

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, Victoria, B.C., on Tuesday October 10, 2017. The meeting adjourned to In Camera at 6:00 PM and reconvened for regular business at 7:00 PM.

We acknowledge that the land on which we gather is the traditional territory of the Coast and Straits Salish Peoples. Specifically we recognize the Lekwungen speaking people, known today as the Songhees and Esquimalt Nations, and that their historic connections to these lands continue to this day.

PRESENT: Mayor N. Jensen, Chair
Councillor H. Braithwaite
Councillor T. Croft
Councillor M. Kirby
Councillor K. Murdoch
Councillor T. Ney
Councillor E. Zhelka

STAFF: Chief Administrative Officer, H. Koning
Deputy Chief Constable, R. Bernoties
Director of Corporate Services, W. Jones

Mayor Jensen called the meeting to order at 6:00 PM

ADJOURNMENT TO IN CAMERA:

1. ***Motion to Adjourn to In Camera***

MOVED and seconded: *That:*

1. *in accordance with sections 90(1)(a) and 90(1)(g), the open portion of the meeting of Council be adjourned and that a closed session be convened to discuss: personal information about identifiable individuals who hold or are being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality; and litigation or potential litigation affecting the municipality.*
2. *The open portion of the meeting reconvene at 7:00 PM*

CARRIED

The meeting then adjourned to an in camera session at 6:01 PM.

OPEN PORTION OF THE MEETING TO RECONVENE AT 7:00 PM:

Mayor Jensen reconvened the meeting for regular business with the following in attendance:

PRESENT: Mayor N. Jensen, Chair
Councillor H. Braithwaite
Councillor T. Croft

Councillor M. Kirby
Councillor K. Murdoch
Councillor T. Ney
Councillor E. Zhelka

STAFF: Chief Administrative Officer, H. Koning
Director of Corporate Services, W. Jones
Deputy Director of Corporate Services, M. Jones
Director of Financial Services, D. Carter
Director of Building and Planning, R. Thomassen
Director of Engineering Services, D. Horan

PRESENTATION:

2. ***Presentation of Fire Department Long Service Awards***

Mayor Jensen presented the following members with Long Service Awards:

- Fire Chief Dave Cockle, who reached 30 years of service in July 2017
- Assistant Chief Cam Thomson, who reached 30 years of service in October 2016
- Deputy Chief Darren Hughes, who reached 25 years of service in April 2017
- Assistant Chief Gord Marshall, who reached 25 years of service in April 2017
- Lieutenant Jon Popham, who reached 25 years of service in October 2017
- Lieutenant Roger Stewart, who reached 20 years of service in July 2016
- Firefighter Kris Malinosky, who reached 20 years of services in May 2017

MAYOR'S REMARKS:

3. The Mayor provided the following remarks:

Union of British Columbia Municipalities Annual Convention

Mayor Jensen noted that members of Council would be providing updates on the convention under New Business.

Enhanced Leaf Collection Schedule

The Mayor drew attention to the new leaf collection schedule and associated map, which, he said will provide more certainty for residents on when collection services will be available. He offered thanks to the Superintendent of Public Works and the Director of Engineering Services for their efforts in this regard.

Grants-in-Lieu

Mayor Jensen commented that the Municipality had just received a \$50,000 grant in lieu of the taxes that would be paid for the University of Victoria.

He noted that this was a decrease of \$6,000 from last year and that the cost of services provided to the university cost approximately \$250,000. He stated that the District is looking to set up a meeting on this issue with the school's administration and the Minister of Advanced Education.

Centennial Scholarship

The Mayor noted that he had received correspondence confirming dispersements from the Centennial Scholarship in the amount of \$1,800 and expressed thanks to the University of Victoria for administering the scholarship program.

Meeting of Mayors and Police Chiefs

Mayor Jensen noted that a recent meeting had been held with the Mayors and Police Chiefs of local municipalities with separate police departments. He commented that the efforts towards integration lead to greater safety and efficiency. He noted that the next steps were to include Mayors from the region who are served by the RCMP.

Derelict Boats Clean Up Day

The Mayor noted that on October 14, 2017 a clean up derelict boat hulls and Cadboro Bay beach has been organized by local community associations and the Royal Victoria Yacht Club.

Telus Future Home

Mayor Jensen provided an update on the recent occupancy of Hampshire Road for the Telus Future Home. He noted that the display attracted nearly 1,000 attendees. One resident he spoke with mentioned displeasure at the disruption caused by the associated road closure, while another mentioned that he would prefer that section of road to be closed more regularly as a means of traffic calming. Mayor Jensen concluded his remarks by noting that this was an initiative led by the Oak Bay Business Improvement Association and that a community benefit had been provided through Telus donating funds to Oak Bay Kiwanis.

PUBLIC PARTICIPATION PERIOD:

4. The following speakers addressed Council during the Public Participation Period:

M. Cumming, Oak Bay resident, expressed concerns regarding a recent development on Sunny Lane, noting that many residents of the area had expressed similar concerns. She emphasized the rockiness of the area and that the stability of the cliffsides need to be taken into account when developing properties. She commented that on the specific property she is concerned with, it appears that the developer has made the Cliffside unsafe and destabilized a staircase. She asked that Council consider framing existing bylaws to prohibit excavation to the edge of the property line and that Council prioritize implementing the Urban Forest Strategy to stop bare land developments.

J. Li, Oak Bay resident, commented on her concerns regarding the proposed development "The Quest".

She noted that she is not supportive of over development and that the proposed development exceeds what should be accommodated on the site given the lot size. In order to provide underground parking, she said, blasting and excavating will be required. Ms. Li commented that this development will result in luxury condominiums not affordable housing. Other developers, she said, will be watching to see what kind of profit can be achieved through this kind of project. She concluded her remarks by saying that she loves the character of Oak Bay and wants to see it kept.

E. Paterson, Oak Bay resident, provided comments regarding item no. 7 on the agenda, the monthly report on active land use applications. She noted that although the information is good to have, she hoped that on an annual basis the report can be made more useful. In particular, Ms. Paterson emphasized that the value of the developments, the fees and the processing times would be of interest, particularly in comparison to information provided by the Province.

COMMUNICATIONS:

5. ***Presentation by the Capital Regional District (CRD) - The District of Oak Bay's Participation in and Funding of CRD Services***

- ADDENDA - Presentation, 2017 CRD Overview - Financial Highlights for Oak Bay

From the Capital Regional District (CRD), Robert Lapham, Chief Administrative Officer, Nelson Chan, Chief Financial Officer and Kristen Morely, Manager of Bylaws and Contracts were in attendance. Mr. Lapham and Mr. Chan made a presentation to Council providing an overview of the CRD's services and consolidated financials.

6. ***Bonfire Application for the Sea of Lights Christmas Boat Parade***

- Note - Deputy Director of Corporate Services - Sea of Lights Christmas Boat Parade, December 1, 2017
- Application for Sea of Lights Dec 1, 2017

MOVED and seconded: That, in relation to the Sea of Lights Event, the activities planned for Willows Beach, on December 1, 2017 be approved as a Municipal Event, including the lighting of a bonfire pursuant to Section 46 of the Fire Regulation Bylaw.

CARRIED

7. ***Monthly Report of Active Land Use Applications***

- Report - Acting Director of Building and Planning, Oct. 3, 2017

MOVED and seconded: That the report by the Acting Director of Building and Planning be received for information.

CARRIED

8. ***Oak Bay Advisory Design Panel (ADP) Minutes***

- Note - Deputy Director of Corporate Services - ADP Minutes - July 4, 2017
- Minutes, ADP, July. 4, 2017

MOVED and seconded: That the minutes of the Advisory Design Panel meeting held July 4, 2017 be received for information.

CARRIED

9. ***Oak Bay Advisory Planning Commission (APC) Minutes***

- Note - Deputy Director of Corporate Services - APC Minutes - Jul 4, 2017
- Minutes, ADC, July. 4, 2017

MOVED and seconded: That the minutes of the Advisory Planning Commission meeting held July 4, 2017 be received for information.

CARRIED

CORRESPONDENCE - UPCOMING AGENDA ITEM(S):

10. No Correspondence to be Received at this Time

NEW BUSINESS/REPORTS FROM OTHER COMMITTEES:

11. ***Verbal Reports***

Union of British Columbia Municipalities - Convention Report

With respect to the recent convention at UBCM, the following reports were provided:

- Councillor Kirby emphasized the value of the forum on short term rentals and their impact on affordable housing
- Councillor Zhelka commented on the short term rental enforcement practices used in other municipalities
- Councillor Ney highlighted the new funding available for mental health and addictions
- Councillor Murdoch commented on the information provided for enhancing relationships between First Nations and municipalities and on the practices from other municipalities regarding setting the tax rate and addressing infrastructure costs. He also noted that both resolutions brought by Oak Bay Council to UBCM were adopted.
- Councillor Croft commented on the statistics provided for short term rentals and drew attention to PlaceSpeak as a type of tool used for community engagement.
- Councillor Braithwaite noted that BC211 is now available as a "one-stop shop" for residents throughout the Province to access information on services.
- Mayor Jensen commented on the meeting with Minister Farnsworth regarding police integration, upcoming cannabis legalisation and the Mayor's Caucus.

Report on the Capital Regional District (CRD)

Mayor Jensen reported on the progress of the regional sewage treatment plant project and on the upcoming model bylaw for prohibiting single-use plastic bags.

New Business

Councillor Murdoch drew attention to the Provinces engagement opportunity regarding cannabis legalization.

Councillor Murdoch gave notice that he would be bringing a motion forward to the next Council meeting regarding the allocation of regional sewage costs on the District's utility charges.

RESOLUTIONS:

12. ***Statutory Right of Way Agreement - 2170 Esplanade***

- Resolution - Statutory Right of Way 2170 Esplanade
- Statutory Right of Way Agreement - 2170 Esplanade

MOVED and seconded: That the Mayor and Director of Corporate Services be authorized to do all acts and things necessary to execute a statutory right-of-way agreement between FortisBC Energy and The Corporation of the District of Oak Bay in respect to Lot 79, Section 61, Victoria District, Plan 874, as substantially set out in the form attached to this resolution.

CARRIED

ADJOURNMENT:

13. ***Motion to Adjourn***

MOVED and seconded: That the meeting be adjourned.

CARRIED

The meeting adjourned at 9:37 PM.

Certified Correct:

Mayor

Deputy Director of Corporate Services