



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

MINUTES
SPECIAL MEETING
OF MUNICIPAL COUNCIL
MONDAY, JULY 13, 2009

8:10 P.M.
COUNCIL CHAMBERS

PRESENT:

Mayor Barbara Desjardins
Councillor Bruce McIldoon
Councillor Alison Gaul
Councillor Donald Linge
Councillor Randall Garrison
Councillor Lynda Hundleby
Councillor Meagan Brame

STAFF:

L. Hurst, Chief Administrative Officer
G. Côté, Director of Engineering and Public Works
B. Snyder, Director of Development Services
S. Hartman, Director of Parks & Recreation Services
G. Anderson, Deputy Fire Chief
C. Evans, Manager of Corporate Services

1. **CALL TO ORDER**

Mayor Desjardins called the meeting to order at 8:10 p.m.

2. **LATE ITEMS**

There were no late items.

3. **APPROVAL OF THE AGENDA**

Moved by Councillor Brame, seconded by Councillor Hundleby that the agenda be approved as presented.

The motion **CARRIED**.

4. **MINUTES**

(1) Minutes of the Regular Meeting of Council, June 29, 2009

Moved by Councillor Brame, seconded by Councillor Hundleby that the Minutes of the Regular Meeting of Council, June 29, 2009 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

Mayor Desjardins called for input from the public.

Myra Tait of #301 - 506 Grafton Street asked if the crosswalk on Grafton Street had been bumped again, if a study was done and where it was on the schedule. Director of Engineering and Public Works advised the Grafton Street crosswalk was in this year's budget and would be tendered shortly.

6. **STAFF REPORTS**

Finance

(1) Implementation of BizPal Online Service – Business Permits & Licenses, Staff Report No. FIN-09-020

Moved by Councillor Linge, seconded by Councillor Brame that Staff Report No. FIN-09-020, "Implementation of BizPal Online Service – Business Permits and Licenses" be received.

The motion **CARRIED**.

Engineering & Public Works

(2) Miscellaneous Traffic issues, Staff Report No. EPW-09-029

Director of Engineering and Public Works Gilbert Côté noted the addition of Traffic Order #1171 to the Staff Recommendation. Mr. Côté added that there are a number of traffic orders that require housekeeping changes and they will be brought forward to Council.

Moved by Councillor Brame, seconded by Councillor Garrison that Council approve the following traffic orders:

- TO # 1165 – No left turns at the intersection of Esquimalt Road and Dominion Road
- TO # 1166 – Relocation of bus stops on 800 Block Esquimalt Road
- TO # 1167 – 30 Km/h Playground Zone on Gosper Crescent along Kinsmen Gorge Park
- TO # 1168 – No Parking for 5 m on either side of trail heads on Gosper Crescent

The motion **CARRIED**.

Moved by Councillor Garrison, seconded by Councillor Brame that Council approve the following traffic orders:

- TO # 1170 – Residential Parking Only between 909 and 950 Alexander Road and that the specific wording in TO be included in the sign
- TO # 1171 – No Parking on the west side of Alexander Road in the portion of road abutting 904 Kingsmill Road and 908 Alexander Road and that the specific wording in the TO be included in the sign

Moved by Councillor Gaul, seconded by Councillor Brame that the question be divided so that each of the two recommendations is considered separately.

The motion **CARRIED with Councillor Garrison opposed**.

The Question was called on TO # 1170 – Residential Parking Only between 909 and 950 Alexander Road and that the specific wording in TO be included in the sign.

The motion **CARRIED with Mayor Desjardins and Councillor Gaul opposed**.

The Question was called on TO # 1171 – No Parking on the west side of Alexander Road in the portion of road abutting 904 Kingsmill Road and 908 Alexander Road and that the specific wording in the TO be included in the sign.

The motion **CARRIED UNANIMOUSLY**.

Discussion ensued on TO #1169 – relocation of two northbound bus stops on Lampson Street to the west side of Lampson Street north of Ellery Street. Council noted that bus route #26 is very busy and was not convinced both bus stops should be relocated at this time.

Moved by Councillor McIldoon, seconded by Councillor Garrison that Council amend traffic order TO # 1169 to read “relocate one Bus Stop on south side of Ellery Street to north side of Ellery Street”, and that staff have further discussions with BC Transit on relocating one bus stop to the north side of the intersection with Colville Street.

The motion **CARRIED UNANIMOUSLY**.

(3) Admirals Colville Contract Award, Staff Report No. EPW-09-030

Director of Engineering and Public Works Gilbert Côté advised that the project is under budget by some \$200,000. The road contractor will be starting in August, the traffic lights will arrive October/November and the train signal gates are expected to be installed in December.

Moved by Councillor Hundleby, seconded by Councillor Garrison that the construction contract for Admirals / Colville Intersection upgrade be awarded to Northridge Equipment Ltd. for the sum of \$1,853,154.45 including the GST.

The motion **CARRIED**.

Mr. Côté advised the GST is recoverable.

Moved by Councillor Linge, seconded by Councillor Hundleby that the items considered for deletion as a cost saving measure be reinstated into the project.

The motion **CARRIED**.

Moved by Councillor Garrison, seconded by Councillor Gaul, that the Mayor and Corporate Administrator be authorized to sign the contribution agreement with the CRD regarding the Admirals/ Colville intersection upgrade.

The motion **CARRIED**.

(4) Funding for Additional Projects, Staff Report No. EPW-09-031

Director of Engineering and Public Works Gilbert Côté commented on the following 3 projects:

- a) Bike lanes – funding to come from the reduction in costs by painting over existing pavement markings instead of sandblasting. The bike lanes would be repainted by the end of August.
- b) New crosswalk on Esquimalt Road near Esquimalt Plaza – identified by Police as a potentially dangerous situation for frail seniors crossing the road to get to the Plaza. A petition requesting a crosswalk has been received, signed with 53 names.
- c) Air conditioning system – demand on the air conditioning unit serving the computer room far exceeds normal usage and could cause overheating of the equipment.

Moved by Councillor Linge, seconded by Councillor Brame:

1. That Council authorize the transfer of \$25,000 from the Community Works Fund for bicycle lanes on Esquimalt Road between Head Street and Admirals Road; and
2. That Council authorize the transfer of \$10,000 from the Capital Project Reserve Fund for a crosswalk on Esquimalt Road

between Fraser Street and Fernhill Road; and

3. That Council authorize the transfer of \$11,000 from the Capital Project Reserve Fund to install a new air conditioning unit in the computer room in the Municipal Hall.

The motion **CARRIED**.

- (5) Amendment to Streets and Traffic Regulation Bylaw No. 2607 – Bylaw No. 2713 [Amendment No. 4], Staff Report No. EPW-09-033

Moved by Councillor Linge, seconded by Councillor Hundley that Bylaw No. 2713 to amend the Streets and Traffic Regulation Bylaw, 2005, Bylaw No. 2607, Section 15, by inserting “No driver of a vehicle shall cause or permit such vehicle to stop or remain standing in any “No Stopping” zone during the hours of the day during which stopping is prohibited”, and renumbering existing Sections 15 through to 69 to Sections 16 to 70, be given first, second and third readings.

The motion **CARRIED**.

Development Services

- (6) Amendment to Ticket Information Utilization Bylaw, 2005, No. 2619 [Amendment Bylaw No. 5], No. 2712, Staff Report No. DEV-09-048

Moved by Councillor McIldoon, seconded by Councillor Brame that Bylaw No. 2712, a Bylaw to amend Bylaw No. 2619, cited as the “Ticket Information Utilization Bylaw” be given first, second and third readings.

Discussion

A typographical error was noted on Schedule “B 14”. Question was raised on Schedule “B 7” on how noise levels are measured and enforced. Director of Development Services Barb Snyder clarified that staff have equipment and are trained to monitor noise levels.

Moved by Councillor Garrison, seconded by Councillor Brame that the fine for 3rd and subsequent offences for contravening the Pesticide Use Reduction Bylaw, outlined in Schedule “B 14” be increased to \$250 from \$100.

The motion **CARRIED**.

Moved by Councillor Garrison, seconded by Councillor Hundleby that the fines for exceeding noise levels in the Esquimalt Noise Control Bylaw, 2005, No. 2677, as outlined in Schedule “B 7” be amended to first offence - \$100; second offence - \$200; third and subsequent offence - \$300.

The motion **CARRIED with Mayor Desjardins opposed**.

Mayor Desjardins requested that the amendment to the fine structure in the Noise Bylaw be referred to the Carlton Club.

The Question was called on the Main Motion and **CARRIED**.

- (7) Amending Bylaw No. 2662 and Development Permit Application: 669 Constance Avenue, [Lot 1, Suburban Lots 43 & 44, Esquimalt District, Plan 13563] 658-660 Admirals Road, [Lot A, Suburban Lots 43 & 44, Esquimalt District, Plan, Plan VIP65333], 662 Admirals Road, [Lot 1, Suburban Lot 43, Esquimalt District, Plan VIP54521], Staff Report No. DEV-09-049

Moved by Councillor Hundleby, seconded by Councillor Gaul that the request from Norm Flemig, representative for 0776378 BC LTD, the owners of the subject properties [669 Constance Ave., 658, 660 and 662 Admirals Road] for an extension of the time to complete their rezoning application to November 26, 2009 be denied.

The motion **CARRIED UNANIMOUSLY**.

Council noted the extensions already granted with this application since May 2006 and agreed there must be time limits with developments.

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

- (1) Report from Mayor Desjardins, Activities for June

Moved by Councillor Brame, seconded by Councillor Hundleby that the report from Mayor Desjardins, Activities for June, be received. The motion **CARRIED**.

8. **REPORTS FROM COMMITTEES**

- (1) Report from the Special Committee of the Whole, June 15, 2009 and Regular Committee of the Whole, July 13, 2009.

Moved by Councillor Brame, seconded by Councillor Linge that

The recommendation from the Special Committee of the Whole meeting held June 15, 2009 be approved:

1. That Council consider dealing with the Esquimalt Village Plan in 2 phases:
Phase 1) the area containing the old Municipal Hall, Town Square, old Public Works Yard, and Public Safety Building [Site 1];
Phase 2) the remainder of the plan area [Sites 2 and 3];
2. That the development of a comprehensive plan for the Esquimalt Village continue but that detailed planning for the redevelopment of Site 1 [described in Staff Report DEV-09-038] begin immediately to enable this site to be tendered to potential developers.

The recommendations from the Regular Committee of the Whole meeting held July 13, 2009 be approved:

1. That Council receive the report "Review of Revenue and Cost Allocations at the Archie Browning Sports Centre", Staff Report No. P&R-09-026 as information; and

That staff prepare an operational report for presentation to Council in the Fall 2009 to discuss the future planning opportunities and strategies available to the Parks and Recreation Department.

2. That Policy No. 53 *Amendment to Existing Liquor Licence* be approved.

3. That the Esquimalt Emergency Program take over the responsibility to provide its own Emergency Social Services (ESS) team; and

That the Township of Esquimalt enter into a contract agreement with the City of Victoria for interim coverage support.

4. That Council receive Staff Report No. DEV-09-045 "Secondary Suites".

5. That Council receive Staff Report No. DEV-09-046 "Temporary Access Buildings".

The motion **CARRIED**.

9. COMMUNICATIONS

- (1) Letter from the Boys and Girls Clubs of Greater Victoria, dated June 30, 2009, Re: Letter of Appreciation of Local Grant Award

Moved by Councillor Brame, seconded by Councillor Hundleby that the letter from the Boys and Girls Clubs of Greater Victoria, dated June 30, 2009, Re: Letter of Appreciation of Local Grant Award, be received.

The motion **CARRIED**.

- (2) Letter from BC Geographical Names Office – Integrated Land Management Bureau, dated June 30, 2009, Re: Request for Comments for Proposal to Adopt the Name "Salish Sea".

Moved by Councillor Garrison, seconded by Councillor Brame that Council of the Township of Esquimalt is in agreement with the proposal from the BC Geographical Names Office and Washington State Board on Geographic Names to add the name "Salish Sea" as a collective or umbrella-name to encompass Puget Sound, Strait of Georgia, Juan de Fuca Strait (Canada) / Strait of Juan de

Fuca (USA), and their connecting channels, straits and passages provided that Esquimalt's two neighbouring First Nations communities are consulted with for their response.
The motion **CARRIED**.

- (3) Letter from Child Find British Columbia, dated July 2, 2009, Re: 17th Annual Michael Dunahee Slo-Pitch Tournament of Hope

Moved by Councillor Brame, seconded by Councillor Hundleby that the request for donations from Child Find British Columbia be referred to the Finance Department for a report on funding already received through the local grant process and any grant funds available.

The motion **CARRIED**.

- (4) Letter from the Times Colonist, dated July 6, 2009, Re: Invitation to Participate in Raise a Reader Day.

Moved by Mayor Desjardins, seconded by Councillor Gaul that the invitation from the Times Colonist to enter a team in the 7th Annual Raise a Reader Day, September 23, 2009, be placed on the website for community interest.

The motion **CARRIED**.

- (5) Letter from the Ministry of Forests and Range Coastal Fire centre, dated July 8, 2009, re: Campfire Ban Rescinded in the Coastal Fire Centre

Moved by Councillor Brame, seconded by Councillor Hundleby that the letter from the Ministry of Forests and Range Coastal Fire centre, dated July 8, 2009, re: Campfire Ban Rescinded in the Coastal Fire Centre, be received.

The motion **CARRIED**.

10. PUBLIC QUESTION AND COMMENT PERIOD

Muriel Dunn of 1193 Old Esquimalt Road stated she was astounded with Council's approval of a crosswalk on Esquimalt Road between Fraser and Fernhill, and disappointed as a taxpayer that greater concern has not been shown for a crosswalk at 1202 Old Esquimalt Road. There have been ongoing complaints about the need for a crosswalk as there is a school on each end of the street, up to 22 school children crossing the street and dogs have been killed. Mrs. Dunn added that she was delighted with Council's decision to put in a crosswalk on Grafton Street.

11. MOTION TO GO IN CAMERA

- (1) Moved by Councillor Brame, seconded by Councillor Hundleby, that Council convene *In Camera* pursuant to Section 90 of the *Community Charter* to discuss the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the

The motion **CARRIED**.

12. **ADJOURNMENT**

Moved by Councillor Hundleby, seconded by Councillor Brame that the meeting be adjourned at 10:25 p.m.
The motion **CARRIED**.

MAYOR OF THE CORPORATION OF THE
TOWNSHIP OF ESQUIMALT
THIS 17TH DAY OF AUGUST, 2009

CERTIFIED CORRECT:

CAROLLYNE EVANS
CORPORATE ADMINISTRATOR