

MINUTES of a regular meeting of the MUNICIPAL COUNCIL of The Corporation of the District of Oak Bay, held in the Council Chambers, Oak Bay Municipal Hall, 2167 Oak Bay Avenue, Oak Bay, B.C., on Monday, February 24, 2014 at 7:30 p.m.

PRESENT: Mayor, N. Jensen, Chair
Councillor P. Copley
Councillor J. Herbert
Councillor M. Kirby
Councillor K. Murdoch
Councillor T. Ney

STAFF: Municipal Administrator, H. Koning
Deputy Municipal Clerk, C. Denomme
Director of Building and Planning, R. Thomassen
Director of Engineering Services, D. Marshall

Mayor Jensen called the meeting to order at 7:32 p.m.

ADOPTION OF MINUTES:

Council – February 11, 2014

MOVED by Councillor Ney
Seconded by Councillor Murdoch, That the minutes of the Council meeting held on Tuesday, February 11, 2014, be adopted.

CARRIED

Committee of the Whole- February 17, 2014

MOVED by Councillor Ney
Seconded by Councillor Copley, That the minutes of the Committee of the Whole meeting held on Monday, February 17, 2014, be adopted.

CARRIED

MAYOR'S REMARKS:

Oak Bay High School Junior Girls Basketball Team

Mayor Jensen reported that the Oak Bay High School Junior Girls basketball team will be playing in the 2014 B.C. championship being held in Langley. The team was originally denied the opportunity to play because of missed registration deadlines. Mayor Jensen said the result was due in part from the support of the community and Mr. Fast, Oak Bay Athletic Director, and thanked everyone for their support on behalf of the team.

Trial Island Light House Event

Mayor Jensen said that the art students from Monterey School produced a mosaic of the Trial Island Light House and it was unveiled at a ceremony earlier this evening with former senator Pat Carney present. The project represents a combination of art and heritage.

Olympics

Mayor Jensen congratulated all the athletes on a successful Olympic games. He reported that the municipality had flown a rainbow flag during the Olympics in support of the LGBT people in Russia. He thanked Councillor Green for donating the flag.

New Chief Constable

Mayor Jensen announced that Staff Sergeant Andrew Brinton is the new Chief Constable for the District of Oak Bay. Mayor Jensen welcomed him on behalf of Council and reported that his first day will be April 22, 2014.

PUBLIC PARTICIPATION PERIOD:

No members of the public rose to speak.

COMMUNICATIONS:

1. 2014-59 DIRECTOR OF BUILDING AND PLANNING, Feb 19, 2014
Re Covenant Approval – 1630 York Place

MOVED by Councillor Copley

Seconded by Councillor Herbert, That the plans to install an exterior stair at 1630 York Place be referred to the Heritage Commission for review and a recommendation to Council.

CARRIED

2. 2014-60 TOUR DE VICTORIA, Jan 20, 2014
Re Request for Road Closures, August 24, 2014

MOVED by Councillor Kirby

Seconded by Councillor Murdoch, That approval be given for the temporary road closures and occupancy of public property for the Ryder Hesjedal's Tour de Victoria cycling event as detailed in correspondence item no. 2014-60, subject to the event organizer entering into a public property occupancy agreement in which it will among other standard requirements:

1. release and indemnify the Municipality from any claims or liability associated with the event and provide evidence of public liability insurance in the amount of not less than \$3,000,000;
2. agree to pay all invoices from the Municipality for costs incurred in connection with the event;
3. agree to obtain Oak Bay Police Department approval for a traffic plan and implement the same subject to any field instructions from the Police, and
4. agree to deliver written notice to all occupiers of property adjoining any roads to be closed for the event,

with the Municipal Clerk being authorized to execute such agreement on behalf of the District of Oak Bay.

CARRIED

3. 2014-61 OAK BAY BUSINESS IMPROVEMENT ASSOCIATION, Feb 17, 2014
Re Request to Close Oak Bay Avenue for Oak Bay Village Night Market
Events - June 11, July 9, Aug 13 and Sept 10

Heather Leary, Oak Bay Business Improvement Association, was present to answer questions.

MOVED by Councillor Herbert

Seconded by Councillor Kirby , That whereas pursuant to the Streets and Traffic Bylaw Council has determined that the proposed event will be of general benefit to the adjacent business district and will create no undue inconvenience for nearby residents nor the public at large, approval be given for the Oak Bay Business Improvement Association to occupy Oak Bay Avenue between Wilmot Place and Monterey Avenue for the purpose of an evening market on June 11, July 9, August 13, and September 10, 2014 from 3:00 p.m. to 9:00 p.m., with sales of goods and refreshments permitted as part of the occupancy, subject to the Oak Bay Business Improvement Association entering into a public property occupancy agreement under which it will among other standard requirements as set out by the Municipal Clerk:

1. release and indemnify the Municipality from any claims or liability associated with the event and providing evidence of public liability insurance in the amount of not less than \$3,000,000;
2. agree to pay all invoices from the Municipality for costs incurred in connection with the event; and
3. agree to obtain Oak Bay Police approval for a traffic plan and implement the same subject to any field instructions from the Police,

with the Municipal Clerk being authorized to execute such agreement on behalf of the District of Oak Bay.

CARRIED

4. 2014-62 OAK BAY BUSINESS IMPROVEMENT ASSOCIATION, Feb 17, 2014
Re Request for Sidewalk Occupancy for Oak Bay Village Spring
Sidewalk Sale – May 24, 2014

Heather Leary, Oak Bay Business Improvement Association, was present to answer questions.

MOVED by Councillor Ney

Seconded by Councillor Copley, That, whereas pursuant to the Streets and Traffic Bylaw Council has made the determination that the proposed event, including the sales of goods and refreshments, will be of general benefit to the adjacent business district and will create no undue inconvenience for adjacent residents or the public at large, approval be given to the Oak Bay Business Improvement Association to occupy public sidewalks adjacent to businesses along Oak Bay Avenue for the purpose of the Oak Bay Village Spring Sidewalk Sale to be held on Saturday, May 24, 2014, subject to the Oak Bay Business Improvement Association entering into a public property occupancy agreement under which it will among other standard requirements as set out by the Municipal Clerk:

1. release and indemnify the Municipality from any claims or liability associated with the event and provide evidence of public liability insurance in the amount of not less than \$3,000,000; and
2. agree to pay all invoices from the Municipality for costs incurred in connection with the event;

with the Municipal Clerk being authorized to execute such agreement on behalf of the District of Oak Bay.

CARRIED

5. 2014-63 OAK BAY BUSINESS IMPROVEMENT ASSOCIATION, Feb 17, 2014
Re Request to Occupy Public Property for Easter Event – April 19, 2014

Heather Leary, Oak Bay Business Improvement Association, was present to answer questions.

MOVED by Councillor Ney

Seconded by Councillor Copley, That the occupancy of the green space behind the Municipal Hall and four spaces in the Municipal Hall parking lot, in relation to the Easter Event as laid out in correspondence item no. 2014-63, be approved, subject to the Event Organizer entering into a public property occupancy agreement in which it will among other standard requirements:

1. release and indemnify the Municipality from any claims or liability associated with the event and provide evidence of public liability insurance in the amount of not less than \$3,000,000; and
2. agree to pay all invoices from the Municipality for costs incurred in connection with the event;

with the Municipal Clerk being authorized to execute such agreement on behalf of the District of Oak Bay.

CARRIED

6. 2014-64 GIRL GUIDES OF CANADA, Feb 8, 2014
Re Request to Sell Cookies on Public Property – Oak Bay Avenue,
April 5, 2014

MOVED by Councillor Kirby

Seconded by Councillor Murdoch, That permission be given for the Girl Guides of Canada to sell cookies on Oak Bay Avenue on April 5, 2014 from 10:00 a.m. to 4:00 p.m.

CARRIED

7. 2014-65 OAK BAY HERITAGE COMMISSION, Feb 11, 2014
Re Minutes of Meeting

MOVED by Councillor Kirby

Seconded by Councillor Herbert, That the minutes of the Oak Bay Heritage Committee meeting held on February 11, 2014, be received.

CARRIED

NEW BUSINESS/REPORTS FROM OTHER COMMITTEES:

Official Community Plan Renewal Project

Councillor Copley reported that the Open House held on February 15, 2014 was well attended. She said that the next step will be policy development.

Greater Victoria Public Library

Councillor Murdoch reported the Teen Writing Contest is on again this year with a deadline for submission of March 28, 2014. He also reported on the Victoria Seed Library program for hobby and beginner gardeners to share seeds and other gardening resources.

Young Exceptional Star Awards

Councillor Kirby reported that the 7th Annual Young Exceptional Star Awards are underway with nominations closing March 7, 2014 and the awards being presented on May 7, 2014.

Solid Waste Management

Mayor Jensen suggested that Council have a discussion on the Solid Waste Management Program in the Capital Region and how Colwood's proposal for a stand alone system will impact the regional system, particularly how it will affect Oak Bay. A discussion ensued with Councillor Herbert agreeing to give an update at a future meeting.

RESOLUTIONS:

Attendance at the Centre of Civic Governance Forum for Progressive Governance

MOVED Councillor Copley

Seconded by Councillor Kirby, That Council approve the attendance of Oak Bay Council Members at the Centre of Civic Governance Forum for Progressive Governance, to be held at Vancouver, BC, April 4 and 5, 2014, and the payment of expenses necessarily incurred by them.

CARRIED

Traffic Control Order No. 2014-02 – restrict parking spaces adjacent 2060 Haultain Street

MOVED by Councillor Herbert

Seconded by Councillor Murdoch, That signs be erected to restrict the 5 angle parking spaces adjacent to 2060 Haultain Street, as more particularly shown on the sketch attached, Traffic Control Order No. 2014-02, to 2 hours, 8:00 a.m. – 5:00 p.m. Monday-Friday.

CARRIED

ADJOURNMENT:

MOVED by Councillor Kirby

Seconded by Councillor Murdoch, That the open portion of the meeting of Council be adjourned and that a closed session be convened to discuss 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.

CARRIED

The meeting adjourned at 8:00 p.m.

Certified Correct:

Deputy Municipal Clerk

Mayor