

**Minutes of the Regular Meeting
of the
Municipal Council of the District of North Saanich
Monday, June 20, 2005, at 7:00 p.m.**

PRESENT:

Mayor T. Daly
Councillors H. D. Goulet
A. M. Scoones
K. D. Thomas
A. K. Utley

ATTENDING:

Chief Administrative Officer B. C. Williams
Director, Corporate Services S. M. Bowden
Director of Financial Services R. M. Gillis
Director of Infrastructure Services T. M. Tanton
Director of Development and Community Services T. L. Olsen
Recording Secretary C. R. Nash

APPROVAL OF AGENDA

MOVED BY: COUNCILLOR THOMAS
SECONDED: COUNCILLOR GOULET

431 That the agenda be approved as circulated.

CARRIED

ADOPTION OF MINUTES

MOVED BY: COUNCILLOR UTLEY
SECONDED: COUNCILLOR SCOONES

432 That the minutes of the Regular Council meeting of June 6, 2005 be adopted as circulated.

CARRIED

PETITIONS AND DELEGATIONS

Mr. Bob Philipchalk, developer of the new Cresswell subdivision, presented a cheque in the amount of \$100,000 to Mr. Ron Drane of Habitat for Humanity, who advised that the funds will be used to provide affordable housing within the Greater Victoria area.

PUBLIC PARTICIPATION PERIOD

Maureen Mann, 10686 Derrick Road, spoke to her letter regarding concerns with the removal of trees and vegetation along the Derrick Road sewer corridor.

Adam Olsen, 2026 McTavish Road, asked that the Great Canadian Gaming Corporation consider alternative means of enhancing the horse racing industry at Sandown Park Raceway without the installation of slot machines.

Peter Chandler, 721 Birch Road, also expressed concerns about the redevelopment proposal put forward by the Great Canadian Gaming Corporation, and noted that there are still many questions that are unanswered such as infrastructure concerns regarding this project.

Alex Marr, 1145 Cloake Hill Road, expressed his support for Councillor Goulet's Notice of Motion to create a covenant for the protection of the Tsekum Inlet portion of Tsehum Harbour.

Peter Chandler, 721 Birch Road, also gave his support to the protection of Tsekum Inlet, and noted that the Tseycum First Nation has already expressed a willingness to be a part of this undertaking.

Elizabeth Cox, 10946 Madrona Drive, spoke to her letter requesting funding for providing RCMP officers with restorative justice training.

As there was no one else who wished to speak, the Public Participation Period concluded at 7:19 p.m.

MAYOR'S REPORT

Mayor Daly noted his attendance at the following recent events:

- June 11 – 676 Kittyhawk Squadron Annual Inspection
- June 12 – Rick Hansen “Wheels in Motion” event
- June 12 – ceremony at which Dawne Deely received the “Cross of Merit of the Order of the Lion of Finland”, presented by the Ambassador of Finland to Canada
- June 15 – Parkland Graduation ceremonies
- June 18 – Lillian Hoffar Park Tree Designation Ceremony

CORRESPONDENCE**(a) Request for Connection to the Municipal Sewer System**

MOVED BY: COUNCILLOR UTLEY
SECONDED: COUNCILLOR THOMAS

Council

- 433 That the letter dated June 8, 2005 from Douglas Denham, Denham Holdings Ltd., requesting to be connected into the municipal sewer system be received, and referred to Staff for inclusion in the upcoming report regarding this matter.

CARRIED

(b) Protection of Flora and Fauna in the Sewage Corridor

MOVED BY: COUNCILLOR THOMAS
SECONDED: COUNCILLOR GOULET

- 434 That the letter dated June 15, 2005 from Maureen Mann and Steve Gormican, 10686 Derrick Road, regarding the protection of flora and fauna in the Derrick and Towner Roads sewage corridor be received, and referred to Staff for inclusion in the upcoming report regarding this matter, and that this report specifically address what restoration measures are in place to replant vegetation along the sewer corridor.

CARRIED

(c) Mandatory Training and Certification of Home Inspectors

MOVED BY: COUNCILLOR GOULET
SECONDED: COUNCILLOR UTLEY

- 435 That the letter dated June 8, 2005 from Gerry Armstrong, Deputy Minister, Ministry of Community, Aboriginal and Women's Services, and the letter dated June 14, 2005 from Bill Sutherland, President, Canadian Association of Home and Property Inspectors, regarding mandatory training and certification of home inspectors be received, and the letter writers be advised that Council supports any UBCM resolution that offers consumer protection and consumer confidence through the establishment of a standards for the BC home and property inspection industry.

CARRIED

(d) CREST Independent Review of Operations

MOVED BY: COUNCILLOR THOMAS
SECONDED: COUNCILLOR GOULET

- 436 That the letter dated June 13, 2005 from Ron Cullis, General Manager, CREST, regarding the Capital Region Emergency Service Telecommunications Inc. (CREST) independent review of operations be received, and referred to Staff for review and comment.

CARRIED

Council**REPORTS****Committee of the Whole**

Council commenced consideration of the recommendations of the **Committee of the Whole** meeting held on June 13, 2005:

Sandown Park Redevelopment Proposal

MOVED BY: COUNCILLOR UTLEY
SECONDED: COUNCILLOR SCOONES

437 That:

- a) the proposal dated June 13, 2005 and the presentation by Mr. Chuck Keeling, Vice President Racing Operations, Great Canadian Gaming Corporation (GCGC) regarding the Sandown Park Redevelopment Proposal be received;
- b) Council indicate to the proponent that it sees merit in the proposal and encourages the proponent to submit a formal application in this regard;
- c) the proposal be referred to Staff for review and comment; and,
- d) Staff hire a negotiator to assist with negotiating the terms of the Sandown redevelopment proposal.

CARRIED

OPPOSED: COUNCILLOR GOULET AND COUNCILLOR THOMAS

Development Variance Permit Applications – Advisory Planning Commission Referral

MOVED BY: COUNCILLOR UTLEY
SECONDED: COUNCILLOR GOULET

438 That the report dated June 7, 2005 from the Director, Development and Community Services regarding Development Variance Permit Applications - Advisory Planning Commission Referral be received, and that the following applications be referred to the Advisory Planning Commission:

- DVP-2005-01 (279 Coal Point Lane)
- DVP-2005-02 (626 Norris Road)
- DVP-2005-03 (8545 Lochside Drive)

CARRIED

Time Limits for Connection to the Deep Cove/Pat Bay/McDonald Park Road Sewer System

MOVED BY: COUNCILLOR UTLEY

SECONDED: COUNCILLOR SCOONES

439 That the amended report dated June 2, 2005 from the Manager, Major Projects regarding Time Limits for Connection to the Deep Cove/Pat Bay/McDonald Park Road Sewer System be received, and that the following policy apply to properties within Sewer Specified Area # 3 (Deep Cove/Pat Bay/McDonald Park Road):

- a) When service is available to a property, any onsite system identified by the Vancouver Island Health Authority (VIHA) that may be causing or contributing to a health hazard will be required to be connected as ordered by the VIHA;
- b) All other properties are to be connected to the system within 12 months of service being available to the property, with the following exceptions:
 - (i) All properties presently serviced with an onsite package sewage treatment plant which was installed after 1998 are to be connected to the system within 5 years of service being available to the property;
 - (ii) All properties presently serviced with an onsite system which was installed after 1998 other than with a package treatment plant are to be connected to the system within 2 years of service being available to the property.
 - (iii) Any property with an on-site system which can be proven to the satisfaction of the VIHA to produce Type 3 quality effluent.
- c) Staff prepare a Sewer Use By-law for Council's consideration.

CARRIED

OPPOSED: COUNCILLOR GOULET AND COUNCILLOR THOMAS

MOVED BY: COUNCILLOR UTLEY

SECONDED: COUNCILLOR GOULET

441 That Staff be requested to seek funding opportunities for the District to establish the criteria for a monitoring and maintenance program outside the sewer boundary area that would compliment the sewage regulations.

CARRIED

Council

MOVED BY: COUNCILLOR UTLEY
SECONDED: COUNCILLOR GOULET

440 That the minutes of the June 13, 2005 Committee of the Whole meeting, hereto attached as Addendum 'A', be received.

CARRIED

OTHER REPORTS**2004 Financial Statements**

MOVED BY: COUNCILLOR THOMAS
SECONDED: COUNCILLOR SCOONES

442 That the report dated June 6, 2005 from the Director of Financial Services regarding the 2004 Financial Statements be received.

CARRIED

2004 Statement of Financial Information Report (SOFI)

MOVED BY: COUNCILLOR THOMAS
SECONDED: COUNCILLOR UTLEY

443 That the report dated June 9, 2005 from the Director of Financial Services regarding the 2004 Statement of Financial Information Report (SOFI) be received, and that the report be approved as presented.

CARRIED

Traffic Fine Revenues

MOVED BY: COUNCILLOR GOULET
SECONDED: COUNCILLOR THOMAS

444 That the report dated June 10, 2005 from the Director of Financial Services regarding Traffic Fine Revenue be received, and referred to Staff for the preparation of a report in consultation with the RCMP and the Town of Sidney to address requests for funding for Policing, Traffic Safety and Crime Prevention Programs.

CARRIED

Council**BY-LAWS****North Saanich Development Fees By-Law**

MOVED BY: COUNCILLOR GOULET

SECONDED: COUNCILLOR UTLEY

- 445 That "North Saanich Development Fees By-Law, Amendment By-Law No. 1097 (2005)" be finally adopted, signed by the Mayor and the Clerk and sealed with the Corporate Seal.

CARRIED

UNFINISHED BUSINESS**Rise and Report**

At the In Camera Council meeting held on June 6, 2005, Council adopted a resolution to rise and report on the following resolution which was also adopted at the closed meeting regarding Councillor Bird's disqualification from office:

"That the District of North Saanich maintain the position that Councillor Bird should be required to reimburse the District for the Petitioner's costs, that the District's solicitor be authorized to seek the District's costs against Councillor Bird for the two days of hearings and the preparation of submissions on costs, and that the District's solicitor be prepared to take the strongest possible position in preparing the submissions on costs to be submitted to the Court by July 9, 2005."

MOTIONS AND NEW BUSINESS

MOVED BY: COUNCILLOR GOULET

SECONDED: COUNCILLOR THOMAS

- 446 That the District of North Saanich initiate a partnership with The Land Conservancy, the Habitat Acquisition Trust or any other appropriate level of government to create a covenant for the protection of the Tsekum Inlet portion of Tsehum Harbour, and that Staff be directed to prepare a report in this regard and that the report specifically address other initiatives which will be undertaken by the District regarding the protection of the marine environment.

CARRIED

Council

IN CAMERA

MOVED BY: COUNCILLOR THOMAS
SECONDED: COUNCILLOR SCOONES

447 That in accordance with Section 90(1) of the *Community Charter*, attendance for the remainder of the Council meeting, commencing at 8:08 p.m., be closed to the public to consider the following items:

- 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,
- law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment.

CARRIED

ADJOURNMENT

MOVED BY: COUNCILLOR THOMAS
SECONDED: COUNCILLOR GOULET

448 That the meeting be adjourned at 8:46 p.m.

CARRIED

CERTIFIED CORRECT

APPROVED AND CONFIRMED

Sandy Bowden
Director, Corporate Services

Ted Daly
Mayor