



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

MINUTES
REGULAR MEETING
OF MUNICIPAL COUNCIL
MONDAY, NOVEMBER 2, 2009

7:00 P.M.
COUNCIL CHAMBERS

PRESENT:

Mayor Barb Desjardins
Councillor Meagan Brame
Councillor Alison Gaul
Councillor Donald Linge
Councillor Randall Garrison
Councillor Lynda Hundleby

REGRETS:

Councillor Bruce McIldoon

STAFF:

L. Hurst, Chief Administrative Officer
B. Snyder, Director of Development Services
J. Miller, Director of Engineering & Public Works
C. Evans, Manager of Corporate Services

1. CALL TO ORDER

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

2. LATE ITEMS

There was one late item:

Addition of (10) (5): Email from Jeff Bray, Shaw Communications, dated October 26, 2009, Re: Opposition to Any Fee-for-Carriage to Broadcast Existing Signals

3. APPROVAL OF THE AGENDA

Mayor Desjardins noted that Item 11 (1), Council Procedure Bylaw No. 2715, 2009 was undergoing further review and was being removed from the Agenda.

Moved by Councillor Brame, seconded by Councillor Hundleby that the Agenda be approved as amended.

The motion **CARRIED**.

4. MINUTES

- (1) Minutes of the Regular Meeting of Council, October 5, 2009
- (2) Minutes of the Special Meeting of Council, October 13, 2009
- (3) Minutes of the Regular Meeting of Council, October 19, 2009

Moved by Councillor Linge, seconded by Councillor Brame that the Minutes of the Regular Meetings of Council, October 5 and 19, 2009 and the Special Meeting of Council October 13, 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.

Grant McNabb of Esquimalt spoke to the Craigflower Phase 1 infrastructure project.

- a) traffic flow & speed –inconsistency in speed limit along Craigflower with some sections [from Bay Street bridge to Dominion Road] being 30 km, jumping to 50 km [Dominion to Admirals]. 50 km is too fast for vehicles and buses traveling next to a bike lane and motorized wheelchairs. Bike lanes are often used by pedestrians where there are no sidewalks and he asked why there was not a continuation of sidewalks and indentations for bus stops.
- b) Lighting – no crosswalk lighting; solarized panels for night lighting would help.
- c) median islands - a survey of 125 homes revealed that planted

- d) safety – public works crew he has talked to are not happy with speed of cars and buses on Craigflower when they are working in the landscaped medians; creates a dangerous working condition. Merging into traffic is also harder and especially dangerous when turning left.
- e) cyclists – have told him that 50 km is too fast a speed for vehicles and buses as the medians reduce lane width.
- f) Ironwood condos – he asked who paid for the sidewalk and planted medians on Craigflower Road in front of the condos including the crosswalk and signs.

Mayor Desjardins requested staff to bring back a report on the speed limit of 50 km and lighting issues along Craigflower Road, and to review this with VIC PD as well.

Kathleen Troger of Shirley Road spoke to the Craigflower medians and stated the unplanted, asphalt medians are not attractive, have skid marks, and create safety concerns. The lighting is inadequate and she would like to see the type of lighting on Esquimalt Road. The crosswalk is not visible and it would be helpful to have flashing lighting embedded in the pavement similar to what they have in View Royal. She questioned why the sidewalks on Craigflower are not continuous and are only on one side of the road. Pedestrians walk in the bike lanes and some 45 First Nations students walk on Esquimalt Road.

6. DELEGATIONS

- (1) John and Barbara Noyes, Garthland – Sioux Neighbours, Re: Craigflower Road Median Islands

Mr. Noyes stated the neighbours are generally pleased with the improvements with left hand turns and landscaping, however, there are still issues to be addressed.

Craigflower Road is not uniform with some medians planted, which are more attractive. There has to be a balance of transportation and land use with the objective to achieve neighbourhood values. There is glaring inconsistency between Tillicum and Garthland with 3 of 5 new islands planted, and no islands are planted between Sioux and Garthland. Neighbours are questioning where the Council and planners were, and why was there not accurate information provided during the planning phase. The medians are not what the neighbourhood expected and he questioned the median design process being an imbalance of asphalt and landscaped. Mr. Noyes stated that until the situation is rectified with all the medians planted, all 128 residents in the neighbourhood will not be satisfied, and he urged Council to direct staff to fix Craigflower Road medians.

7.

STAFF REPORTS

Administration

- (1) Changes to Appointment of Directors and Officers, Deputy and Acting Appointments, Staff Report No. ADM-09-060

Mayor Desjardins welcomed Mr. Miller, new Director of Engineering and Public Works.

Moved by Councillor Linge, seconded by Councillor Brame:

- 1) That the following persons be appointed to the positions indicated:
 - (i) Laurie Hurst – Chief Administrative Officer/Deputy Corporate Administrator effective September 9, 2009
 - (ii) Jeff Miller – Director of Engineering and Public Works effective October 26, 2009; and
- 2) That the following appointment be rescinded effective August 22, 2009
 - (i) Gilbert Côté – Director of Engineering and Public Works

The motion **CARRIED**.

Finance

- (1) Revenue Anticipation Borrowing Bylaw, Staff Report No. FIN-09-029

Chief Administrative Officer Laurie Hurst explained that the Township's bank requires a Revenue Anticipation Borrowing Bylaw in the amount of 10% of the operating budget, or \$2.5 million, as security for the General Account overdraft.

Moved by Councillor Hundleby, seconded by Councillor Brame that the Revenue Anticipation Borrowing Bylaw, 2009, No. 2721, for the year 2010 in the amount of \$2,500,000, be given 1st, 2nd and 3rd reading.

The motion **CARRIED**.

Development Services

- (2) Development Permit, 883 Admirals Road [Strata Lot 1, Section 2, Esquimalt District, Strata Plan VIS2241, together with an interest in the common property in proportion to the unit entitlement of the strata lot], Staff Report No. DEV-09-69

Director of Development Services Barb Snyder stated that the development permit application is for a purpose built duplex on a now empty lot. It complies with all current zoning requirements and design guidelines in the Official Community Plan. Notices were sent to adjacent property owners on October 22nd, 2009 and no comments were received.

Moved by Councillor Linge, seconded by Councillor Garrison that the application for a Development Permit, limiting the form and character of development to that shown on architectural plans prepared by McNeil Building Designs Ltd., stamped "Received August 4, 2009", and on the landscape plan prepared by Koi Dragon Enterprises Ltd., stamped "Received October 7, 2009", be approved, issued and registered on the title of Strata Lot 1, Section 2, Esquimalt District, Strata Plan VIS2241, together with an interest in the common property in proportion to the unit entitlement of the strata lot [883 Admirals Road].
The motion **CARRIED**.

8. MAYOR'S AND COUNCILLORS' REPORTS

There were no reports.

9. REPORTS FROM COMMITTEES

- (2) Draft Minutes of the Access Awareness Advisory Committee meeting, September 9, 2009

Moved by Councillor Garrison, seconded by Councillor Brame that the draft Minutes of the Access Awareness Advisory Committee meeting, September 9, 2009 be received.
The motion **CARRIED**.

- (3) Minutes of the Parks and Recreation Advisory Committee meeting, September 10, 2009

Moved by Councillor Garrison, seconded by Councillor Brame that the Minutes of the Parks and Recreation Advisory Committee meeting, September 10, 2009 be received.
The motion **CARRIED**.

- (4) Minutes of the October 6, 2009 Centennial Celebrations Select Committee meeting, October 6, 2009

Moved by Councillor Garrison, seconded by Councillor Brame that the Minutes of the October 6, 2009 Centennial Celebrations Select Committee meeting, October 6, 2009 be received.
The motion **CARRIED**.

- (5) Draft Minutes of the Arts, Culture and Special Events Advisory Committee meeting, October 7, 2009

Moved by Councillor Garrison, seconded by Councillor Brame that the Draft Minutes of the Arts, Culture and Special Events Advisory Committee meeting, October 7, 2009 be received.
The motion **CARRIED**.

- (6) Draft Minutes of the Advisory Planning Commission meeting, October 20, 2009

Moved by Councillor Garrison, seconded by Councillor Brame that the draft Minutes of the Advisory Planning Commission meeting, October 20, 2009 be received.
The motion **CARRIED**.

10. COMMUNICATIONS

- (1) Letter from the Esquimalt Celebration of Lights Committee, dated October 12, 2009, Re: Esquimalt's 4th Celebrations of Lights Event, Tuesday, December 1, 2009

Moved by Councillor Brame, seconded by Councillor Garrison that the letter from the Esquimalt Celebration of Lights Committee, dated October 12, 2009, Re: Esquimalt's 4th Celebrations of Lights Event, Tuesday, December 1, 2009 be received.

The motion **CARRIED**.

Councillor Brame stated that the Celebration of Lights will be held December 1st. Mayor Desjardins and Councillor Gaul noted they will participate on the Esquimalt Float in the parade. Councillor Brame added the Committee is seeking volunteers and anyone interested should email her. Councillor Brame also noted the Victoria Santa Claus parade is being held November 28th.

- (2) Letter from the Capital Regional District, dated October 20, 2009, Re: Millstream Site Remediation – Invitation to Participate in an Advisory Committee to Review Cost Sharing

Moved by Councillor Hundleby, seconded by Councillor Brame that the letter from the Capital Regional District, dated October 20, 2009, Re: Millstream Site Remediation – Invitation to Participate in an Advisory Committee to Review Cost Sharing be received.

The motion **CARRIED**.

Mayor Desjardins stated that she will continue to liaise with this Committee as she can, however, she is unable to participate as a member.

- (3) Letter from Geoff Pearce, dated October 20, 2009, Re: Regional Cost Sharing of E & N Rail Corridor

Moved by Councillor Garrison, seconded by Councillor Hundleby that the letter from Geoff Pearce, dated October 20, 2009, Re: Regional Cost Sharing of E & N Rail Corridor be received.

The motion **CARRIED**.

- (4) Letter from the Victoria Police Department, dated October 28, 2009, Re: TAGS 2009 International Graffiti Conference

Moved by Councillor Garrison, seconded by Councillor Hundley that the letter from the Victoria Police Department, dated October 28, 2009, Re: TAGS 2009 International Graffiti Conference be received.

The motion **CARRIED**.

- (5) Email from Jeff Bray, Shaw Communications, dated October 26, 2009, Re: Opposition to Any Fee-for-Carriage to Broadcast Existing Signals

Moved by Councillor Brame, seconded by Councillor Hundley that the email from Jeff Bray, Shaw Communications, dated October 26, 2009, Re: Opposition to Any Fee-for-Carriage to Broadcast Existing Signals be received.

The motion **CARRIED**.

11. **BYLAWS**

For Adoption

- (1) Towing Company Regulation Bylaw, 1997, No. 2272 Amendment Bylaw [No. 1], 2009, No. 2722

Moved by Councillor Linge, seconded by Councillor Hundley that Towing Company Regulation Bylaw, 1997, No. 2272 Amendment Bylaw [No. 1], 2009, No. 2722 be adopted.

The motion **CARRIED**.

12. **NOTICE OF MOTION**

- (1) Policy on Youth Involvement in the Community

Councillor Brame noted that the Township's Strategic Plan encourages the engagement of youth in the community and she would like to see that in a formal policy document. The Notice of Motion will be brought back to a future Council or Committee of the Whole meeting for discussion.

13. **PUBLIC QUESTION AND COMMENT PERIOD**

Barbara Noyes of Garthland Road spoke to the upgrade of Craigflower Road and the overwhelming sentiment of the neighbourhood that the median landscaping issue must be resolved to their satisfaction. She stated they have lived with the neglect of the municipality with respect to the safety issues of inadequate sidewalks, crosswalks and traffic concerns and will not tolerate inaction any longer. Mrs. Noyes stated the work has to be done now, it has to be done right, the neighbourhood has waited for years and there is no longer room for tolerance or patience. Cynicism is growing.

Mrs. Noyes asked for the rationale of digging up a median again to fix a gas line after the landscaping had already been done.

Sonia Kofler of Shirley Road spoke to the Craigflower median project noting that construction has been going on for 1.5 years with three routes in and out of the area backed up on a daily basis. She said that no one is happy that some medians are planted and some are not, it is not what the residents asked for, and it hurts her as a taxpayer to ask Council to spend more money to fix the medians so that all are landscaped.

Mayor Desjardins requested a full report from staff with chronology of Open Houses held, full costs of redoing medians and options.

Mayor Desjardins expressed appreciation to the ETAG Committee for the amazing two day international symposium on graffiti held October 21 - 22; it was well attended with participants from around the world. Mayor Desjardins stated every person received a different piece of artwork done by Bill Reid, and held up the framed print that was given the Township.

Mayor Desjardins requested that the ETAG Committee be advised that Council would like the Committee to debrief on the conference and prepare a report to Council on a process of dealing with graffiti.

Mayor Desjardins noted the amazing event of the Japanese Garden ceremony held October 25th. Esquimalt is very proud to be the first in all of North America to redo its Japanese Garden.

Mayor Desjardins noted the successful Macaulay Point Open House held October 24th to gather the views of users with respect to meeting their expectations while maintaining the DND property to a high standard.

Mayor Desjardins noted the well attended Harvest of Arts art show event at the Recreation Centre on October 25th.

14.

RISE AND REPORT

- (1) Rise and Report from the *In Camera* meeting, October 19, 2009

Mayor Desjardins read the Rise and Report.

BE IT RESOLVED THAT the Township of Esquimalt Council does not support McLoughlin Point as a site for sewage treatment:

WHEREAS the peer review identified concerns with the McLoughlin Point site; and

WHEREAS Stantec Consulting identified further concerns with the McLoughlin Point site as the highest risk under Options 1A, B, and C; and

WHEREAS McLoughlin Point is too small to accommodate both the liquid and solid waste treatment plants; and

WHEREAS it has been identified that locating treatment facilities for both liquid and solid waste streams on a single site results in significant cost savings (\$90 million quoted); and

WHEREAS locating treatment facilities at separate sites necessitates transportation of sludge that potentially would involve trucking; and

WHEREAS the Township of Esquimalt Council and residents have steadfastly been opposed to trucking sludge through Esquimalt streets;

• NOW THEREFORE the Township of Esquimalt Council continues to urge, at all opportunities, the Capital Regional District to fully explore and evaluate alternative sites and available technologies for sewage treatment, including IRM, before the December deadline.

11. MOTION TO GO IN CAMERA

Moved by Councillor Brame, seconded by Councillor Hundleby 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.
The motion **CARRIED**.

12. ADJOURNMENT

Moved by Councillor Brame, seconded by Councillor Linge that the meeting be adjourned at 8:45 p.m.
The motion **CARRIED**.

MAYOR OF THE CORPORATION OF THE
TOWNSHIP OF ESQUIMALT
THIS 16th DAY OF NOVEMBER, 2009

CERTIFIED CORRECT:

CAROLLYNE EVANS
CORPORATE ADMINISTRATOR