



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

MINUTES
REGULAR MEETING
OF MUNICIPAL COUNCIL
TUESDAY, OCTOBER 19, 2009

7:00 P.M.
COUNCIL CHAMBERS

PRESENT:

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

STAFF:

Laurie Hurst, Chief Administrative Officer
Scott Hartman, Director of Parks & Recreation Services
Mary Turner, Acting Director of Financial Services
Trevor Parkes, Senior Planner
Gord Anderson, Deputy Fire Chief
Marlene Lagoa, Sustainability Coordinator
Carollyne Evans, Manager of Corporate Services

1. **CALL TO ORDER**

Mayor Barb Desjardins called the meeting to order at 7:05 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. **PRESENTATION**

- (1) Presentation to Esquimalt Fire Rescue from the Land Conservancy – Bill Turner, Executive Director

Mr. Turner presented Deputy Fire Chief Gord Anderson with a plaque in recognition of Esquimalt Fire Rescue's role in responding to the mutual aid call in View Royal for the Craigflower Manor fire on January 23, 2009, 5 p.m. Mr. Turner stated the Land Conservancy is most impressed with the professionalism of Esquimalt Fire Rescue which helped save this national historic site and reduced to a minimum smoke and water damage to the hundreds of historic artifacts.

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 public input on items listed on the Agenda.

Esquimalt resident Edwin Hubert, Chair of the Environmental Advisory Committee, spoke to the two proclamation requests in the September 24th Committee minutes. He also congratulated Council for being instrumental in incorporating the Pedestrian Charter into the Official Community Plan.

6. **STAFF REPORTS**

Finance

- (1) 2010 – 2014 Financial Plan Schedule – for information

Moved by Councillor Garrison, seconded by Councillor Hundleby that the 2010–2014 Financial Plan Schedule be received for information.

The motion **CARRIED**.

Development Services

- (1) Secondary Suites, Amending Bylaws and Council Policy, Staff Report No. DEV-09-068

Moved by Councillor Brame, seconded by Councillor Garrison:

That Official Community Plan Bylaw, 2006, No. 2646, Amendment Bylaw [No. 3], 2009, 2707 be considered for third reading and adoption; and

That Zoning Bylaw, 1992, No. 2050, Amendment Bylaw [No. 185], 2009, No. 2708 be considered for third reading and adoption; and

That Council Policy PLAN - 36 be considered for adoption.

Discussion:

Question was raised if exceptions could be made for some owner/occupier situations where the owner is required to live temporarily away from the home, to which Senior Planner Trevor Parkes responded legal counsel advises against putting exceptions in the policy. He added that one solution would be to decommission the secondary suite and rent the house as one unit. Staff can look at individual situations on a case by case basis.

It was noted that the informational brochure for residents on secondary suites is in draft stage.

Council was pleased there is no secondary suite registration fee for the first year. Question was raised on the determination of the secondary suite registration fee for subsequent years.

Moved by Councillor Garrison, seconded by Councillor Gaul that the secondary suite registration fee in Council Policy PLAN 36 as stated "in following years the annual fee will be \$150" be changed to "in accordance with the Township's current Fees and Charges Bylaw".

The motion **CARRIED**.

THE QUESTION WAS CALLED ON THE MAIN MOTION, AS AMENDED, AND IT **CARRIED**.

It was noted that the Township has no official citizen complaints policy and staff were requested to draft one for Council review.

Administration

- (1) Energy Audit Update, Staff Report No. ADM-09-059

Moved by Councillor Brame, seconded by Councillor Hundleby that Energy Audit Update, Staff Report No. ADM-09-059 be received for information.

The motion **CARRIED**.

- (2) Towing Company Regulation Amendment Bylaw 2722, Staff Report No. ADM-09-058

Moved by Councillor Hundleby, seconded by Councillor Linge that Towing Company Regulation Bylaw, 1997, No. 2272, Amendment Bylaw [No. 1], 2009, No. 2722 be read a first, second and third time.

The motion **CARRIED**.

7. MAYOR'S AND COUNCILLORS' REPORTS

- 1) Councillor Garrison commended Parks and Recreation staff and 30 volunteers for coming out in the driving rain to plant 260 trees on October 17, 2009.
- 2) Mayor Desjardins noted that a very good presentation was made at the Sewage Treatment Action Forum held October 15, 2009 in Council Chambers and was well attended with 125 people.

8. REPORTS FROM COMMITTEES

- (1) Committee of the Whole Report, October 13, 2009

Moved by Councillor Brame, seconded by Councillor Garrison that the Committee of the Whole Report, October 13, 2009 be received.

The motion **CARRIED**.

- (2) Draft Minutes of the Esquimalt Parks and Recreation Advisory Committee Meeting, October 1, 2009.

Moved by Councillor Brame, seconded by Councillor Hundleby that the draft minutes of the Esquimalt Parks and Recreation Advisory Committee Meeting, October 1, 2009 be received.

The motion **CARRIED**.

- (3) Draft Minutes of the Environmental Advisory Committee Meeting, September 24, 2009, with recommendations to Council.

Moved by Councillor Hundleby, seconded by Councillor Linge that the Draft Minutes of the Environmental Advisory Committee Meeting, September 24, 2009, with recommendations to Council be received.

The motion **CARRIED**.

Moved by Councillor Gaul, seconded by Councillor Brame that the Plastic Shopping Bag resolution noted as Schedule A to the Environmental Advisory Committee Meeting minutes, September 24, 2009, be forwarded to the November 9th, 2009 Committee of the Whole meeting.

The motion **CARRIED**.

9. COMMUNICATIONS

- (1) Thank you letter from the Renaissance Retirement Residence, dated September 30, 2009, Re: New Crosswalk at 1188 Esquimalt Road.

Moved by Councillor Linge, seconded by Councillor Hundleby that the thank you letter from the Renaissance Retirement Residence, dated September 30, 2009, Re: New Crosswalk at 1188 Esquimalt Road be received.

The motion **CARRIED**.

- (2) Memo from Environmental Advisory Committee, dated August 21, 2009, Re: World Climate Action Day October 24, 2009.

Moved by Councillor Garrison, seconded by Councillor Hundleby that World Climate Day be proclaimed in the Township of Esquimalt on October 24, 2009.

The motion **CARRIED**.

- (3) Memo from Environmental Advisory Committee, dated October 14, 2009, Re: Waste Reduction Week in Canada October 19 – 25, 2009

Moved by Councillor Hundleby, seconded by Councillor Brame that Waste Reduction Week in Canada be proclaimed in the Township of Esquimalt October 19-25, 2009.

The motion **CARRIED**.

- (4) Letter from the City of Richmond, dated October 8, 2009, Re: Opportunities for BC Local Governments to Participate in the 2010 Olympic Games.

Moved by Councillor Linge, seconded by Councillor Brame that the letter from the City of Richmond, dated October 8, 2009, Re: Opportunities for BC Local Governments to Participate in the 2010 Olympic Games be received.

The motion **CARRIED**.

Mayor Desjardins asked staff to seek out the opinion of Tourism contractor, Gary McArtie on volunteers and partnership ideas and provide a staff report to Council.

10.

BYLAWS

For Adoption

- (1) Parks and Recreation Regulation Bylaw, 2007, No. 2665, Amendment Bylaw [No. 3], 2009, No. 2718.

Moved by Councillor Linge, seconded by Councillor Brame that Parks and Recreation Regulation Bylaw, 2007, No. 2665, Amendment Bylaw [No. 3], 2009, No. 2718 be adopted as amended.

Discussion:

Attention was drawn to the fees charged for adults and youth and staff was asked to review the age thresholds. As well, question was raised on the definition of family.

THE QUESTION WAS CALLED ON THE MOTION AND IT **CARRIED.**

- (2) Tax Exemption (Non-Profit Organizations) Bylaw, 2009, No. 2719.

Moved by Councillor Brame, seconded by Councillor McIldoon that Tax Exemption (Non-Profit Organizations) Bylaw, 2009, No. 2719 be adopted.

The motion **CARRIED.**

For Third Reading and Adoption

- (3) Official Community Plan Bylaw, 2006, No. 2646, Amendment Bylaw [No. 4], 2009, No. 2717

Councillor Linge noted the bylaw was too long and the Pedestrian Charter could stand alone as a separate document.

Moved by Councillor Hundleby, seconded by Councillor Garrison that Official Community Plan Bylaw, 2006, No. 2646, Amendment Bylaw [No. 4], 2009, No. 2717 be read a third time and adopted.

The motion **CARRIED WITH COUNCILLOR LINGE OPPOSED.**

For Three Readings

- (4) Council Procedure Bylaw No. 2715, 2009

Moved by Councillor Hundleby, seconded by Councillor Brame that Council Procedure Bylaw No. 2715, 2009 be given first, second and third reading.

The motion **CARRIED.**

11.

PUBLIC QUESTION AND COMMENT PERIOD

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

Mayor Desjardins called for questions/comments from the public.

Esquimalt resident Rod Lavergne asked Council when development cost charges would be reviewed. Chief Administrative Officer Laurie Hurst responded that the timing will be determined and brought back to Council when the new Director of Engineering and Public Works arrives.

MOTION TO GO IN CAMERA

Moved by Councillor Brame, seconded by Councillor McIldoon that Council reconvene *In Camera* pursuant to Section 90 of the *Community Charter* to discuss a matter that under another enactment the public may be excluded from the meeting, pursuant to Section 90 (1) (m) and that the general public be excluded.

12.

ADJOURNMENT

Moved by Councillor Linge, seconded by Councillor McIldoon that the meeting be adjourned at 9:12 p.m.
The motion **CARRIED**.

MAYOR OF THE CORPORATION OF THE
TOWNSHIP OF ESQUIMALT
THIS 2nd DAY OF NOVEMBER, 2009

CERTIFIED CORRECT:

CAROLLYNE EVANS
CORPORATE ADMINISTRATOR