



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

**MINUTES
SPECIAL MEETING
OF MUNICIPAL COUNCIL
MONDAY, NOVEMBER 10, 2008
7:13 P.M.
COUNCIL CHAMBERS**

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

STAFF: G. Coté, Director of Engineering and Public Works (Acting Chief
Administrative Officer)
B. Snyder, Director of Development Services
L. Randle, Corporate Officer (Recorder)

1. CALL TO ORDER

Mayor Clement called the meeting to order at 7:13 p.m.

2. ANNOUNCEMENTS

Mayor Clement made an announcement that a long-time resident of Esquimalt and former municipal employee, Jack Van Dalen passed away.

3. LATE ITEMS

There were no late items

4. APPROVAL OF THE AGENDA

Moved by Councillor Desjardins, seconded by Councillor Sterk that the agenda be amended by permitting the public's input on Items 7(3) and 7(4), both regarding 1190 Rhoda Lane, as Item 5 (3) (a) and that the agenda be approved.
The motion **CARRIED**.

Moved by Councillor Desjardins, seconded by Councillor Sterk that following Item 7, Staff Reports, parting comments by Councillor Freedman and Councillor Sterk be heard.
The motion **CARRIED**.

5. PUBLIC INPUT

Regarding items on the agenda pertaining to development at 1190 Rhoda Lane

- (1) Barbara Noyse of 928 Garthland Road petitioned that Esquimalt use the parkland dedication from the subdivision of 1190 Rhoda Lane to create a park with public access from Garthland Road and Rhoda Lane. Noyse stated that her petition for a public park includes signatures of 78 individuals from 61 households.
- (2) Fred Hughes of 946 Forshaw Road is unhappy with the required parkland dedication and feels that it is expropriation and will potentially cost him a lot of money and believes it to be in the area of \$100,000.
- (3) Kathleen B. who lives in the area of the proposed parkland wants the municipality's staff committed to the Official Community Plan on the matter of 1190 Rhoda Lane. She then read aloud section 6.1.2.2, Trails and Waterfront Walkways – Policies, from the Esquimalt Official Community Plan.
- (4) Emmy Labonte of 873 Dunsmuir Road is unhappy about the offering of money in place of the parkland dedication and asks that Council not accept it.

- (5) Monty Locke of 1189 Rhoda Lane was in favour of the parkland dedication. Locke stated that before 1189 and 1190 Rhoda were sold, the buyers were away of the lost of parkland and the purchase price was reflective of it.

Mayor Clement called a 2nd and 3rd time for anyone else wishing to give verbal input from the gallery to come forward but there was no further input.

- (6) Kathleen Sherwood of 919 Shirley Road was in support of the parkland dedication and would like to see more land along the Gorge connected to create a continuous strip.

The Mayor declared the public input session adjourned at 7:27 p.m.

6. **REPORTS FROM COMMITTEES**

- (1) Report from Regular Committee of the Whole, November 10, 2008

7:27 p.m. Councillor Linge left the meeting citing a conflict of interest due to a business relationship with the applicant.

Moved by Councillor Freedman, seconded by Councillor Hundleby that the report from the Regular Committee of the Whole meeting held November 10, 2008 be received.

The motion **CARRIED**.

7:27 p.m. Councillor Linge returned to the meeting.

7. **STAFF REPORTS**

- (1) Amended Minutes from October 20, 2008 Regular Council Meeting, Staff Report No. ADM-08-035

Moved by Councillor Freedman, seconded by Councillor Sterk that the amended minutes from the Regular Council Meeting held October 20, 2008, Staff Report No. ADM-08-035 be received.

The motion **CARRIED**.

- (2) Request for Community Representative from Esquimalt, Staff Report No. DEV-08-109

Moved by Councillor Freedman, seconded by Councillor Desjardins that Council NOT provide BC Transit with the name of a community representative to participate in the Victoria Regional Rapid Transit Project and instead advertise the opportunity to the community and request that expressions of interest in the opportunity be received.

The motion **CARRIED**.

- (3) Development Permit, 1190 Rhoda Lane [Lot 1, Section 2, Esquimalt District, Plan 7068, Except Plan VIP84344], Staff Report No. DEV-08-110

Moved by Councillor Sterk, seconded by Councillor Hundleby that Development Permit No. 17/2008 limiting landscaping on the northern portion of Lot 1, Section 2, Esquimalt District, Plan 7068, Except Plan VIP84344 [1190 Rhoda Lane] to that shown on landscape plans provided by LADR Landscape Architects, stamped "Received September 5, 2008", be approved, issued and registered on the property title.

The motion **CARRIED**.

- (4) Request from Owner of 1190 Rhoda Regarding Park Dedication, Staff Report No. DEV-08-111

Moved by Councillor Desjardins, seconded by Councillor Freedman to table the Request from Owner of 1190 Rhoda Regarding Park Dedication, Staff Report No. DEV-08-011.

The motion was **DEFEATED**.

Moved by Councillor Hundleby, seconded by Councillor Sterk to receive the Request from Owner of 1190 Rhoda Regarding Park Dedication, Staff Report No. Dev-08-011 for information.

The motion **CARRIED**.

Moved by Councillor Sterk, seconded by Councillor Hundleby that Council deny the request from the owner of 1190 Rhoda that they be allowed to give cash-in-lieu of land for the required Park dedication.

The motion **CARRIED**.

Opposed by Councillor Freedman and Councillor Desjardins.

8. COUNCIL COMMENTS

As outgoing Council members, Councillor Sterk and Councillor Freedman thanked the public, Council and staff for the opportunity to have served on Council.

9. MOTION TO GO IN CAMERA

Moved by Councillor Hundleby, seconded by Councillor Desjardins that Council go *In Camera* pursuant to Section 90 of the *Community Charter* to consider adoption of the minutes of the *In Camera* Meeting of Council held November 3, 2008 at 6:15 p.m., pursuant to Sections 90(2)(b) and 90(1)(c) and that the general public be excluded.

The motion **CARRIED**.

10. ADJOURNMENT

The meeting was adjourned at 8:13 p.m.

MAYOR OF THE CORPORATION OF THE
TOWNSHIP OF ESQUIMALT
THIS 15th DAY OF DECEMBER, 2008

CERTIFIED CORRECT

LARRY RANDLE
CORPORATE OFFICER