

Meeting Minutes

Capital Regional District Board

Wednesday, June 9, 2021

1:10 PM

6th Floor Boardroom
625 Fisgard Street
Victoria, BC

PRESENT:

C. Plant (Chair), R. Mersereau (Vice-Chair), D. Blackwell, S. Brice, J. Brownoff (for F. Haynes) (2:01 pm) (EP), B. Desjardins, L. Helps, M. Hicks, G. Holman, D. Howe (EP), B. Isitt, J. Loveday, R. Martin (EP), R. Mersereau, K. Murdoch, G. Orr (EP), J. Ranns (EP), D. Screech, L. Seaton, M. Tait (EP), N. Taylor, K. Williams, R. Windsor (EP), G. Young

Staff: R. Lapham, Chief Administrative Officer; N. Chan, Chief Financial Officer; L. Hutcheson, General Manager, Parks and Environmental Services; K. Lorette, General Manager, Planning and Protective Services (EP); K. Morley, General Manager, Corporate Services; T. Robbins, General Manager, Integrated Water Services; D. Fairbairn, Wastewater Treatment Project Board Chair; M. Lagoa, Deputy Corporate Officer; S. Orr, Senior Committee Clerk (Recorder)

EP - Electronic Participation

Regrets: F. Haynes, C. McNeil-Smith

The meeting was called to order at 1:05 pm

1. TERRITORIAL ACKNOWLEDGEMENT

A Territorial Acknowledgement was provided in the preceding meeting.

2. APPROVAL OF THE AGENDA

The Chair requested that agenda be amended as follows:

- Agenda item 9.1. be moved to be considered as agenda Item 7.1.a.
- Agenda item 9.2. be moved to be considered as agenda Item 7.1.b.

MOVED by Director Blackwell, **SECONDED** by Director Mersereau,
That the agenda for the June 9, 2021 meeting of the Capital Regional District Board be approved as amended.

CARRIED

3. ADOPTION OF MINUTES

3.1. [21-467](#) Minutes of the May 26, 2021 Capital Regional District Board Meetings

MOVED by Director Helps, **SECONDED** by Director Brice,
That the minutes of the May 26, 2021 Capital Regional District Board meetings be approved.

CARRIED

4. REPORT OF THE CHAIR

Welcome to “January” where the weather seems to vacillate between mid-summer and early winter on a near-daily basis. I find, and I suspect you may have too, that my emotions have also been quite high and low lately. High because the province is making great advances with COVID vaccinations and low because of the recent discoveries in Kamloops and more recently the hate crime in London, Ontario. It has caused me to think a lot. I don’t have an easy synopsis of that thinking to share with you all today. I’m not sure any of us do. All of you know I’m a school teacher in my other life and it has been in the discussions with students recently that I believe I have may have found my bearings. You see, when students are given terrible information, they almost always behave in the following way: They acknowledge it’s wrong and is horrible. They then move to what can they do to make it better? And I tell them to get involved, pledge to become voters and to talk with and write letters to politicians who make decisions. I tell them to write people like us. This gives me hope because I know everyone at this table values the input we receive from residents. I teach one Indigenous student who recently said, you can’t have reconciliation without truth. Justice Murray Sinclair said something similar recently. I find this statement to be very piercing and impactful. And so I’ll conclude this part of my remarks by offering that perhaps we as elected officials must continue to pursue the truth in all our work and especially in the work we are so committed to doing with First Nations in the region, province and country. Today we are going to be dealing with a Notice of Motion that has proven to be quite controversial amongst Directors and has found interest in the media. I would ask that we maintain a high level of debate. As I said last meeting, we can be hard on the issues, but let us not be hard on the people around this table. Each of us was elected to serve by our community and our diversity of opinion should not be seen as a negative. And finally, I hope that this meeting will be the last one where we are requesting Directors to participate remotely. Hopefully by July, the Provincial Health Orders and our CRD safety plan can accommodate us all being in the same room. Now let’s get on with our meeting.

5. PRESENTATIONS/DELEGATIONS

5.1. Presentations

5.1.1. [21-488](#) Presentation: Ian Robertson (CEO) and Christine Willow (Chair), Greater Victoria Harbour Authority; Re: Member Agency Report

C. Willow and I. Robertson presented the Greater Victoria Harbour Authority's Member Agency Report.

Discussion ensued regarding:

- Financial implications
- Public amenities
- Capital projects

The Board thanked them for their presentation.

5.2. Delegations

There were no delegations.

6. CONSENT AGENDA

**MOVED by Director Seaton, SECONDED by Director Mersereau,
That consent agenda items 6.1. through 6.9. be approved.
CARRIED**

- 6.1. [21-455](#) Minutes of the May 19, 2021 Core Area Wastewater Treatment Project Board

**That the minutes of the Core Area Wastewater Treatment Project Board meeting of May 19, 2021 be adopted as circulated.
CARRIED**

- 6.2. [21-449](#) Appointment of Officers

**That for the purpose of Section 233 of the Local Government Act and Section 28(3) of the Offence Act and in accordance with Capital Regional District Bylaw No. 2681, Anna Kebaian and Robert Bakewell be appointed as Assistant Bylaw Officers.
CARRIED**

- 6.3. [21-483](#) BC Energy Step Code - Status Update

**That the BC Energy Step Code - Status Update report be received for information.
CARRIED**

- 6.4. [21-384](#) Enerkem Facility Update

**That this report be received for information.
CARRIED**

- 6.5. [21-451](#) Inclusive Governance & Decision-Making Update

**That this report be received for information.
CARRIED**

- 6.6. [21-452](#) Intercultural Skills Training for Board Directors

**That staff be directed to work with the Board and First Nations representatives to develop and offer Intercultural Skills Training for CRD Directors and Alternate Directors.
CARRIED**

- 6.7. [20-756](#) First Nations Cultural Honorarium Policy

**That this report be received for information.
CARRIED**

- 6.8. [21-444](#) Union of BC Municipalities Strengthening Communities' Services Grant

Application

That the CRD Board authorize staff to prepare and submit an application, negotiate and accept the terms, and receive funds through the Union of BC Municipalities Strengthening Communities' Services Program to support the activities outlined in the proposal presented in Appendix A.

CARRIED

6.9. [21-388](#) Greater Victoria Drinking Water Quality - 2020 Annual Report

That the Greater Victoria Drinking Water Quality 2020 Annual Report be approved.

CARRIED

7. ADMINISTRATION REPORTS

7.1. [21-450](#) Ed MacGregor Memorial Bursary 2021

The Chair spoke to Item 7.1.

MOVED by Director Mersereau, **SECONDED** by Director Screech,
That the Capital Regional District Board receive the 2021 Ed MacGregor Memorial Bursary staff report for information.

CARRIED

7.1.a. [21-472](#) Bylaw 4374 - "Liquid Waste Management Core Area and Western Communities Service Loan Authorization Bylaw No. 1, 2020"

MOVED by Director Blackwell, **SECONDED** by Director Seaton,
That Bylaw 4374 "Liquid Waste Management Core Area and Western Communities Service Loan Authorization Bylaw No. 1, 2020" be adopted.

CARRIED

7.1.b. [21-490](#) Bylaw 4375 - "Liquid Waste Management Core Area and Western Communities Service Loan Authorization Bylaw No. 2, 2020"

MOVED by Director Blackwell, **SECONDED** by Director Seaton,
That Bylaw 4375 "Liquid Waste Management Core Area and Western Communities Service Loan Authorization Bylaw No. 2, 2020" be adopted.

CARRIED

7.2. [21-437](#) Bylaw Nos. 4424 and 4425: Temporary Borrowing for Liquid Waste Management Core Area and Western Communities

N. Chan spoke to Item 7.2.

MOVED by Director Blackwell, **SECONDED** by Director Seaton,
1. That Bylaw No. 4424, "Temporary Borrowing Liquid Waste Management Core Area and Western Communities Service Bylaw No. 1, 2021" be introduced and read a first, second, and third time.

CARRIED

MOVED by Director Blackwell, **SECONDED** by Director Seaton,
2. That Bylaw No. 4424 be adopted.

CARRIED

MOVED by Director Blackwell, SECONDED by Director Seaton,
3. That Bylaw No. 4425, "Temporary Borrowing Liquid Waste Management Core Area and Western Communities Service Bylaw No. 2, 2021" be introduced and read a first, second, and third time.
CARRIED

MOVED by Director Blackwell, SECONDED by Director Seaton,
4. That Bylaw No. 4425 be adopted.
CARRIED

8. REPORTS OF COMMITTEES

Electoral Areas Committee

- 8.1. [21-331](#) Livestock Injury Compensation Service Separation for Electoral Area Participation
- MOVED by Director Hicks, SECONDED by Director Holman,
1. That Bylaw No. 4416, Animal Control Service Establishing Bylaw, 2021, be read a first, second, and third time;
2. That Bylaw No. 4416 be referred to the Ministry for approval.
CARRIED
- MOVED by Director Hicks, SECONDED by Director Holman,
3. That Bylaw No. 4417, Livestock Injury Compensation Service (Juan de Fuca) Bylaw No. 1, 2021 be read a first, second and third time.
4. That Bylaw No. 4417 be referred to the Ministry for approval.
CARRIED
- MOVED by Director Hicks, SECONDED by Director Holman,
5. That Bylaw No. 4418, Livestock Injury Compensation Service (Salt Spring Island) Bylaw No. 1, 2021 be read a first, second and third time.
6. That Bylaw No. 4418 be referred to the Ministry for approval.
CARRIED
- MOVED by Director Hicks, SECONDED by Director Holman,
7. That Bylaw No. 4419, Livestock Injury Compensation Service (Southern Gulf Islands) Bylaw No. 1, 2021 be read a first, second and third time.
8. That Bylaw No. 4419 be referred to the Ministry for approval.
CARRIED
- MOVED by Director Hicks, SECONDED by Director Holman,
9. That Bylaw No. 4264, Animal Regulation and Impounding Bylaw No. 1, 1986, Amendment Bylaw No. 11, 2021, be read a first, second, and third time.
CARRIED
- MOVED by Director Hicks, SECONDED by Director Holman,
10. That staff report back on Ministerial approval of Bylaws No. 4416, 4417, 4418, and 4419 when received.
CARRIED

Environmental Services Committee

- 8.2. [21-385](#) Amendment to Hartland Landfill Tipping Fee and Regulation Bylaw (Bylaw No. 3881)

Discussion ensued regarding fee differentials.

MOVED by Director Desjardins, SECONDED by Director Taylor,
1. That Bylaw No. 4420, "Hartland Tipping Fee and Regulation Bylaw No. 6, 2013, Amendment Bylaw No. 3, 2021", be introduced and read a first, second time and third time.
CARRIED

MOVED by Director Desjardins, SECONDED by Director Taylor,
2. That Bylaw No. 4420 be adopted.
CARRIED

Governance Committee

- 8.3. [21-466](#) Family Court Committee - Update of Review of Status and Governance

Discussion ensued regarding:

- Society modeling
- Meeting frequency

Director Loveday declared a personal conflict and recused himself from the meeting at 1:44 pm.

MOVED by Director Murdoch, SECONDED by Director Desjardins,
1. That staff report back with a draft Commission Bylaw that delegates an administrative level of authority to the Victoria Family Court and Youth Justice Committee, including the power to issue grants, and that the Commission Bylaw addresses the mandate, governance and structural changes recommended by the CRD in its letter of February 26, 2021;
2. That staff consider additional resources and support to assist the Committee with meeting management in the 2022 Service Planning process; and
3. Prior to reporting back to the Governance Committee, to invite comment from the Victoria Family Court and Youth Justice Committee on the proposed delegation bylaw.
CARRIED

Director Loveday returned to the meeting at 1:45 pm.

Hospitals and Housing Committee

- 8.4. [21-445](#) 3656 Raymond Street Housing Agreement Rescission Bylaw

Discussion ensued regarding rezoning.

MOVED by Director Helps, SECONDED by Director Brice,
1. That Bylaw No. 4427, "Resale Control and Housing Agreement Rescission Bylaw (3656 Raymond Street South), 2021" be introduced and read a first, second and third time.
CARRIED

MOVED by Director Helps, SECONDED by Director Brice,
2. That Bylaw No. 4427 be adopted.
CARRIED

Juan de Fuca Land Use Committee

8.5. [21-335](#) Juan de Fuca Development Fees and Procedures Bylaw Amendment

MOVED by Director Hicks, SECONDED by Director Blackwell,
1. That Bylaw No. 4385, "Juan de Fuca Area Development Fees and Procedures Bylaw No. 3, 2018, Amendment Bylaw No. 1, 2021" be introduced, read a first, a second and a third time.
CARRIED

MOVED by Director Hicks, SECONDED by Director Blackwell,
2. That Bylaw No. 4385 be adopted.
CARRIED

Regional Housing Trust Fund Commission

8.6. [21-442](#) Prosser Application

Discussion ensued regarding support services.

MOVED by Director Screech, SECONDED by Director Brice,
That a grant in the amount of \$615,000 to the Capital Region Housing Corporation be approved to support the development of 41 units of affordable rental housing at 1909 Prosser Road, Central Saanich, subject to meeting the terms of the Regional Housing Trust Fund Grant Funding Agreement.
CARRIED

Saanich Peninsula Water Commission

8.7. [21-403](#) Bylaw No. 4411: Saanich Peninsula Water Supply Water Works Facilities Loan Authorization Bylaw

MOVED by Director Orr, SECONDED by Director Windsor,
1. That Bylaw No. 4411, cited as "Saanich Peninsula Water Supply Water Works Facilities Loan Authorization Bylaw No. 1, 2021", be introduced and read a first, second and third time; and
2. That Bylaw No. 4411 be referred to the Inspector of Municipalities for approval, and if received, to proceed with elector approval by way of the municipal consent process.
CARRIED

9. BYLAWS

Bylaw No's. 4374 and 4375 were considered under Item 7.1.a. and 7.1.b.

10. NOTICE(S) OF MOTION

10.1. [21-489](#) Motion with Notice: Partnerships to Protect Old Growth Forests in a Manner Consistent with Reconciliation (Director Isitt)

MOVED by Director Isitt, **SECONDED** by Director Taylor,
That the Board endorses the following resolution and directs staff to forward copies to the Premier of British Columbia, the BC Minister of Forests, the BC Minister of Indigenous Relations and Reconciliation, Members of the Legislative Assembly representing constituencies on Vancouver Island, and Association of Vancouver Island and Coastal Communities (AVICC) member local governments, requesting favourable consideration:

Resolution: Partnerships to Protect Old Growth Forests in a Manner Consistent with Reconciliation

WHEREAS the District of Highlands, District of Metchosin, District of Saanich and City of Victoria have gone on record calling for the Government of British Columbia to protect old growth forests in a manner consistent with the objective of reconciliation with Indigenous peoples;

AND WHEREAS Ancient high productivity old-growth ecosystems are globally one of the most valuable climate mitigation and resiliency assets in terms of carbon storage, sequestration, protection against wildfire, storage of water and preservation of biological diversity;

AND WHEREAS Less than 3% of the original high productivity old growth forests in British Columbia remain standing, and of this residual land base, 75% is slated to be eliminated through industrial logging operations;

AND WHEREAS the Government of British Columbia's Old Growth Review Panel recommended in April 2020 that the Province defer development of old growth forests where "ecosystems are at very high and near-term risk of irreversible biodiversity loss" until a new strategy is implemented;

AND WHEREAS Alternatives exist to increase protection of biological diversity and employment, through the immediate and just transition to sustainable management of second-growth forests with expanded value-added processing and manufacturing;

THEREFORE BE IT RESOLVED that the Capital Regional District endorses the position of the District of Highlands, District of Metchosin, District of Saanich and City of Victoria calling on the Government of British Columbia to protect old growth forests on Vancouver Island in a manner consistent with reconciliation objectives;

AND BE IT FURTHER RESOLVED THAT the Capital Regional District expresses its willingness to work with Indigenous governments, the Government of British Columbia, the Government of Canada and other entities to protect old growth forests on southern Vancouver Island in a manner consistent with reconciliation objectives, including consideration of establishing Indigenous Protected and Conserved Areas;

AND BE IT FURTHER RESOLVED THAT the Capital Regional District calls on the Government of British Columbia to work with Indigenous and non-Indigenous communities to implement recommendations of the Old Growth Strategic Review and defer old-growth logging pending implementation of the panel's recommendations;

AND BE IT FURTHER RESOLVED THAT the Capital Regional District calls on the Government of British Columbia to allocate funding to enact deferrals in an economically just manner, in the full spirit of reconciliation, and to support through conservation financing and other measures the economic transition of affected Indigenous and non-Indigenous workers, communities and companies from unsustainable old-growth logging toward the development of long-term sustainable local economies.

Director Isitt spoke to Item 10.1.

Discussion ensued regarding:

- Old growth logging
- First Nations relations
- United Nations Declaration of the Rights of Indigenous Peoples (UNDRIP)
- Advocacy
- Funding
- Objectives of motion
- Political climate
- Climate emergency
- Protection of old growth

MOVED by Director Taylor, SECONDED by Director Isitt,

That the main motion be amended to remove the following:

WHEREAS the District of Highlands, District of Metchosin, District of Saanich and City of Victoria have gone on record calling for the Government of British Columbia to protect old growth forests in a manner consistent with the objective of reconciliation with Indigenous peoples;

AND WHEREAS Ancient high productivity old-growth ecosystems are globally one of the most valuable climate mitigation and resiliency assets in terms of carbon storage, sequestration, protection against wildfire, storage of water and preservation of biological diversity;

AND WHEREAS Less than 3% of the original high productivity old growth forests in British Columbia remain standing, and of this residual land base, 75% is slated to be eliminated through industrial logging operations;

AND WHEREAS the Government of British Columbia's Old Growth Review Panel recommended in April 2020 that the Province defer development of old growth forests where "ecosystems are at very high and near-term risk of irreversible biodiversity loss" until a new strategy is implemented;

AND WHEREAS Alternatives exist to increase protection of biological diversity and employment, through the immediate and just transition to sustainable management of second-growth forests with expanded value-added processing and manufacturing;

THEREFORE BE IT RESOLVED that the Capital Regional District endorses the position of the District of Highlands, District of Metchosin, District of Saanich and City of Victoria calling on the Government of British Columbia to protect old growth forests on Vancouver Island in a manner consistent with reconciliation objectives;

AND BE IT FURTHER RESOLVED THAT the Capital Regional District calls on the Government of British Columbia to work with Indigenous and non-Indigenous communities to implement recommendations of the Old Growth Strategic Review and defer old-growth logging pending implementation of the panel's recommendations.

The Chair ruled the amendment in order.

Director Murdoch challenged whether the Chair be sustained in the ruling permitting the amendment to the motion.

SUSTAINED

Opposed: Blackwell, Brice, Desjardins, Hicks, Martin, Murdoch, Orr, Screech, Seaton, Tait, Windsor

Chair Plant noted that if the amendment were passed, the main motion as amended would read:

That the Board endorses the following resolution and directs staff to forward copies to the Premier of British Columbia, the BC Minister of Forests, the BC Minister of Indigenous Relations and Reconciliation, Members of the Legislative Assembly representing constituencies on Vancouver Island, and Association of Vancouver Island and Coastal Communities (AVICC) member local governments, requesting favourable consideration:

Resolution: Partnerships to Protect Old Growth Forests in a Manner Consistent with Reconciliation

BE IT RESOLVED THAT the Capital Regional District expresses its willingness to work with Indigenous governments, the Government of British Columbia, the Government of Canada and other entities to protect old growth forests on southern Vancouver Island in a manner consistent with reconciliation objectives, including consideration of establishing Indigenous Protected and Conserved Areas;

AND BE IT FURTHER RESOLVED THAT the Capital Regional District calls on the Government of British Columbia to allocate funding to enact deferrals in an economically just manner, in the full spirit of reconciliation, and to support through conservation financing and other measures the economic transition of affected Indigenous and non-Indigenous workers, communities and companies from unsustainable old-growth logging toward the development of long-term sustainable local economies.

Discussion ensued regarding postponement due to the Provincial announcement made that afternoon while the Capital Regional District Board meeting was in session.

**MOVED by Director Isitt, SECONDED by Director Screech,
That the consideration of the amending motion be postponed to July 14, 2021 meeting of the Capital Regional District Board.**

CARRIED

Opposed: Blackwell, Desjardins, Hicks, Martin, Mersereau, Murdoch, Orr, Plant, Seaton, Tait, Windsor

That the Board endorses the following resolution and directs staff to forward

copies to the Premier of British Columbia, the BC Minister of Forests, the BC Minister of Indigenous Relations and Reconciliation, Members of the Legislative Assembly representing constituencies on Vancouver Island, and Association of Vancouver Island and Coastal Communities (AVICC) member local governments, requesting favourable consideration:

Resolution: Partnerships to Protect Old Growth Forests in a Manner Consistent with Reconciliation

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AND WHEREAS Ancient high productivity old-growth ecosystems are globally one of the most valuable climate mitigation and resiliency assets in terms of carbon storage, sequestration, protection against wildfire, storage of water and preservation of biological diversity;

AND WHEREAS Less than 3% of the original high productivity old growth forests in British Columbia remain standing, and of this residual land base, 75% is slated to be eliminated through industrial logging operations;

AND WHEREAS the Government of British Columbia's Old Growth Review Panel recommended in April 2020 that the Province defer development of old growth forests where "ecosystems are at very high and near-term risk of irreversible biodiversity loss" until a new strategy is implemented;

AND WHEREAS Alternatives exist to increase protection of biological diversity and employment, through the immediate and just transition to sustainable management of second-growth forests with expanded value-added processing and manufacturing;

THEREFORE BE IT RESOLVED that the Capital Regional District endorses the position of the District of Highlands, District of Metchosin, District of Saanich and City of Victoria calling on the Government of British Columbia to protect old growth forests on Vancouver Island in a manner consistent with reconciliation objectives;

AND BE IT FURTHER RESOLVED THAT the Capital Regional District expresses its willingness to work with Indigenous governments, the Government of British Columbia, the Government of Canada and other entities to protect old growth forests on southern Vancouver Island in a manner consistent with reconciliation objectives, including consideration of establishing Indigenous Protected and Conserved Areas;

AND BE IT FURTHER RESOLVED THAT the Capital Regional District calls on the Government of British Columbia to work with Indigenous and non-Indigenous communities to implement recommendations of the Old Growth Strategic Review and defer old-growth logging pending implementation of the panel's recommendations;

AND BE IT FURTHER RESOLVED THAT the Capital Regional District calls on the Government of British Columbia to allocate funding to enact deferrals in an

economically just manner, in the full spirit of reconciliation, and to support through conservation financing and other measures the economic transition of affected Indigenous and non-Indigenous workers, communities and companies from unsustainable old-growth logging toward the development of long-term sustainable local economies.

(NWA)

11. NEW BUSINESS

There was no new business.

12. MOTION TO CLOSE THE MEETING

12.1. [21-474](#) Motion to Close the Meeting

MOVED by Director Mersereau, **SECONDED** by Director Blackwell,
That the meeting be closed for Labour Relations under Section (90)(1)(c) of the
Community Charter.

CARRIED

The Capital Regional District Board recessed and went into Closed session at 3:20 pm.

13. RISE AND REPORT

The Capital Regional District Board rose from its closed session at 4:02 pm without report.

14. ADJOURNMENT

MOVED by Director Mersereau, **SECONDED** by Director Helps,
That the June 9, 2021 Capital Regional District Board meeting be adjourned at
4:02 pm.

CARRIED

CHAIR

CERTIFIED CORRECT:

CORPORATE OFFICER