

Meeting Minutes

Capital Regional District Board

Wednesday, August 10, 2022

1:10 PM

6th Floor Boardroom
625 Fisgard Street
Victoria, BC

PRESENT:

Directors: C. Plant, (Chair), R. Mersereau (Vice Chair), D. Blackwell, P. Brent (EP), S. Brice, Z. de Vries (for F. Haynes) (EP), B. Desjardins (EP), C. Graham (for R. Windsor) (EP), M. Hicks, G. Holman (EP), B. Isitt (EP), J. Loveday (EP), R. Martin, C. McNeil-Smith, K. Murdoch (EP), G. Orr, J. Ranns, L. Seaton, D. Screech, M. Tait, N. Taylor, K. Williams, G. Young

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

EP - Electronic Participation

Regrets: Directors F. Haynes, L. Helps, R. Windsor

The meeting was called to order at 1:12 pm.

1. TERRITORIAL ACKNOWLEDGEMENT

A Territorial Acknowledgement was provided in the preceding meeting.

2. APPROVAL OF THE AGENDA

MOVED by Director Mersereau, **SECONDED** by Director Blackwell,
That the agenda for the August 10, 2022 Session of the Capital Regional District Board be approved.
CARRIED

3. ADOPTION OF MINUTES

3.1. [22-481](#) Minutes of the July 13, 2022 Capital Regional District Board Meeting

MOVED by Director Seaton, **SECONDED** by Director Brice,
That the minutes of the Capital Regional District Board meeting of July 13, 2022 be adopted as circulated.
CARRIED

4. REPORT OF THE CHAIR

Hello Directors, nice to see everyone again. Today's remarks will be brief. I want to start by thanking staff and the members of the Water Commission for their significant work in advancing to the Board the 30 year plan for our region's water supply future. This report will be discussed later today but I wanted to acknowledge and thank staff for their work and the public for their input. Tomorrow we are having our tour of the SGI and I look forward to learning more about our work in this electoral area.

5. PRESENTATIONS/DELEGATIONS

5.1. Presentations

There were no presentations.

5.2. Delegations

- 5.2.1. [22-522](#) Delegation - Mick Collins; Representing Victoria Golden Rods and Reels Fishing and Social Club: Re: Agenda Item 6.4. Summary of Feedback - 2022 Regional Water Supply Master Plan

M. Collins spoke to Item 6.4.

6. CONSENT AGENDA

- Item 6.4. was removed from the consent agenda and moved to be considered under Administration Reports as item 8.3.b.
- Item 6.8. was removed from the consent agenda and moved to be considered under Administration Reports as item 8.4.

**MOVED by Director McNeil-Smith, SECONDED by Director Taylor,
That consent agenda items 6.1. through 6.3. and 6.5. through 6.7. be approved.
CARRIED**

- 6.1. [22-496](#) Core Area Wastewater System Commissioning and Operations Update and Capital Program Status Report

This Informational Report was received for information.

- 6.2. [22-490](#) Bowker Sewer Rehabilitation Recommendation to Award Contract 2022-743

**That Contract No. 2022-743, Bowker Sewer Rehabilitation, be awarded to Insituform Technologies Ltd. for an amount of \$7,500,000 (excluding GST) and authorize staff to expend up to an additional \$500,000 in contract contingency funds as required during the execution of the project.
CARRIED**

- 6.3. [22-435](#) Development Variance Permit for Lot 1, Section 32, Otter District, Plan 25866 - 8015 West Coast Road
- That Development Variance Permit VA000157 for Lot 1, Section 32, Otter District, Plan 25866, to vary Juan de Fuca Land Use Bylaw, 1992, Bylaw No. 2040, Part 2, Section 6.07(a), by reducing the front yard setback from 7.5 m to 3.8 m; and Part 1, Section 4.01(1)(d) by allowing an accessory building to be located closer to the front lot line than the principle building to authorize the siting of a utility building, be approved.
- CARRIED**
- 6.5. [22-489](#) Speed Reader Boards
- That the Salt Spring Island Transportation Service 2022 Capital Plan be amended to include a project for the acquisition and installation of five (5) speed reader boards with the total project budget of \$57,475, funded from ICBC Grant (\$21,200) and Capital Reserve Fund (\$36,275).
- CARRIED**
- 6.6. [22-350](#) Regional Trails - Widening & Lighting Policies
- This Informational Report was received for information.
- 6.7. [22-347](#) Temporary Closures of Regional Trails
- This Informational Report was received for information.
- Director Isitt left the meeting via Electronic Participation and attended in person at 1:20 pm.

7. ADMINISTRATION REPORTS

- 7.1. [22-502](#) 902 Foul Bay Road Housing Agreement and Bylaw - Agreement Rectification
- D. Elliot spoke to Item 7.1.
- MOVED** by Director Mersereau, **SECONDED** by Director Brice,
1. That Bylaw No. 4511, "Resale Control and Housing Agreement Bylaw (902 Foul Bay Road), 2022, Amendment Bylaw No. 1, 2022" be introduced and read for a first, second and third time.
- CARRIED**
- MOVED** by Director Mersereau, **SECONDED** by Director Brice,
2. That Bylaw No. 4511 be adopted.
- CARRIED**

- 7.2. [22-517](#) 604 Nelson Street Housing Agreement and Bylaw - Agreement Rectification
- D. Elliot spoke to Item 7.2.
- MOVED by Director Orr, SECONDED by Director Brice, CARRIED**
- 1. That Bylaw No. 4512, "Resale Control and Housing Agreement Bylaw (604 Nelson Street), 2022, Amendment Bylaw No. 1, 2022", be introduced and read for a first, second and third time.**
- CARRIED**
- MOVED by Director Orr, SECONDED by Director Brice,**
- 2. That Bylaw No. 4512 be adopted.**
- CARRIED**
- 7.3. [22-493](#) Federal Strategic Priorities Fund - Grant Application Resolution for Two Regional Parks Projects
- L. Hutcheson spoke to Item 7.3.
- MOVED by Director Mersereau, SECONDED by Director Screech,**
- That the Capital Regional District Board confirm submission authorization of the federal Strategic Priorities Fund grant applications for the Lochside Regional Trail and Brett Avenue Enhancement Project and the Lochside Regional Trail and Swan Lake Enhancement Project and that staff be directed to provide overall grant management.**
- CARRIED**
- 7.4. [22-434](#) Bylaw No. 4502, "Emergency Communication Dispatch Service Establishment Bylaw No. 1, 2012, Amendment Bylaw No. 2, 2022"
- D. Elliot spoke to Item 7.4.
- MOVED by Director McNeil-Smith, SECONDED by Director Mersereau,**
- 1) That Bylaw No. 4502, "Emergency Communication Dispatch Service Establishment Bylaw No. 1, 2012, Amendment Bylaw No. 2, 2022", be read a first, second, and third time.**
- CARRIED**
- MOVED by Director McNeil-Smith, SECONDED by Director Mersereau,**
- 2) That Bylaw No. 4502 be referred to participants for approval, and if approved by two-thirds of participants, be referred to the Inspector of Municipalities.**
- CARRIED**

7.5. [22-514](#) Bylaw No. 4507: Salt Spring Island Local Community Commission - Revision

K. Morley spoke to Item 7.5.

MOVED by Director Holman, **SECONDED** by Director Isitt,

1. That third reading of Bylaw No. 4507, "Salt Spring Island Local Community Commission Establishment Bylaw No. 1, 2022", be rescinded.

CARRIED

MOVED by Director Holman, **SECONDED** by Director Isitt,

2. That Bylaw No. 4507 be amended as follows:

a. That section 8 be amended to read "The local community shall elect commissioners at the end of each four year term in accordance with the manner provided in Part 3 [Electors and Elections] of the Local Government Act."

b. That section 9 be deleted in its entirety and that all subsequent sections be renumbered in numerical order;

c. That the renumbered section 23 be amended to replace the reference words "section 23" after the words "by the methods set out in" with the words "section 22".

CARRIED

MOVED by Director Holman, **SECONDED** by Director Isitt,

3. That Bylaw No. 4507 be read a third time as amended.

CARRIED

MOVED by Director Holman, **SECONDED** by Director Isitt,

4. That Bylaw No. 4507 as amended be referred to the Inspector of Municipalities; and

5. That the July 13, 2022 resolutions approving proceeding by elector assent by referendum, appointing the Chief Election Officer, setting the referendum question, and setting the dates of general voting, and approving the synopsis of Bylaw No. 4507, be affirmed as applying to Bylaw No. 4507, as amended.

CARRIED

7.6. [22-495](#) Island View Beach Regional Park - Drainage Ditch Study

L. Hutcheson spoke to Item 7.6.

This Informational Report was received for information.

8. REPORTS OF COMMITTEES

Juan de Fuca Land Use Committee

- 8.1. [22-436](#) Zoning Amendment Application for Lots A-H, and J and K, District Lot 87, Renfrew District, Plan EPP31225 - Kirby Creek Road

MOVED by Director Hicks, **SECONDED** by Director Martin,

1. That the referral of proposed Bylaw No. 4464, "Juan de Fuca Land Use Bylaw, 1992, Amendment Bylaw No. 155, 2022", to the Shirley/Jordan River Advisory Planning Commission, appropriate CRD departments, BC Hydro, District of Sooke, FLNR - Archaeology Branch, FLNR - Ministry of Forests, Lands, Natural Resource Operations and Rural Development, FLNR - Water Protection Section, Island Health, Ministry of Agriculture, Ministry of Transportation & Infrastructure, RCMP, Shirley Fire Department, Sooke School District #62, Pacheedaht First Nation and T'Sou-ke First Nation be approved and the comments received.

CARRIED

MOVED by Director Hicks, **SECONDED** by Director Tait,

2. That proposed Bylaw No. 4464 be introduced and read a first time and read a second time.

CARRIED

MOVED by Director Hicks, **SECONDED** by Director Tait,

3. That in accordance with the provisions of section 469 of the Local Government Act, the Director for the Juan de Fuca Electoral Area, or Alternate Director, be delegated authority to hold a Public Hearing with respect to Bylaw No. 4464.

CARRIED

- 8.2. [22-470](#) Comprehensive Community Development Plan Amendment Application for Blocks D and E, District Lots 751 and 911, Renfrew District, Plan EPC2056 (Crown Lease #927321)

Director Tait left the meeting at 1:40 pm.

MOVED by Director Hicks, **SECONDED** by Director Blackwell,

1. That the referral of proposed Bylaw No. 4473, "Comprehensive Community Development Plan for Port Renfrew, Bylaw No. 1, 2003, Amendment Bylaw No. 14, 2022", to Public Information Meeting, CRD departments, BC Hydro, Cowichan Valley Regional District, Department of Fisheries and Oceans, Ministry of Forests, Lands, Natural Resource Operations and Rural Development (FLNR), FLNR - Archaeology Branch, Island Health, Ministry of Transportation & Infrastructure, Pacheedaht First Nation, RCMP, and Sooke School District #62 be approved and the comments received.

CARRIED

MOVED by Director Hicks, **SECONDED** by Director Blackwell,

2. That proposed Bylaw No. 4473 be introduced and read a first time and read a second time.

CARRIED

MOVED by Director Hicks, **SECONDED** by Director Blackwell,

3. That in accordance with the provisions of section 469 of the Local Government Act, the Director for the Juan de Fuca Electoral Area, or Alternate Director, be delegated authority to hold a Public Hearing with respect to Bylaw No. 4473.

CARRIED

Director Tait returned to the meeting at 1:43 pm.

Regional Water Supply Commission

- 8.3. [22-468](#) Bylaw No. 4509, "Capital Regional District Greater Victoria Water Supply Area Protection Bylaw No. 1, 2000, Amendment Bylaw No. 2, 2022"

T. Robbins spoke to Item 8.3.

MOVED by Director Mersereau, **SECONDED** by Director Orr,
1. That Bylaw No. 4509, "Capital Regional District Greater Victoria Water Supply Area Protection Bylaw No. 1, 2000, Amendment Bylaw No. 2, 2022", be introduced and read a first, second, and a third time.

CARRIED

MOVED by Director Mersereau, **SECONDED** by Director Taylor,
2. That Bylaw No. 4509 be adopted.

CARRIED

- 8.3.b. [22-457](#) Summary of Feedback - 2022 Regional Water Supply Master Plan

Discussion ensued regarding:

- Malahat First Nations inclusion and engagement
- carbon impacts of construction of filtration plant
- future and resiliency planning
- regional water supply

MOVED by Director Mersereau, **SECONDED** by Director Tait,
Approve the 2022 Master Plan, as a guide to future water supply planning.

CARRIED

Opposed: Isitt

- 8.4. [22-491](#) Island Rail Corridor Advocacy Timelines

Discussion ensued regarding:

- provincial and federal support
- outreach to the provincial government
- First Nations consultation

This Informational Report was received for information.

9. BYLAWS

There were no bylaws for consideration.

10. NOTICE(S) OF MOTION

10.1. [22-461](#)

Motion with Notice: Funding Request for Aboriginal Coalition to End Homelessness (Director Helps)

Chair Plant introduced the Motion with Notice.

**MOVED by Director Isitt, SECONDED by Director Taylor,
That the Capital Regional District continues to fund the Aboriginal Coalition to End Homelessness on an ongoing basis in the amount of \$150,000 per year.**

Discussion ensued regarding:

- in-perpetuity funding model
- 2023 budget
- 5 year financial plan
- homelessness in the region

**MOVED by Director Isitt, SECONDED by Director Tait,
That the motion be amended by replacing it with:
That the Board provides direction to staff to include funding of \$150,000 per year for the Aboriginal Coalition to End Homelessness in the five year financial plan beginning in the 2023 budget.**

Discussion ensued regarding length of term.

**MOVED by Director Murdoch, SECONDED by Director Hicks,
That the amended motion be amended to replace the words "per year" with the words "for three years"**

DEFEATED

Opposed: Blackwell, Brent, Desjardins, Hicks, Holman, Isitt, Loveday, McNeil-Smith, Ranns, Seaton, Tait, Taylor, Williams

**MOVED by Director Ranns, SECONDED by Director McNeil-Smith,
That the amended motion be amended to replace the words "per year" with the words "for one year".**

CARRIED

Opposed: Isitt, Loveday, Mersereau, Tait, Taylor

The question was called on the main motion as amended:

That the Board provides direction to staff to include funding of \$150,000 for one year for the Aboriginal Coalition to End Homelessness in the five year financial plan beginning in the 2023 budget.

CARRIED

Opposed: de Vries, Isitt, Loveday, Mersereau, Tait, Taylor

10.2. **22-527**

Notice of Motion

Director Taylor provided the following Notice of Motion for consideration at a future meeting:

"That section 13(2) of the CRD Procedures Bylaw be amended to read "Where written application has not been received as prescribed in section 13(1), an individual or delegation may address the meeting if approved by a 2/3 majority vote of the Members present."

11. NEW BUSINESS

There was no new business.

12. MOTION TO CLOSE THE MEETING

12.1. [22-506](#) Motion to Close the Meeting

MOVED by Director Mersereau, **SECONDED** by Director Blackwell,

1. That the meeting be closed for Appointments in accordance with Section 90(1) (a) of the Community Charter.

CARRIED

MOVED by Director Mersereau, **SECONDED** by Director Blackwell,

2. That the meeting be closed for proposed service in accordance with Section (90)(1)(k) of the Community Charter.

CARRIED

MOVED by Director Mersereau, **SECONDED** by Director Blackwell,

3. That such disclosures could reasonably be expected to harm the interests of the Regional District.

CARRIED

MOVED by Director Mersereau, **SECONDED** by Director Blackwell,

4. That the meeting be closed for Intergovernmental Negotiations in accordance with Section 90(2)(b) of the Community Charter.

CARRIED

MOVED by Director Mersereau, **SECONDED** by Director Blackwell,

5. That the meeting be closed for Labour Relations under Section (90)(1)(c) of the Community Charter.

CARRIED

The Capital Regional District Board moved to the Closed Session at 2:58 pm.

13. RISE AND REPORT

The Capital Regional District Board rose from the Closed Session at 4:48 pm and reported on the following:

Item 3.1. - Appointments to CRD Commissions and Committees:

- In accordance with Bylaw No. 3561 that the following be appointed to the Pender Islands Community Parks and Recreation Commission for a term to expire December 31, 2023: Stirling Scory

- In accordance with the Regional Housing Advisory Committee Terms of Reference, that the following be appointed to the Regional Housing Advisory Committee for a term expiring December 31, 2023: Sandra Tretick

14. ADJOURNMENT

MOVED by Director Mersereau, **SECONDED** by Director Blackwell,
That the July 13, 2022 Capital Regional District Board meeting be adjourned at
4:49 pm.

CARRIED

CHAIR

CERTIFIED CORRECT:

CORPORATE OFFICER