



TOWN OF SIDNEY

MINUTES OF REGULAR COUNCIL MEETING

Tuesday, April 23, 2019

Council Chambers

7:00 p.m.

PRESENT: Mayor C. McNeil-Smith
Councillors: S. Duncan, B. Fallot, S. Garnett, T. O'Keeffe, C. Rintoul and P. Wainwright

Staff: R. Humble, Chief Administrative Officer
A. Hicik, Director of Corporate Services
M. van der Linden, Acting Director of Engineering
A. Verhagen, Senior Manager of Current Planning
B. DeMaere, Manager of Engineering
B. Robinson, Manager of Public Works & Parks
S. Nelson, Corporate Officer

1. CALL TO ORDER / PUBLIC PARTICIPATION PERIOD (maximum 20 minutes) / INTRODUCTIONS / PRESENTATIONS / PUBLIC HEARINGS

The Mayor called the meeting to order at 7:00 p.m.

A. PUBLIC PARTICIPATION PERIOD

1. **J. Gifford, 10448 Allbay Road** – advised that the Sidney Community Association (SCA) will be organizing Jane's Walks in Sidney (janeswalk.org – an annual festival of free, citizen-led walk conversations, providing opportunity for people to share stories of their neighborhood); that the SCA is looking for volunteers to lead the walks; and that further information is available on their website.
2. **D. Tarnow, Director with Surf Canada** – advised of the 2019 Stand Up Paddleboarding event in Port Sidney (May 25-26); noted the focus of the event continues to be about the community, raising awareness of the sport and for the athletes; and advised their sponsor, Corona, is requesting a beer garden at this year's event and the request has been submitted to the Town for consideration.
3. **F. Esser, 10322 Menagh Place** – as per item 11a, advised is requesting removal of the Birch Tree located on the Town's boulevard in order to allow more spaces in their driveway for improved safety and access to their home (circulated a couple of photos); advised the road is busy and congested with parked vehicles and is a safety concern; and stated would pay for the cost of replacement trees.
4. **S. Duck, 9805 Second Street** – thanked Council for approving the grant-in-aid to the Cycling Without Age Society and was pleased to advise that the word is spreading quickly about this unique and free service in the community.

Public Participation Period closed at 7:12 p.m.

2. APPROVAL OF AGENDA

2019.19.213 Moved by Councillor B. Fallot, seconded by Councillor S. Garnett, that the agenda be approved with the amendment that item 16.3 be moved to item 15 – New Business.

MOTION CARRIED UNANIMOUSLY

3. ADOPTION OF MINUTES

a. Regular Council Meeting – April 8, 2019

2019.19.214 Moved by Councillor C. Rintoul, seconded by Councillor S. Duncan, that Minutes of the Regular Council Meeting of April 8, 2019, be adopted as presented.

MOTION CARRIED UNANIMOUSLY

4. BUSINESS NOT COMPLETED AT A PREVIOUS REGULAR MEETING

5. BUSINESS ARISING FROM MINUTES *(for information only)*

6. DELEGATIONS

7. PETITIONS

8. MAYOR'S REPORT

Mayor C. McNeil-Smith was pleased to announce the appointment of the new Director of Engineering, Mrs. Jenn Clary, P. Eng.; and advised of his attendance at this year's Association of Vancouver Island & Coastal Communities (AVICC) Conference, noting resolutions passed at AVICC will be presented to UBCM.

9. COUNCILLORS' REPORTS

a. Councillor S. Garnett – advised of his attendance at the following: 1. School District No. 63 – advised 2019-2020 budget is projected to be close to balancing and that a new funding model is proposed for the 2021 school year, which may be able to create more funds for perhaps the renewal of information technology systems; and 2. Sidney Museum & Archives Society – advised attendance and donations reached a record high in the first 3 months (12,500 visitors and \$28,000 of donations), which may be attributed to the increase use of social media and installation of a debit machine; and advised of the Chief Dan George exhibit - opening ceremonies taking place at 10am on June 21 – National Indigenous Peoples Day.

b. Councillor B. Fallot – advised of her attendance at the following: 1. CRD Regional Housing Trust Fund – advised there are 1,418 units across 7 municipalities, 4 projects in progress = 150 new units; 2. Sidney Community Association - advised of the upcoming Jane's Walks and encouraged the community to participate and advised SCA board members have accepted the ecological footprint challenge; 3. Victoria Family Court & Youth Justice Committee – advised that there is an increase of youth on the street (issues with mental health, drugs, sexual assault and human trafficking) and that VIHA's mobile unit is on the street to assist youth; 4. ArtSea – advised VAA is looking to provide an art gallery kiosk at the airport and that ArtSea has provided over \$7,000 to 8 member groups in 2018; and 5. Sidney/North Saanich Library – soft opening for May 21, with official opening in June.

c. Councillor C. Rintoul – advised of his attendance at the Memorial Park Society Board – stated Council's concerns regarding the use of the new Employee Parking Lot have been conveyed; stated the Town and MPS has been very cooperative in trying to ensure the branding and utilization is well received in the community; advised appropriate signage has been agreed to as well as a strategy around surveying who is using the parking facility in order to potentially reconfigure signage or enforcement as necessary; and stated the Board, while having responsibilities under the Trust Document, also would like to ensure the Town's investment in the project is respected and utilized as much as possible.

10. COMMITTEE REPORTS

11. STAFF REPORTS

a. MOU with ArtSea - Administration of Sculpture Walk

2019.19.215 Moved by Councillor B. Fallot, seconded by Councillor C. Rintoul, that the Memorandum of Understanding between the Town and ArtSea, for the administration of the Sculpture Walk, be approved.

MOTION CARRIED UNANIMOUSLY

b. Request for Birch Tree Removal – 10322 Menagh Place

2019.19.216 Moved by Councillor S. Garnett, seconded by Councillor B. Fallot, that the request for the Town to remove a birch tree from the municipal boulevard fronting 10322 Menagh Place be denied.

OPPOSED: Mayor C. McNeil-Smith & Councillors: S. Duncan & C. Rintoul
MOTION CARRIED 4:3

c. Ironman 70.3 Triathlon

2019.19.217 Moved by Councillor B. Fallot, seconded by Councillor T. O'Keeffe, that the Ironman Canada be granted permission to run the cycling portion of the triathlon through Sidney on Sunday, June 2, 2019 subject to the following conditions:

1. That Ironman Canada provide the Town with proof of \$5,000,000 liability insurance naming the third party insured as the Town of Sidney for this event;
2. That Ironman Canada submit for approval 4 weeks prior to the event a Traffic Management Plan to the satisfaction of Town staff and the RCMP;
3. That Ironman Canada send notices to affected residents/businesses advising of the event and provide a contact number should there be any concerns/questions;
4. That Ironman Canada fund a Fire Department crew to be on call at the Fire Hall between 7:00am to 10:30am; and
5. That no costs are to be incurred by the Town in relation to this event.

MOTION CARRIED UNANIMOUSLY

d. Yard Waste Collection Program Change

2019.19.218 Moved by Councillor S. Garnett, seconded by Councillor C. Rintoul, that the staff report dated April 18, 2019, advising that the Town's contractor Emterra will no longer be accepting plastic bags with the yard waste collection program, be received for information.

MOTION CARRIED UNANIMOUSLY

e. Monthly Building Permit Report – March 2019

2019.19.219 Moved by Councillor S. Duncan, seconded by Councillor P. Wainwright, that the Monthly Building Permit Report for March 2019 be received for information.

MOTION CARRIED UNANIMOUSLY

12. OTHER REPORTS

13. CORRESPONDENCE

a. Discarded Cigarette Butts - Request for Disposal Containers

2019.19.220 Moved by Councillor C. Rintoul, seconded by Councillor S. Garnett, that the email from C. Stevens, Lilaberry Home Decor, dated April 9, 2019, requesting ash-down cigarette butt disposal containers be provided in the downtown and other public areas, be referred to staff for a report.

OPPOSED: Councillor T. O'Keeffe
MOTION CARRIED 6:1

b. Affordable Housing Proposal – Fire Hall/Parking Lot Lands

2019.19.221 Moved by Councillor P. Wainwright, seconded by Councillor C. Rintoul, that the letter from Fire Hall Developments Ltd., dated April 17, 2019, advising that the CMHC Affordable Housing proposal for the development at the Fire Hall/Parking Lot Lands will not be moving forward, be received for information.

MOTION CARRIED UNANIMOUSLY

14. BYLAWS / DEVELOPMENT PERMITS / VARIANCES / SUBDIVISION

a. Bylaw No. 2172 – Financial Plan 2019-2023

2019.19.222 Moved by Councillor B. Fallot, seconded by Councillor T. O’Keeffe, that Bylaw No. 2172 – Financial Plan 2019-2023 be adopted.

MOTION CARRIED UNANIMOUSLY

b. Bylaw No. 2173 – Tax Rate 2019

Andrew Hicik, Director of Corporate Services, gave a presentation respecting property taxes, including BC Assessment’s role, the different types of property classes and how the Town sets the tax rates. He noted there are 6 classes of property within the Town (residential, business, industrial, etc.) and each has a different tax rate. He advised that the Town does not only collect taxes for the municipality, but also for other governments (for schools, hospitals, regional transit, etc.) and, in fact, only approximately 53% of taxes (less for non-residential properties) goes to fund the Town’s operations and services. Mr. Hicik advised that further information will be presented to Council during the review of the Town’s Tax Rate Policy later in the year.

2019.19.223 Moved by Councillor P. Wainwright, seconded by Councillor B. Fallot, that Bylaw No. 2173 – Tax Rate 2019 be introduced and given first reading.

MOTION CARRIED UNANIMOUSLY

2019.19.224 Moved by Councillor P. Wainwright, seconded by Councillor B. Fallot, that Bylaw No. 2173 – Tax Rate 2019 be given second reading.

MOTION CARRIED UNANIMOUSLY

2019.19.225 Moved by Councillor P. Wainwright, seconded by Councillor B. Fallot, that Bylaw No. 2173 – Tax Rate 2019 be given third reading.

MOTION CARRIED UNANIMOUSLY

15. NEW BUSINESS

Councillor P. Wainwright suggested that the letter from the City of Maple Ridge be tabled until the Town obtains further information / clarification from UBCM and the Province respecting the land use matter raised in Maple Ridge’s correspondence.

2019.19.226 Moved by Councillor C. Rintoul, seconded by Councillor S. Garnett, that the letter from City of Maple Ridge, requesting support for resolutions regarding the local government autonomy, dated April 5, 2019, be received for information.

**OPPOSED: Councillor P. Wainwright
MOTION CARRIED 6:1**

2019.19.227 Moved by Councillor C. Rintoul, seconded by Councillor B. Fallot, that staff contact UBCM requesting further information / clarification respecting the matter raised in the City of Maple Ridge’s letter of April 5, 2019.

**OPPOSED: Mayor C. McNeil-Smith & Councillor T. O’Keeffe
MOTION CARRIED 5:2**

16. CORRESPONDENCE FOR INFORMATION

2019.19.228 Moved by Councillor B. Fallot, seconded by Councillor T. O’Keeffe, that the following correspondence be received for information:

1. Letter from District of Oak Bay, regarding regional Vegetation Management Strategy, dated April 1, 2019. (Copy of email from staff, dated February 26, 2019).
2. Letter from Shaw Centre for the Salish Sea, expressing appreciation for the Town’s funding support, dated April 2, 2019.

3. *(Already dealt with – see item 15).*
4. Letter from Peninsula Celebrations Society, expressing appreciation for the Town's funding support, dated April 5, 2019.

MOTION CARRIED UNANIMOUSLY

17. NOTICES OF MOTION

18. MOTION TO GO "IN-CAMERA" (CLOSED MEETING)

- 2019.19.229 Moved by Councillor S. Garnett, seconded by Councillor B. Fallot, that it is in the opinion of Council that the public interest requires that persons other than members of Council and Officers be excluded from the meeting to consider confidential matters relating to a legal issue, pursuant to section 90.1 (g) of the *Community Charter* and that Council continue the meeting in closed session.

MOTION CARRIED UNANIMOUSLY

19. ADJOURNMENT

- 2019.19.230 Moved by Councillor B. Fallot, seconded by Councillor S. Garnett, that the meeting be adjourned at 9:16 p.m.

MOTION CARRIED UNANIMOUSLY

MAYOR

CORPORATE OFFICER