



DISTRICT OF HIGHLANDS
MINUTES OF THE
REGULAR COUNCIL MEETING

Monday, March 17, 2008 @ 7:03 p.m.
SCHOOL HOUSE, 1589 MILLSTREAM ROAD

PRESENT:

Councillor M Mahovlich, Acting Mayor
Councillor A Fall
Councillor J Kadar
Councillor K Williams

ABSENT:

Mayor M Cardinal
Councillor K Brotherston
Councillor J Mendum

IN ATTENDANCE:

Tina Neurauter, Deputy Corporate Officer
6 members of the public were present

1. Approval of the Agenda

MOTION: 97 / 2008
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR KADAR

THAT the agenda be approved as amended:

Under item No. 2 PETITIONS AND DELEGATIONS add:

Marcie McLean.

CARRIED

2. PETITIONS AND DELEGATIONS

Marcie McLean, 1321 Millstream Road, queried the original intent and covenant of the “gift back” land. Her question was “who is the land intended for”? Could Council or staff clarify?

MOTION: 98 / 2008
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR KADAR

THAT Council direct CAO and Planner to bring back information on the intent and the rationale on the “gift back” lands and the specifics of the motion that was made.

CARRIED

3. ADOPTION OF THE MINUTES

- a) Regular Meeting of Council – March 3, 2008

MOTION: 99 / 2008
MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR FALL

THAT the minutes of the regular meeting of Council dated March 3, 2008 be adopted.

CARRIED

- b) Committee of the Whole - March 10, 2008

MOTION: 100 / 2008
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR WILLIAMS

THAT the minutes of the Committee of the Whole meeting dated March 10, 2008 be adopted.

CARRIED

***NOTE: THIS MOTION WAS RESCINDED LATER IN THE MEETING**

4. REPORTS OF COMMITTEES, COMMITTEE OF THE WHOLE & COMMISSIONS**a) Committee Reports**

- i) Advisory Planning Commission (Cllr. Brotherston) – Nothing to report.
- ii) CRD Arts Committee (Cllr. Fall) – Councillor Fall reported on a joint meeting held with the Arts Advisory Council. Ways to improve the arts service were discussed.
- iii) Emergency Planning Committee (Cllr. Fall) – Nothing to report.
- iv) Greater Victoria Family Court Committee (Cllr. Williams) – Nothing to report, next meeting scheduled for April.
- v) Greater Victoria Public Library Board (Cllr. Kadar) – Nothing to report.
- vi) Inter-Municipal Committee on Disability Issues (Cllr. Kadar) – Nothing to report.
- vii) Solid Waste Advisory Committee (Cllr. Kadar) – Nothing to report, meeting scheduled.
- viii) Western Communities Policing Advisory Committee (Cllr. Mendum) – Nothing to report.

- ix) Groundwater Task Force (Cllr. Mahovlich) – Nothing to report.
- x) CREST (Cllr. Fall) - Special meeting held to discuss options of achieving new channels for the system upgrade to move forward.
- xi) CRD Water (Cllr. Brotherston) - Nothing to report.
- xii) Juan de Fuca Water (Cllr. Brotherston) – Nothing to report.

b) Mayor's Report

xiv) CRD Board – Noting to report.

xv) CRD Committees
Parks – meeting cancelled.

Environment – meeting cancelled.

West Shore Parks and Recreation – Noting to report.

5. RATIFICATION OF COMMITTEE RECOMMENDATIONS

a) COMMITTEE OF THE WHOLE – March 10, 2008

- 1) THAT the road report from JBR Highways Consulting be received.

MOTION: 101 / 2008
MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR WILLIAMS

THAT the road report from JBR Highways Consulting be received.

CARRIED

Councillor Fall noted that the minutes of the March 10, 2008 Committee of the Whole meeting did not include a second motion regarding the JBR Highways Consulting report.

MOTION: 102 / 2008
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR WILLIAMS

THAT the earlier motion, 100/2008 be rescinded and the Committee of the Whole meeting minutes of March 10, 2008 be amended to include the following motion regarding the JBR Highways Consultant report:

THAT the CAO be directed, in consultation with Mr. Bruce Robertson, to bring forward a report to look at issues and options with respect to damage to roads caused by vehicles.

CARRIED

b) FISCAL AND ENVIRONMENTAL – March 5, 2008

MOTION: 103 / 2008
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR WILLIAMS

THAT council afford FESC members the opportunity to visit the “Gift Back” Land proposed by the developer during discussion regarding the Bear Mountain Phase 1 Subdivision.

CARRIED

Staff will arrange for the visit of land.

MOTION: 104 / 2008
MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR FALL

THAT Council refer the Fiscal and Environmental motion regarding the support of Motion M-38 put forward by Peter Julian, MP concerning banning fire retardants containing polybrominated diphenyl ethers to a Council meeting following the Wild Fire Conference in which Councillor Kadar will be attending.

CARRIED

MOTION: 105 / 2008
MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR WILLIAMS

That Council take under advisement and bring back to Council the recommendation from the Fiscal and Environmental Select Committee regarding the preparation of an application to UBCM for funding under the General Strategic Priorities Fund and Innovation Fund Program (Gas Tax) for a Highlands Integrated Community Sustainability Plan until such a time that there is more information available.

CARRIED

MOTION: 106/ 2008
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR WILLIAMS

THAT Council authorize the CAO to apply for funding for an Engineering Report on Roadside Trails as per the CAO’s memo to Council date January 25, 2008.

CARRIED

MOTION: 107 / 2008
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR WILLIAMS

THAT the motion from the Fiscal and Environmental Select Committee regarding the Community Sustainability Task Force Terms of Reference be referred to a future Committee of the Whole meeting.

CARRIED

MOTION: 108 / 2008
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR WILLIAMS

THAT the Fiscal and Environmental Select Committee's recommendation regarding the Sustainability Task Force proposed 2008 budget of \$1,000 to obtain materials and assistance not available through staff be forwarded to the 2008 Budget process.

CARRIED

MOTION: 109 / 2008
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR WILLIAMS

THAT Council authorize the Committee to prepare a leaflet for circulation to Highland residents summarizing the 2008 – 2012 Five Year Financial Plan.

CARRIED

6. INTRODUCTION OF LATE ITEMS

- a) TO MOVE IN CAMERA PURSUANT TO SECTION 90(1)(N) OF THE COMMUNITY CHARTER FOR THE CONSIDERATION OF WHETHER A COUNCIL MEETING SHOULD BE CLOSED UNDER A PROVISION OF THIS SUBSECTION OR SUBSECTION(2); AND SECTION 90 (1) (C) LABOUR RELATIONS OR OTHER EMPLOYEE RELATIONS.

MOTION NO. 110/ 07
MOVED BY: COUNCILLOR MENDUM
SECONDED: COUNCILLOR FALL

THAT Council waive notice pursuant to section 7(1) of the District of Highlands Council Procedure Bylaw, No. 251 to hold a Special In Camera meeting of Council and to move to In Camera pursuant to section 90(1)(n) of the Community Charter for the consideration of whether a Council meeting should be closed under a provision of this subsection or subsection(2); and section 90 (1) (c) Labour relations or other employee relations.

CARRIED

7. UNFINISHED BUSINESS

- a) LETTER – Minister Penner - March 4, 2008
RE: AMERICAN BULLFROG

MOTION: 111 /2008
MOVED BY: COUNCILLOR MAHOVLICH
SECONDED: COUNCILLOR BROTHERSTON

THAT the letter from Minister Penner regarding the American Bullfrog be referred to the Fiscal and Environmental Select Committee for input and comment.

CARRIED

8. CORRESPONDENCE

Correspondence to Receive for Information

- a) UBCM NOTICE – February 1, 2008
RE: HIGHLIGHTS, UBCM EXECUTIVE MEETING (January 25, 2008)
- b) LETTER – Brian Fox, Superintendent of Schools – February 28, 2008
RE: STUDENT AND STAFF FRIENDSHIP EXCHANGE - WUXI, JIANGSU PROVINCE, CHINA
- c) LETTER – Laura Taylor, M.Sc., CRD – March 7, 2008
RE: SAMPLING RESULTS OF DISTRICT WELL
- d) LETTER – John Veillette – March 10, 2008
RE: LIBRARY CLOSURE
- e) LETTER – Gorge Tillicum Community Association - March 12, 2008
RE: LIBRARY CLOSURE

MOTION: 112 /2008
MOVED BY: COUNCILLOR WILLIAMS
SECONDED: COUNCILLOR KADAR

THAT correspondence a, b, c, d and e be received for information.

CARRIED

Correspondence for Action

- f) HAT – Jennifer Eliason, Executive Director - November 14, 2007
RE: FUNDING REQUEST & INVITATION TO JOIN UFSI STEERING COMMITTEE

MOTION: 113 /2008
MOVED BY: COUNCILLOR FALL
SECONDED: COUNCILLOR WILLIAMS

THAT discussion of this item be included in the 2008 budget discussion process; and THAT staff be directed to invite HAT to attend this budget meeting to discuss this item, with the Fiscal and Environmental Select Committee to be invited to this meeting as well.

CARRIED

- g) LETTER – Greater Victoria Public Library - February 28, 2008
RE: 2008 OPERATING BUDGET

MOTION: 114 /2008
MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR FALL

THAT the 2008 Greater Victoria Public Library proposed 2008 Operating Budget be approved.

CARRIED

- h) LETTER – Scott Richardson, HDCA - March 11, 2008
RE: HDCA SPONSORED BROOM BASH – APRIL 19, 2008

MOTION: 115 /2008
MOVED BY: COUNCILLOR WILLIAMS
SECONDED: COUNCILLOR KADAR

THAT the District of Highlands insurance be extended to include the HDCA sponsored Broom Bash.

9. BYLAWS

- 1) BYLAW – Proposed West Shore Parks and Recreation Society Fees and Charges Bylaw

MOTION: 116/ 2008
MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR WILLIAMS

THAT Bylaw No. 303, being the West Shore Parks and Recreation Society Fees and Charges Bylaw No. 303, 2008 be given FINAL READING.

CARRIED

10. ADJOURNMENT

MOTION: 117/ 2008
MOVED BY: COUNCILLOR KADAR
SECONDED: COUNCILLOR FALL

THAT the Council meeting of March 17, 2008 adjourn at 7:48 p.m. and that the meeting be closed to the public and convene In-Camera under the authority of the *Community Charter* Section 90 (1)(n) of the Community Charter for the consideration of whether a Council meeting should be closed under a provision of this subsection or subsection(2); and section 90 (1) (c) Labour relations or other employee relations.

CARRIED

Mayor

Deputy Corporate Officer