

Minutes

Meeting	Regular Council	File: 0570-50
Date	Wednesday, February 20, 2008	
Time	2:00 p.m.	
Place	Municipal Hall - Council Chambers	

Members Present Mayor J. Lefebure; Councillors M. Hailey, R. Hartmann (after 2:06 p.m.), D. Haywood, A. Murray, G. Ridgway and G. Seymour (comprising a quorum)

Staff Present J. Dias, Chief Administrative Officer (CAO); M. Ruttan, Director of Administration; J. MacKay, Director of Engineering & Operations; C. Hall, Director of Planning

Approval of Agenda

Agenda It was moved, seconded and carried, that Council approve the agenda as circulated.

Adoption of Minutes

Minutes It was moved, seconded and carried, that Council adopt the minutes of the meeting held on February 6, 2008.

Introduction of Late Items

Late Items It was moved, seconded and carried, that Council add the following late items to the Regular agenda:
14.2 Graffiti Action Plan, and
14.3 Treaty Report;
and the following late items to the Closed Session agenda:
2a. Delegation - s.90(1)(j), and
4.1 Third-Party Confidence - s.90(1)(j).

Presentations and Delegations

Duncan Farmers' Market Karen Graves, Vice President of the Duncan Farmers' Market Society, invited Council to attend the grand opening of the Duncan Farmers' Market, which will be held at the BC Forest Discovery Centre on Saturday, March 15, 2008, at 10:00 a.m.

Cowichan Valley Joe Power, Manager of the Cowichan Valley Mental Health and

Homelessness Addictions Services, introduced a proposal entitled 'Cowichan Valley Homelessness', on behalf of the Vancouver Island Health Authority (VIHA), which requests substantial new resources to address homelessness, mental health and addictions in the Cowichan Valley. He said that the proposal's first priority is to reduce chronic homelessness through a housing first model, and that the proposal addresses the need for both clinical supports and housing units, such as emergency shelter beds, transitional housing units and rental subsidies. He asked for Council support of VIHA's proposal. Council supported Mayor Lefebure sending a letter of support to the Vancouver Island Health Authority for its Cowichan Valley Homelessness proposal.

Staff Reports

GutBuster Trail Run (Mount Tzouhalem)
File: 8920-90 GUT
It was moved, seconded and carried, that Council approve the request of the Langford Running Company Ltd. to hold a trail run on Mount Tzouhalem on May 4, 2008, subject to the conditions listed in the February 1, 2008 Municipal Forester's report.

Award of Vehicle Tender
File: 1280-20.32
It was moved, seconded and carried, that Council accept the February 14, 2008 tender from Peter Baljet Chevrolet GM, in the amount of \$20,349.77, including taxes, for a 2008 Chevrolet Colorado pickup truck.

Purchase & Sale Agreement
File: 6750-20 COWPL MAL
It was moved, seconded and carried, that Council approve the purchase and sale agreement with Malaspina University-College, substantially in the form provided, and authorize its signature.

Schedule Closed Meeting
File: 0570-50
It was moved, seconded and carried, that Council schedule a closed Committee of the Whole meeting on March 19, 2008, at 12:00 noon, to set the 2009 Objectives and Measures.

Correspondence

Willow Street Cafe Liquor Licence
File: 4320-01
It was moved, seconded and carried, that Council advise the Liquor Control and Licensing Branch that it has no objections to the Willow Street Cafe's application for a temporary change to its liquor licence, to extend its hours of operation to 1:00 a.m. on February 21, April 17, May 29, September 11, and November 6, 2008.

Transit Service Assignment
File: 8600-20
It was moved, seconded and carried, that Council cancel its Paratransit Service Agreement with BC Transit as the agreement has been assigned to the Cowichan Valley Regional District effective January 1, 2008.

Receive and File
It was moved, seconded and carried, that Council receive and file correspondence from the Minister of Economic Development regarding the BC-Canada Pavilion in China; and the School District 79 regarding funding strategies.

Committee Reports

Technical Planning Committee

Development Permit (Crofton Quay)
File: 3060-20 08.01

It was moved, seconded and carried, that Council give notice that it intends to issue a Development Permit for Lot F...Plan 739, Joan Avenue (Folio: 12117-001), once the applicant has held a community information session on the proposal to permit a mixed use building, in accordance with plans prepared by Wensley Architects, incorporating a variance to section 21(4) of the Zoning Bylaw, to permit a maximum of 20 on-site parking spaces, and 3 on-street parking spaces, and varying section 69(6)(a) to increase the maximum permitted building height from 12 meters to 14.8 metres.

Rezoning Application (6822 Westcott Road)
File: 3360-20 07.15

It was moved, seconded and carried, that Council direct staff to draft a bylaw to rezone a 2 hectare portion of 6822 Westcott Road (Folio: 6164-000) from Agricultural Zone (A1) to Rural Zone (A2), to permit subdivision in accordance with the November 27, 2007 decision of the Agricultural Land Commission, subject to one caretaker residence only on the 2 hectare parcel; and further, that the bylaw be introduced once the applicant has been advised of the concerns raised by Mr. Blasco in his February 12, 2008 letter.

Temporary Trailer Permit (4017 Sahtlam Road)
File: 3070-20 63

It was moved, seconded and carried, that Council issue a temporary trailer permit to Mr. and Mrs. Ketch, at 4017 Sahtlam Road (Folio: 5782-000), for accommodation of farm help.

Latecomer Agreement (6387 Green Road)
File: 3360-20 07.02

It was moved, seconded and carried, that Council authorize staff to draft a latecomer agreement with the owners of 6387 Green Road (Folio: 5090-000) for upgrade costs associated with the rail crossing at Green Road, as set out in the covenant registered on title.

Bylaws

Bylaw No. 3317
File: 3360-20 07.05

It was moved and seconded, that Council read a third time Bylaw No. 3317, being the "Zoning Amendment Bylaw (No. 11 - Vye Road), 2007".

It was moved, seconded and carried, that Council amend the main motion to add, "and require the applicant to register a restrictive covenant to require that any subdivision plan be substantially as presented, before Council considers adoption of this bylaw."

The main motion, as amended to read as follows, was then put and carried: "that Council read a third time Bylaw No. 3317, being the "Zoning Amendment Bylaw (No. 11 - Vye Road), 2007", and require the applicant to register a restrictive covenant to require that any subdivision plan be substantially as presented, before Council considers adoption of this bylaw."

Conflict of Interest

Councillor Ridgway left the meeting at 3:05 p.m. declaring a conflict of interest as the applicant is a close friend.

Bylaw No. 3318
File: 3360-20 06.07

It was moved, seconded and carried, that Council read a third time Bylaw No. 3318, being the "Zoning Amendment Bylaw (No. 12 - North Road), 2007,"

Return to Meeting

Councillor Ridgway returned to the meeting at 3:06 p.m.

Bylaw No. 3324
File: 6750-30 COWPL

It was moved, seconded and carried, that Council read a first, second and third time Bylaw No. 3324, being the "Road Closure and Removal of Highway Dedication Bylaw, 2008."

Bylaw No. 3325
File: 3360-20 07.11

It was moved, seconded and carried, that Council read a first and second time Bylaw No. 3325, being the "Zoning Amendment Bylaw (No. 2 - Victoria Road), 2008."

Bylaw No. 3326
File: 1810-35

It was moved, seconded and carried, that Council read a first, second and third time Bylaw No. 3326, being the "Fees and Charges Amendment Bylaw (No. 1), 2008".

Bylaw No. 3327
File: 3900-50 LA

It was moved, seconded and carried, that Council read a first, second and third time Bylaw No. 3327, being the "Temporary Borrowing Bylaw, 2008".

Notice of Motions

Accident Benefits
File: 0510-20 ICBC

The following motion was given at the previous meeting and voted on during this meeting.

It was moved, seconded and carried, that Council endorse the BC Coalition of People with Disabilities' recommendations for changes to the Insurance Corporation of BC's Part 7 accident benefits, as outlined in the paper entitled 'Part 7 Accident Benefits: A time for Change'.

Committee of the Whole

Motion to Resolve

It was moved, seconded and carried, that Council resolve into Committee of the Whole.

Graffiti Action Plan
File: 0360-20 GRAF

The Committee reviewed the CAO's February 19, 2008 memo regarding graffiti reduction.

It was moved, seconded and carried, that Council endorse the Parks & Recreation Director's recommendation that Parks staff remove graffiti from municipal property within 48 hours of it being reported.

Treaty Update
File: 0410-20 MAG

The Committee directed staff to ask the Provincial Treaty negotiator for a status update on local treaty negotiations.

Rise and Report

It was moved, seconded and carried, that the Committee rise and

report, and that Council adopt this report.

Closed Session

Motion to Close

It was moved, seconded and carried, that Council close the remainder of the meeting to the public to consider matters under section 90(1)(c), (e) and (g) of the *Community Charter*. (3:37 p.m.)

Adjournment

Adjourn

Council ended the meeting at 6:40 p.m.

Certified Correct:

Signed: