



**DISTRICT OF HIGHLANDS
MINUTES OF THE
REGULAR COUNCIL MEETING**

**Monday, July 13, 2009 @ 7:21 pm.
SCHOOL HOUSE, 1589 MILLSTREAM ROAD**

PRESENT:

Mayor
Councillors

Jane Mendum
Allen Dobb
Diane Gill
Sigurd Johannesen
Marcie McLean
Karel Roessingh
Ken Williams

IN ATTENDANCE:

Chief Administrative Officer
Planner
A/ Corporate Officer
19 members of the public

Chris Coates
Laura Beckett
Tina Neurauter

1. APPROVAL OF THE AGENDA

MOTION: 250/ 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR JOHANNESSEN

That the agenda be approved.

CARRIED

2. PETITIONS AND DELEGATIONS

Ms. Elaine Limbrick, West Shore Arts Council, presented the community with banner of the Highlands Community Green Map. The mapping group worked on this project for over three years and Ms. Limbrick thanked all participants.

Mayor Mendum thanked Ms. Limbrick and all other participants of the green map.

MOTION: 251/ 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR DOBB

That a formal thank you be forwarded to the West Shore Arts Council for their work on the Highlands Green Map.

CARRIED

Ms. Daphne Allen, introduced Council to the Highland Schoolhouse Quilt. The project started in 2007 and finished last March, in time to be entered into the West Shore Quilters Guild Show at Eagle Ridge arena. The quilt celebrates the 115th anniversary of the opening of the original school in 1893. Ms. Allen described each of the squares quilted by individuals. This quilt is now presented to Council and the people of the District of Highlands.

Mayor Mendum thanked Daphne Allen and all other participants of the quilting group.

MOTION: 252/ 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR DOBB

That a formal thank you be forwarded to Daphne Allen and the quilting group for their work on the Highland Schoolhouse Quilt.

CARRIED

3. ADOPTION OF THE MINUTES

a) Council - June 15, 2009

MOTION: 253 / 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR DOBB

That the minutes of Council dated June 15, 2009 be adopted as amended:

Motion 231 - the seconder should be to Councillor Karel Roessingh.

CARRIED

b) Fiscal and Environmental Select Committee – June 3, 2009

MOTION: 254 / 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR GILL

That the minutes of the Fiscal and Environmental Select Committee dated June 3, 2009 be received.

CARRIED

c) Capital Regional District Board – June 10, 2009

MOTION: 255/ 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR GILL

That the minutes of the Capital Regional District Board dated June 10, 2009 be received.

CARRIED

d) Capital Regional Hospital District Board – June 10, 2009

MOTION: 256/ 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR GILL

That the minutes of the Capital Regional Hospital District Board dated June 10, 2009 be received.

CARRIED

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

- i) Advisory Planning Commission (Cllr. McLean) – have not met.
- ii) Community Infrastructure and Services Committee (Cllr. Gill) – have not met.
- iii) CRD Arts Committee (Cllr. Dobb) – nothing to report.
- iv) CREST (Cllr. Roessingh) – nothing to report.
- v) Community Centre Task Force (Cllr. McLean) – have not met.
- vi) Emergency Planning Committee (Cllr. Johannesen) – have not met.
- vii) Fiscal and Environmental Select Committee (Cllr. McLean) – the committee met on June 3, 2009, the soil deposit report was discussed – committee will discuss this item again at their September meeting.
- viii) Greater Victoria Family Court Committee (Cllr. Johannesen) – committee met on June 17, 2009, reviewing how the family court system works – hoping to engage the family more in the court process.
- ix) Greater Victoria Public Library Board (Cllr. Roessingh) – have not met.
- x) Groundwater Task Force (Cllr. Roessingh) – have not met.
- xi) Inter-Municipal Committee on Disability Issues (Cllr. McLean) – annual picnic held on June 18, 2009 at the Metchosin grounds – fun evening. Councillor McLean thanked Marnie Essery and her parents for a great evening.
- xii) Solid Waste Advisory Committee (Cllr. Gill)- Mayor Mendum attended the last meeting, the Recycling Council of British Columbia presented the committee with a report entitled 'On the Road to Zero Waste – Priorities for Local Government'. This paper will be distributed to Council and posted on our website. An information report was received on the potential integration of Liquid and Solid Waste management of CRD. Hartland fees will be increased for certain materials. All members of the committee have been offered a backyard food digester.

- xiii) Sustainability Task Force – the task force met on June 16 – presentations by Dave Mackas and Eric Bonham. Interim report presented to Council. Councillor Dobb also informed Council of a June 18 workshop on Bill 27 (climate change workshop) and also a June 25 workshop held by the CRD Climate Action Group he attended.
- xiv) Western Communities Policing Advisory Committee (Cllr. Johannesen) – nothing to report.
- xv) West Shore Parks and Recreation (Cllr. Williams) – An informal information session for member Councils was held on July 7, 2009. Linda Barnes explained the 2009 strategic planning process; this plan is essentially a plan of what the community envisions for the West Shore Parks and Recreation over the next thirty years. Senior staff members worked with Mary Martin of NEXUS and have added to the SWOT analysis. Future visioning for West Shore sees more flexibility in future recreation, a business plan for future projects, strategic planning that fits into the budgeting cycle, and positive relationships with member communities. A new slogan was presented: ‘Perfect Place to Play’. Nine key result areas have been determined - Council members need to ask themselves if their issues have ended up on the key results plan. The community will be consulted.

FCM – Councillor Williams reported on the 72nd FCM conference held in March, 2009. Sustainability, climate change, environmental stewardship, infrastructure stimulus and trade issues were some of the hot topics. 2200 elected officials attended the conference. Speakers praised rural communities and spoke of them as the backbone of Canada. Fiscal imbalance between the different government levels was discussed. Several documents will be available at the district office for review.

b) Mayor’s Report

- xvi) CRD Board – a board meeting was held July 8, 2009 – a Willis Point application was approved.
- xvii) CRD Environment Committee – joint meeting held with Core Area Liquid Waste Management Committee, various sites were reviewed for liquid waste solution.
- xviii) CRD Planning and Transportation – have not met.
- xix) CRD Regional Water Board – have not met.
- xx) JDF Water – have not met.

Mayor Mendum reported that:

- she attended an American bullfrog session where a review of the electroshock equipment was given,
- that the volunteer fire department is seeking additional volunteer firefighters,
- the Highland Fling will be held in September this year and volunteers are still needed,
- Canada Day celebrations at Fort Rodd Hill were attended by Councillor Williams, who served cake and sang the National Anthem,

- the community is encouraged to contact HAT regarding the Watershed project – this is a great opportunity to learn about caring for watershed lands,
- the fire risk in the district is currently high, soon to be extreme if the weather continues, and
- the cob washroom at Eagles Lake Park will be under construction soon.

5. RATIFICATION OF COMMITTEE RECOMMENDATIONS

6. INTRODUCTION OF LATE ITEMS

7. UNFINISHED BUSINESS

- a) Memo – Laura Beckett, Planner – June 23, 2009
RE: DEVELOPMENT VARIANCE PERMIT DVP-03-09 - 1074 RIVER

MOTION: 257/ 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR GILL

THAT Council ISSUE Development Variance Permit DVP-03-09 pertaining to: Strata Lot 1, Section 4, Range 3W and 4W, Highland District, Strata Plan VIS5080, Together with an Interest in the Common Property in Proportion to the Unit Entitlement of the Strata Lot as Shown on Form V (See plan as to limited access) (“1074 River Road”) That would vary Sections 6.8.3 (7) of Zoning Bylaw 100 as follows:

6.8.3 (7) The total *floor area* of all *buildings* on a *lot* shall not exceed 401 square metres.

CARRIED

8. CORRESPONDENCE

- a) Letter – Derek R. Corrigan, Mayor, City of Burnaby June 4, 2009
RE: MUNICIPAL LIABILITIES RESULTING FROM BUILDING CONSTRUCTION REGULATIONS

MOTION: 258/ 2009
MOVED BY: COUNCILLOR MCLEAN
SECONDED: COUNCILLOR DOBB

That the correspondence from Mayor Derek Corrigan be received and that the District of Highlands support the City of Burnaby and petition the Province and local M.L.A’s supporting the findings of the Barrett Commission report, specifically the inequity of the application of joint and several liability to municipalities, particularly the discrepancy in treatment of municipal liability between the Local Government Act and the Vancouver Charter .

CARRIED

- b) Memo – Community Economic Development Committee – June 16, 2009
RE: WORKING ROUNDTABLE ON FORESTRY AND BCUC INQUIRY INTO LONG TERM TRANSMISSION NEEDS

MOTION: 259/ 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR GILL

That the correspondence from the Community Economic Development Committee be received.

CARRIED

MOTION: 260/ 2009
MOVED BY: COUNCILLOR MCLEAN
SECONDED: COUNCILLOR JOHANNESSEN

That the District of Highlands register as a participant in the BCUC Inquiry.

CARRIED

- c) UBCM Members Notice – June 24, 2009
RE: POLICE SERVICES - COST AND ACCOUNTABILITY

MOTION: 261/ 2009
MOVED BY: COUNCILLOR DOBB
SECONDED: COUNCILLOR JOHANNESSEN

That Council participates in the Cost and Accountability survey.

CARRIED

Councillor Johannesen offered to coordinate comments brought forward by Council members and then to circulate the document when complete and prior to remittance.

- d) UBCM Members Notice – June 29 2009
RE RCMP CONTRACT RENEWAL UPDATE

MOTION: 262/ 2009
MOVED BY: COUNCILLOR JOHANNESSEN
SECONDED: COUNCILLOR ROESSINGH

That the correspondence from UBCM regarding RCMP Contract Renewal Update be received.

CARRIED

- e) Letter – BC Geographical Names Office – June 30, 2009
RE: USE OF THE NAME SALISH SEA

MOTION: 263/ 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR JOHANNESSEN

That Council support the addition of the name “Salish Sea” as a collective or umbrella-name to encompass Pudget Sound, Strait of Georgia, Juan de Fuca Strait, Strait of Juan de Fuca, and their connecting channels, straits and passages and that Councillor Roessingh complete the attached survey.

CARRIED

Councillor McLean declared a conflict of interest in the following three items as she sits as a Director on the Highland District Community Association and left the meeting at 8:13 pm.

- f) Letter – HDCA – July 6, 2009
RE: DEALING WITH INVASIVE SPECIES ON PUBLIC AND PRIVATE LAND

MOTION: 264/ 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR DOBB

That the correspondence from Highland District Community Association be received.

CARRIED

Councillor Dobb offered to contact the BC Invasive plant Council and the Coastal Invasive Plant Committee to see if an education program can be brought to the District of Highlands.

- g) Letter - HDCA – July 6, 2009
RE: INSURANCE AGREEMENT

MOTION: 265/2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR WILLIAMS

That Council approve the Highland District Community Association list of events and functions held annually by the association:

1. Easter Egg Hunt
2. Community Clean Up
3. Municipal Hall Grounds “Weed Out”
4. Broom Bash
5. The Highlands Fling
6. Halloween event in the Pike House
7. The Highland Craft Fair
8. Educational events, including: forums (e.g. wildfire and storm); all candidates meetings (during municipal elections); HELP neighbourhood group events (to organize and brief leaders); and our speaker series (speakers on topics of general interest are invited into the community).

CARRIED

- h) Letter - HDCA – July 6, 2009
RE: HIGHLANDS FLING – GRANT IN AID REQUEST

MOTION: 266/2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR GILL

That Council approve the Grant-in-Aid request of \$1500.00 by the HDCA for financial support of the ‘Highland Fling’.

CARRIED

Councillor McLean returned to the meeting at 8:19 pm.

9. BYLAWS

- a) Bylaw No. 318 - West Shore Parks and Recreation Society Fees and Charges Bylaw

MOTION: 267/2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR WILLIAMS

That Bylaw No. 318 “West Shore Parks and Recreation Society Fees and Charges Bylaw No. 318, 2009”, be given FINAL Reading.

CARRIED

- b) Memo – Laura Beckett, Planner, June 22, 2009
RE REZONING APPLICATION RZ-07-08 – 3813 MUNN ROAD
HIGHLANDS ZONING BYLAW, 1998, AMENDMENT NO. 30, RURAL 5 ZONE – 3813 MUNN ROAD
BYLAW NO. 319, 2009

MOTION: 268/2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR WILLIAMS

That “Highlands Zoning Bylaw, 1998, Amendment No. 30, (Rural 5 Zone – 3813 Munn Road, Bylaw No. 319, 2009”, be give THIRD Reading.

CARRIED

MOTION: 269/2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR GILL

That “Highlands Zoning Bylaw, 1998, Amendment No. 30, (Rural 5 Zone – 3813 Munn Road, Bylaw No. 319, 2009, be give FINAL Reading.

CARRIED

10. NEW BUSINESS

- a) Memo – C.D. Coates, CAO – June 24, 2009
RE: CITY OF LANGFORD TIGHT PIPE SEWER

MOTION: 270/2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR JOHANNESSEN

That Council approve a revision to the encroachment agreement to provide for the inclusion of Area 2 shown on the Schedule to the agreement and authorize the Mayor and CAO to execute the agreement on behalf of the District; and

That the future addition to the encroachment area (Area 1) as noted on the Schedule to the Encroachment Agreement be approved upon any future dedication of Hanington Road; and

That prior to construction staff negotiate with the District of Langford a work plan that would be the least disruptive to the residents of the District of Highlands (along Millstream Road particularly).

CARRIED

MOTION: 271/2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR JOHANNESSEN

That staff be asked to organize with Bear Mountain an on-site meeting to describe how the sewer and water system will work.

CARRIED

- b) Report – Sustainability Task Force
RE: HIGHLANDS SUSTAINABILITY TASK FORCE – INTERIM REPORT

MOTION: 272/2009
MOVED BY: COUNCILLOR MCLEAN
SECONDED: COUNCILLOR ROESSINGH

That the interim report from the Sustainability Task Force be received and that it be forwarded to a Committee of the Whole meeting in the near future.

MOTION: 273/2009
MOVED BY: COUNCILLOR DOBB
SECONDED: COUNCILLOR JOHANNESSEN

That the words “and it be forwarded to a Committee of the Whole meeting in the near future” be removed from the original motion.

CARRIED

The main motion:

MOTION: 274/2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR GILL

That the interim report from the Sustainability Task Force be received.

CARRIED

- c) Memo – C.D. Coates, CAO – June 19, 2009
RE: TRAIL AND CYCLE LANE APPLICATION – BC LOCAL MOTION PROGRAM

MOTION: 275/2009
MOVED BY: COUNCILLOR JOHANNESEN
SECONDED: COUNCILLOR DOBB

That Council authorize staff to submit an application to the next intake of the Local Motion Program for South Millstream Road trail and cycle lanes at an estimate cost of \$234,680.00.

CARRIED

- d) Letter – Carmen Thiel, CO CRD – June 18, 2009
RE: CRD BYLAW NO. 3616, ARTS AND CULTURE SUPPORT SERVICE ESTABLISHMENT, BYLAW NO. 1, 2001, AMENDMENT BYLAW NO. 2, 2009

MOTION: 276/2009
MOVED BY: COUNCILLOR MCLEAN
SECONDED: COUNCILLOR WILLIAMS

That Council give CONSENT to the adoption of CRD Bylaw No. 3616, Arts and Culture Support Service Establishment Bylaw No. 1, 2001, Amendment Bylaw No. 2, 2009, in accordance with Section 801.4 of the *Local Government Act*.

CARRIED

- e) Motion to move In Camera

MOTION: 277/2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR MCLEAN

That Council move In Camera at 9:03 pm to discuss items pursuant to the Community Charter, specially Section 90 (1)(g) litigation or potential litigation affecting the municipality; 90(1)(i) the receipt of advice that is subject to solicitor-client privilege; and 90(1)(c) labour relations or other employee relations.

CARRIED

The regular meeting of Council reconvened from In Camera at 10:39 pm.

11. RISE AND REPORT FROM IN CAMERA

There were no items to report on.

12. ADJOURNMENT

MOTION: 278/ 2009
MOVED BY: COUNCILLOR ROESSINGH
SECONDED: COUNCILLOR DOBB

That the meeting adjourn at 10:39 pm.

CARRIED

Mayor

A/ Corporate Officer