

Minutes of the Regular meeting of the Board of the Cowichan Valley Regional District held in the Board Room, 175 Ingram Street, Duncan, BC, on Wednesday, January 14, 2009 at 6:00 pm

PRESENT: Chair G. Giles,
Directors K. Cossey, M. Dorey, L. Duncan,
B. Harrison, D. Haywood, R. Hutchins, L. Iannidinardo,
P. Kent, K. Kuhn, M. Marcotte, T. McGonigle,
I. Morrison, G. Seymour and T. Walker

ALSO PRESENT: Warren Jones, Administrator
Joe Barry, Corporate Secretary
Dan Derby, Manager Protective Services

**APPROVAL OF
AGENDA
09-001**

It was moved and seconded that the agenda be amended with the addition of:

**NB1 Commission Appointments;
NB2 Eligibility of topic in Closed Session;
CSNB1 Third Party Negotiations {Sub (2)(b)};
And deletion of D1;**

and that the agenda as amended be approved.

MOTION CARRIED

**ADOPTION OF
MINUTES
09-002**

It was moved and seconded that the minutes of the December 10, 2008 Regular Board meeting be adopted.

MOTION CARRIED

**BUSINESS
ARISING OUT
OF MINUTES**

Director Morrison questioned the meaning of the term "environmental lens" as noted in Resolution 08-831.2 December 10, 2008 minutes.

Chair Giles invited Director Morrison to meet with her to discuss the issue further.

DELEGATIONS

Deleted upon Approval of Agenda.

**REPORT OF
CHAIRPERSON**

RC1 Appointment to Cowichan Lake Community Forest Co-operative.

09-003 It was moved and seconded that the CVRD Board approve the appointments of Area I Director Klaus Kuhn as the CVRD's voting representative and Area F Director Ian Morrison as the alternate voting representative to the Cowichan Lake Community Forest Co-operative for the 2009 term.

MOTION CARRIED

RC2 Proposed 2009 CVRD Committee Calendar

09-004 It was moved and seconded that the 2009 CVRD Committee Calendar be approved as presented.

Opposed: Directors Marcotte and Kuhn

MOTION CARRIED

The Chair advised that she had three other items to report on. She requested the Board to appoint Directors Kent, Duncan and Hutchins to the Environment Commission.

09-005 It was moved and seconded that Directors Kent, Duncan and Hutchins be appointed to the Environment Commission.

MOTION CARRIED

Chair Giles advised that budget meetings would be held February 12th and February 26th and that the budget document would be available one week before the meetings.

Chair Giles also advised that she has made the following appointments to the Community Safety Advisory Committee for a term to expire November 30, 2009:

Community Safety Advisory Committee

City of Duncan
Southern Sector
Western Sector

Councillor Joe Thorne
Michelle Bell
Bruce Ingram

Cowichan Women Against
Violence Society
Community Options Society
Disability Resource Centre
Social Planning Cowichan

Theresa Gerritsen
Cheryl Stone
Jim Harnden
Candace Spilsbury

CORRESPONDENCE

C1 Craig York, Katimavik, Project Leader, Cowichan Valley, received January 5, 2009 re: request for 12 bus passes from January 2009 until June 2009.

09-006 **It was moved and seconded that the CVRD provide up to 12 bus passes to Katimavik students visiting our community from January 2009 to June 2009.**

MOTION CARRIED

INFORMATION

IN1 Minutes of the South Cowichan Services & Governance Committee meeting of December 16, 2008 was considered for information.

STAFF REPORTS

SR1 Staff Report from the Deputy Corporate Secretary dated January 5, 2009 re: Bylaw No. 3138 - South Cowichan Water Plan Study Service (Notice of Alternative Approval Process and Electoral Response Form).

09-007 **It was moved and seconded:**

- 1. That CVRD Board resolution 08-852 be rescinded.**

MOTION CARRIED

09-008 **It was moved and seconded:**

- 2. That the *Notice of Alternative Approval Process* and the *Elector Response Form* for CVRD Bylaw No. 3138, be approved.**

MOTION CARRIED

SR2 Staff Report from the Deputy Corporate Secretary re: Results of Alternative Approval Process - Bylaw No. 3160 - Safer Futures Program Annual Financial Contribution Service

09-009 **It was moved and seconded that the *Certificate of Results* confirming that the CVRD Board may proceed to adopt Bylaw No. 3160, be received.**

MOTION CARRIED

SR3 Staff Report from the Deputy Manager Development Services dated January 5, 2009 re: Proposed Adjustments to Official Community Plan Amendment Bylaws 3210 (DEF Autoworld) was considered for information.

SR4 Staff Report from the Environment Manager dated January 7, 2009 re: Funding Agreement Authorization was considered.

09-010 **It was moved and seconded that the Chair and Corporate Secretary be authorized to sign the "Regionally Significant Project, Tier 1 and 2 Strategic Priorities Fund and/or Innovations Fund Funding Agreement Under the Agreement on the Transfer of Federal Gas Tax Revenues" for the Regional Community Energy Plan.**

MOTION CARRIED

SR5 Staff Report from the Manager Protective Services dated January 7, 2009 re: New Model for Delivery of Fire Services was considered.

09-011 **It was moved and seconded:**

- 1. That the Regional District endorse the 36 recommendations of the Fire Services Liaison Group (FSLG).**
- 2. That with regard to Element (Recommendation) 32, the Regional District promote and support a proposal by UBCM to request the provincial government to fund mandated training of volunteer firefighters.**
- 3. That the Regional District ensure that Fire Departments current levels of service and financial stability are not adversely affected by any actions in support of this model.**

Opposed: Director Dorey

MOTION CARRIED

SR6 Staff Report from the Manager Protective Services dated January 7, 2009 re: CVRD Volunteer Fire Department Appointments 2009 - 2010 was considered.

09-012 It was moved and seconded that the Board of Directors approve the following appointments to the CVRD Volunteer Fire Departments:

Honeymoon Bay VFD - Fire Chief, John Rowley - Deputy Fire Chief, Keith Bird

Malahat VFD - Fire Chief, Dave Balding - Deputy Fire Chief, Rob Patterson

Mesachie Lake VFD - Fire Chief, Nick Sohye - Deputy Fire Chief, Gary Eve

North Oyster VFD - Fire Chief - Jason de Jong - Deputy Fire Chief, Jason Layman

Sahtlam VFD - Fire Chief, Mike Lees - Deputy Fire Chief, Jonathan Hebden

Youbou VFD - Fire Chief, Orest Symcniuk - Deputy Fire Chief, Stu McKee

all for a 2-year term to expire December 31, 2010.

MOTION CARRIED

PUBLIC HEARINGS

PH1 Public Hearing Report and Minutes re: Official Community Plan Amendment Bylaw No. 3139 and Zoning Amendment Bylaw No. 3140 (Kaelble), applicable to Electoral Area E - Cowichan Station/Sahtlam/Glenora were considered.

09-013 It was moved and seconded that the Public Hearing Report and Minutes re: Official Community Plan Amendment Bylaw No. 3139 and Zoning Amendment Bylaw No. 3140 (Kaelble), applicable to Electoral Area E - Cowichan Station/Sahtlam/ Glenora be received.

MOTION CARRIED

PH2 Public Hearing Report and Minutes re: Official Community Plan Amendment Bylaw No. 3210 and Zoning Amendment Bylaw No. 3211 (DEF Autoworld), applicable to Electoral Area E - Cowichan Station/Sahtlam/Glenora were considered.

09-014 It was moved and seconded that Public Hearing Report and Minutes

re: Official Community Plan Amendment Bylaw No. 3210 and Zoning Amendment Bylaw No. 3211 (DEF Autoworld), applicable to Electoral Area E - Cowichan Station/ Sahtlam/Glenora be received.

MOTION CARRIED

PH3 Public Hearing Report and Minutes re: Official Community Plan Amendment Bylaw No. 3212 (Koksilah DPA), applicable to Electoral Area E - Cowichan Station/Sahtlam/Glenora were considered.

09-015 It was moved and seconded that Public Hearing Report and Minutes re: Official Community Plan Amendment Bylaw No. 3212 (Koksilah DPA), applicable to Electoral Area E - Cowichan Station/Sahtlam/Glenora be received.

MOTION CARRIED

BYLAWS

B1
09-016 It was moved and seconded that "CVRD Bylaw No. 3160 - Safer Futures Program Annual Financial Contribution Service Establishment Bylaw, 2008", be adopted.

MOTION CARRIED

B2
09-017 It was moved and seconded that "CVRD Bylaw No. 3185 - Bald Mountain Street Lighting System Reserve Fund Establishment Bylaw, 2008", be granted 1st, 2nd and 3rd reading.

Opposed: Director Dorey

MOTION CARRIED

B2
09-018 It was moved and seconded that "CVRD Bylaw No. 3185 - Bald Mountain Street Lighting System Reserve Fund Establishment Bylaw", 2008, be adopted.

Opposed: Director Dorey

MOTION CARRIED

B3
09-019 It was moved and seconded that "CVRD Bylaw No. 3186 - Bald Mountain Street Lighting Parcel Tax Roll Bylaw, 2008", be granted 1st, 2nd and 3rd reading.

Opposed: Directors Iannidinardo and Dorey

MOTION CARRIED

**B3
09-020** **It was moved and seconded that "CVRD Bylaw No. 3186 - Bald Mountain Street Lighting Parcel Tax Roll Bylaw, 2008", be adopted.**

Opposed: Directors Iannidinardo and Dorey

MOTION CARRIED

**B4
09-021** **It was moved and seconded that "CVRD Bylaw No. 3187 - Bald Mountain Sewer System Capital Reserve Fund Establishment Bylaw, 2008", be granted 1st, 2nd and 3rd reading.**

MOTION CARRIED

**B4
09-022** **It was moved and seconded that "CVRD Bylaw No. 3187 - Bald Mountain Sewer System Capital Reserve Fund Establishment Bylaw, 2008", be adopted.**

MOTION CARRIED

**B5
09-023** **It was moved and seconded that "CVRD Bylaw No. 3197 - Cowichan Lake Sports Arena Renovation Loan Authorization Bylaw, 2008", be adopted.**

MOTION CARRIED

B6 **It was moved and seconded that "CVRD Bylaw No. 3243 Environment Commission Amendment Bylaw, 2009" be granted 1st, 2nd, and 3rd reading.**

**B6
09-024** **It was moved and seconded that "CVRD Bylaw No. 3243 Environment Commission Amendment Bylaw, 2009" be amended by deleting section 2 d).**

Opposed: Directors Duncan, Hutchins, Iannidinardo,
McGonigle, Seymour, Giles and Kent

MOTION CARRIED

**B6
09-025** **VOTING RESUMED ON THE MAIN MOTION AS AMENDED:**

It was moved and seconded that "CVRD Bylaw No. 3243 Environment Commission Amendment Bylaw, 2009", be granted 1st, 2nd and 3rd reading as amended.

MOTION CARRIED

**B6
09-026** It was moved and seconded that "CVRD Bylaw No. 3243 Environment Commission Amendment Bylaw, 2009", be adopted.

MOTION CARRIED

**B7
09-027** It was moved and seconded that "CVRD Bylaw No. 3101 - Area I - Youbou/Meade Creek Official Community Plan Amendment Bylaw (Urban Residential Lot Size), 2008", be adopted.

MOTION CARRIED

**B8
09-028** It was moved and seconded that "CVRD Bylaw No. 3102 - Area I - Youbou/Meade Creek Zoning Amendment Bylaw (R-3 Lot Size), 2008", be adopted.

MOTION CARRIED

**B9
09-029** It was moved and seconded that "CVRD Bylaw No. 3139 - Area E - Cowichan-Koksilah Official Community Plan Amendment Bylaw (Kaelble), 2008" be referred back to staff.

MOTION CARRIED

**B10
09-030** It was moved and seconded that "CVRD Bylaw No. 3140 - Area E - Cowichan Station/Sahtlam/Glenora Zoning Amendment Bylaw (Kaelble), 2008" be referred back to staff.

MOTION CARRIED

**B11
09-031** It was moved and seconded that 3rd reading of "CVRD Bylaw No. 3210 - Area E - Cowichan Station/Sahtlam/Glenora Official Community Plan Amendment Bylaw (DEF Autoworld), 2008, be rescinded.

MOTION CARRIED

**B11
09-032** It was moved and seconded that "CVRD Bylaw No. 3210 - Area E - Cowichan Station/Sahtlam/Glenora Official Community Plan Amendment Bylaw (DEF Autoworld), 2008", be amended in accordance with SR3.

MOTION CARRIED

**B11
09-033** It was moved and seconded that "CVRD Bylaw No. 3210 - Area E - Cowichan Station/Sahtlam/Glenora Official Community Plan Amendment Bylaw (DEF Autoworld), 2008, be granted 3rd reading as amended.

MOTION CARRIED

**B12
09-034** It was moved and seconded that "CVRD Bylaw No. 3211 - Area E - Cowichan Station/Sahtlam/Glenora Zoning Amendment Bylaw (DEF Autoworld), 2008, be granted 3rd reading.

MOTION CARRIED

**B13
09-035** It was moved and seconded that "CVRD Bylaw No. 3212 - Area E - Cowichan Station/Sahtlam/Glenora Official Community Plan Amendment Bylaw (Koksilah DPA), 2008", be granted 3rd reading.

MOTION CARRIED

**B14
09-036** It was moved and seconded that "CVRD Bylaw No. 3238 - Area B - Shawnigan Lake Official Community Plan Amendment Bylaw (Malahat Joint Ventures/Lintaman), 2008", be granted 1st and 2nd reading.

MOTION CARRIED

**B15
09-037** It was moved and seconded that "CVRD Bylaw No. 3239 - Area B - Shawnigan Lake Zoning Amendment Bylaw (Malahat Joint Ventures/Lintaman), 2008", be granted 1st and 2nd reading.

MOTION CARRIED

RESOLUTIONS

**RES 1
09-038** It was moved and seconded that the following appointments to the Cowichan Lake Recreation Commission be approved:

Term to expire December 31, 2009:

**Dave Darling
Sheila McFarlane
Bill Peters
Rocky Wise
Larry Olson
Corey Bath**

MOTION CARRIED

**RES 2
09-039**

It was moved and seconded that the following appointments to the Electoral Area E - Cowichan Station/Sahtlam/Glenora Advisory Planning Commission be approved:

Term to expire November 30, 2009:

**Ben Marrs
Keith Williams
John Salmen
Jim Marsh
Frank McCorkell
David Coulson
Dan Ferguson
Colleen MacGregor
David Tattam**

MOTION CARRIED

**RES 3
09-040**

It was moved and seconded that the following appointments to the Electoral Area F - Cowichan Lake South/Skutz Falls Advisory Planning Commission be approved:

Term to expire November 30, 2009:

**Joe Allan
Dave Anderson
Phil Archbold
Peter Devana
Joan McKenzie
Brian Peters**

MOTION CARRIED

**RES 4
09-041**

It was moved and seconded that the following appointments to the Electoral Area H - North Oyster/Diamond Advisory Planning Commission be approved:

Term to expire November 30, 2009:

**Mike Fall
Gary Fletcher
Chris Gerrand
John Hawthorn
Gaynel Lockstein
Janice Tuckham**

MOTION CARRIED

**UNFINISHED
BUSINESS**

Director Duncan advised that Schedule A of Bylaw No. 3210 was incorrect.

09-042

It was moved and seconded that Bylaw No. 3210 be referred back to staff for clarification of Schedule A.

MOTION CARRIED**NOTICES OF
MOTION**

No notices of motion

NEW BUSINESS**NB1**

Appointments to the Area F - Cowichan Lake/Skutz Falls Advisory Planning Commission.

09-043

It was moved and seconded that the following appointments to the Electoral Area F - Cowichan Lake South/Skutz Falls Advisory Planning Commission be approved:

Term to expire November 30, 2009:

Shirley Burden

David Lowther

MOTION CARRIED**NB2**

Director Kuhn questioned the eligibility of Agenda item CSSR1 for inclusion under Closed Session. The Corporate Secretary advised that this item dealt with Employee Relations and met the criteria of Section 90 of the *Community Charter*.

**RESOLVING
INTO
CLOSED
SESSION**

It was moved and seconded that the meeting be closed to the public in accordance with the Community Charter Part 4, Division 3, Section 90, Subsections (1) (c) and (2) (b).

09-044**7:27 pm****MOTION CARRIED****RISE FROM
CLOSED
SESSION****09-048****8:38 pm**

It was moved and seconded that the Board rise without report and return to the Regular portion of the meeting.

MOTION CARRIED

ADJOURNMENT

**09-049
8:38 pm**

It was moved and seconded that the Regular Board meeting be adjourned.

MOTION CARRIED

The meeting adjourned at 8:38 pm

Certified Correct:

Chairperson

Corporate Secretary

Dated: _____