
TOWN OF SIDNEY
MINUTES OF COMMITTEE OF THE WHOLE MEETING
Monday, March 18, 2019
Council Chambers
6:00 p.m.

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

Staff: R. Humble, Chief Administrative Officer
A. Hicik, Director of Corporate Services
B. Mikkelsen, Fire Chief
C. Newcomb, Senior Manager of Planning
M. van der Linden, Acting Director of Engineering
B. Robinson, Manager of Public Works & Parks
P. Kully, Executive Assistant

1. CALL TO ORDER

The Chair called the meeting to order at 6:00 p.m.

2. APPROVAL OF THE AGENDA

Moved by Councillor B. Fallot, seconded by Councillor C. Rintoul, that the agenda be approved with the following amendments: add item #8.a. discussion regarding the new employee/public parking lot next to the Mary Winspear Centre and item #9.b. presentation by Councillor B. Fallot regarding an ArtSea initiative.

MOTION CARRIED UNANIMOUSLY

3. PRESENTATIONS

4. ADMINISTRATION & FINANCE

a. 2019 Grant-in-aid

Moved by Councillor B. Fallot, seconded by Councillor C. Rintoul that the Committee recommend to Council that the following 2019 grant-in-aid be approved:

Saanich Peninsula Piranha Swim Club	\$500
Crisis Intervention & Public Information Society	\$600
The Greater Victoria Bike to Work Society	\$500

MOTION CARRIED UNANIMOUSLY

Moved by Councillor B. Fallot, seconded by Councillor S. Duncan that the Committee recommend to Council that the Sidney Concert Society be approved for a 2019 grant-in-aid in the amount of \$4,000.

MOTION WITHDRAWN

Moved by Councillor C. Rintoul, seconded by Councillor B. Fallot that the Committee recommend to Council that the Sidney Concert Society be approved for a 2019 grant-in-aid in the amount of \$1,500.

OPPOSED: Councillor S. Garnett
MOTION CARRIED 6:1

Moved by Councillor B. Fallot, seconded by Councillor T. O’Keeffe that the Committee recommend to Council that the Saanich Peninsula Folk & Fiddle Festival Society be approved for a 2019 grant-in-aid in the amount of \$1,000.

**OPPOSED: Mayor C. McNeil-Smith, Councillor S. Duncan & Councillor S. Garnett
MOTION CARRIED 4:3**

Moved by Councillor B. Fallot, seconded by Councillor S. Duncan that the Committee recommend to Council that the BC Aviation Museum Society be denied for a 2019 grant-in-aid.

MOTION CARRIED UNANIMOUSLY

Moved by Councillor B. Fallot, seconded by Councillor S. Duncan that the Committee recommend to Council that ORCCA (Oral Care for Children and Adolescents) be approved for a 2019 grant-in-aid in the amount of \$2,000.

Moved by Mayor C. McNeil-Smith, seconded by Councillor B. Fallot that the Motion be amended to include a recommendation that Council advise ORCCA (Oral Care for Children and Adolescents) that grant-in-aid funding to ORCCA will be phased out over time.

**OPPOSED: Councillor T. O’Keeffe
MOTION CARRIED 6:1**

Moved by Councillor B. Fallot, seconded by Councillor Chad Rintoul that the Committee recommend to Council that Saanich Marine Rescue Society be approved for a 2019 grant-in-aid in the amount of \$1,500.

MOTION CARRIED UNANIMOUSLY

Moved by Councillor B. Fallot, seconded by Councillor Chad Rintoul that the Committee recommend to Council that Peninsula Figure Skating Club be approved for a 2019 grant-in-aid in the amount of \$500.

MOTION CARRIED UNANIMOUSLY

Moved by Mayor C. McNeil-Smith, seconded by Councillor B. Fallot, that the Committee recommend to Council that the Peninsula Baseball & Softball Association approved for a 2019 grant-in-aid in the amount of \$500.

**OPPOSED: Mayor C. McNeil-Smith, Councillors S. Duncan,
P. Wainwright, T. O’Keeffe & C. Rintoul
MOTION DEFEATED 5:2**

Moved by Councillor B. Fallot, seconded by Mayor C. McNeil-Smith that the Committee recommend to Council that Vancouver Island South Film & Media Commission be approved for a grant to be taken from the economic development fund in the amount of \$500.

**OPPOSED: Councillors B. Fallot & P. Wainwright
MOTIONS CARRIED 5:2**

Moved by Councillor B. Fallot, seconded by Councillor C. Rintoul that the Committee recommend to Council that Percy’s Clubhouse Society be denied for a 2019 grant-in-aid.

MOTION CARRIED UNANIMOUSLY

Moved by Mayor C. McNeil-Smith, seconded by Councillor S. Garnett that the Committee recommend to Council that Percy's Clubhouse Society be approved for a 2019 grant-in-aid for general operating funds in the amount of \$500.

OPPOSED: Councillors S. Duncan, B. Fallot, T. O'Keeffe, C. Rintoul, P. Wainwright
MOTION DEFEATED 5:2

Moved by Councillor Chad Rintoul, seconded by Mayor C. McNeil-Smith, that the Committee recommend to Council that Peninsula Streams Society (Core Operations) be approved for a 2019 grant-in-aid in the amount of \$1,000.

MOTION CARRIED UNANIMOUSLY

Moved by Councillor C. Rintoul, seconded by Councillor T. O'Keeffe, that the Committee recommend to Council that The Farmlands Trust be denied for a 2019 grant-in-aid.

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

Moved by Councillor B. Fallot, seconded by Councillor S. Duncan, that the Committee recommend to Council that Wounded Warriors Canada be denied for a 2019 grant-in-aid.

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

Moved by Councillor B. Fallot, seconded by Councillor C. Rintoul, that the Committee recommend to Council that Peninsula Streams (School Programs) be approved for a 2019 grant-in-aid in the amount of \$500.

MOTION CARRIED UNANIMOUSLY

Moved by Councillor B. Fallot, seconded by Mayor C. McNeil-Smith that the Committee recommend to Council that 676 Kittyhawk Sponsoring Committee Society be approved for a 2019 grant-in-aid in the amount of \$750.

OPPOSED: Councillor S. Garnett
MOTION CARRIED 6:1

Moved by Councillor B. Fallot, seconded by Councillor T. O'Keefe that the Committee recommend to Council that Navy League of Canada be approved for a 2019 grant-in-aid in the amount of \$750.

MOTION WITHDRAWN

Moved by Councillor S. Duncan, that the Committee recommend to Council that the Sidney & Peninsula Literary Festival be approved for \$1,500 from the economic development fund.

NO SECONDER

Moved by Councillor B. Fallot, seconded by Councillor C. Rintoul that the Committee recommend to Council that the Sidney & Peninsula Literary Festival be approved for a 2019 grant-in-aid in the amount of \$500.

OPPOSED: Councillor S. Duncan
RECUSED: Mayor C. McNeil-Smith
MOTION CARRIED 5:1

Moved by Councillor B. Fallot, seconded by Councillor S. Garnett that the Committee recommend to Council that the Sidney Guide & Scout Hall Society be approved for a 2019 grant-in-aid in the amount of \$500.

RECUSED: Councillor S. Duncan
MOTION CARRIED

Moved by Councillor C. Rintoul, seconded by Councillor S. Garnett, that the Committee recommend to Council that Sidney Preschool Cooperative be denied for a 2019 grant-in-aid.

OPPOSED: Mayor C. McNeil-Smith
RECUSED: Councillor S. Duncan
MOTION CARRIED 5:1

Moved by Mayor Cliff McNeil-Smith, seconded by Councillor B. Fallot that the Committee recommend to Council that Cycling Without Age Society be approved for a 2019 grant-in-aid in the amount of \$1,000.

RECUSED: Councillor S. Duncan
MOTION CARRIED

Moved by Councillor B. Fallot, seconded by Mayor C. McNeil-Smith that the Committee recommend to Council that the Navy League of Canada be approved for a 2019 grant-in-aid in the amount of \$750.

OPPOSED: Councillor S. Garnett
MOTION CARRIED 6:1

Moved by Councillor B. Fallot, seconded by Councillor C. Rintoul that the Committee recommend to Council that the Peninsula Dry Grad Society be approved for a 2019 grant-in-aid in the amount of \$1,000.

MOTION CARRIED UNANIMOUSLY

Moved by Mayor C. McNeil-Smith, seconded by Councillor B. Fallot that the Committee recommend to Council that the Saanich Peninsula Pipe Band be approved for a 2019 grant-in-aid in the amount of \$500.

MOTION CARRIED UNANIMOUSLY

Moved by Councillor S. Duncan, seconded by Councillor T. O'Keeffe that the Committee recommend to Council that the Sidney Museum be denied for a 2019 grant-in-aid.

OPPOSED: Councillor S. Garnett
MOTION CARRIED

Moved by Mayor Cliff McNeil-Smith, seconded by Councillor Scott Garnett that the Committee recommend to Council that the three churches: Peace Lutheran Church, St. Andrew's Anglican Church, St. Elizabeth's Church continue to each receive \$500 for a total of \$1,500 in grant-in-aid in perpetuity.

MOTION CARRIED

Moved by Mayor Cliff McNeil-Smith, seconded by Councillor Scott Garnett that the Committee recommend to Council that the Saanich Marine Rescue Society receive an additional \$400 for a total of \$1,900 in 2019 grant-in-aid.

MOTION CARRIED

5. PARKS & INFRASTRUCTURE
6. PROTECTIVE SERVICES

7. DEVELOPMENT & PLANNING

- a. Development Variance Application No. DV100275 (2396 Amelia Avenue)**
(To allow for a new roof and decorative columns to be constructed on an existing legal non-conforming portion of a residence which projects into the front yard setback area).

Tara Cumming, Designer, presented a PowerPoint presentation to Council with details of the proposed two and a half story addition.

Moved by Councillor B. Fallot, seconded by Councillor T. O’Keeffe, that the Committee recommend to Council:

1. *That owners and tenants in occupation of property within 75m (246ft) of 2396 Amelia Avenue be notified regarding the Development Variance Permit Application No. DV100275 (to increase the non-conformity of the front setback through the addition of a roof parapet and decorative columns) and that any written correspondence received be forwarded to Council at the time of consideration of approval of the variance.*
2. *That if approved, only the area of the roof further than 7.5 metres from the south property line be used as a rooftop deck.*

MOTION CARRIED UNANIMOUSLY

b. Request for Street Vending Licence Island Treats

Moved by Mayor Cliff McNeil-Smith, seconded by Councillor S. Duncan, that the Committee recommend to Council that Island Treats be granted approval for a Business Licence to operate up to four vending carts for the purpose of retail sales of ice cream products from public property, subject to the following conditions:

That the applicant meets all requirements of Street Vending Policy (DV-010);

2. *That prior to issuance of the Business License, the applicant provide proof of Vancouver Island Health Authority approval and the required liability insurance;*
3. *That the vending carts be limited to operating only within the Town of Sidney and that the carts be restricted from entering areas designated as COM-1 in the Town’s Official Community Plan, as well as Beacon Park, and that the vending carts be restricted from all pathways and sidewalks and only be permitted on roadways;*
4. *That the vending carts remain mobile at all times, and only stop to make a sale;*
5. *That waste generated from the business be prohibited from being deposited in municipal waste containers;*
6. *That the Business Licence be limited to the retail sale of ice cream products only.*

**OPPOSED: Councillors S. Duncan, B. Fallot, T. O’Keeffe, C. Rintoul & P. Wainwright
MOTION DEFEATED 5:2**

Moved by Councillor S. Duncan, seconded by Councillor C. Rintoul, that the Committee recommend to Council that Island Treats be granted approval for a Business Licence to operate up to four vending carts for the purpose of retail sales of ice cream products from public property, subject to the following conditions:

1. *That the applicant meets all requirements of Street Vending Policy (DV-010);*
2. *That prior to issuance of the Business License, the applicant provide proof of Vancouver Island Health Authority approval and the required liability insurance;*
3. *That the vending carts be limited to operating only within the Town of Sidney and that the carts be restricted from entering areas designated as COM-1 in the Town’s Official Community Plan, as well as Beacon Park, Bevan Park, East View Park, and including pedestrian trails and parks;*
4. *That the vending carts remain mobile at all times, and only stop to make a sale;*
5. *That waste generated from the business be prohibited from being deposited in municipal waste containers;*
6. *That the Business Licence be limited to the retail sale of ice cream products only.*

**OPPOSED: Mayor C. McNeil-Smith
MOTION CARRIED 6:1**

8. OTHER BUSINESS

a. Employee Parking Lot Discussion

Mayor C. McNeil-Smith advised Council that he and senior staff have met with the President of the Memorial Park Society, Richard Paquette and the Executive Director of the Mary Winspear Centre, Brad Edgett to discuss marketing and promotion of the new parking lot and to clarify signage around the lot. They stressed that signage must include public parking to ensure compliance with the Trust's terms of use of the land. They also agreed to remove the 6:00 pm restriction for employee parking and extend all parking to midnight.

Council raised the following concerns regarding the use and signage of the parking lot:

- There is no plan for designated employee only parking. If the parking lot is first come first serve there will be no incentive for employees to pick up a parking passes.
- All parking could be taken up by special events in town.
- It was noted that item 6.3 of the agreement allows for rules to be determined.
- Concerns regarding enforcement as Winspear staff may not have the time.
- Suggestion that public parking be restricted to 3 or 4 hours to discourage the use of "park and ride" for the day.

Moved by Councillor C. Rintoul, seconded by Councillor S. Garnett that Council receive the report for information.

MOTION CARRIED UNANIMOUSLY

Moved by Councillor T. O'Keeffe, seconded by Councillor B. Fallot, that the Council Liaison and Town staff for the employee parking lot project meet with the Mary Winspear Centre to discuss the concerns raised by Council.

**OPPOSED: Mayor, C. McNeil-Smith & Councillor S. Duncan
MOTION CARRIED 5:2**

b. Presentation by Councillor B. Fallot re: ArtSea project

Councillor B. Fallot presented a new initiative being undertaken by ArtSea Community Arts Council called "you are an essential piece". The project will create a puzzle piece wall at the gallery where members of the community are provided with a puzzle piece to decorate, which becomes part of the whole project. The three municipalities have agreed to a challenge and Councillor Fallot provided all of Council with a puzzle piece to decorate and return at Monday, March 25th Council Meeting

9. NEW BUSINESS

10. MOTION TO GO "IN-CAMERA" (closed meeting) - Not required.

11. ADJOURNMENT

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

MOTION CARRIED UNANIMOUSLY