



# **CORPORATION OF THE TOWNSHIP OF ESQUIMALT**

**MINUTES  
SPECIAL MEETING  
OF MUNICIPAL COUNCIL  
MONDAY, NOVEMBER 14, 2011**

**5:45 P.M.  
COUNCIL CHAMBERS**

**PRESENT:**

Mayor Barbara Desjardins  
Councillor Meagan Brame  
Councillor Dave Hodgins  
Councillor Lynda Hundleby  
Councillor Robert McKie  
Councillor Tim Morrison  
Councillor David Schinbein

**STAFF:**

Laurie Hurst, Chief Administrative Officer  
Barbara Snyder, Director of Development Services  
Karen Blakely, Director of Financial Services  
Scott Hartman, Director of Parks and Recreation Services  
Anja Nurvo, Manager of Corporate Services  
Louise Payne, Recording Secretary

1. **CALL TO ORDER**

Mayor Desjardins called the Special Meeting of Council to order at 5:45 p.m.

2. **MOTION TO GO *IN CAMERA***

**MOTION:** Moved by Councillor Brame/Councillor Linge:  
That Council convene *In Camera* pursuant to Section 90 of the *Community Charter* to discuss:

- The receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose; and
- ; and
- The consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party;

in accordance with Section 90 (1) (c), (e) and 90 (2) (b) of the *Community Charter*, and that the general public be excluded.

**CARRIED UNANIMOUSLY.**

**RECONVENE THE SPECIAL MEETING OF COUNCIL**

3. **MOTION:** Moved by Councillor Gaul/Councillor Brame:  
That the Special Meeting of Council reconvene at 7:39 p.m.

**CARRIED UNANIMOUSLY.**

4. **LATE ITEMS**

The following late items were introduced:

- (1) Add to Agenda Item 8.(5) – 521-529 Comerford Street, Request to Waive 6 Month Waiting Period for Re-Application
- (2) Deletion of Agenda Item 8.(2) – Local Grants – Esquimalt High School Athletic Program Distribution, Staff Report No. FIN-11-044

**MOTION:** Moved by Councillor Hundleby/Councillor Brame:  
That concerns regarding the Greater Victoria Public Library Board 2012 Budget and Five Year Financial Plan – Provisional be added to the Agenda as Item 12.(4).

**CARRIED UNANIMOUSLY.**

5. **APPROVAL OF THE AGENDA**

**MOTION:** Moved by Councillor Linge/Councillor Brame:  
That the Agenda be approved as amended.

**CARRIED UNANIMOUSLY.**

6. **MINUTES**

**MOTION:** Moved by Councillor Brame/Councillor Gaul:  
That the following minutes be adopted as circulated:

- (1) Minutes of the Special Meeting of Council, November 7, 2011
- (2) Minutes of the Regular Meeting of Council, November 7, 2011

**CARRIED UNANIMOUSLY.**

7. **PUBLIC INPUT**

*Muriel Dunn, resident,* reported that during the past two weeks, in four different areas of the municipality, she had received complaints about garbage pickup. She inquired whether the Township still provides door to door garbage pickup. She stated that garbage personnel were not accommodating long time residents with the placement of their garbage cans for pickup, and they were not putting the lids back on the garbage cans after they were emptied.

*Rod Lavergne, resident,* expressed concern for only \$38,000 for land and improvements budgeted for the Eva Chafe house.

*Steve Kleinman, resident,* expressed his appreciation to Council for their enforcement initiative for the squirrels and deer feeding problem.

8. **STAFF REPORTS**

*Finance*

- (1) Eva Chafe Reserve Fund, Staff Report No. FIN-11-043

**MOTION:** Moved by Councillor Linge/Councillor Gaul:  
That the Council of the Corporation of the Township of Esquimalt:

1. Approve the establishment of a special Reserve Fund named the "Eva Chafe Reserve Fund" as set out in Report No. FIN-011-043.
2. Give **1st, 2nd and 3rd reading** to the Eva Chafe Reserve Fund, Bylaw 2011, No. 2782.

**CARRIED UNANIMOUSLY.**

- (2) Local Grants – Esquimalt High School Athletic Program Distribution, Staff Report No. FIN-11-044

This Agenda item was deleted.

*Engineering and Public Works*

- (3) Update on Enforcement of Bylaw No. 2630 – Garbage Disposal, Staff Report No. EPW-11-023

The Director of Engineering and Public Works answered questions from Council. A discussion ensued on problems with garbage pickups, and it was agreed to have further review of curbside versus backyard garbage pickup in the new year.

**MOTION:** Moved by Councillor Brame/Councillor Hundleby:  
That Staff Report No. EPW-11-023 be received for information.

**CARRIED UNANIMOUSLY.**

*Development Services*

- (4) Regulations Regarding the Feeding of Squirrels and Deer, Staff Report No. DEV-11-101

**MOTION:** Moved by Councillor Brame/Councillor Hundleby:

1. That **1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> reading** of Bylaw No. 2779 which would amend the Maintenance of Property Bylaw No. 2180 to prohibit the feeding of squirrels or deer **be rescinded**;
2. That **1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> reading** of Bylaw No. 2780 which would amend the Ticket Information Utilization Bylaw No. 2619 to authorize tickets to be issued and establish a fine for the feeding of squirrels or deer **be rescinded**;
3. That the amended Bylaw No. 2779 which would amend the Maintenance of Property Bylaw No. 2180 to prohibit the feeding of Eastern Grey squirrels or deer be given **1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> readings**;
4. That the amended Bylaw No. 2780 which would amend the Ticket Information Utilization Bylaw No. 2619 to authorize tickets to be issued and establish a fine for the feeding of Eastern Grey squirrels or deer be given **1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> readings**.

**CARRIED UNANIMOUSLY.**

Councillor Linge declared a conflict of interest with the upcoming Agenda item and left the meeting at 8:10 p.m.

- (5) 521-529 Comerford Street – Request to Waive 6 Month Waiting Period for Re-Application

The Chief Administrative Officer advised Council that the decision to allow this to be added as a late item was to permit this Council to deal with the request to bring back a new Development Permit application before the 6 month period, which application would have to go through the entire Development Permit review process.

**MOTION:** Moved by Councillor Hundleby/Councillor Gaul:

That Council waive the 6 month waiting period for a new application, as set out in the Development Approval Procedures Bylaw, 2003, No. 2562, for the proposed development located at 521-529 Comerford Street.

**CARRIED** (with Councillor McIlDoon opposed).

Councillor Linge rejoined the meeting at 8:18 p.m.

**9.**

**BYLAWS**

*For Adoption*

- (1) Council Procedure Bylaw, 2009, No. 2715, Amendment Bylaw [No. 1], 2011, No. 2781

**MOTION:** Moved by Councillor Linge/Councillor Gaul:  
That Council Procedure Bylaw, 2009, No. 2715, Amendment Bylaw [No. 1], 2011, No. 2781 be **adopted**.

**CARRIED UNANIMOUSLY.**

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

- (1) Report from Mayor Barbara Desjardins, Re: Public Forum on Taxation and Service Provision Report

Mayor Desjardins reported on the Public Forum as being well attended and providing interesting community feedback to Council. She advised that "next steps" will be community input sessions.

**MOTION:** Moved by Councillor Brame/Councillor Hundleby:  
That the report from Mayor Desjardins regarding the Public Forum on Taxation and Service Provision Report be received for information.

**CARRIED UNANIMOUSLY.**

**11. REPORTS FROM COMMITTEES**

- (1) Committee of the Whole Report, November 14, 2011

**MOTION:** Moved by Councillor Linge/Councillor Hundleby:  
That Council approve the following recommendations from the Committee of the Whole meeting of November 14, 2011:

1. Request for Capital Project Funds for Purchase of GPS Survey Equipment, Staff Report No. EPW-11-024

That Council approve:

- a) The allocation of \$20,000 from the Capital Project Reserve for the purchase of the GPS survey equipment; and
  - b) That Staff proceed with discussions with CRD for the purchase of the GPS survey equipment currently on loan.
2. Development Permit, 1054 Colville Road [Lot 8, Block 13, Section 10, Esquimalt District, Plan 2546], Staff Report No. DEV-11-099

That the application for a Development Permit, limiting the form and character of development to that shown on architectural plans provided by Hartmann's Drafting and Design, stamped "Received November 3, 2011", and on the landscape plan prepared by Silverleaf Landscapes, stamped "Received November 3, 2011", and sited as detailed on the survey plan prepared by Glen Mitchell Land Surveying Inc., stamped "Received October 28, 2011", for the proposed duplex located at Lot 8, Block 13, Section 10, Esquimalt District, Plan 2546 [1054 Colville Road], be forwarded to Council with **a recommendation of approval**, subject to staff completing appropriate notification

and a Development Permit being returned to Council for consideration.

3. Graffiti in the Community, Staff Report No. DEV-11-100

That Staff Report No. DEV-11-100 be received for information.

**CARRIED UNANIMOUSLY.**

(2) Draft minutes from the Environmental Advisory Committee meeting, October 27, 2011

**MOTION:** Moved by Councillor Hundleby/Councillor Linge:  
That the draft minutes from the Environmental Advisory Committee meeting held October 27, 2011 be received.

**CARRIED UNANIMOUSLY.**

(3) Memorandum from the Environmental Advisory Committee, dated November 8, 2011, Re: Remaining 2011 Committee Budget Funds

The Chief Administrative Officer explained that the Committee was requesting approval to carry over funds for an unfinished project – implementation of shopping bag reduction program and green event strategy. Council expressed concern that the request does not specify the amount of money and for what, specifically, it will be used.

**MOTION:** Moved by Councillor Linge/Councillor Gaul:  
That further consideration of the request from the Environmental Advisory Committee, in its memorandum dated November 8, 2011, be **postponed** until the Committee provides Council with clarification on the amount of money to be carried over into 2012 and an itemized budget showing how this money would be used.

**CARRIED UNANIMOUSLY.**

(4) Memorandum from the Environmental Advisory Committee, dated November 8, 2011, Re: Feeding of Wildlife – Education and Signage

**MOTION:** Moved by Councillor Gaul/Councillor Linge:  
That the memorandum from the Environmental Advisory Committee dated November 8, 2011 regarding Feeding of Wildlife – Education and Signage be received.

**CARRIED UNANIMOUSLY.**

**12. COMMUNICATIONS**

(1) Report from the Esquimalt Lantern Festival, dated November 4, 2011, Re: Esquimalt Lantern Festival Event September 24, 2011

Council directed that the local grants committee review “in kind” donations for community events.

**MOTION:** Moved by Councillor Brame/Councillor Hundleby:  
That the report from the Esquimalt Lantern Festival dated November 4, 2011 regarding the Esquimalt Lantern Festival Event September 24, 2011 be received.

**CARRIED UNANIMOUSLY.**

- (2) Letter from Tom Stamatakis, British Columbia Police Association, dated November 1, 2011, Re: Proposal to Contract with the RCMP

Council requested that staff provide additional information about Collective Agreements in general.

**MOTION:** Moved by Councillor Brame/Councillor Gaul:  
That the letter from Tom Stamatakis, British Columbia Police Association dated November 1, 2011 regarding proposal to contract with the RCMP be received.

**CARRIED UNANIMOUSLY.**

- (3) Letter from Randall Garrison, MP, dated November 7, 2011, Re: Canada – European Union Comprehensive Economic and Trade Agreement

**MOTION:** Moved by Councillor Brame/Councillor Linge:  
That the letter from Randall Garrison, MP dated November 7, 2011 regarding Canada – European Union Comprehensive Economic and Trade Agreement be received.

**CARRIED UNANIMOUSLY.**

- (4) Concerns Re: Greater Victoria Public Library Board 2012 Budget and Five Year Financial Plan – Provisional

Councillor Hundleby, Council's representative on the Greater Victoria Public Library Board, outlined discussions concerning budget increases for 2012 and requested Council's input.

The following comments were made by Council:

- Concerned about overall increase in 2012 taxes; asked to review services and whether can continue to provide all now being provided;
- Would like to know what impacts on services would be if there were no tax increases in 2012;
- Need Sunday Library services but do we need Monday? (*Collective Agreements would have to be changed to allow this*);
- Have heard very strong concerns for any reduction in Library hours/programs/collections;
- High Library use in Esquimalt; therefore any reduction in services would have a significant impact;

**MOTION:** Moved by Councillor Hundleby/Councillor Gaul:  
That a letter be sent to the Chair, Greater Victoria Public Library Board confirming receipt of their October 28, 2011 letter and

provisional 2012 budget, and requesting a delegation responding to our questions regarding impacts of possible reductions in municipal contributions by the end of January, 2012.

**CARRIED UNANIMOUSLY.**

**13. PUBLIC QUESTION AND COMMENT PERIOD**

*Dave Hodgins, resident,* requested that Council share information regarding representation rights of the employees of the Victoria City Police Union, as outlined in the BC Police Association letter dated November 1, 2011 [Agenda Item 12(2)].

Mayor Desjardins advised that the municipality was still in process with the Request For Proposals for policing services.

*Sandra Dixon, resident,* expressed concern with garbage pick up and her elderly neighbours who have to drag their garbage bin down the driveway in order for it to be emptied.

*Bob McKie, resident,* expressed concern with the municipality's proposed relationship with the RCMP and comments made by BC Police Association [Agenda Item 12(2)].

Mayor Desjardins advised that the municipality was still in process with the Request for Proposals for policing services.

*Muriel Dunn, resident,* expressed concern that the Township's garbage collectors do not make an effort to put lids back on garbage cans once they have been emptied. Municipality needs to examine how garbage is collected.

*Dave Schinbein, resident,* expressed concern with the community grant funding used to support the Esquimalt Lantern Festival Event to pay for musical entertainment as well as the waiving of rental costs for the stage.

**14. ADJOURNMENT**

**MOTION:** Moved by Councillor Hundleby/Councillor Gaul:  
That the Special Meeting of Council be adjourned at 8:57 p.m.

**CARRIED UNANIMOUSLY.**

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MAYOR OF THE CORPORATION OF THE  
TOWNSHIP OF ESQUIMALT  
THIS 12th DAY OF DECEMBER, 2011

CERTIFIED CORRECT:

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ANJA NURVO  
CORPORATE OFFICER