moved by Councillor Freedman, seconded by Councillor Linge that *Tax Exemption (Non-Profit Organizations) Bylaw, 2008, No. 2696* be adopted.
The motion **CARRIED**.

(2) Parks and Recreation Regulation Bylaw, 2007, No. 2665, Amendment Bylaw [No. 2], 2008, No. 2700

Moved by Councillor Sterk, seconded by Councillor Linge that *Parks and Recreation Regulation Bylaw, 2007, No. 2665, Amendment Bylaw [No. 2], 2008, No. 2700* be adopted.
The motion **CARRIED**.

11. NOTICE OF MOTION

(1) Capital Regional Emergency System Telecommunications Inc. (CREST)

CREST General Manager, Gord Horth, responded to Council's

questions.

Moved by Councillor Freedman, seconded by Councillor Hundleby:

WHEREAS:

The Corporation of the Township of Esquimalt is a shareholder (owning one share) of the Capital Region Emergency System Telecommunication Inc. (CREST), which provides interoperable emergency radio communications to the Victoria Police Department (VicPD) and the Esquimalt Fire Department among other users, and

WHEREAS:

A letter dated September 17, 2008 addressed to CREST (attached) from the Victoria Police Board indicates that;

- "... the Board is continuing its exploration of communication system alternatives. When we have identified a preferred solution we will be approaching CREST to discuss financial solutions that work for both CREST and VicPD.", and

WHEREAS:

- CREST remains on time, and within budget, in regard to the upgrade of the system.
- Testing to date of Phase 1 of the upgrade delivered results greater than contracted with Motorola in regards to coverage and reliability. CREST and Motorola results, subject to independent testing, exceeded 97% required by all users and emergency standards.
- Upgrades to any radio communication system require a time period of refinement and optimization where operational issues are identified and rectified. Any issues during this period were resolved and the CREST system in Phase 1 is now in a steady state, with the system providing excellent communications to the Victoria Police Department.
- CREST is delivering a system that received unanimous shareholders approval (including that of Victoria and Esquimalt). All users of the system also unanimously approved specifications and the improvements to the system.
- Not using the CREST system would require the VicPD to repay to CREST the VicPD portion of all of the incurred capital expenditures to date causing.
- Using the CREST system together with an alternative system would cause the VicPD to increase its operating and capital costs unnecessarily, and

WHEREAS:

The Corporation of the Township of Esquimalt would be required to pay approximately 14% of the operating and capital expenditures noted above, which expenditures would be more effectively used for Township of Esquimalt directed programs and services and which would cause unnecessary additional financial hardship to Township of Esquimalt taxpayers.

THEREFORE BE IT RESOLVED:

That the Corporation of the Township of Esquimalt advise the Victoria Police Board and the City of Victoria that it will not approve its portion of any future Victoria Police Department budget which includes capital expenditures for any alternative emergency radio or cell phone system to be used either in replacement of the CREST system, or to be used in conjunction with the CREST system.

AND THEREFORE BE IT FURTHER RESOLVED:

That the Corporation of the Township of Esquimalt provide a copy of this resolution to the Solicitor General and Minister of Public Safety.

The motion **CARRIED.**

(2) Neighbourhood Zero Emission Vehicles

This matter was considered under section 6 (4).

12. PUBLIC QUESTION AND COMMENT PERIOD

No members of the public participated in the public question and comment period.

13. MOTION TO GO IN CAMERA

- (1)** Moved by Councillor Sterk, seconded by Councillor Hundleby that Council go *In Camera* pursuant to Section 90 of the *Community Charter* to discuss a matter under another enactment, consideration of matters held in confidence relating to negotiations, personal information about an identifiable individual and labour relations and other employee relations, pursuant to Sections 90 (2) (d) and (b), 90(1) (a) and (c) and that the general public be excluded.
The motion **CARRIED.**

14. ADJOURNMENT

Moved by Councillor Hundleby, seconded by Councillor Sterk that the meeting be adjourned at 8:25 p.m.
The motion **CARRIED.**

MAYOR OF THE CORPORATION OF THE
TOWNSHIP OF ESQUIMALT
THIS 3rd DAY OF NOVEMBER, 2008

CERTIFIED CORRECT

LARRY RANDLE
CORPORATE OFFICER