

**DISTRICT OF HIGHLANDS
REGULAR COUNCIL MEETING**

Minutes of the Regular Council meeting held on September 18, 2006 at Caleb Pike House, 1589 Millstream Road at 7:02 p.m.

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

IN ATTENDANCE: Christopher Coates, Administrator
Sandi Chesley, Administrative Assistant

1. APPROVAL OF THE AGENDA

MOTION NO. 365/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR BROTHERSTON

THAT Council approves the agenda as amended by adding to:

Petitions and Delegations:

Kerry Joy, Evelyn Samuel, Michael Bocking, Marie Brotherston, Marcie McLean, Elaine Limbrick, Eleanor Rayner, Colleen Robertson, Hans Waelti and Vicky Husband.

Late Items:

Letters from Karel Roessingh, Brad Riach, Albert Pellett and Georgina Zilinsky, Rick Yeomans, Scott Melville, Bernard and Andree Michaleski and Sheila Taylor.

CARRIED.

2. PETITIONS AND DELEGATIONS

Mr. Gord Horth, General Manager from CREST gave a presentation to Council regarding the communications system. Mr. Horth briefed Council on some items such as problems in the past; new benefits of the system, long term goals, current operations, financing and governance as well as outlining what CREST has done lately and the new operating cost allocation. Mr. Horth stated that there were three items for CREST to overcome which were to have the technical deficiencies fixed; to put CREST on a sound financial footing and to improve the members agreement. Mr. Horth then answered questions from Council.

Elaine Limbrick read a letter in support for Council to request the CRD to consider the Highlands amendments to the Urban Containment Boundary and the Regional Growth Strategy on a stand alone basis. On behalf of the West Shore Arts Council, Ms. Limbrick thanked the District of Highlands for its support and invited Council to partake in the West Shore Studio Tour on September 30 and October 1, 2006.

Eleanor Rayner read a letter in support for Council to request the CRD to consider the Highlands amendments to the Urban Containment Boundary so the Regional Context Statement is consistent with the Regional Growth Strategy so that the OCP can be completed.

Colleen Robertson commented on the following: CREST funding; the Regional Context Statement and that the District of Highlands focus on a Community Hall, Road side trail for Millstream and maybe even a mentoring program for a youth Maintenance Employee.

Kerry Joy read a letter in opposition regarding the driveway location at 604 Millstream Lake Road.

Vicky Husband supported Mr. Joy's comments regarding the driveway construction at 604 Millstream Lake Road. Ms. Husband commented on the groundwater study; the Regional Growth Strategy and how golf courses improve a tax base.

Marcie McLean supported Mr. Joy's comments regarding the driveway construction at 604 Millstream Lake Road. Ms. McLean read a letter regarding the Draft Official Community Plan (OCP) dated October 2005.

Hans Waelti read a letter regarding the OCP and the Regional Context Statement.

Evelyn Samuel read on behalf of Mara Dhillon regarding the issue of "failure to carry out business of the Highlands by the Council".

Michael Bocking commented on the CREST cost allocation and the coverage that CREST provides. Mr. Bocking, on behalf of himself and Evelyn Samuel, read a letter asking regarding the Regional Growth Strategy.

Marie Brotherston commented on CREST and the process for the Urban Containment Boundary extension.

Bob Flitton supported Marie Brotherston's comments and stated that he was pleased to see Gord Horth as the General Manger of CREST.

3. ADOPTION OF THE MINUTES

- a) Minutes of the Regular Council Meeting dated September 5, 2006

MOTION NO. 366/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR MAHOVLICH

THAT the Minutes of the Regular Council Meeting of September 5, 2006 be adopted as circulated.

CARRIED.

4. **REPORTS OF COMMITTEES, COMMITTEE OF THE WHOLE & COMMISSIONS**

a) Committee Reports

- i) Advisory Planning Commission – (Councillor Brotherston) - nothing to report
- ii) Arts Committee – (Councillor Fall) – nothing to report
- iii) Community Energy Planning Steering Committee – (Councillor Williams) – Reported that the committee is reviewing the draft Community Energy Project.
- iv) Emergency Planning Committee – (Councillor Fall) – nothing to report
- v) CRD Environment Committee – (Councillor Mendum) – nothing to report. The Committee will meet on September 27, 2006
- vi) Greater Victoria Family Court Committee – (Councillor Mahovlich) – nothing to report. The Committee will meet on September 20, 2006
- vii) Greater Victoria Public Library Board- (Councillor Kadar) – nothing to report
- viii) Inter-Municipal Committee on Disability Issues– (Councillor Kadar) – nothing to report. The Committee will meet on October 19 and November 16, 2006.
- ix) Solid Waste Advisory Committee – (Councillor Kadar) - nothing to report. The Committee will meet on October 12, 2006.
- x) Western Communities Policing Advisory Committee- (Councillor Mendum) – Reported that crime is up especially for vehicle break-ins. Councillor Mendum advised that the Town of View Royal will be issuing permits for fireworks and only upon completion of a training safety course will permits be issued. The safety course will be hosted by the Town of View Royal in early October.

b) Mayor's Report

- i) Capital Regional Board – Mayor Cardinal reported that the CRD Board approved the District of Highlands request for membership on the Regional Water Supply Commission and the Juan de Fuca Water Distribution Commission. Bylaws 3372 and 3373 were given three readings and the final adoption will follow approval from the Province.
- ii) CREST – Mayor Cardinal reported he met with Gordon Horth, Hy Freedman and the Administrator to discuss some issues of concern on the proposed cost allocation formula.
- iii) West Shore Parks and Recreation Society's Board of Directors – The Board approved a concept plan for a new stadium, field house and veladrome, which was spear headed by the West Shore Economic Development Association. There will be a press release on Wednesday, September 20, 2006.

Mayor Cardinal advised that Council has completed the Regional Context Statement within the OCP and the OCP can now be adopted and this will be placed high on Council's priority list.

5. RATIFICATION OF COMMITTEE RECOMMENDATIONS

- a) Recommendation from Groundwater Task Force Group dated September 10, 2006

MOTION NO. 367/06

MOVED BY: COUNCILLOR MAHOVLICH
SECONDED: COUNCILLOR BROTHERSTON

THAT the District of Highlands retain Golder and Associates and contact Rob Buchanan, P. Geo., who is the Project Manager to undertake preparation of the Terms of Reference for a Comprehensive Groundwater Study.

CARRIED.

6. INTRODUCTION OF LATE ITEMS

- a) Email from Karel Roessingh, dated September 13, 2006 re: Council Committees
b) Email from Brad Riach, dated September 18, 2006 re: Regional Growth Strategy (RGS)
c) Email from Albert Pellett and Georgina Zilinsky, dated September 17, 2006 re: RGS
d) Email from Rick Yoemans, dated September 18, 2006 re: RGS
e) Email from Scott Melville, dated September 18, 2006, re: RGS
f) Email from Bernard and Andree Michaelski, dated September 18, 2006, re: RGS
g) Email from Sheila Taylor, dated September 18, 2006, re: RGS

MOTION NO. 368/06

MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR BROTHERSTON

THAT Council receive for information letters 6a) to 6g).

CARRIED.

Mayor Cardinal commented on the email from Karel Roessingh regarding Council's attendance at various intermunicipal committee meetings. The Mayor stated that he felt that Council members or the alternate had attended and had reported on the meetings. Regarding the CREST meetings, due to time constraints and no regular scheduled meetings, Mayor Cardinal felt that he had attempted to attend or requested the alternate to attend and report back.

MOTION NO. 369/06

MOVED BY: COUNCILLOR MENDUM
SECONDED: COUNCILLOR BROTHERSTON

THAT Council request staff to add to the Policy and Priority meeting discussions on adding to the Council agenda or the web site the minutes from Intermunicipal Committee meetings and strengthen communications with alternate Council members on said committees.

CARRIED.

7. UNFINISHED BUSINESS

- a) Memo from Administrator, dated September 12, 2006
Re: CREST

There was a round table discussion regarding safety issues, cost allocation and who is responsible for the provincial parks. Mr. Horth answered questions from Council. It was noted that removal of provincial park land was not likely to reduce the cost to Highlands in a significant way.

MOTION NO. 370/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR MAHOVLICH

THAT Council approve the cost allocation formula methodology for one year and note strongly that the District seeks a remedy to the land mass issues involving the removal of public park land from the cost allocation formula.

CARRIED.

Councillor Mahovlich left the Council meeting at 8:45 p.m. citing a potential conflict of interest.

- b) Memo from Administrator, dated September 12, 2006
Re: Regional Growth Strategy Amendment

There was a round table discussion with various views and opinions noted.

MOTION NO. 371/06

MOVED BY: COUNCILLOR MENDUM

SECONDED: COUNCILLOR FALL

THAT Council direct staff to write a letter to the CRD stating the Highlands Council notes the inclusion of their context statement and the resulting alteration to the RUCSPA in the RGS interim update approved August 9, 2006 and endorses and supports this moving forward at the earliest opportunity regardless of the four outstanding municipal context statements.

CARRIED.

Councillor Mahovlich returned to the Council meeting at 9:00 p.m.

- c) Memo from Administrator, dated September 13, 2006
Re: Interface Fire Issues at Subdivision

MOTION NO. 372/06

MOVED BY: COUNCILLOR MENDUM

SECONDED: COUNCILLOR MAHOVLICH

THAT Council request staff to bring forward a bylaw to legislate the requirement for interface fire assessments for proposed subdivisions.

CARRIED.

8. CORRESPONDENCE

Correspondence to Receive for Information:

- a) Letter from TeamBC Small Communities Setting the Pace, dated August 31, 2006
Re: Awareness Initiative
- b) Letter from Sea Breeze Victoria Converter Corporation, dated September 8, 2006
Re: Juan de Fuca Cable Project Receives Approval from NEB
- c) Letter from Gas Tax/Public Transit Management Services, dated September 7, 2006
Re: Gas Tax Agreement – Community Works Fund Payment
- d) Letter from W.E. (Bill) Dumont, RPF, dated September 1, 2006
Re: Review of British Columbia Log Export Policy
- e) Letter from West Shore Parks & Recreation Society, dated August 18, 2006
Re: Feasibility study regarding the expansion of the current weight room and fitness facility
- f) Memo from Marvin Hunt, President UBCM, dated August 25, 2006
Re: School Community Connections Program Update
- g) Memo from Marvin Hunt, President UBCM, dated August 2, 2006
Re: Joint MCS/UBCM Response to Vancouver Sun Article

MOTION NO. 373/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR WILLIAMS

THAT Council receive for information correspondence numbered 8a) to 8g).

CARRIED.

Correspondence Requiring Action:

- h) Letter from the Lung Association of British Columbia, dated August 29, 2006
Re: Resolution at UBCM Convention to make BC 100% Smoke Free with No Provision for Designated Smoking Rooms

MOTION NO. 374/06

MOVED BY: COUNCILLOR MENDUM

SECONDED: COUNCILLOR MAHOVLICH

THAT Council receive for information the letter from the Lung Association of British Columbia dated August 29, 2006.

CARRIED.

- i) Letter from Greater Victoria Water Watch Coalition, dated August 17, 2006
Re: Concerns regarding proposals to expand corporate control over water/wastewater systems in several communities.

MOTION NO. 375/06

MOVED BY: COUNCILLOR MAHOVLICH
SECONDED: COUNCILLOR FALL

THAT Council receive for information letter from the Greater Victoria Water Watch Coalition, dated August 17, 2006.

AND FURTHER Council request staff to invite the Greater Victoria Water Watch Coalition do make a short presentation to Council.

CARRIED.

- j) Letter from Bruce Cohen, Chair of BC Electoral Boundaries Commission, dated August 29, 2006
Re: Consultation Services

MOTION NO. 376/06

MOVED BY: COUNCILLOR MENDUM
SECONDED: COUNCILLOR BROTHERSTON

THAT Council receive for information the letter from Bruce Cohen, Chair of the BC Electoral Boundaries Commission, dated August 29, 2006.

CARRIED.

- k) Letter from ICBC Road Sense, dated August 18, 2006
Re: October Zero Crash Month 2006

MOTION NO. 377/06

MOVED BY: COUNCILLOR MENDUM
SECONDED: COUNCILLOR FALL

THAT Council participate in the October Zero Crash Month 2006 by requesting the Mayor to sign the Official Proclamation for Zero Crash Month – Community Challenge.

AND FURTHER that Council request the Mayor to post in the Newsletter that October is Zero Crash Month for 2006.

CARRIED.

9. BYLAWS

- a) District of Highlands Official Community Plan Amendment Bylaw No. 290, 2006
b) District of Highlands Zoning Amendment Bylaw No. 291, 2006
Re: Ford's rezoning application (3290 Munn Road)

MOTION NO. 378/06

MOVED BY: COUNCILLOR MAHOVLICH
SECONDED: COUNCILLOR BROTHERSTON

THAT Council defer the District of Highlands Official Community Plan Amendment Bylaw No. 290, 2006 and District of Highlands Zoning Amendment Bylaw No. 291, 2006 to the Committee of the Whole meeting to be held on September 25, 2006 subject to full attendance of Council.

CARRIED.

- c) Report of the Public Hearing dated September 12, 2006
Re: Highlands Official Community Plan Amendment Bylaw No. 290, 2006 and
Highlands Zoning Amendment Bylaw No. 291, 2006
(3290 Munn Road – Ford Rezoning)

MOTION NO. 379/06

MOVED BY: COUNCILLOR FALL

SECONDED: COUNCILLOR BROTHERSTON

THAT Council request staff to amend the Report of the Public Hearing, dated September 12, 2006 as follows:

Under **Submissions from general public:**

From:

1. Dean Ford, 660 Millstream Lake Road, handed in to council 44 letters of support.

To Read:

1. Dean Ford, 660 Millstream Lake Road, handed in to Council 85 letters of support.

AND FURTHER that Council receive the Report of the Public Hearing, dated September 12, 2006.

CARRIED.

10. ADJOURNMENT

MOTION NO. 364/06

MOVED BY: COUNCILLOR KADAR

SECONDED: COUNCILLOR MENDUM

THAT the Regular Meeting of Council adjourn at 9:20 p.m.

CARRIED.

MAYOR

ADMINISTRATOR