

**DISTRICT OF HIGHLANDS
REGULAR COUNCIL MEETING**

Minutes of the Regular Council meeting held on June 5, 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 Mahovlich
Councillor Mendum
Councillor Williams

IN ATTENDANCE: Heinz Burki, Administrator
Sandi Chesley, Administrative Assistant
Laura Beckett, Planner

1. APPROVAL OF THE AGENDA

MOTION NO. 246/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR WILLIAMS

THAT Council approves the agenda as amended by adding to:

- Introduction of Late Items – Announcement of the new Administrator/Treasurer
- Petitions and Delegations – Elaine Limbrick and Colleen Robertson

CARRIED.

2. ADOPTION OF THE MINUTES

a) Minutes of the Regular Council Meeting dated May 15, 2006

MOTION NO. 247/06

MOVED BY: COUNCILLOR BROTHERSTON

SECONDED: COUNCILLOR MENDUM

THAT the Minutes of the Regular Council Meeting of May 15, 2006 be adopted as circulated.

CARRIED.

b) Minutes of Special Council Meeting dated May 18, 2006

MOTION NO. 248/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR BROTHERSTON

THAT the Minutes of the Special Council Meeting of May 18, 2006 be adopted as circulated.

CARRIED.

- c) Minutes of the Committee of the Whole Meeting dated May 23, 2006

MOTION NO. 249/06

MOVED BY: COUNCILLOR MENDUM

SECONDED: COUNCILLOR FALL

THAT the minutes of the Committee of the Whole Meeting dated May 23, 2006 be adopted as circulated AND FURTHER that the minutes be forwarded to the Advisory Committees for those members who were not present during the presentations.

CARRIED.

- d) Minutes of the Special Council Meeting dated May 23, 2006

MOTION NO. 250/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR WILLIAMS

THAT the minutes of the Special Council Meeting dated May 23, 2006 be adopted as circulated.

CARRIED.

- e) Minutes of the Special Council Meeting dated May 29, 2006

MOTION NO. 251/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR BROTHERSTON

THAT the minutes of the Special Council Meeting dated May 29, 2006 be adopted as circulated.

CARRIED.

- f) Draft minutes from the Community Infrastructure & Services Advisory Committee dated April 26, 2006

MOTION NO. 252/06

MOVED BY: COUNCILLOR BROTHERSTON

SECONDED: COUNCILLOR KADAR

THAT the draft minutes from the Community Infrastructure & Services Advisory Committee dated April 26, 2006 be received for information AND FURTHER once the minutes have been adopted by the Community Infrastructure & Services Advisory Committee that they be forwarded to the Fiscal & Environment Advisory Committee.

CARRIED.

- (i) Recommendations Arising from the Community Infrastructure & Services Advisory Committee dated April 26, 2006

MOTION NO. 253/06

MOVED BY: COUNCILLOR MENDUM

SECONDED: COUNCILLOR FALL

THAT the recommendations arising from the Community Infrastructure & Services Advisory Committee dated April 26, 2006 be referred to staff for a report back to Council.

CARRIED.

3. INTRODUCTION OF LATE ITEMS

- Announcement of the new Administrator/Treasurer

Mayor Cardinal announced that the District of Highlands' new Administrator / Treasurer will be Chris Coates. Mr. Coates comes from the Village of Chase and will be starting with the District on July 17, 2006.

4. PETITIONS AND DELEGATIONS

Elaine Limbrick, 3836 Munn Road – Invited Council and residents to the Festival of Arts that will be taking place at the Caleb Pike House on June 17, 2006 from 2 p.m. to 11:00 p.m. Ms. Limbrick announced that the West Shore Arts Council will be awarding three post secondary scholarships. Ms. Limbrick asked Council for its support of the Festival of Arts.

MOTION NO. 254/06

MOVED BY: COUNCILLOR MENDUM

SECONDED: COUNCILLOR FALL

THAT Council approve in principal the Festival of Arts and request staff to inquire about liability insurance.

CARRIED.

Colleen Robertson, 1835 Millstream Road - Spoke regarding comments in the June 2006 Highlands Community News Letter on the APC appointments; Ms. Robertson expressed her concerns about the Malahat Alternate Route Study as well as the repairs to the Edwards Bridge.

Michael Bocking, 405 Hazlitt Creek, arrived late to the meeting and asked Council if he could speak during Petitions and Delegations. Mayor Cardinal asked and received consensus from Council. Mr. Bocking spoke on the Malahat Alternate Route Study and encouraged Council and the residents to attend the open house on June 15, 2006.

5. UNFINISHED BUSINESS

- a) Report from Building Inspector dated May 29, 2006
Re: Amendment to Development Variance Permit Application – DVP-10-05
Lot A, Plan VIP75811, Section 78 (5033 Stag Road)

Mr. Burke was present and answered questions from Council.

MOTION NO. 255/06

MOVED BY: COUNCILLOR MENDUM

SECONDED: COUNCILLOR MAHOVLCIH

THAT notification be issued for the proposed amended Development Variance Permit DVP-10-05, pertaining to Lot A, Plan VIP754811, Section 78 (5033 Stag Road)

CARRIED.

- b) Report from Building Official, dated May 29, 2006
Re: Edwards Bridge Repair

MOTION NO. 256/06

MOVED BY: COUNCILLOR BROTHERSTON

SECONDED: COUNCILLOR FALL

THAT Council direct staff to get three quotes on the upgrades to the Edwards Bridge and report back to Council.

CARRIED.

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

a) Committee Reports

- i) Advisory Planning Commission – Councillor Brotherston reported that the APC met on April 25th and will update Council next meeting.
- ii) Arts Committee – nothing to report
- iii) Community Energy Planning Steering Committee- Councillor Williams attended a workshop May 9, 2006 where they discussed regional energy and GSG Plan. Councillor Williams highlighted some of the topics discussed.

Councillor Williams also updated Council on the workshops/conferences recently attended.

- Policing Costs, in Richmond on May 26, 2006. On January 2007 the municipalities will be responsible for policing costs. The average cost to the homeowner in the District could be approximately \$117 which would be dealt with on the property tax form.

- Municipal Law Conference on May 25, 2006. Councillor Williams said it was an excellent session to attend. One question that he did ask was: "Should Councillors vote at committee meetings" and yes they should. Councillor Williams touched on a few of the topics discussed such as land issues; fighting and defending City Hall.

- iv) CRD Emergency Planning Committee- nothing to report
- v) CRD Environment Committee – Councillor Mendum announced that apartment buildings will now have "blue bags"; Telus has pulled their funding for the collection of telephone books by non profit organizations and the CRD Environment Committee will subsidized a portion of that this year.
- vi) Greater Victoria Family Court Committee – Councillor Mahovlich reported that there will be a "Sentencing Forum" on June 13, 2006 from 7 p.m. – 9 p.m. at Victoria High School
- vii) Greater Victoria Public Library Board- nothing to report
- viii) Inter-Municipal Committee on Disability Issues– nothing to report
- ix) Solid Waste Advisory Committee – nothing to report
- x) Western Communities Policing Advisory Committee- nothing to report

b) Mayor's Report

- i) Mayor Cardinal advised Council that John Vokes will be at the June 26, 2006 Committee of the Whole meeting to discuss the Fire Department Assessment Review.
- ii) Capital Regional Board – nothing to report
- iii) CREST – Mayor Cardinal pointed out the need for Council to approve and give direction for the new cost allocation formula before June 30, 2006. This item will be deferred until the June 19, 2006 Council meeting.
- iv) West Shore Parks and Recreation Society's Board of Directors – next meeting June 22, 2006
- v) Mayor Cardinal advised Council that the grant application funding for the Crystal Meth Society for \$7,500 has been approved through UBCM. The Administrator explained to Council that after the grant money is turned over to the Crystal Meth Society, the Society reports back to UBCM to receive the final \$2,500.

MOTION NO. 257/06

MOVED BY: COUNCILLOR MENDUM

SECONDED: COUNCILLOR BROTHERSTON

THAT Council request staff to provide more information on how the funding will be spent by the Crystal Meth Society.

CARRIED.

- vi) The West Shore Economic Association will be making a presentation to Council at the June 19, 2006 meeting regarding a Tourist Grant through UBCM with Highlands, Colwood and Langford pooling the monies for the West Shore.
- vii) Mayor Cardinal reminded everyone to support the Highlands Fire Department Casino Night at the West Fire Hall for the Muscular Dystrophy of Canada.

7. CORRESPONDENCE

Correspondence Requiring Action: - None

- a) Email from Councillor Mahovlich, dated May 29, 2006
Re: Malahat Route Study

Councillor Mahovlich pointed out two open houses regarding the proposed route options that the Ministry of Transportation is putting forward – Wednesday June 14 at the Cowichan Valley Community Centre and Thursday June 15 at the Luxton Community Hall.

Councillor Mahovlich stated that North Saanich has already sent a letter to the Premier, the Minister of Transportation and others advising of their opposition to the proposed route options. Councillor Mahovlich requested Council send a similar letter including the dissatisfaction of not receiving adequate public consultation notification.

MOTION NO. 258/06

MOVED BY: COUNCILLOR MAHOVLICH

SECONDED: COUNCILLOR WILLIAMS

THAT Council direct staff to prepare the draft letter submitted by Councillor Mahovlich to be signed by Mayor Cardinal and sent to the Minister of Transportation; John Horgan, MLA; David Chudnovsky, Transportation Critic and Stantec Consulting.

CARRIED.

- b) Email from Councillor Fall, dated May 29, 2006
Re: Plastic Bag Tax – A resolution passed by North Vancouver

Councillor Fall brought forward a plastic bag tax resolution passed by North Vancouver and request Council support of this resolution as it is being brought forward at UBCM. Councillor Fall pointed out the idea of the tax would be to reduce the plastic bag consumption because many plastic bags litter the environment.

MOTION NO. 259/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR MAHOVLICH

THAT Council support in principal the Plastic Bag Tax Resolution passed by North Vancouver and further that staff write a letter of support to UBCM.

CARRIED.

8. BYLAWS

- a) West Shore Parks and Recreation Society Fees and Charges Bylaw No. 289, 2006

MOTION NO. 260/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR MENDUM

THAT Council rescind first three readings to the West Shore Parks and Recreation Society Fees and Charges Bylaw No. 289, 2006.

CARRIED.

MOTION NO. 261/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR MENDUM

THAT Council give first reading to the amended West Shore Parks and Recreation Society Fees and Charges Bylaw No. 289, 2006.

CARRIED.

MOTION NO. 262/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR FALL

THAT Council give second reading to the amended West Shore Parks and Recreation Society Fees and Charges Bylaw No. 289, 2006.

CARRIED.

MOTION NO. 263/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR KADAR

THAT Council give third reading to the amended West Shore Parks and Recreation Society Fees and Charges Bylaw No. 289, 2006.

CARRIED.

b) Procedure Bylaw Amendment Bylaw No. 286, 2006

MOTION NO. 264/06

MOVED BY: COUNCILLOR BROTHERSTON

SECONDED: COUNCILLOR KADAR

THAT Council give first reading to Procedure Bylaw Amendment Bylaw No. 286, 2006

CARRIED.

MOTION NO. 265/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR FALL

THAT Council give second reading to Procedure Bylaw Amendment Bylaw No. 286, 2006

CARRIED.

MOTION NO. 266/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR KADAR

THAT Council give third reading to Procedure Bylaw Amendment Bylaw No. 286, 2006

CARRIED.

Councillor Mahovlich left the Council meeting at 8:20 p.m. citing a potential conflict of interest.

9. NEW BUSINESS

- a) Report from Planner, dated June 1, 2006
Re: Referral from City of Langford
Rezoning/OCP Amendment Application for Bear Mountain

There was a round table discussion. The Planner answered questions from Council.

MOTION NO. 267/06

MOVED BY: COUNCILLOR MENDUM

SECONDED: COUNCILLOR FALL

THAT Council not support the increase in density as proposed by the City of Langford's referral.

CARRIED.

Councillor Mahovlich returned to the Council meeting at 8:35 p.m.

The Municipal Planner left the Council meeting at 8:35 p.m.

- b) Memo from Administrator, dated May 16, 2006
Re: July and August Council Meetings

MOTION NO. 268/06

MOVED BY: COUNCILLOR MAHOVLICH
SECONDED: COUNCILLOR BROTHERSTON

THAT Council defer the item to the June 19, 2006 meeting so that Council may check their summer schedules.

CARRIED.

- c) RCMP-Monthly Mayors Report for April 2006

MOTION NO. 269/06

MOVED BY: COUNCILLOR MAHOVLICH
SECONDED: COUNCILLOR BROTHERSTON

THAT Council receive for information the RCMP-Monthly Mayors Report for April 2006.

CARRIED.

- d) Budget Variance Report for the Month of May

MOTION NO. 270/06

MOVED BY: COUNCILLOR MENDUM
SECONDED: COUNCILLOR KADAR

THAT Council receive for information the Budget Variance Report for the Month of May.

CARRIED.

- e) Memo from Building Official dated May 30, 2006
Re: Building Report for May 2006

MOTION NO. 271/06

MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR WILLIAMS

THAT Council receive for information the Building Report for May 2006.

CARRIED.

- f) Memo from Administrator dated May 25, 2006
Re: Annual Report for 2005

MOTION NO. 272/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR FALL

THAT Council forward changes to the Administrator AND FURTHER that Council direct staff to advertise in two consecutive issues of the newspaper the date, time and place of the Annual Meeting.

CARRIED.

10. ADJOURNMENT

MOTION NO. 273/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR MENDUM

THAT the Regular Meeting of Council adjourn at 8:55 p.m. and move into an "In-Camera" Special Council Meeting pursuant to Section 90(a) of the *Community Charter*, to discuss legal issues.

CARRIED.

MAYOR

ADMINISTRATOR