

DISTRICT OF SOOKE

Minutes of the Regular Meeting of Council
June 13, 2011

POSTPONED BY THE MAYOR TO

June 14, 2011 at 7:00 pm
held in the Council Chamber
at 2225 Otter Point Road, Sooke, BC
6:00 p.m., Closed Portion, Meeting Room
7:00 p.m., Open Portion, Council Chamber

COUNCIL PRESENT

Mayor Janet Evans
Councillor Sheila Beech (arrived at 7:24 pm)
Councillor David Bennett
Councillor Bev Berger
Councillor Ron Dumont
Councillor Herb Haldane
Councillor Maja Tait

STAFF PRESENT

Evan Parliament, Chief Administrative Officer
Gerard LeBlanc, Municipal Planner
Elisabeth Nelson, Municipal Engineer
Steve Sorensen, Fire Chief
Lisa Urlacher, Corporate Assistant

CALL TO ORDER

Mayor Evans called the meeting to order at 6:00 p.m. in the Municipal Meeting Room.

MOTION TO CLOSE THE MEETING TO THE PUBLIC

MOVED and seconded to close the meeting to the public under section 90(1) (k) of the *Community Charter* to discuss negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public.

CARRIED UNANIMOUSLY

CALL TO ORDER – Open Portion

Mayor Evans called the open portion of the Regular Council meeting to order at 7:00 p.m. in the Council Chambers.

APPROVAL OF THE AGENDA

MOVED and seconded to add the following items to the agenda as new business:

- Committee of the Whole Recommendations of May 30, 2011
- E-mail submission received from Terrance Martin for Item B-3

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

MOVED and seconded that the minutes of the Committee of the Whole meeting held on May 3, 2011 be adopted as circulated.

CARRIED UNANIMOUSLY

MOVED and seconded that the minutes of the Special Council meeting held on May 30, 2011 be adopted as circulated.

CARRIED UNANIMOUSLY

MINUTES FOR INFORMATION

MOVED and seconded that the following minutes be received for information:

April 7, 2011	Sooke Program of the Arts
April 14, 2011	Sooke Program of the Arts
May 12, 2011	Sooke Program of the Arts
May 3, 2011	Protective Services Committee
May 18, 2011	Community Grant Review Committee
June 2, 2011	Community Grant Review Committee
April 20, 2011	Victoria Family Court and Youth Justice Committee
April 27, 2011	CRD - Planning Transportation and Protective Services

CARRIED UNANIMOUSLY

DELEGATIONS

D-1 Edward Milne Community School – Greenhouse Appreciation (Pia Carroll)

Pia Carroll provided a visual presentation of the greenhouse built at EMCS through Sooke Region Food CHI grant funding in 2010. Ms. Carroll and EMCS students thanked Council for the funding and presented a photograph of the final project. It was noted that the greenhouse supports programs for 90 plus students who are enrolled in the Culinary Arts and Environment Studies Programs. The school also donates to the food bank and other services in Sooke.

D-2 Sooke School District No. 62

Corporal Barb Cottingham, Community Liaison Officer Scott Rothermal and David Strange, Journey Middle Principle addressed Council and provided information as to the Community Liaison Officer position and stated that in order to sustain the position they are requesting a cost sharing arrangement with the five municipalities within SD 62. It was explained that the position had a direct impact on reducing RCMP call-outs during the pilot program. It was also noted that Community Liaison Officer Scott Rothermal is an invaluable resource and has made a positive impact within the schools and community.

MOVED and seconded to approve \$4,000 from the Council contingency fund for the school year 2010-2011;

AND THAT Council budget for the Community Liaison Officer Program as a line item for future years;

AND TO request that School District No. 62 provide the funding formula for the five municipalities cost sharing agreement with a breakdown of resource allotments.
CARRIED UNANIMOUSLY

PUBLIC QUESTION AND COMMENT PERIOD

Ellen Lewers, resident, provided a presentation on the Community Prevention Education Continuum which promotes healthy youth and healthy choices.

Terrance Martin, resident, commented on the standards of the Liquid Waste Management Plan and the relationship with the Sewer Cost Recovery Bylaw being considered tonight. Mr. Martin questioned Council as to where the principles of the LWMP are in the Bylaw and how much of the \$515 sewer generation charge goes to EPCOR. Mr. Martin referred to the breakdown submitted by the Director of Finance. Mr. Martin submitted his statement.

Gail Hall, resident, questioned the expenses for the Sechelt delegates and cautioned that promoting business is providing assistance to a business. Ms. Hall inquired as to additional funds required to complete the boat launch.

Ellen Lewers, resident, inquired as to the pre-planning for the purchase of an additional fire truck and the reserve fund allotment. Ms. Lewers questioned the repair amounts required to certify the current truck and the 25 year life being a maximum of 30 years. Ms Lewers suggested cost saving options for Council to consider. Ms Lewers submitted her statement.

BYLAWS

B-1 Bylaw No. 495, *Latecomer Interest Rate Bylaw, 2011*

MOVED and seconded that Bylaw No. 495, *Latecomer Interest Rate Bylaw, 2011* be adopted.
CARRIED UNANIMOUSLY

B-2 Bylaw No. 496, *Delegation Bylaw Amendment Bylaw (474-1)*

MOVED and seconded that Bylaw No. 496, *Delegation Bylaw Amendment Bylaw (474-1)* be adopted.
CARRIED UNANIMOUSLY

B-3 Bylaw No. 497, *Sooke Core Sewer Specified Area Cost Recovery Amendment Bylaw, 2011 (150-6)*

Councillor Dumont left the meeting at 7:29 pm stating that he is a board member of Ayre Manor.

MOVED and seconded that Bylaw No. 497, *Sooke Core Sewer Specified Area Cost Recovery Amendment Bylaw, 2011 (150-6)* be introduced and read a first time.

CARRIED UNANIMOUSLY

MOVED and seconded that Bylaw No. 497, *Sooke Core Sewer Specified Area Cost Recovery Amendment Bylaw, 2011 (150-6)* be read a second time.

CARRIED UNANIMOUSLY

MOVED and seconded that Bylaw No. 497, *Sooke Core Sewer Specified Area Cost Recovery Amendment Bylaw, 2011 (150-6)* be read a third time.

CARRIED UNANIMOUSLY

Councillor Dumont returned to the meeting at 7:34 pm

REPORTS REQUIRING ACTION

RA-1 Memorandum of Understanding – School District No. 62

MOVED and seconded to approve the Memorandum of Understanding between the School District No. 62 and the District of Sooke;

AND authorize the Mayor and the Chief Administrative Officer to execute the Memorandum of Understanding.

CARRIED UNANIMOUSLY

RA-2 CREST Annual General Meeting Requirements

MOVED and seconded to approve the Notice of CREST 2011 Annual General Meeting, including attachments:

- AGM/EGM Agenda, June 15 2011
- AGM minutes June 16, 2010
- 2011 Budget
- 2010-12-31 Financial Statements & Audit Finding report
- Election of Directors
- CREST – 2011 EGM Schedule A Alternate Directors
- Part 25 – Alternate Directors (May 1, 2011)
- CREST – 2011 EGM Schedule B
- CREST - 2011 AGM/EGM Notice
- Board Resolution to Approve 2011 AGM/EGM materials
- CREST - 2011 Proxy

AND TO authorize Councillor Sheila Beech to vote on the resolutions, along with any other business that may come before the shareholders at the Annual General Meeting.

CARRIED UNANIMOUSLY

RA-3 Community Grant Review Committee Recommendations – June 2, 2011 meeting

MOVED and seconded to approve the recommendations made by the Community Grant Review Committee as follows:

Sooke Canada Day Society	\$1,100
Sooke Fine Arts Society	\$7,000
Scouts Canada – Camp Barnard	\$6,910
Juan de Fuca Marine Rescue Society	\$12,600

Sooke Region Food CHI Society	\$6,700
Sooke Philharmonic Society	\$4,625
Greater Victoria Film Commission	\$1,000
EMCS Student Art Bus Shelter Project	\$2,357
Sooke Horseshoe Pitching Club	\$3,000
Ladybug Garden and Greenhouse	\$4,808
Royal Canadian Legion Branch #54	\$5,000
Community Prevention Education Continuum	\$2,400
Sooke Classical Boating Society	\$3,000
Navy League of Canada – Sooke Branch (Admiral RC Waller)	\$300
Navy League of Canada – Sooke Branch (Admiral Girourd)	\$2,000
Journey Middle School Hockey Skills Program	\$3,200
Addiction Recovery Coach of Canada Society	\$5,000
Citizens on Patrol Sooke	\$4,000
Total	\$75,000

CARRIED UNANIMOUSLY

RA-4 Reserve Fire Truck

A discussed ensued involving Chief Sorensen and members of Council as to the options for maintaining the Public Fire Protection Grade.

MOVED and seconded to authorize Chief Sorensen and District Staff to spend up to \$250,000 (Canadian Funds) to include border fees, shipping and travel costs, and upgrades on the vehicle to Canadian standards, toward the acquisition of a second-hand pumper truck unit that meets the SFRS long-term vehicle requirements, prior to December 31, 2011 to replace reserve engine 204;

AND to provide an accounting report to Council as to approving the above expenditure in 2011 for a 2012 projected capital expense.

CARRIED Councillor Berger and Councillor Haldane opposed the motion

REPORTS FOR INFORMATION

RI-1 Mayor and Council Reports - Mayor Evans and Councillor Bennett

MOVED and seconded to receive the Mayor and Council report submitted by Mayor Evans and Councillor Bennett for information.

CARRIED UNANIMOUSLY

Councillor Dumont reported on the FCM Conference that he and Councillor Beech attended in Halifax and stated that there is a full dossier of the tours and informational seminars in the Councillor Reader room.

Councillor Beech reported on the Call to Artists for Interpretive Signage for the Boardwalk.

Councillor Tait informed Council and the public that the Draft Sign Bylaw is coming forward for consideration.

RI-2 RCMP Monthly Mayor Report – May 2011

MOVED and seconded to receive the RCMP Monthly Mayor Report for May 2011 for information.

CARRIED UNANIMOUSLY

NEW BUSINESS

NB-1 Committee of the Whole Recommendations – May 30, 2011

MOVED and seconded to direct Staff to move appropriate subdivision provisions from the Sooke Zoning Bylaw, 2011 into Bylaw No. 65, *Subdivision and Development Standards Bylaw, 2003* when updating Bylaw No. 65.

CARRIED UNANIMOUSLY

MOVED and seconded to direct Staff to update Bylaw No. 261, *Parking Facility Reserve Fund Establishment Bylaw, 2006* to include the dollar amount required for cash-in-lieu contributions for Town Centre parking.

CARRIED UNANIMOUSLY

CORRESPONDENCE REQUIRING ACTION

C-1 Canada World Youth

MOVED and seconded to approve the expense of \$2,000 subject to availability in the Council Contingency fund for Bus passes for the Canada World Youth Participants this fall.

CARRIED UNANIMOUSLY

CORRESPONDENCE AND COUNCIL REPORTS FOR INFORMATION

I-1 Vancouver Island Emergency Preparedness Conference

MOVED and seconded to receive and file the correspondence received from Vancouver Island Emergency Preparedness.

CARRIED UNANIMOUSLY

I-2 JDF Regional Park Watch Society

MOVED and seconded to receive and file the correspondence received from JDF Regional Park Watch Society.

CARRIED UNANIMOUSLY

NOTICES OF MOTION

NM-1 Councillor David Bennett – Notice of motion at Council meeting of May 24, 2011

MOVED and seconded that **WHEREAS** the tankers truck incident on April 16, 2011 in Goldstream Park on Highway No. 1 (The Trans Canada Highway) resulted in the complete

closure of this highway for approximately twenty-four hours, and necessitated the response of four Fire Rescue Services and one HazMat unit, the District of Sooke being one of them; and

WHEREAS the resulting administrative setup provided significant challenges for response team members in terms of being financially reimbursed;

THEREFORE BE IT RESOLVED that the District of Sooke Council request that the UBCM Executive meet with the Insurance Corporation of British Columbia and other agencies or Ministries as needed, with regard to facilitating the reimbursement process for volunteers and career Fire Rescue Services across British Columbia in a timely manner.

CARRIED UNANIMOUSLY

RIC-1 Release of In-Camera Resolutions – 2009-2011

MOVED and seconded to release the following in-camera resolutions:

March 2, 2009 Special Council - School District 62

MOVED, seconded that Council approve the letter to School District 62 with the addition of a requirement that an alternate emergency access be constructed when the septic field is decommissioned.

CARRIED UNANIMOUSLY

March 30, 2009 Special Council

MOVED, seconded that Council approve an offer to CUPE of a 3% increase effective May 1st, 2009.

CARRIED UNANIMOUSLY

May 4, 2009 Special Council

MOVED and seconded to approve the Canadian Union of Public Employees Memorandum of Agreement dated April 21, 2009 without the L/U #3.

CARRIED

May 25, 2009 Regular Council - Penang Right of Way

MOVED and seconded Council directed staff to send a letter to Piarowski offer \$160,000 non-subdividable with three months to respond or make arrangements to vacate the property.

CARRIED

June 9, 2009 Special Council - Sooke Community Association/Shields/Eustace Sidewalk

MOVED and seconded to authorize the Mayor and Chief Administrative Officer to execute the Right to Enter Agreement with the Sooke Community Association for the Eustace/Shields Road sidewalk.

CARRIED

August 24, 2009 Regular Council - 6553 Helgeson Road - Refund

MOVED and seconded to refund the zoning application fee for 6553 Helgeson Road.

CARRIED UNANIMOUSLY

September 14, 2009 Regular Council - Te'mexw Treaty Negotiation

MOVED and seconded that the District of Sooke Council approve the attached version of the Interest Paper for public release at the TAC's discretion.

CARRIED UNANIMOUSLY

T'Sou-ke First Nation

MOVED and seconded to waive municipal fees for the T'Sou-Ke First Nation to create a property for burial grounds through the Bing subdivision on the Sooke River.

CARRIED UNANIMOUSLY

CUPE Grievance Case #2009-08-17

MOVED and seconded to receive CUPE Grievance Case #2009-08-17 for information.

CARRIED UNANIMOUSLY

October 5, 2009 Special Council - School Site Sun River Estates

MOVED and seconded to direct Staff to issue the letter to Sun River Estates Ltd. and to proceed with securing the required lands as described in the letter to Sun River Estates Ltd. and as shown on the Sun River map.

CARRIED UNANIMOUSLY

June 14, 2010 Regular Council

Te'mexw Treaty Advisory Committee – Guide to Local Government Interests in the Te'mexw Treaty Negotiations – Version: June 2009

MOVED and seconded that Council accept the changes in the Te'mexw Treaty Advisory Committee Guide to Local Government Interests in the Te'mexw Treaty Negotiations, Version: June 2009.

CARRIED UNANIMOUSLY

October 25, 2010 Regular Council

Expression of Interest to Relocate Vancouver Island Regional Library

MOVED and seconded to send a letter of interest to the Vancouver Island Regional Library Executive Board expressing the District of Sooke's desire to advance the relocation of the local branch.

CARRIED UNANIMOUSLY

November 23, 2010 Regular Council

CRD Enhanced Curbside Program – District of Central Saanich Resolution

MOVED and seconded:

WHEREAS the Council position as to the CRD Enhanced Curbside Program is still strongly based on the kitchen waste composting program in the District of Sooke;

AND THEREFORE the District of Sooke Council supports the CRD staff report dated November 10, 2010 recommendation to approve Alternative 1 and to direct CRD staff to:

1. Continue contract negotiations with the preferred proponents to collect and process recyclables and kitchen scraps;
2. Continue to work on impacts of Extended Product Responsibility legislation and labour issues;

3. Bring back a funding model for Board approval in January 2011;
4. Bring a report back to the Board on status of contracts in February 2011; and
5. Prepare a consultation plan for parties affected by the restriction to identify and address issues prior to implementation.

CARRIED UNANIMOUSLY

January 17, 2011 Special Council

CUPE 2010 Collective Agreement

MOVED THAT COUNCIL approve the 2010 CUPE Memorandum of Understanding with the removal of section 4 and replacement of the section with wording to effect a 1% increase in wages for 2011;

AND TO authorize the Mayor and Chief Administrative Officer to execute the Memorandum of Agreement as amended in section 4.

CARRIED

Councillor Berger opposed the motion

February 14, 2011 Regular Council

Woodside Farms

MOVED and seconded to authorize staff to advise the Wilford family that the District of Sooke wishes to:

1. withdraw the offer to purchase for the Woodside Farms property;
2. enter into a right to purchase agreement for the Woodside Farms property;
3. explore alternate funding opportunities for the purchase of the Woodside Farms property.

CARRIED

February 16, 2011 Special Council

CUPE Collective Agreement – Memorandum of Understanding

MOVED and seconded to direct staff to go back to the mediator and advise that Council is in full support for all recommendations in the report except for the general wage increase of 2% for 2011

AND TO propose a 1% increase for the general wages.

CARRIED UNANIMOUSLY

MOVED and seconded to authorize staff to proceed with negotiations with EPCOR for the long-term sewer franchise agreement based on the following proposed commercial terms:

Concession fee to District of Sooke	\$500,000
Inflation on Expenses (%of annual O&M & Capital)	2.1%
Future Growth Scenario	Moderate
DCC Increase Rate in First Year	5%
Annual Fee/Connection	\$510
Inflate Variable portion of Parcel Tax	2%
Capital projects over Term of Agreement	\$15,460,000
Sewer Fund Surplus/(Deficit) at Year 21	\$ 4,640,000

CARRIED

Councillor Bev Berger Opposed the Motion

February 17, 2011 Special Council

CUPE Collective Agreement – Memorandum of Understanding

MOVED and seconded approve the Memorandum of Understanding for the CUPE Collective Agreement with amendments as set out in the mediators report and to authorize the Mayor and Chief Administrative Officer to execute the amended Memorandum of Understanding.

CARRIED UNANIMOUSLY

**March 7, 2011 Committee of the Whole
Wellness Centre**

MOVED to direct staff to negotiate with the Doctors to lease space in the municipal hall subject to the Doctors agreeing to re-locate to a wellness centre with the District of Sooke and Vancouver Island Health Authority.

CARRIED UNANIMOUSLY

March 14, 2011 Special Council

R-1 Boat Launch Project

MOVED and seconded to support the continuation of the construction contract with HMM Contracting for the public boat launch.

CARRIED UNANIMOUSLY

April 18, 2011 Committee of the Whole

Liability Servicing Limit

MOVED to authorize staff to proceed with the application to the Inspector of Municipalities to increase District of Sooke's liability servicing limit.

CARRIED

Councillor Bev Berger Opposed the Motion

CARRIED UNANIMOUSLY

ADJOURNMENT

MOVED and seconded to adjourn the meeting at 8:35 p.m.

CARRIED UNANIMOUSLY

Certified Correct:

**Janet Evans
Mayor**

**Bonnie Sprinkling
Corporate Officer**