



Making a difference...together

MINUTES OF A MEETING OF THE CAPITAL REGIONAL DISTRICT BOARD
Held Wednesday, November 14, 2012, in the Board room, 625 Fisgard Street, Victoria, BC

- PRESENT: Directors:** G. Young (Chair), G. Hill (Vice Chair), M. Alto, D. Blackwell, A. Bryson, S. Brice, J. Brownoff, L. Cross, T. Daly, V. Derman, B. Desjardins, D Fortin, M. Hicks, B. Isitt, N. Jensen, F. Leonard, W McIntyre, J. Mendum, W. Milne, J. Ranns and L. Wergeland
Staff: K. Daniels, Chief Administrative Officer; T. Robbins, Acting General Manager, Integrated Water Services; L. Hutcheson, General Manager, Environmental Sustainability and Acting General Manager, Parks and Community Services; R. Lapham, General Manager, Planning and Protective Services; D. Lokken, General Manager, Corporate Services; A. Orr, Senior Manager, Corporate Communications; S. Santarossa, Corporate Officer and S. Norton, Deputy Corporate Officer, Legislative Services (Recorder)
- ABSENT: Directors:** C. Hamilton and D. Howe

The Chair called the meeting to order at 1:49 pm.

1. APPROVAL OF THE AGENDA

MOVED by Director Brice, **SECONDED** by Director Alto,
That the agenda be amended to withdraw item 5.1.1 as the Core Area Liquid Waste Management Committee did not consider the item at its meeting today due to time constraints; and that the agenda be approved as amended.

CARRIED

2. ADOPTION OF MINUTES OF THE MEETING OF OCTOBER 10, 2012

MOVED by Director Blackwell, **SECONDED** by Director Alto,
That the minutes of the meeting of October 10, 2012 be adopted.

CARRIED

3. REPORT OF THE CHAIR

Chair Young reported the following:

- As Board representative for the regional district Board chairs review of ferry fares, he noted his perspective is different than representatives from the Gulf Islands. He advised that the provincial government is holding hearings and is asking for submissions from local government, and suggested that individual municipalities may want to make their own submission to the fare review.
- He will not be seeking re-election as CRD Board Chair. He thanked his colleagues, Committee Chairs and staff for their support and work over the past four years.

On behalf on the Board, Vice Chair Hill thanked Chair Young.

4. PRESENTATIONS/DELEGATIONS

4.1 PRESENTATIONS

1. Greater Victoria Harbour Authority (GVHA) – Annual Presentation to CRD Board

B. Wellburn, GVHA Board Chair, reviewed: GVHA's governance model, composition of the Board of Directors, a matrix of desired Board competencies, and financial performance indicators from 2002-2012 including revenue and expenditures and capital investment and reserves.

S. Ross, Chief Operating Officer, reviewed: key economic, social and environmental initiatives for 2011/2012, 25-year cruise passenger projections which will be constrained by Ogden Point capacity; strategic priorities with a focus on a 'working harbour', key milestones/targets for a harbour-wide vision and planning, and key initiatives for 2012/2013.

As the CRD Board representative on the GVHA Board, Vice Chair Hill commented on the difficult issues faced by the GVHA and how they are managed.

In response to questions, the GVHA provided information on federal seabed divestiture and on the governance model.

Chair Young advised that the GVHA has submitted a letter outlining the requirements for appointing the CRD Board nominee.

5. REPORTS OF COMMITTEES

5.1 Core Area Liquid Waste Management Committee – November 14, 2012

1. Commission Bylaw No. 3851, "Core Area Wastewater Treatment Commission Bylaw No. 1, 2012"

This item was withdrawn from the agenda.

5.2 ELECTORAL AREA SERVICES COMMITTEE – October 17, 2012

1. Grants-In-Aid

MOVED by Director McIntyre, **SECONDED** by Director Hicks,
That the following grants-in-aid applications be approved for payment:

- 1) Salt Spring Island Grants-in-Aid as approved by Director McIntyre
 - a. Gulf Islands Marine Rescue Society \$ 3,132
- 2) Southern Gulf Islands Grants-in-Aid as approved by Director Howe
 - a. Mayne Island Conservancy \$ 1,500
 - b. Saturna Ecological Education Society \$ 4,000
 - c. Saturna Recreation Centre Society \$ 700

CARRIED

5.3 ENVIRONMENTAL SUSTAINABILITY COMMITTEE - October 24, 2012**1. Integrated Solid Waste and Resource Management Plan – Stage 1 Summary Report (ERM 12-65)**

MOVED by Director Desjardins, **SECONDED** by Director Mendum,
That the Capital Regional District Board receive report ERM 12-65, Integrated Solid Waste and Resource Management Plan – Stage 1 Summary Report for information.

CARRIED

5.4 FINANCE & CORPORATE SERVICES COMMITTEE – November 7 2012**1. Community Infrastructure Improvement Grant Applications**

MOVED by Director Hill, **SECONDED** by Director Daly,
That two applications to the Western Economic Diversification Community Infrastructure Improvement grant program be endorsed, including:

- 1) Panorama Recreation Centre Fire Sprinkler System Upgrade (\$ 177,900)
- 2) Todd Creek Trestle Rehabilitation Project (\$ 175,000)

CARRIED

2. Operating Reserve Fund Bylaw for Solid Waste Disposal

MOVED by Director Hill, **SECONDED** by Director Blackwell,
That Bylaw No. 3867, cited as “Waste Reduction Sustainability Operating Reserve Fund Bylaw No. 1, 2012”, be introduced and read a first and second time.

CARRIED

MOVED by Director Hill, **SECONDED** by Director Blackwell,
That Bylaw No. 3867 be read a third time.

CARRIED

MOVED by Director Hill, **SECONDED** by Director Blackwell,
That Bylaw No. 3867 be adopted.

CARRIED

3. 2012 to 2016 Financial Plan Amending Bylaw No. 3860

MOVED by Director Hill, **SECONDED** by Director Blackwell,
That Bylaw No. 3860, “2012 to 2016 Financial Plan, 2012, Amendment Bylaw No. 1, 2012”, be introduced and read a first time and second time.

CARRIED

MOVED by Director Hill, **SECONDED** by Director Blackwell,
That Bylaw No. 3860 be read a third time.

CARRIED

MOVED by Director Hill, **SECONDED** by Director Blackwell,
That Bylaw No. 3860 be adopted.

CARRIED

4. Island Corridor Foundation Funding Request

MOVED by Director Hill, **SECONDED** by Director Blackwell,
That one-time grant funding through Regional Grants-in-Aid to the Island Corridor Foundation in the amount of \$1.2M be approved, and that the funding be included in the 2013 Budget.

As G. Bruce, Chief Operating Officer, Island Corridor Foundation (ICF), was present in the audience, he was asked to respond to questions from the Board regarding: the availability of a business plan and financial statements on the ICF website; the timing, funding approvals and agreements to be put in place before the train service will be implemented; and rail crossing safety standards and maintenance.

During the discussion, the desire to establish a subcommittee to look into commuter rail was raised.

MOVED by Director Fortin, **SECONDED** by Director Alto,
That the motion be amended by inserting the following words after the word 'Budget': "subject to successful negotiation of a new train service agreement with VIA Rail by March 1, 2013."

CARRIED

The question on the main motion, as amended, was called, as follows:

That one-time grant funding through Regional Grants-in-Aid to the Island Corridor Foundation in the amount of \$1.2M be approved, and that the funding be included in the 2013 Budget subject to successful negotiation of a new train service agreement with VIA Rail by March 1, 2013.

CARRIED

Directors Alto and Fortin left the meeting at 2:27 pm.

Alternate Director Madoff (for Director Alto) entered the meeting at 2:27 pm.

5.5 JUAN DE FUCA LAND USE COMMITTEE – VOTING BLOCK A – October 16, 2012

1. Development Variance Permit Application VAR-04-12 – Lot 10, Section 10, Otter District, Plan VIS5070 (Nickell – 8153 Taylor Place)

It was noted that the application was being forwarded for consideration without recommendation from the Land Use Committee because the vote was tied at this advisory committee. The application was reviewed.

MOVED by Director Hicks, **SECONDED** by Director Milne,
That Development Variance Permit VAR-04-12 for Lot 10, Section 10, Otter District,
Plan VIS5070 to vary Juan de Fuca Land Use Bylaw, 1992, Bylaw No. 2040, Part 2,
Section 6.07(b), by reducing the side yard setback from 6 m to 4.83 m for the
purpose of siting a detached accessory suite in an existing accessory building, as
shown on the attached site plan, dated June 29, 2012 (Appendix 3), be approved.

CARRIED

5.6 PLANNING, TRANSPORTATION AND PROTECTIVE SERVICES COMMITTEE –
October 24, 2012

1. Revised Development Procedures Bylaw, Process and Policy

MOVED by Director Ranns, **SECONDED** by Director Derman,
That the Juan de Fuca Electoral Area Director be invited to attend the Planning,
Transportation and Protective Services Committee and be permitted to discuss
rezoning applications in the Rural Resource Lands and any Juan de Fuca Electoral
Area OCP amendments being considered for consistency with the RGS.

CARRIED

MOVED by Director Ranns, **SECONDED** by Director Derman,
That Bylaw No. 3826, "Capital Regional District Land Use Committee Bylaw No. 1,
2004, Amendment Bylaw No. 5, 2012" be introduced and read a first and second
time.

CARRIED

MOVED by Director Ranns, **SECONDED** by Director Derman,
That Bylaw No. 3826 be read a third time.

CARRIED

MOVED by Director Ranns, **SECONDED** by Director Derman,
That Bylaw No. 3826 be adopted.

CARRIED

MOVED by Director Ranns, **SECONDED** by Director Derman,
That Bylaw No. 3664, "Juan de Fuca Electoral Area Development Procedures Bylaw
No. 1, 2003, Amendment Bylaw No. 4, 2012" be introduced and read a first and
second time.

CARRIED

MOVED by Director Ranns, **SECONDED** by Director Derman,
That Bylaw No. 3664 be read a third time.

CARRIED

MOVED by Director Ranns, **SECONDED** by Director Derman,
That Bylaw No. 3664 be adopted.

CARRIED

MOVED by Director Ranns, **SECONDED** by Director Derman,
That the CRD Board Juan de Fuca Development Application Regional Growth
Strategy Consistency Policy be adopted with the following amendment:
add the following phrase to the last sentence of the policy statement:
“pursuant to s. 865(2) of the Local Government Act.”.

CARRIED

**2. District of North Saanich Referral – Official Community Plan (OCP) 2012-03
Amendment Bylaw No. 1309, Amendment Bylaw to Amend OCP Bylaw No.
1130**

Director Hicks left the meeting at 3:00 pm.

MOVED by Director Ranns, **SECONDED** by Director Derman,
That the District of North Saanich Referral – OCP 2012-03 Amendment Bylaw No.
1309 be received with no objection, and that the District of North Saanich be notified
accordingly.

CARRIED
Isitt **OPPOSED**

3. Regional Sustainability Strategy Consultant Selection

Director Daly left the meeting at 3:02 pm.

MOVED by Director Ranns, **SECONDED** by Director Derman,
That the contract for services to carry out the Regional Sustainability Strategy Project
with the CRD Regional Planning Division for \$325,074 be awarded to HB Lanarc-
Golder of Vancouver, BC.

CARRIED

6. ADMINISTRATION REPORTS

6.1 CRD Receives 2012 Award for Workplace Safety

MOVED by Director Blackwell, **SECONDED** by Director Hill,
That the report be received for information.

CARRIED

**6.2 Request for Inclusion of a Property in the Port Renfrew Street Lighting Local
Services Area**

MOVED by Director Blackwell, **SECONDED** by Director Milne,
That Bylaw No. 3861 “Port Renfrew Street Lighting Local Services Establishment Bylaw
No. 1, 1989, Amendment Bylaw No. 2, 2012” be introduced and read a first and second
time.

CARRIED

MOVED by Director Blackwell, **SECONDED** by Director Milne,
That Bylaw No. 3861 be read a third time.

CARRIED

Director Daly returned to the meeting at 3:04 pm.

6.3 Bylaw No. 3721, “Official Community Plan for Malahat, Bylaw No. 1, 2012”

Director Hicks returned to the meeting at 3:05 pm.

MOVED by Director Blackwell, **SECONDED** by Director Bryson,
That the minutes that form the Report of Public Hearing, which are certified as a fair and accurate summary of the representations that were made at the public hearing held on October 15, 2012 respecting Bylaw No. 3721, “Official Community Plan for Malahat, Bylaw No. 1, 2012” be received.

CARRIED

MOVED by Director Blackwell, **SECONDED** by Director Bryson,
That Bylaw No. 3721, “Official Community Plan for Malahat, Bylaw No. 1, 2012”, be read a third time.

CARRIED

6.4 ERM 12-74 Hauling and Processing Household Kitchen Scraps – Change in Award of Processing Contract 12-1735A

MOVED by Director Desjardins, **SECONDED** by Alternate Director Loveless,
That the CRD Board award Contract 12-1275A, Hauling and Receiving/Processing Household Kitchen Scraps – Part 2, Receiving and Processing Household Kitchen Scraps, to Foundation Organics.

CARRIED

6.5 Bylaw No. 3828, “Capital Regional District Board Procedures Bylaw, 2012”

Some concern was expressed about the new provision 13(1)(a) limiting the time for delegations to address the Board to a maximum of three minutes when more than six delegations have registered to speak to an agenda item.

MOVED by Director Leonard, **SECONDED** by Director Hill,
That Bylaw No. 3828, “Capital Regional District Board Procedures Bylaw, 2012”, be introduced and read a first and second time.

CARRIED

Derman, Madoff **OPPOSED**

MOVED by Director Leonard, **SECONDED** by Director Milne,
That Bylaw No. 3828 be read a third time.

CARRIED

Derman, Madoff **OPPOSED**

MOVED by Director Leonard, **SECONDED** by Director Milne,
That Bylaw No. 3828 be adopted.

CARRIED
Derman, Madoff **OPPOSED**

7. BYLAWS

7.1 Bylaw No. 3718, "Official Community Plan for East Sooke Bylaw No. 1, 2012"

MOVED by Director Hicks, **SECONDED** by Director Milne,
That Bylaw No. 3718 be adopted.

CARRIED

7.2 Bylaw No. 3833, "Fulford Water Service Establishment Bylaw No. 1, 2004, Amendment Bylaw No. 2, 2012"

MOVED by Director McIntyre, **SECONDED** by Director Hicks,
That Bylaw No. 3833 be adopted.

CARRIED

8. NEW BUSINESS

9. MOTION TO CLOSE THE MEETING

MOVED by Director Leonard, **SECONDED** by Director Blackwell,
That the Board close the meeting in accordance with the Community Charter, Part 4, s. 90(1): (a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the regional district (Item 5.1); (e) the acquisition, disposition or expropriation of land or improvements (Items 3.1 and 3.2); (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose (Item 4.1)

CARRIED

The Board closed the meeting at 3:20 pm and rose and reported at 4:02 pm.

11. RISE AND REPORT

1. Juan de Fuca (JDF) Administration Building

Staff was authorized to pursue further studies and it was approved-in-principle up to a maximum of \$1.5 million from Office Facilities Capital Reserve Fund to acquire land and build a new CRD building for Juan de Fuca Electoral Area administration, subject to an updated staff report on the final cost estimate and project details.

2. Bylaw No. 3828, "Capital Regional District Board Procedures Bylaw, 2012"

The Board rescinded the following resolution approved at its February 8, 2012 meeting:

"That Bylaw No. 3708, "Capital Regional District Board Procedures Bylaw, 2010", be amended to permit CRD Directors to share in camera information from the CRD Board and committee meetings with their respective Councils at an in camera meeting unless specifically prohibited to do so."

3. Appointment to Agricultural Advisory Planning Commission

Jim Gowans, representing the Malahat area, was appointed for a term to expire December 31, 2014.

10. ADJOURNMENT

MOVED by Director Hill, **SECONDED** by Alternate Director Loveless,
That the meeting be adjourned at 4:02 pm.

CARRIED

CHAIR

CERTIFIED CORRECT:

CORPORATE OFFICER