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**Minutes of a Meeting of the Core Area Liquid Waste Management Committee
Held Wednesday, July 24, 2013, in the Board Room, 625 Fisgard St., Victoria, BC**

Present: Directors: D. Blackwell (Chair), J. Brownoff (Vice-Chair), M. Alto, J. Cullington (for C. Hamilton) , V. Derman, B. Desjardins, P. Gerrard (for S. Brice), J. Herbert (for N. Jensen), G. Hill, B. Isitt, V. Sanders (for F. Leonard), L. Szpak (for L. Seaton), L. Wergeland, G. Young

Staff: R. Lapham, Chief Administrative Officer; J. Hull, Interim Program Director, Core Area Wastewater Treatment Program; L. Hutcheson, General Manager, Parks and Environmental Services; D. Lokken, General Manager, Corporate Services; T. Robbins, General Manager, Integrated Water Services; A. Orr, Senior Manager, Corporate Communications; T. Brcic, Deputy Program Director, Core Area Wastewater Treatment Program; S. Henderson, Manager, Real Estate Services; H. Raines, Executive Assistant, Core Area Wastewater Treatment Program; N. More, Committee Clerk (recorder)

Absent: D. Fortin

The meeting was called to order at 11:30 a.m.

1. Approval of Agenda

MOVED by Alternate Director Gerrard, **SECONDED** by Director Alto,
That the agenda be approved as circulated.

CARRIED

2. Adoption of Minutes

MOVED by Director Young, **SECONDED** by Alternate Director Sanders,
That the minutes of the June 12 and June 27, 2013, meetings be adopted as previously circulated.

CARRIED

3. Chair's Remarks: There is no meeting scheduled for August.

4. Presentations/Delegations

1) David Langley re: agenda item 8: outlined linkage and failure risk costs for the proposed Hartland Road biosolids facility and McLoughlin Point treatment plant, quoting a consultant report to the Capital Regional District (CRD), expressed that the majority of long term costs and risks had not been fully revealed to the public or the Committee and recommended doing so. The delegation provided speaking notes which are on file at Legislative Services.

2) Carole Witter re: agenda item 8: expressed that many people are not against sewage treatment but have objections to the current plan for its centralized approach. She referred to a 2007 strategy called "The Path Forward" and implications of the size limitations of McLoughlin Point. She asked for an extensive, independent review of the current project. She called for proof that the current plan responds to global and local

environmental issues and a demonstration that it will accomplish the best possible financial outcome and contribute to a sustainable financial environment.

- 3) Beth Burton-Krahn re: agenda item 8: expressed concern for the rezoning process that might occur in Saanich and for the scheduling of public and municipal input in relation to time constraints on the release of a request for proposal. She felt the Township of Esquimalt was an example of the potential for difficulties in the rezoning process such as the one that the CRD and the Township underwent in relation to the proposed Viewfield Road location.
- 4) John Newcomb re: agenda item 8: felt that the triple bottom line evaluation failed to include safety, danger and hazard criteria. He was concerned about the risk and cost of the Biosolids Energy Centre (BEC) and suggested the CRD operate the wastewater treatment plant to meet regulations and then discharge the treated wastewater back into the ocean without a sludge plant. He referred to the SETAC report discussion of relative risk, and felt the risk rating assigned by the regulations should be lowered by senior government. He felt there should be a full risk analysis of competing systems, technologies and sites.
- 5) Richard Atwell re: agenda item 6: on item 8, he spoke to the amount of energy that might be produced by the BEC. On item 6, he felt there were conflicts of interest in the make-up of Request for Proposal teams and listed them with the aid of a PowerPoint presentation. The delegation provided the presentation slides which are on file at Legislative Services.
- 6) Meagan Klaassen, Lyall Street Action Committee, re: agenda item 8: expressed that local residents groups remain interested in activities of the Committee and spoke against trucking sludge through residential neighbourhoods. She expressed concern for the consultation process with residents of the District of Saanich on the Hartland site. The delegation provided speaking notes which are on file at Legislative Services.
- 7) Filippo Ferri re: agenda item 8: expressed that the Hartland site had already been approved in Amendment 8 of the Core Area Liquid Waste Management Plan and questioned why identification at the Committee was necessary. He felt the general public was against the dangers of siting a sludge processing plant near, or transporting sludge through, residential neighbourhoods. He spoke of the capacity of the McLoughlin site and respect for design principles. He felt the Provincial regulations should be addressed to give more time for planning a better system and if centralized, then a larger site than McLoughlin should be found.

5. Core Area Wastewater Infrastructure Upgrade Projects for 2013

T. Robbins spoke to the report, which covered ongoing capital projects not related to the Core Area Wastewater Treatment Program (CAWTP). The projects were approved in the 2013 budget and the report gave information on the work program.

On the motion, the Committee discussion included the following topics:

- the Trent Street pump station and its relation to Oak Bay in the cost sharing formula
- the Marigold surge tank removal reasons, benefits, and funding formula
- the variety of cost share formulas based on past and present agreements
- the difference between funding based on the agreements and ongoing operation costs based on flow
- the influence of Provincial legislation on the funding formulas
- growth in the outer communities in relation to the cost share agreements
- clarification of the Esquimalt amounts in the report in relation to DND
- the need for debate at a future time on how costs are allocated

Director Isitt requested to add to the main motion a direction to staff to report on options for cost sharing as part of the 2014 budget. The Chair ruled the matter would best be put forward in a notice of motion on its own and referred to the Finance Committee. Staff could then prepare the necessary background around the implications and scope of work.

Director Isitt protested against the current cost sharing formula contained in the report.

MOVED by Director Derman, **SECONDED** by Director Alto,
That the report be received for information.

CARRIED

Directors Alto and Isitt and Alternate Director Herbert OPPOSED

6. Core Area Wastewater Treatment Program & Budget Update

D. Lokken spoke to the report, which gave interim financial reporting, showed that the 2013 project costs up to May 31 were consistent with the current 2013 financial plan, and did not include previous costs incurred on the project. The Committee sought clarification on a few points of information contained in Schedules A and B of the report.

On the motion, the Committee sought clarification on or discussed the following points:

- the availability of the progress reports on the public website
- comprehensive reporting scheduled for September
- the listed property acquisition amounts
- the development zoning process ongoing with Esquimalt for the McLoughlin site
- conveyancing costs to be reported at the next CAWTP Commission meeting and then reported back to the Committee
- the closing date of the Viewfield commitment in September 2014
- purchase of McLoughlin property
- keeping the public informed

MOVED by Director Brownoff, **SECONDED** by Alternate Director Sanders,
That the report be received for information.

CARRIED

7. Core Area Wastewater Treatment Program – Land Tenure Agreements Update

D. Lokken introduced to the Committee S. Henderson, the CRD lead for real estate matters related to the CAWTP. She spoke to the report, which listed information on the status of land tenure agreements.

The Committee sought clarification on a tenure at Clover Point.

Director Hill excused himself from the meeting at 12:45 p.m. citing a conflict of interest due to his membership on the Greater Victoria Harbour Authority, involved in one of the land tenures.

The Committee briefly discussed Work Point and the letter sent to the federal government seeking public access at McLoughlin Point. A response has not yet been received.

Director Desjardins excused herself from the meeting at 12:46 p.m. citing a conflict of interest due to her membership on the Greater Victoria Harbour Authority, involved in one of the land tenures.

MOVED by Alternate Director Szpak, **SECONDED** by Director Isitt,
That the report be received for information.

CARRIED

Director Desjardins returned to the meeting at 12:46 p.m.

8. Biosolids Energy Centre Siting (CAL 13-17)

R. Lapham spoke to the report and the supplementary report. If the Hartland property is identified as the location of the BEC, the development permit process would be with the District of Saanich.

Director Hill returned to the meeting at 12:56 p.m.

MOVED by Alternate Director Gerrard, **SECONDED** by Alternate Director Szpak,
That Hartland landfill be identified as the location of the Biosolids Energy Centre.

On the motion, the Committee discussed the following points:

- sludge produced would be fairly liquid, with 2–3% solids, and equal in volume to two large, tanker trucks per day.
- resource recovery in relation to site location, population, and methods of recovery
- engagement in comprehensive consultation with the residents and transparent decision process
- addressing the concerns of the community at Willis Point
- technology choices or limitations at the procurement stage
- the desirability of a site closer to the core area
- the issue of industrial land taxes
- whether a different site can be accepted if the Hartland site is endorsed as “the location”

- The failure risks referred to in the consultant report shown by D. Langley were a business case analysis of a failure scenario and did not include the low probability in the calculations
- Letter from the Ministry early on to look at reducing and minimizing pumping costs as compared to the distance from McLoughlin to Hartland.

On the motion to amend the main motion, the Committee further discussed issues of location, the procurement process, innovative technology in relation to size of potential sites and whether the possibility of another site exists with the exclusion of agricultural land.

MOVED by Director Alto, **SECONDED** by Director Gerrard,
That the main motion be amended by replacing the words “as the location” with “one possible location”.

CARRIED

Alternate Director Herbert left the meeting at 1:17 p.m.

On the amended main motion, the Committee discussed public trust, the stages of design build in relation to decisions on location and technology, public consultation and financial commitments.

MOVED by Alternate Director Gerrard, **SECONDED** by Alternate Director Szpak,
That Hartland landfill be identified as one possible location of the Biosolids Energy Centre.

CARRIED

**Directors Alto, Derman, Desjardins, Hill and Isitt and Alternate Director Cullington
OPPOSED**

After the motion to move to close the meeting at 1:21 p.m. (item 10) was carried but before the Committee moved to closed session, item 8 was further discussed and decided upon.

9. New Business: There was none.

10. Motion to Close the Meeting

MOVED by Director Brownoff, **SECONDED** by Alternate Director Cullington,
That the Committee close the meeting in accordance with the *Community Charter* Part 4, Division 3, Section 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 municipality; and (e) the acquisition, disposition or expropriation of land or improvements, if the Board considers that disclosure could reasonably be expected to harm the interests of the regional district.

CARRIED

Before the Committee could move to the closed session, Director Desjardins requested to make a motion on item 8 of the open agenda based on an alternative listed in the previously circulated staff report, Biosolids Energy Centre Siting (CAL 13-17). The Chair ruled the motion was out of order, as the matter had been decided, the direction in the new motion was implicit in the one

recently adopted, time was short, and the motion to move to the closed portion of the meeting had already been carried. The Chair requested that a notice of motion be made instead.

Director Isitt appealed the decision of the chair, as the language of the new motion was contained in the body of the staff report (CAL 13-17) as previously circulated, there may be scheduling implications if the attempted motion passed, and it would be expedient to consider the matter now, since it was relevant to the current agenda.

MOVED by Director Brownoff, **SECONDED** by Alternate Director Szpak,
That the Chair be sustained.

DEFEATED
**Directors Alto, Derman, Desjardins, Hill, Isitt, and Alternate Directors Cullington and
Gerrard OPPOSED**

MOVED by Director Desjardins, **SECONDED** by Director Isitt,
That staff be directed to continue to search for additional potential sites for the Biosolids Energy Centre.

CARRIED
**Directors Blackwell, Brownoff, Young and Wergeland and Alternate Directors Sanders
and Szpak OPPOSED**

The Committee did not move to the closed session due to time constraints.

11. Adjournment

MOVED by Director Alto, **SECONDED** by Alternate Director Cullington,
That the meeting be adjourned at 1:26 p.m.

CARRIED

CHAIR

RECORDER