

**DISTRICT OF HIGHLANDS
REGULAR COUNCIL MEETING**

Minutes of the Regular Council meeting held on April 3, 2006 at Caleb Pike House, 1589 Millstream Road at 7:00 p.m.

PRESENT: Mayor Cardinal, Chair
Councillor K. Brotherston
Councillor Fall
Councillor Kadar
Councillor Mahovich
Councillor Mendum
Councillor Williams

IN ATTENDANCE: Heinz Burki, Administrator
Terry Trace, Municipal Clerk
Laura Beckett, Planner

1. APPROVAL OF THE AGENDA

MOTION NO. 112/06
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR KADAR

THAT Council approves the agenda as amended,

By Adding to Petitions and Delegations: Marcie McLean, Vicki Husband and Thomas Roy.

By Adding: Item 5b) Staff Memo to Council regarding Policy for Construction of Road Side Trail on Woodridge Place;
Item 7d) Letters from Diane Crowther and Bruce McKenzie regarding the proposed septic field placement for Woodridge development and renumber existing 7d) to 7e);
Item 9g) Email from J. Henigman, regarding West Nile virus mosquito monitoring program;
Item 9h) Discussion of Committee of the Whole Meeting.

CARRIED.

2. ADOPTION OF THE MINUTES

- a) Minutes of the Regular Council Meeting dated March 20, 2006

MOTION NO. 113/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR BROTHERSTON

THAT the Minutes of the Regular Council Meeting dated March 20, 2006 BE ADOPTED as circulated.

CARRIED.

MOTION NO. 114 /06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR KADAR

THAT the Minutes of the Regular Council Meeting dated March 29, 2006 be amended to change 6a(ii) from indicating that the Officers Mess Hall will be turned into an Arts Venue to read that there is a proposal for the Officers Mess Hall to be turned into an Arts Venue subject to funding; and further that the minutes be adopted as amended.

CARRIED.

- b) Minutes of the Committee of the Whole Meeting dated March 27, 2006

MOTION NO. 115/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR BROTHERSTON

THAT the Minutes of the Committee of the Whole Meeting dated March 27, 2006 BE ADOPTED as circulated.

CARRIED.

ITEMS ARISING FROM COMMITTEE OF THE WHOLE MINUTES

1. Report from Municipal Planner, dated February 28, 2006
Re: Draft Terms of Reference – Comprehensive Groundwater Monitoring Strategy

MOTION NO. 116/06

MOVED BY: COUNCILLOR BROTHERSTON

SECONDED: COUNCILLOR FALL

THAT Council direct staff to request Statements of Qualifications and Franz Environmental, Hodge Hydrogeology, Lowen Hydrogeology Consulting, Payne Engineering, and Thurber Engineering to write a Terms of Reference for a Comprehensive Groundwater Monitoring Strategy for the District of Highlands AND FURTHER that the three consultants that are short listed by the Task Force

Group be requested to make a presentation regarding their qualifications to the Committee of the Whole meeting to be held on May 8, 2006.

CARRIED.

2. Report from Municipal Planner, dated March 22, 2006
Re: Road Names for Hanington Creek Estates

THAT Council approve the road names - Hanbury Place, Danby Place, Millington Place, Hawkins Place and Duggan Place for the Hanington Creek Estates subdivision AND FURTHER that the proposed road names be emailed to the Community Infrastructure and Services Advisory Committee for information and that staff prepare the appropriate bylaws.

CARRIED.

Councillor Mahovlich excused herself at 7:12 p.m. for a potential conflict of interest.

MOTION NO. 117/06
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR BROTHERSTON

THAT Council receive Councillor Mendum's report, regarding LGB9 Development Corporation referred from Committee of the Whole of March 27, 2006, for information.

CARRIED.

MOTION NO. 118/06
MOVED BY: COUNCILLOR MENDUM
SECONDED: COUNCILLOR FALL

THAT Council direct staff to enquire regarding the cost of an up-to-date financial cost/benefit Analysis, identifying and including a range of variability to account for financial uncertainties, with regard to the LGB9 properties and project and advise of a projected time frame

CARRIED.

The Mayor requested staff to contact KMPG to check on advice, time and costs involved.

MOTION NO. 119/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR KADAR

THAT the Administrator, along with Council's input, prepare a document outlining the issues that were agreed upon between the District of Highlands and LGB9 Development Corporation.

CARRIED.

Councillor Mahovlich returned at 7:30 p.m.

- c) Minutes of the Community Infrastructure and Services Advisory Committee held March 22, 2006

MOTION NO. 120/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR BROTHERSTON

THAT the Minutes of the Committee Infrastructure and Services Advisory Committee Meeting held March 22, 2006 BE RECEIVED for information.

CARRIED.

Council requested that the Select Committee minutes submitted to Council in draft form be stamped "DRAFT".

ITEMS ARISING FROM THE COMMUNITY INFRASTRUCTURE AND SERVICES ADVISORY COMMITTEE

1. Royal Roads Air Cadet Sponsoring Association

MOTION NO. 121/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR MENDUM

THAT Council forward the concept of Royal Roads Air Cadet Sponsoring Association acquiring land in Highlands to establish a permanent location in the Western Communities for the 848 Royal Roads Air Cadet Squadron to the Community Hall Task Force to ask if they could envision the proposal being part of District of Highland's future planning process.

CARRIED.

2. Standpipe used by Fire Department at Eagle's Lake

MOTION NO. 122/06

MOVED BY: COUNCILLOR BROTHERSTON

SECONDED: COUNCILLOR WILLIAMS

THAT Council direct staff to contact the Fire Chief to improve the standpipe at Eagle's Lake, as required, at the same time as the Woodridge Place roadside trail is put in, using amenity monies from the Woodridge Place Development.

CARRIED.

3. INTRODUCTION OF LATE ITEMS

4. PETITIONS AND DELEGATIONS

Mayor Cardinal presented Ms. Sandy McPherson with a medal for Service to the Community. The Mayor noted that Ms. McPherson was on Council for 6 years, was very diligent, very prepared and continually offered her services to the community.

Mr. Thomas Roy, spoke in response to a letter submitted to Council by Leith Williams, regarding development work carried out on the Woodridge Property. He requested that in future if he was implicated in a letter, could he please be notified in order that he could attend the meeting to respond to the letter.

The Mayor noted that he should have been notified.

Vicki Husband, 301 Ross-Durrance Road, announced that Doug Andrews died at the age of 57. She noted that he lived on Bob McMinn's property for 18 years. She further noted that the funeral service would be April 6 at 1:00 p.m. Ms. Husband then expressed her concerns that she cannot speak regarding the Regional Context Statement.

The Mayor advised that he received legal advice just this week indicating that there will be an additional public hearing for the OCP and therefore the public will be granted a further opportunity to discuss the issue.

Marcie McLean, 1321 Millstream Road, read a letter with respect to the public being denied the opportunity to speak on the OCP and Regional Context Statement.

5. UNFINISHED BUSINESS

- a) Report from Bylaw Enforcement Officer, dated March 23, 2006
Re: Woodridge Development Site – lots in Craigflower Creek

MOTION NO. 123/06

MOVED BY: COUNCILLOR BROTHERSTON

SECONDED: COUNCILLOR KADAR

THAT that the report from the Bylaw Enforcement Officer dated March 23, 2006
BE RECEIVED for information.

CARRIED.

- b) Memo from Administrator
Policy for Construction of Road Side Trail on Woodridge Place

MOTION NO. 124/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR MAHOVLICH

THAT Council receive the memo from the Administrator advising Council of
Council's policy for construction of Road Side Trails on Woodridge Place, for
information

CARRIED.

6. REPORTS OF COMMITTEES, COMMITTEE OF THE WHOLE & COMMISSIONS

a) Committee Reports

- i) Advisory Planning Commission – (Councillor Brotherston) – nothing to report.
- ii) Arts Committee (CRD) – (Councillor Fall) – nothing to report
- iii) Community Energy Planning Steering Committee – (Councillor Williams)
– spoke with respect to an action plan to reduce green house gas omissions.
- iv) Emergency Planning Committee (CRD) – (Councillor Fall) – nothing to report
- v) Environment Committee (CRD) – (Councillor Mendum) – nothing to report
- vi) CRD Parks – (Mendum) – nothing to report

- vii) Greater Victoria Family Court Committee – (Councillor Mahovlich) – nothing to report
 - viii) Greater Victoria Public Library Board – (Councillor Kadar) – nothing to report
 - ix) Inter-Municipal Committee on Disability Issues – (Councillor Kadar) – nothing to report
 - x) Solid Waste Advisory Committee – (Councillor Kadar) – nothing to report
 - xi) Western Communities Policing Advisory Committee – (Councillor Mendum) – nothing to report
- b) Mayor's Report
- i) Capital Regional District Board – dealt with budget issue last meeting.
 - ii) CREST – Nothing to report
 - iii) West Shore Parks and Recreation Society's Board of Directors – Nothing to report

The Mayor reported that he negotiated with Mr. Len Barrie to keep the assessment of the Bear Mountain lands at approximately \$12,000,000 (which is post zoning) and that we were waiting for written confirmation.

7. CORRESPONDENCE

- a) Letter – Ministry of Public Safety, dated March 13, 2006
Re: Emergency Preparedness Week - 2006

MOTION NO. 125/06

MOVED BY: COUNCILLOR MENDUM

SECONDED: COUNCILLOR FALL

THAT the letter from the Ministry of Public Safety, dated March 13, 2006 BE RECEIVED for information.

CARRIED.

MOTION NO. 126/06

Moved by: COUNCILLOR FALL

Seconded: COUNCILLOR MAHOVLICH

THAT the letter from the Ministry of Public Safety, dated March 13, 2006 be referred to the Fire Chief, Emergency Coordinator and Advisory Committees for information.

CARRIED.

- b) Letter from the Capital Regional District, dated March 15, 2006
Re: Regional Context Statement

MOTION NO. 127/06

Moved by: COUNCILLOR BROTHERSTON

Seconded: COUNCILLOR KARDAR

THAT the letter from the Capital Regional District regarding the Regional Context Statement BE RECEIVED for information.

CARRIED.

- c) Letter from TLC, dated March 28, 2006
Re: Invitation to celebrate the 150th Anniversary of Craigflower Manor

MOTION NO. 128/06

Moved by: COUNCILLOR KADAR

Seconded: COUNCILLOR BROTHERSTON

THAT the letter from TLC, dated March 28, 2006 regarding the 150th Anniversary of Craigflower Manor BE RECEIVED for information.

CARRIED.

- d) Letter – Diane E.I. Crowther & Bruce McKenzie
Re: Proposed septic field placement for Woodridge development

MOTION NO. 129/06

Moved by: COUNCILLOR FALL

Seconded: COUNCILLOR MAHOVLICH

THAT the letter, received on April 3, 2006, from Diane Crowther and Bruce McKenzie, regarding the proposed septic field placement for Woodridge development, be received for information.

CARRIED.

- e) Letter from CRD
RE: Increase in Dog Licence Fess

MOTION NO. 130/06
MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR MAHOVLICH

THAT Council not support the Capital Regional District's dog licence fee increase until Council receives more information financially justifying such an increase.

CARRIED.

OPPOSED: COUNCILLOR BROTHERSTON AND MAYOR CARDINAL.

8. BYLAWS

- a) Fire Protection Specified Area Amendment Bylaw No. 283, 2006

MOTION NO. 131/06
MOVED BY: COUNCILLOR BROTHERSTON
SECONDED: COUNCILLOR MAHOVLICH

THAT Council give Fire Protection Specified Area Amendment Bylaw No. 283, 2006 first reading.

CARRIED.

MOTION NO. 132/06
MOVED BY: COUNCILLOR BROTHERSTON
SECONDED: COUNCILLOR MAHOVLICH

THAT Council give Fire Protection Specified Area Amendment Bylaw No. 283, 2006 second reading.

CARRIED.

MOTION NO. 133/06
MOVED BY: COUNCILLOR BROTHERSTON
SECONDED: COUNCILLOR MENDUM

THAT Council give Fire Protection Specified Area Amendment Bylaw No. 283, 2006 third reading.

CARRIED.

- b) District of Highlands Bylaw No. 36 to Regulate Roads and Traffic
Amendment Bylaw No. 284, 2006

MOTION NO. 134/06
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR KARDAR

THAT Council give District of Highlands Bylaw No. 36 to Regulate Roads and
Traffic Amendment Bylaw No. 284, 2006 first reading.

CARRIED.

MOTION NO. 135/06
MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR FALL

THAT Council give District of Highlands Bylaw No. 36 to Regulate Roads and
Traffic Amendment Bylaw No. 284, 2006 second reading.

CARRIED.

MOTION NO. 136/06
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR WILLIAMS

THAT Council give District of Highlands Bylaw No. 36 to Regulate Roads and
Traffic Amendment Bylaw No. 284, 2006 third reading.

CARRIED.

- c) District of Highlands Bylaw No. 36 to Regulate Roads and Traffic,
Amendment Bylaw No. 285, 2006

MOTION NO. 137/06
MOVED BY: COUNCILLOR MAHOVLICH
SECONDED: COUNCILLOR BROTHERSTON

THAT Council give District of Highlands Bylaw No. 36 to Regulate Roads and
Traffic, Amendment Bylaw No. 285, 2006 first reading, as amended by adding
Taylor Way and changing "30 km/h except 40 km/h between Millstream Lake
Road and Stonecrest Road and 30 km/h from Stonecrest Road to the end of
Millstream Road" to "50 km/h except 40 km/h between Millstream Lake Road and
Emma Dixon Road and 30 km/h from Emma Dixon Road to the end of Millstream
Road".

CARRIED.

MOTION NO. 138/06
MOVED BY: COUNCILLOR WILLIAMS
SECONDED: COUNCILLOR FALL

THAT Council give District of Highlands Bylaw No. 36 to Regulate Roads and Traffic, Amendment Bylaw No. 285, 2006 second reading.

CARRIED.

MOTION NO. 139/06
MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR FALL

THAT Council give District of Highlands Bylaw No. 36 to Regulate Roads and Traffic, Amendment Bylaw No. 285, 2006 third reading.

CARRIED.

9. NEW BUSINESS

- a) Report – Planner, dated March 30, 2006
Re: Rezoning/OCP Amendment Application RZ 01-06
3290 Munns Road (Ford)

MOTION NO. 140/06
MOVED BY: COUNCILLOR MAHOVLICH
SECONDED: COUNCILLOR BROTHERSTON

THAT Council refer the Planner's Report , dated March 30, 2006, Rgarding Rezoning/OCP Amendment Application RZ 01-06 at 3290 Munns Road (Ford) to the Advisory Committees to report back to Council.

CARRIED.

- b) CRD Monthly Animal Control Report for the Month ending February 2006

MOTION NO. 141/06
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR MAHOVLICH

THAT the CRD Monthly Animal Control Report for the Month ending February 2006 BE RECEIVED for information.

CARRIED.

- c) RCMP – Monthly Mayors Report for February 2006

MOTION NO. 142/06
MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR MAHOVLICH

THAT the RCMP Monthly Mayors Report for February 2006 BE RECEIVED for information.

CARRIED.

- d) Monthly Building Report for March 2006

MOTION NO. 143/06
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR MENDUM

THAT the Monthly Building Report for March 2006 BE RECEIVED for information.

CARRIED.

- e) Email from Joe Benning, Area Supervisor, MOE, Environmental Stewardship Division
Re: Gowland Tod Park, Caleb Pike – Fuel reduction work

MOTION NO. 144/06
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR WILLIAMS

THAT Council receive the email from Joe Benning, Area Supervisor, MOE, Environmental Stewardship Division, regarding: Gowland Tod Park, Caleb Pike – Fuel reduction work for information.

CARRIED.

- f) Wildfire Interface Report – Verbal Report

Councillor Kadar, Fall and the Administrator gave a verbal report of the 2006 Wildfire Interface Conference.

g) Committee of the Whole Meeting

MOTION NO. 145/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR MAHOVLICH

THAT a Committee of the Whole Meeting be held on Monday, April 10, 2006 to discuss the 2006 Budget and that all committees be advised of the meeting.

CARRIED.

10. ADJOURNMENT

MOTION NO. 146/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR MAHOVLICH

THAT the Regular Meeting of Council adjourn and move into an "In-Camera" Special Council Meeting at 9:15 p.m., pursuant to Section 90(a) of the *Community Charter*, to discuss land issues.

CARRIED.

MAYOR

ADMINISTRATOR