



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

**MINUTES
SPECIAL MEETING
OF MUNICIPAL COUNCIL
MONDAY, JULY 12, 2010**

**8:23 P.M.
COUNCIL CHAMBERS**

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

STAFF: Scott Hartman, Acting Chief Administrative Officer
Barbara Snyder, Director of Development Services
Robin Middleton, Director of Financial Services
Diane Knight, Executive Assistant

1. **CALL TO ORDER**

Mayor Desjardins called the meeting to order at 8:23 p.m.

2. **LATE ITEMS**

There were two late items:

- (1) Motion to Reconsider 1233 Juno Street as 6 (10);
- (2) Letter from FCM dated June 28, 2010 as Item 8 (2)

3. **APPROVAL OF THE AGENDA**

Moved by Councillor Brame, seconded by Councillor Linge that the Agenda be approved as amended.
The motion **CARRIED UNANIMOUSLY**.

4. **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 and there was none.

5. **HEARING**

(1) **HEARING – DEVELOPMENT VARIANCE PERMIT
[532 PARADISE STREET]**

Mayor Desjardins called the Hearing for Development Variance Permit application at 532 Paradise Street to order at 7:24 p.m.

Barbara Snyder, the Director of Development Services, gave an overview of the application and advised that there had been a stream at that location which has since been culverted.

Mayor Desjardins called three times for public input.

There being no public input, Mayor Desjardins declared the hearing closed at 7:29 p.m.

HEARING STAFF REPORT

- (2) Development Variance Permit, 532 Paradise Street, [Lot 44, Block F, Section 11, Esquimalt District, Plan 292], Staff Report No. DEV-10-051

Moved by Councillor Linge, seconded by Councillor Hundleby that the application for a Development Variance Permit authorizing the construction shown on the site plan and construction drawings #1 through #8, prepared by O'Keefe Interior Design, stamped "Received April 16, 2010", and sited

based on the survey prepared by Richard J. Wey and Associates, stamped "Received April 16, 2010" and including the following variance be **approved, issued and registered** on the title of Lot 44, Block F, Section 11, Esquimalt District Plan 292 [532 Paradise Street].

Bylaw 1992, No. 2050, Section 34(9)(ii) – Interior Side Yard Setback - a 0.40 metre decrease in the required 3.0 metre setback between the principal building and the eastern property line, i.e. from 3.0 metres to 2.6 metres.

The motion **CARRIED UNANIMOUSLY**.

6. **STAFF REPORTS**

Finance

- (1) Audited Financial Statements, Staff Report No. FIN-10-014

Moved by Councillor Hundleby, seconded by Councillor Brame that Council receive the Township's audited financial statements for the year ended December 31, 2009.

The motion **CARRIED UNANIMOUSLY**.

- (2) 2009 Statement of Financial Information, Staff Report No. FIN-10-015

Moved by Councillor Garrison, seconded by Councillor Brame that Council review and approve the Township's 2009 Statement of Financial Information.

The motion **CARRIED UNANIMOUSLY**.

- (3) 2009 Annual Report, Staff Report No. FIN-10-019
[Distributed and available separately]

Moved by Councillor Brame, seconded by Councillor Hundleby that Council adopt the Township's 2009 Annual Report.

The motion **CARRIED UNANIMOUSLY**.

- (4) Council Policy – Local Grants Policy NO. ADMIN – 32, Staff Report No. FIN-10-017

Robin Middleton, Director of Financial Services, spoke to her staff report.

Moved by Councillor Garrison, seconded by Councillor Brame that Council review and approve the attached updates to Local Grants Policy NO. ADMIN – 32 to clarify its intention regarding the distribution of local grant funds.

Comments from Council include:

- The wording change does accomplish clarification regarding allocation of funds;

- Discussion took place regarding including members of the public on the Local Grants Committee and that this may add another step to the process.

The question was asked regarding how often a final report is received from the applicant

The Director of Financial Services noted that the Township does follow up on a final report from the applicants but did agree this requirement could be tightened up.

The Question was called on the motion and declared **CARRIED UNANIMOUSLY**.

- (5) Greater Victoria Film Commission Late Grant Application, Staff Report No. FIN-10-018

The applicant, Jo Anne Walters, requested permission to speak at the meeting. The purpose of her application is to increase and enhance marketing of Victoria as a filming destination. She serves as a liaison with municipalities to help find filming locations. She noted that she is being supported by other municipalities. Mayor Desjardins encouraged her to approach the CRD as well as the other municipalities to obtain grant funding.

Moved by Councillor Brame, seconded by Councillor Garrison that Council approve the Greater Victoria Film Commission's application for a Local Grant in the amount of \$1,000. The motion **CARRIED UNANIMOUSLY**.

- (6) Local Grant Application – Canadian Motorcycle Cruisers, Staff Report No. FIN-10-016

The applicant, Mike Horner, advised that the grant funding would be used for rental of the curling rink, staging and use of the parking lot at Archie Browning Recreation Centre. The grant is to provide a last wish for a child in Esquimalt and to raise \$15,000. Canadian Motorcycle Cruisers (CMC) are working with the Children's Wish Foundation in this initiative. CMC has been in Esquimalt for three years and has a membership of 81. Mr. Horner is working with Esquimalt Parks and Recreation to finalize costs for this event.

Council raised concerns regarding policing issues at last years CMC event and Mr. Horner noted that CMC will work with the Victoria Police this year.

Council requested a balance of the remaining funds available for Local Grants.

Moved by Councillor Linge, seconded by Councillor McIldoon

that Council approve the Canadian Motorcycle Cruisers application for a Local Grant grant in the amount of \$2400.
The motion **CARRIED UNANIMOUSLY**.

Parks and Recreation

- (7) Agreement with Canadian Sports Centre Pacific, Staff Report No. P&R-10-008

Moved by Councillor Brame, seconded by Councillor Garrison that Council authorize staff to enter into a partnership agreement with Canadian Sports Centre Pacific for use of the Esquimalt recreation facilities for their athletes.

The motion **CARRIED UNANIMOUSLY**.

- (8) ABSC Paint Tender, Staff Report No. P&R-10-009

Moved by Councillor Hundleby, seconded by Councillor Brame that Council award the contract for the Archie Browning Sports Centre Paint Tender to Empress Painting in the amount of \$54,270 plus applicable taxes.

The motion **CARRIED UNANIMOUSLY**.

Development Services

- (9) OCP Amendment and Rezoning, 398 Fraser Street, [Lot 6, Section 11, Esquimalt District, Plan 5510], Staff Report No. DEV-10-049

Councillor Linge left the meeting at 9:20 pm due to a conflict of interest because of his professional relationship with the matter.

The Director of Development Services advised that, unless the zoning is changed, if the property does not change hands, the township loses out. If Council wishes to use this property for something other than parkland, staff need to be advised.

Councillor Brame made a motion to invite the executor to this meeting or another meeting to speak to questions regarding the conditions of the estate. This motion was withdrawn after discussion.

Staff acknowledged that more information is required.

Moved by Councillor Hundleby, seconded by Councillor Brame that staff report back to Council with information regarding usage and financing alternatives for property given potential park zoning.

Comments from Council include:

- Suggest that Council accept this gracious gift and move forward;
- Concern that one use of property does not include selling the property;

- Suggestion that the maintenance fund could be used to tear down the house.

The Question was called on the motion and declared **CARRIED UNANIMOUSLY**.

Moved by Councillor Garrison, seconded by Councillor McIlldoon that:

1. Bylaw No. 2742, which would amend Official Community Plan Bylaw, 2006, No. 2646 by changing the land use designation of Lot 6, Section 11, Esquimalt District, Plan 5510 [398 Fraser Street], shown cross-hatched on Schedule 'A' attached hereto, from Single and Two Unit Residential to Parks and Open Space, be given first and second reading; and
2. Bylaw No. 2743, which would amend Zoning Bylaw, 1992, No. 2050 by changing the zoning designation of Lot 6, Section 11, Esquimalt District, Plan 5510 [398 Fraser Street], shown cross-hatched on Schedule 'A', attached hereto, from RS-1 [Single Family Residential] to P-2 [Parks and Open Space], be given first and second reading; and
3. That a Public Hearing be scheduled.

The motion **CARRIED UNANIMOUSLY**.

Councillor Linge returned to the meeting at 9:29 p.m.

- (10) Motion to Reconsider – 1233 Juno Street

Moved by Mayor Desjardins, seconded by Councillor Linge that Council reconsider the vote taken at the July 5, 2010 meeting regarding the Application for Development Permit, 1233 Juno Street, [Lot 2, Block B, Suburban Lot 49, Esquimalt District, Plan 772].

The motion **CARRIED** with Mayor Desjardins, Councillors Brame, Gaul and Linge in favour and Councillors McIlldoon, Hundleby and Garrison opposed.

7. REPORTS FROM COMMITTEES

- (1) Committee of the Whole Report, July 12, 2010
[Motion to approve the recommendations]

Moved by Councillor Brame, seconded by Councillor Garrison to approve the recommendations in the Committee of the Whole Report, July 12, 2010.

The motion **CARRIED UNANIMOUSLY**.

8. COMMUNICATIONS

- (1) Letter from Dean Fortin, Chair, Victoria Police Board, dated June 25, 2010, Re: Contract with Palidor Communications Inc.

Moved by Councillor Hundleby, seconded by Councillor Brame that Council draft correspondence to the Police Board informing them that Council is not in agreement with the project or the costs as outlined in the letter from Victoria Police Board dated June 25, 2010, and that Council supports Mayor Desjardins in her vote against the budget increase.
The motion **CARRIED UNANIMOUSLY**.

- (2) Letter from FCM dated June 28, 2010

Moved by Councillor Garrison, seconded by Councillor Gaul that Council approve the attendance of Mayor Desjardins at the FCM Standing Committees.
The motion **CARRIED UNANIMOUSLY**.

- (3) Union of BC Municipalities (UBCM)
Mayor Desjardins, Councillors Hundleby, McIlldoon and Gaul will be attending UBCM in September 2010.

9. NOTICE OF MOTION

- (1) Living Wage Policy

The Notice of Motion prepared by Councillor Garrison was received and will be brought forward to the August 16, 2010 Council meeting.

10. RISE AND REPORT

- (1) From the *In Camera* Council Meeting, July 7, 2010

Mayor Desjardins rose and reported on Esquimalt Council's Position on the Sewage Treatment Plant Site (McLoughlin Point).

11. PUBLIC QUESTION AND COMMENT PERIOD

Muriel Dunn of Old Esquimalt Road spoke about sending out material to residents regarding community initiatives. Mayor Desjardins suggested that she send it to Administration for information before distributing to the community.

Mayor Desjardins stated that the municipality appreciates residents helping to get the word out to the community.

12. ADJOURNMENT

Moved by Councillor Hundleby, seconded by Councillor Brame that the Regular Meeting of Council be adjourned at 9:55 p.m.
The motion **CARRIED UNANIMOUSLY**.

MAYOR OF THE CORPORATION OF THE
TOWNSHIP OF ESQUIMALT
THIS 04TH DAY OF OCTOBER, 2010

CERTIFIED CORRECT:

SCOTT HARTMAN
ACTING DEPUTY CORPORATE ADMINISTRATOR