



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

**MINUTES
REGULAR MEETING
OF MUNICIPAL COUNCIL
MONDAY, MAY 7, 2012**

**7:00 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
Bill Brown, Director of Development Services
Mary Turner, Deputy Director of Finance & IT
Anja Nurvo, Manager, Corporate Services
Louise Payne, Recording Secretary

OTHER:

Inspector Keith Lindner, West Division, VicPD

1. CALL TO ORDER

Mayor Desjardins called the Regular Meeting of Council to order at 7:00 p.m.

2. LATE ITEMS

The following late item was added to the Agenda:

- As part of Item 6(1) Delegations, copy of Lorraine Nygaard's letter to Premier of British Columbia re: Oil Tanker Traffic and Northern Gateway Pipeline

3. APPROVAL OF THE AGENDA

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

CARRIED UNANIMOUSLY.

4. MINUTES

MOTION: Moved by Councillor Hundleby/Councillor Hodgins:
That the following minutes be adopted as circulated:

- (1) Minutes of the Special Meeting of Council, April 12, 2012; and
- (2) Minutes of the Special Meeting of Council, April 16, 2012.

CARRIED UNANIMOUSLY.

- (3) Minutes of the Regular Meeting of Council, April 16, 2012

MOTION: Moved by Councillor Brame/Councillor Morrison:
That the minutes of the Regular Meeting of Council held April 16, 2012 be adopted with the following amendment: on page 2 in the last paragraph of Item 2. Late Items, the word "was" be replaced with the words "had been".

CARRIED UNANIMOUSLY.

MOTION: Moved by Councillor McKie/Councillor Morrison:
That the following minutes be adopted as circulated:

- (4) Minutes of the Special Meeting of Council, April 23, 2012; and
- (5) Minutes of the Special Meeting of Council, April 30, 2012

CARRIED UNANIMOUSLY.

5. PUBLIC INPUT

Attila Szabo, resident, expressed health and safety concerns for residents of his building at 1325 Esquimalt Road because of the addition of an increasing number of antennas on the roof.

Mayor Desjardins requested that staff bring back information on what has occurred in the past in terms of the issues around telecommunication towers in the community.

6. DELEGATIONS

- (1) Lorraine Nygaard, Oil Tanker Traffic and Northern Gateway Pipeline

Lorraine Nygaard expressed her concerns with the proposed Northern Gateway pipeline and subsequent oil tanker traffic off BC's coast, and requested Council to write to the federal and provincial governments in opposition to the proposal.

Mayor Desjardins requested that staff bring back information on Council resolutions adopted in the past regarding the pipeline issue.

7. HEARING

(1) Notice of Hearing

The Director of Development Services reviewed the Development Variance Permit application.

PUBLIC INPUT

Mayor Desjardins called three times for any member of the public whose interests are affected by this Development Variance Permit application to speak, and there were none.

ADJOURNMENT OF HEARING

Mayor Desjardins adjourned the Hearing at 7:15 pm.

8. HEARING STAFF REPORT

(1) Development Variance Permit, 1341 Lyall Street, [Lot 4, Suburban Lot 48, Esquimalt District, Plan 822], Staff Report No. DEV-12-021

MOTION: Moved by Councillor Hodgins/Councillor Morrison:

That Development Variance Permit No. 02/2012 authorizing the construction of a replacement deck and new stairs on to the principal building within 1.4 metres of the side yard setback, as detailed on the survey plan prepared by Peter I. M. Broeren, B.C.L.S., stamped "Received January 30, 2012" and including the following relaxation to Zoning Bylaw, 1992, No. 2050, be **approved, issued and registered** on the title of Lot 4, Suburban Lot 48, Esquimalt District, Plan 822:

- Zoning Bylaw, 1992, No. 2050, Section 34. (9)(a)(ii) – a 0.1 metre reduction to the required 1.5 metre interior side yard setback for a principal building [i.e. from 1.5 metres to 1.4 metres].
- The non-conforming west interior side yard setback for the principal building will also be legitimized at 1.4 metres with the approval of this variance application.

CARRIED UNANIMOUSLY.

9. STAFF REPORTS

Administration

(1) 2012 Strategic Priorities Report Approval, Staff Report No. ADM-12-026

The Manager of Corporate Services reviewed Staff Report No. ADM-12-026 and answered questions from Council.

Council requested that copies of the finalized report also be provided to the Library, the Recreation Centre, the Youth Council, Esquimalt Chamber of Commerce and the Esquimalt Residents Association.

MOTION: Moved by Councillor Hundleby/Councillor Brame:
That the 2012 Strategic Priorities Report attached to Staff Report No. ADM-12-026 be approved.

CARRIED (Councillor Schinbein opposed).

Finance

(2) 2012 Financial Plan and Tax Rates, Staff Report No. FIN-12-006

The Chief Administrative Officer advised Council that because of additional funds surplus from 2011 Budget, she was recommending a 0% increase in 2012 municipal tax rates.

Council comments:

- Appreciate staff's work to reduce increase in tax rates;
- Request a News Release about the 2012 tax rates;
- 0% tax increase is not coming at expense of infrastructure or contribution to Reserve Funds.

MOTION: Moved by Councillor Hundleby/Councillor Hodgins:
That Financial Plan Bylaw, 2012, No. 2789 and Tax Rates Bylaw, 2012, No. 2790 be given **1st, 2nd and 3rd Reading.**

CARRIED UNANIMOUSLY.

Mayor Desjardins declared a conflict of interest with the upcoming Agenda item due to residence at West Bay, and she left the meeting at 7:42 p.m. Councillor Schinbein took the Chair as Acting Mayor.

Development Services

(3) Draft West Bay Neighbourhood Urban Design Guidelines, Staff Report No. DEV-12-022

The Director of Development Services presented a brief outline of the draft Design Guidelines.

MOTION: Moved by Councillor Hodgins/Councillor Hundleby:

1. That Council authorize staff to circulate, for comment, the Draft West Bay Neighbourhood Urban Design Guidelines to interested parties including but not limited to:

- Advisory Planning Commission;
- Arts, Culture and Special Events Committee;
- Environmental Advisory Committee;
- Esquimalt Chamber of Commerce;
- Heritage Advisory Committee;
- Parks and Recreation Advisory Committee;
- Parties having expressed an interest in the guidelines;
- West Bay Residents Association.

2. That Council instruct staff to report back in August 2012, with a revised “West Bay Neighbourhood Urban Design Guidelines Report” along with a planning policy framework and an implementation strategy.

Council comments:

- Visuals of the “massing” could be helpful;
- Earthquake information and effect of rising ocean levels due to climate change; (*Staff to contact CRD for this information*)

MOTION: Moved by Councillor Morrison/Councillor Brame:

That the motion be amended to include the following for circulation, for comment, of the Draft West Bay Neighbourhood Urban Design Guidelines:

- CFB Esquimalt;
- Esquimalt Residents Association;
- Esquimalt Business Association;
- West Bay neighbourhood residents; and
- West Bay Marina residents.

CARRIED UNANIMOUSLY.

The question was called on the motion as amended and declared **CARRIED UNANIMOUSLY.**

Mayor Desjardins rejoined the meeting at 7:56 p.m. and resumed the Chair.

10. BYLAWS

For Adoption

- (1) Animal Bylaw, 2002, No. 2495, Amendment Bylaw [No. 4], 2012, No. 2788

MOTION: Moved by Councillor Brame/Councillor McKie:

That Animal Bylaw, 2002, No. 2495, Amendment Bylaw [No. 4], 2012, No. 2788 **be adopted.**

CARRIED UNANIMOUSLY.

11. MAYOR'S AND COUNCILLORS' REPORTS

- (1) Report from Mayor Barbara Desjardins, Re: Twinning with Japanese City of Tagajo

Mayor Desjardins reviewed the letter from the Ambassador of Canada to Japan regarding the municipality's previous interest in twinning with the Town of Onagawa, Japan.

Council comments:

- Concerns with budget and staff implications;
- Doesn't fit with Strategic Plan;
- Need financial impact information on twinning.

MOTION: Moved by Councillor Morrison/Councillor Hundleby:
That the Township of Esquimalt pursue the possibility of forming a
Twin City relationship with Tagajo, Japan.

DEFEATED (Councillors Morrison and Hodgins in favour).

MOTION: Moved by Councillor Morrison/Councillor Hodgins:
That staff be directed to provide information to Council on previous
efforts of establishing Twin City relationships, with options for twinning.

CARRIED UNANIMOUSLY.

- (2) Report from Councillors Meagan Brame, Dave Hodgins, Bob McKie and Tim Morrison, Re: Association of Vancouver Island Coastal Communities (AVICC) Annual Conference: April 13-15, Ucluelet

MOTION: Moved by Councillor Hundleby/Councillor Brame:
That Councillors Brame, Hodgins, McKie and Morrison's report on the
Association of Vancouver Island Coastal Communities (AVICC) Annual
Conference in Ucluelet April 13-15, 2012 be received for information.

CARRIED UNANIMOUSLY.

- (3) Report from Councillor Lynda Hundleby, Re: Federation of Canadian Municipalities (FCM) Board

MOTION: Moved by Councillor Hundleby/Councillor McKie:
WHEREAS the Federation of Canadian Municipalities (FCM)
represents the interests of municipalities on policy and program
matters that fall within federal jurisdiction;

WHEREAS FCM's Board of Directors is comprised of elected
municipal officials from all regions and sizes of communities to form a
broad base of support and provide FCM with the prestige required to
carry the municipal message to the federal government; and

WHEREAS FCM's 75th Annual Conference and Trade Show will take
place June 1 to 4, 2012, during which time the Annual General
Meeting will be held and followed by the election of FCM's Board of
Directors;

BE IT RESOLVED that the Council of the Corporation of the Township
of Esquimalt endorse Councillor Lynda Hundleby to stand for election
on FCM's Board of Directors for the duration of one year; and

BE IT FURTHER RESOLVED that Council assumes all cost
associated with Councillor Lynda Hundleby attending FCM's Board of
Directors meetings; and

That Councillor Hundleby's report on the Federation of Canadian
Municipalities (FCM) Board be received for information.

CARRIED UNANIMOUSLY.

12.

REPORTS FROM COMMITTEES

- (1) Committee of the Whole Report, April 23, 2012
- a) Capital Region Music Awards Society re: 2014 Juno Awards Bid

Staff to clarify request for a member representative on the
Organizing Committee to be a Council member or staff.

MOTION: Moved by Councillor Brame/Councillor McKie:
That Council ratify and confirm the following recommendation from the Committee of the Whole meeting of April 23, 2012:

That the Township of Esquimalt pledge support for the Victoria bid to host the 2014 Juno Awards, to a maximum amount of \$17,000 (\$1 per person resident in Esquimalt), funded over two fiscal years (2013 and 2014).

CARRIED (Councillor Hodgins opposed).

- b) Response to Request for On-Street Parking Permit Restrictions for Future Owners of Units at 521-529 Comerford Street, Staff Report No. DEV-12-020

MOTION: Moved by Councillor Brame/Councillor Hundleby:
That Council ratify and confirm the following recommendation from the Committee of the Whole meeting of April 23, 2012:

That staff be directed to implement a post occupancy monitoring program for the proposed development at 521-529 Comerford Street in order to ascertain whether or not parking management strategies should be implemented in order to control on-street parking; and

That staff provide clarification on the process for designating "Residential Parking Areas".

CARRIED (Councillor McKie opposed).

MOTION: Moved by Councillor Brame/Councillor Schinbein:
That the following minutes be received for information:

- (2) Adopted Minutes from the Heritage Advisory Committee meeting, March 21, 2012; and
- (3) Adopted Minutes from the Centennial Celebrations Select Committee meeting, March 27, 2012.

CARRIED UNANIMOUSLY.

13.

COMMUNICATIONS

- (1) Letter from Mayor Jack Mussallem, City of Prince Rupert, dated April 10, 2012, Re: Local Government Revenue Sources Review

MOTION: Moved by Councillor Brame/Councillor Morrison:

That the letter from Mayor Jack Mussallem of the City of Prince Rupert dated April 10, 2012 regarding Local Government Revenue Sources Review be received for information; and

That a letter of support for the Province's decision to complete a Revenue Source review for local governments in British Columbia be sent to Premier Clark.

CARRIED UNANIMOUSLY.

- (2) Letter from Mayor Bev Parham, City of Port Hardy, dated April 11, 2012, Re: Expert Panel Review of Business Taxation

MOTION: Moved by Councillor Brame/Councillor Hundleby:

That the letter from Mayor Bev Parham, City of Port Hardy dated April

11, 2012 regarding Expert Panel Review of Business Taxation be received for information.

CARRIED UNANIMOUSLY.

- (3) Letter from Darryl Walker, Barry O'Neill, Ken Robinson and Reid Johnson, dated April 12, 2012, Re: Community Social Services Awareness Month

MOTION: Moved by Councillor Hundleby/Councillor Brame:
That the letter from Darryl Walker, Barry O'Neill, Ken Robinson and Reid Johnson dated April 12, 2012 regarding Community Social Services Awareness Month be received for information.

CARRIED UNANIMOUSLY.

- (4) Letter from Mayor Walter Gray, City of Kelowna, Mayor Doug Findlater, District of West Kelowna, Mayor Robert Sawatzky, City of Vernon, and Mayor Dan Ashton, City of Penticton, dated April 12, 2012, re: Gas Tax Agreement – Regionally Significant Project Funds

MOTION: Moved by Councillor Schinbein/Councillor Hundleby:
That the Mayor write a letter to the Capital Regional District requesting more information on how the Gas Tax Agreement – Regionally Significant Project Funds program works and where the Capital Region municipalities are in the funding model.

CARRIED UNANIMOUSLY.

MOTION: Moved by Councillor Brame/Councillor Hundleby:
That the letter from Mayor Walter Gray, City of Kelowna, Mayor Doug Findlater, District of West Kelowna, Mayor Robert Sawatzky, City of Vernon, and Mayor Dan Ashton, City of Penticton dated April 12, 2012 regarding Gas Tax Agreement – Regionally Significant Project Funds be received.

CARRIED UNANIMOUSLY.

- (5) Letter from Minister Ida Chong, Ministry of Community, Sport and Cultural Development, dated April 18, 2012, Re: Community Recreation Program Funding for Esquimalt Recreation Centre Community Recreation Program Upgrades

MOTION: Moved by Councillor Hundleby/Councillor Brame:
That the letter from Minister Ida Chong, Ministry of Community, Sport and Cultural Development dated April 18, 2012 regarding Community Recreation Program Funding for Esquimalt Recreation Centre Community Recreation Program Upgrades be received for information.

CARRIED UNANIMOUSLY.

14.

PUBLIC QUESTION AND COMMENT PERIOD

Muriel Dunn, resident, expressed her appreciation to municipal staff for the 2012 tax rates. She also inquired about the boundaries of the West Bay neighbourhood.

Peter Ryan, resident, expressed his appreciation for the 2012 tax rates. He also pointed out that the issue of accessibility and public

washroom facilities should be considered with the West Bay Urban Design Guidelines.

Attila Szabo, resident, commented that seventeen people have had to move out of his low-cost housing building as a result of the antennas installed on the roof.

15. ADJOURNMENT

MOTION: Moved by Councillor Brame/Councillor Hundleby:

That the Regular Meeting of Council be adjourned at 8:26 p.m.

CARRIED UNANIMOUSLY.

MAYOR OF THE CORPORATION OF THE
TOWNSHIP OF ESQUIMALT
THIS 28TH DAY OF MAY, 2012

CERTIFIED CORRECT:

ANJA NURVO
CORPORATE OFFICER