



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

MINUTES
REGULAR MEETING
OF MUNICIPAL COUNCIL
MONDAY, JANUARY 16, 2012

7:02 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
Jeff Miller, Director of Engineering & Public Works
David Ward, Fire Chief
Anja Nurvo, Manager of Corporate Services
Mary Turner, Deputy Director of Finance & IT
Louise Payne, Recording Secretary

1. **CALL TO ORDER**

Mayor Desjardins called the meeting to order at 7:02 p.m.

2. **LATE ITEMS**

MOTION: Moved by Councillor McKie/Councillor Morrison:

The following items be added to the Agenda:

1. As Item 8. (4): Council Strategic Priorities Chart, Staff Report No. ADM-12-004;
2. As new Item 13. (and renumber balance of Agenda): Rise and Report from Special *In Camera* meeting held January 16, 2012

CARRIED UNANIMOUSLY.

3. **APPROVAL OF THE AGENDA**

MOTION: Moved by Councillor McKie/Councillor Morrison:

That the Agenda be approved as amended.

CARRIED UNANIMOUSLY.

4. **MINUTES**

MOTION: Moved by Councillor Brame/Councillor Hundleby:

That the Minutes of the following meetings be approved as circulated:

- (1) Minutes of the Special Meeting of Council, December 12, 2011
- (2) Minutes of the Special Meeting of Council, December 19, 2011
- (3) Minutes of the Special Meeting of Council, January 9, 2012

CARRIED UNANIMOUSLY.

5. **PRESENTATIONS**

Mayor Desjardins asked for a Moment of Silence for Mr. Joe Wilson, the last survivor of the sinking of the H.M.C.S. Esquimalt on April 16, 1945, who died on Sunday, January 1, 2012 at 100 Mile House, BC.

- (1) Karel Roessingh, Chair, Greg Bunyan, Vice Chair, Maureen Sawa, CEO and Donna Philips, Finance Manager/Treasurer, Greater Victoria Public Library Board (2012) Budget

Mr. Karel Roessingh and Ms. Maureen Sawa presented a PowerPoint presentation on the Greater Victoria Public Library Board's 2012 Budget, with a requested increase of 2.85%, and answered questions from Council.

Council comments/questions (*Responses in italics*):

- Has the Board considered a 0% increase? *Would need to cut \$575,000 across the Board;*
- What about Sunday services? *Brought back limited Sunday service last year and is a priority of the Board to continue Sunday openings;*
- Partnerships Library is developing are huge support to youth; however want to see outreach to seniors; *Board is looking for alternative funding for Library programs.*

- (2) Chief Jamie Graham and Scott Seivewright, Controller, Victoria Police Department (2012) Budget

Chief Jamie Graham and Mr. Scott Seivewright presented a PowerPoint presentation on the Victoria Police Department 2012 Budget, with a requested 3.3% increase to the overall budget, and answered questions from Council.

Council comments/questions (*Response in italics*):

- Budget presents a solid case for regional policing; *Victoria PD has developed a Strategic Plan for next 20 years, and the cornerstone of this Plan is regional policing;*
- Concern expressed with Canada Day policing costs; *Police are involved in extensive planning process for this event;*
- Suggestion to charge more for “renting jails”; *Agreement in place for these rates that do not reflect updates to jails; issue went to UBCM to get more cost recovery from the Provincial Gov’t for the operation of jails;*
- Does Victoria PD track the number of prisoners from Esquimalt? (Yes); Can provide these statistics to Esquimalt Council? (Yes).

6. PUBLIC INPUT

Rod Lavergne, resident, expressed his appreciation for the posting of the Council Agenda package online; however he pointed out that this practice was not in keeping with a previous Council resolution.

7. DELEGATION

- (1) Tony Cond, Robert Youds and Joe Rozon, Old Esquimalt Road Safety Committee, Request for Traffic Calming Measures

Mr. Tony Cond outlined concerns of the neighbourhood regarding safety and speeding along Old Esquimalt Road, particularly between Dominion Street and Park Terrace, and requested that Council consider a speed reduction program (traffic calming measures) as a new Capital funding expenditure for 2012 at a cost of approximately \$70,000.00 to implement the final phase of speed control measures on Old Esquimalt Road.

8. STAFF REPORTS

Engineering and Public Works

- (1) Traffic Order No. 1192 – Park Place, Staff Report No. EPW-12-001

MOTION: Moved by Councillor Hodgins/Councillor McKie:
That Council repeal Traffic Order No. 153; and
That Traffic Order No. 1192 be adopted.

CARRIED UNANIMOUSLY.

Fire Rescue

- (2) False Alarm Bylaw, Staff Report No. FIRE-12-001

The Fire Chief reviewed Staff Report No. FIRE-12-001 and answered questions from Council. He agreed to notify media and provide a hand out when responding to a false alarm, and to provide security companies with this information.

MOTION: Moved by Councillor Brame/Councillor Hundleby:
That False Alarm Bylaw, 2012, No. 2784 be read a 1st, 2nd and 3rd time.

CARRIED (Councillor Hodgins opposed).

Development Services

(3) Rezoning Application and Development Permit, 616 Lampson Street, [Lot 5, Section 11, Esquimalt District, Plan 4618], Staff Report No. DEV-12-006

The Director of Development Services reviewed Staff Report No. DEV-12-006 and answered questions from Council.

MOTION: Moved by Councillor Hundleby/Councillor Schinbein:
That the proponents be invited to speak to Council regarding the rezoning and Development Permit applications for 616 Lampson Street.

CARRIED UNANIMOUSLY.

Mr. Ron Warrington, project manager, was present to answer questions from Council.

Council comments (*Response in italics*):

- Owners of 612 Lampson Street have issues regarding the driveway; *Letter of proposal response received this afternoon;*
- Would like to go forward with Public Hearing with outstanding issues resolved; *Ongoing negotiation is between two property owners.*

MOTION: Moved by Councillor Brame/Councillor McKie:
That Bylaw No. 2785, to amend Zoning Bylaw, 1992, No. 2050 by changing the zoning designation of Lot 5, Section 11, Esquimalt District, Plan 4618 [616 Lampson Street] shown cross-hatched on Schedule 'A', attached hereto, from RD-3 [Two Family /Single Family Residential] to CD No. 81 [Comprehensive Development District No. 81], **be given 1st and 2nd reading;** and
That a Public Hearing be scheduled; and
That prior to a Public Hearing, a draft Development Permit limiting the form and character of the proposed development to that shown on architectural plans provided by Keay and Associate, Architecture Ltd., stamped "Received October 25, 2011", the landscape plan prepared by LADR Landscape Architects, stamped "Received October 25, 2011", and sited as detailed on the survey plan prepared by Brad Cunnin Land Surveying, stamped "Received November 15, 2011", be returned to Council for consideration.

CARRIED (Councillor Hundleby opposed).

Mayor Desjardins recessed the meeting at 9:03 pm., and the meeting

reconvened at 9:09 pm with all members of Council present.

Administration

(4) Council Strategic Priorities Chart, Staff Report No. ADM-12-004

Mayor Desjardins advised that an in-depth report will be coming forward to Council requesting public input.

MOTION: Moved by Councillor Brame/Councillor Hodgins:
That Council approve the Strategic Priorities Chart; and
That Council direct staff to prepare a media release and post the Strategic Priorities Chart on the Township website; and
That Council direct that a draft comprehensive report be prepared from Council's Strategic Planning session for Council's review.

CARRIED UNANIMOUSLY.

9. BYLAWS

For Adoption

(1) Fire Protection and Control Bylaw, 2011, No. 2783

MOTION: Moved by Councillor McKie/Councillor Brame:
That Fire Protection and Control Bylaw, 2011, No. 2783 be **adopted**.
CARRIED (Councillor Hodgins opposed).

10. MAYOR'S AND COUNCILLORS REPORTS

There were no reports.

11. REPORTS FROM COMMITTEES

(1) Committee of the Whole Report, January 9, 2012

MOTION: Moved by Councillor Brame/Councillor Schinbein:
That Council approve the following recommendations from the Committee of the Whole meeting of January 9, 2012:

1. Voting on Motions, Staff Report No. ADM-12-001

That Council continue to vote on motions in the manner set out in the Council Procedure Bylaw No. 2715, 2009.

2. Report on Development Permits Issued by the Director, Staff Report No. DEV-12-001

That the Director of Development Services continue to review and issue Development Permits for projects that fall within the scope of the work authorized by Bylaw No. 2751.

3. Esquimalt Village Plan (EVP) Update, Staff Report No. DEV-12-003

That Staff Report No. DEV-12-003 regarding the Esquimalt Village Plan (EVP) Update be received for information;
That discussion take place around whether the site should be

retained by the Township, sold outright, or developed in partnership with one or more developers;
That a public meeting be held prior to the official Public Hearing to convey factual information and hear concerns; and
That a Public Hearing be scheduled.

4. Development Permit, 880-D Esquimalt Road, [Lot 2, Section 11, Esquimalt District, Plan 47946], Staff Report No. DEV-12-004

That the application for a Development Permit limiting the form and character of development to that shown on architectural plans provided by Graphvette Design and Drafting, stamped "Received December 5, 2011", for the proposed tenant improvements and signage located at Lot 2, Section 11, Esquimalt District, Plan 47946 [880-D Esquimalt Road], be forwarded to Council with a **recommendation of approval.**

CARRIED UNANIMOUSLY.

- (2) Special Committee of the Whole Report, January 16, 2012

MOTION: Moved by Councillor Brame/Councillor Hundleby:
That Council approve the following recommendation from the Special Committee of the Whole meeting of January 16, 2012:

1. Report from Mayor Barbara Desjardins, Re: Committees – 2012 Structure and Terms of Reference
 - a. That with the revisions set out below, Council confirms the existing Committee structure and the following Committee Terms of Reference:
 - ADMIN-47 Environmental Advisory Committee
 - ADMIN-48 Arts, Culture and Special Events Advisory Committee
 - ADMIN-50 Heritage Advisory Committee
 - ADMIN-51 Parks and Recreation Advisory Committee
 - ADMIN-63 Centennial Celebrations Select Committee
 - b. Access Awareness Advisory Committee: that the Access Awareness Advisory Committee be dissolved and Council Policy No. ADMIN-49 Terms of Reference for the Access Awareness Advisory Committee be repealed.
 - c. Parks and Recreation Advisory Committee: that Council Policy No. ADMIN-51 Terms of Reference for the Parks and Recreation Advisory Committee be revised so that one of the community representatives (being a Full Voting Member) is to be appointed by Council for the purpose of providing an accessibility focus to the Committee.
 - d. Environmental Advisory Committee (EAC): that Council Policy No. ADMIN-47 Terms of Reference for the EAC be revised so that one of the community representatives

(being a Full Voting Member) is to be appointed by Council to also participate in the Advisory Planning Commission as a non-voting member for the purpose of providing an environmental focus to the Committee.

- e. Advisory Planning Commission (APC): that the membership of the APC is to be revised, on a trial basis, to include three additional non-voting members: two members to be appointed by Council from the community for the purpose of providing an accessibility focus to the APC, and one member to be appointed by Council from the membership of the EAC for the purpose of providing an environmental focus to the APC. These changes to the APC will remain in effect during 2012, and at the end of the year will be re-evaluated by Council. If Council is of the opinion that the new members and cross-appointment is working well and that such revisions should be permanent, then the Bylaw establishing the APC will need to be formally amended.
- f. That Council conduct interviews for Committee memberships and make appointments to Committees.
CARRIED (Councillor Hodgins opposed).

12. COMMUNICATIONS

MOTION: Moved by Councillor Brame/Councillor Hundleby:
That the following communications be received:

- (2) Letter from Marg Misek-Evans, Capital Regional District, dated December 13, 2011, Re: Correspondence of October 25, 2011 Regarding Wildlife Control and Management;
- (3) Letter from Gary MacIsaac, Chair, Gas Tax Management Committee, Union of British Columbia Municipalities, dated December 13, 2011, Re: Gas Tax General Strategic Priorities Fund and Innovations Fund Applications; and
- (5) Letter from David McArthur, Chief of Staff, Office of the Minister of Aboriginal Affairs and Northern Development, dated January 3, 2012, Re: E & N Rail Funding and Water Lot Leases.

CARRIED UNANIMOUSLY.

- (1) Letter from Mayor John Ranns, District of Metchosis, dated December 2, 2011, Re: Victoria Rapid Transit

MOTION: Moved by Councillor Hundleby/Councillor Schinbein:
That a letter be sent to the Capital Regional District Board of Directors in support of Mayor Ranns' letter regarding Victoria Rapid Transit.

CARRIED UNANIMOUSLY.

- (4) Letter from Glenn Harris, Capital Regional District, dated December 29, 2011, Re: Inter-Municipal Climate Action Steering Committee

MOTION: Moved by Councillor Hundleby/Councillor Brame:

That further consideration of the letter dated December 29, 2011 from the Capital Regional District be **tabled until the February 6, 2012 Regular Meeting of Council**; and that staff be directed to obtain further information regarding the Inter-Municipal Climate Action Steering Committee.

CARRIED UNANIMOUSLY.

- (6) Letter from Sandra Dixon, received January 9, 2012, Re: Money Markets

MOTION: Moved by Councillor McKie/Councillor Brame:

That the letter from Sandra Dixon regarding Money Markets be received; and

That staff be directed to determine the level of interest, and their needs, of the Toronto Dominion Bank locating a branch in Esquimalt.

CARRIED UNANIMOUSLY.

13. RISE AND REPORT

- (a) Policing Services – Release of Information

At the Special *In Camera* meeting held on January 16, 2012, Council passed the following resolution:

That Council direct the Esquimalt Policing and Law Enforcement Advisory Panel to disclose information contained in the proposals submitted under RFP ESQ No. 01-011 and the final report as submitted to the Solicitor General and Director of Police Services as part of their Communication Strategy only where the information has been the subject of consultation with and agreement by either the proponents or the Solicitor General's office and where the disclosure is appropriate under the confidentiality requirements of the RFP process and applicable legislation.

14. NOTICE OF MOTION

Mayor Desjardins advised that because the motion adopted at the Special *In Camera* meeting held on January 16, 2012 is contrary to the motion included in the Agenda, Council would not vote on Councillor Hodgins' motion.

Councillor Hodgins commented that he hoped, through the resolution adopted at the Special *In Camera* meeting held on January 16, 2012, to provide information to the public that is contained in the final report submitted to the Solicitor General and Director of Police Services by the Esquimalt Policing and Law Enforcement Advisory Panel.

15. PUBLIC QUESTION AND COMMENT PERIOD

Muriel Dunn, resident, inquired about the process and decision not to vote of the Notice of Motion by Councillor Hodgins.

Mayor Desjardins advised that Council made the decision on the

release of information regarding policing services at the Special *In Camera* meeting held earlier on January 16, 2012, which is contrary to Councillor Hodgins' motion. Copies of the resolution in the Rise and Report document would be made available to the public.

Theodora Teska, resident, inquired about the soup kitchen adjacent to her property and why the public was not part of the decision to locate the soup kitchen. She expressed concern for an "attitude of despair" that results from supporting soup kitchens in a community.

Mayor Desjardins advised that Council will be receiving a presentation by the Rainbow Kitchen Society in the near future.

16. ADJOURNMENT

MOTION: Moved by Councillor Hundleby/Councillor Schinbein:
That the Regular Meeting of Council be adjourned at 9:30 p.m.
CARRIED UNANIMOUSLY.

MAYOR OF THE CORPORATION OF THE
TOWNSHIP OF ESQUIMALT
THIS 6th DAY OF FEBRUARY, 2012

CERTIFIED CORRECT:

ANJA NURVO
CORPORATE OFFICER