



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Minutes - Final

Council

Municipal Hall
1229 Esquimalt Road
Esquimalt, B.C. V9A 3P1

Monday, January 7, 2019

7:00 PM

Esquimalt Council Chambers

Present: 7 - Mayor Barbara Desjardins
Councillor Ken Armour
Councillor Meagan Brame
Councillor Jacob Helliwell
Councillor Lynda Hundleby
Councillor Tim Morrison
Councillor Jane Vermeulen

Staff: Laurie Hurst, Chief Administrative Officer
Bill Brown, Director of Development Services
Ian Irvine, Director of Financial Services
Anja Nurvo, Director of Corporate Services
Rachel Dumas, Recording Secretary

1. CALL TO ORDER

Mayor Desjardins called the Regular Council meeting to order at 7:00 PM.

Mayor Desjardins acknowledged with respect that we are within the Traditional Territories of the Esquimalt and Songhees First Nations.

2. LATE ITEMS

The following late items were added to the agenda:

(1) Add to Item 5. PUBLIC HEARING: (3) Public Hearing for Amendments to Section 219 Covenant, 622 Admirals Road:

- * Email from Duane Lecky, dated January 3, 2019, re: Application to modify Section 219 Covenant CA3608095

- * Email from Stephane Vaudandaine, dated January 7, 2019, re: Application to modify Section 219 Covenant CA3608095

(2) Add to Item 10. MAYOR'S AND COUNCILLORS' REPORTS: (1) South Island Prosperity Project, Funding Request, Councillor Ken Armour:

- * Letter from SIPP, dated December 5, 2018 to Mayor Desjardins and Esquimalt Council, re: Request for continued support

- * Letter from SIPP, dated December 13, 2018 to CAO, Re: Clarify funding request in December 5, 2018 letter

3. APPROVAL OF THE AGENDA

Moved by Councillor Armour, seconded by Councillor Brame: That the agenda be approved as amended with the inclusion of the late items. Carried Unanimously.

4. MINUTES

- 1) [19-001](#) Minutes of the Special Meeting of Council, December 17, 2018
- 2) [19-014](#) Minutes of the Regular Meeting of Council, December 17, 2018

Moved by Councillor Morrison, seconded by Councillor Vermeulen: That the Minutes of the Special Meeting of Council, December 17, 2018 and Minutes of the Regular Meeting of Council, December 17, 2018 be adopted as circulated. Carried Unanimously.

5. PUBLIC HEARING - 622 ADMIRALS ROAD

The Public Hearing is to afford all persons who deem their interest in property affected by the Bylaw an opportunity to be heard or to present written submissions before the Municipal Council on matters contained in the Bylaw.

- 1) [19-011](#) Notice of Public Hearing - Section 219 Covenant, 622 Admirals Road
- 2) **Background Information - Available for Viewing Separately**
- 3) **Director of Development Services - Overview of Application**
 - a) [19-006](#) Public Hearing for Amendments to Section 219 Covenant for the Legion (622 Admirals Road), Staff Report DEV-19-001

Director of Development Services advised this public hearing pertains to the Section 219 Covenant, which was discussed at a previous Public Hearing, therefore any amendments require a further public hearing and, responded to questions from Council.

- 4) **Applicant or Authorized Representative - Overview of Application**

Jason Craik, Avenir Senior Living, provided an overview of proposed development for seniors accommodation and responded to questions from Council.

- 5) **Public Input**

Mayor Desjardins called three times for public input and there was none.

- 6) **Adjournment of Hearing**

Mayor Desjardins declared the Public Hearing for the proposed Covenant Modifications, for the property located at 622 Admirals Road closed at 7:24 PM.

7) Consideration of Staff Recommendation for 622 Admirals Road

Moved by Councillor Brame, seconded by Councillor Hundleby: That Council, after considering the representations made to it at the public hearing, approve, by resolution, the proposed amendments to Section 219 Covenant CA3608095, attached as Appendix "B" of Staff Report DEV-19-001; and

Furthermore, Council authorizes the Mayor and Chief Administrative Officer to execute the necessary documents in order that the Covenant Modifications may be registered on the title for Lot A, Suburban Lot 43, Esquimalt District, Plan EPP82555. Carried Unanimously.

6. PUBLIC HEARING - ZONING AMENDMENT BYLAW 2938

The Public Hearing is to afford all persons who deem their interest in property affected by the Bylaw an opportunity to be heard or to present written submissions before the Municipal Council on matters contained in the Bylaw.

- 1) [19-012](#) Notice of Public Hearing - Zoning Amendment Bylaw No. 2938 - Various Amendments to Update Zoning Bylaw

2) Background Information - Available for Viewing Separately**3) Director of Development Services - Overview of Application**

- a) [19-008](#) Public Hearing for Bylaw 2938, to amend Zoning Bylaw, 1992, No. 2050, Staff Report DEV-19-002

Director of Development Services provided an overview of proposed amendments to Zoning Bylaw No. 2050 and responded to questions from Council.

4) Public Input

Mayor Desjardins called three times for public input and there was none.

5) Adjournment of Hearing

Mayor Desjardins declared the public hearing for Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2938 - Various amendments to update Zoning Bylaw closed at 7:48 PM.

6) Consideration of Staff Recommendation for Zoning Amendment Bylaw 2938

Moved by Councillor Brame, seconded by Councillor Armour: That Council, upon considering the representations made to it at the public hearing, resolves that Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2938, attached as Appendix "A" to Staff Report DEV-19-002 be given third reading; and

That, as the registered owner of 846 Phoenix Street wishes to assure Council that the uses and development of the day care will be restricted to a maximum of 29 children, the registered owner has voluntarily agreed to register a Section 219 Covenant (Appendix "B") on the title of 846 Phoenix Street and legally described as Lot 16, Section 10, Esquimalt District, Plan 3060 [PID 001-543-547] in favour of the Township of Esquimalt;

That Council direct staff and legal counsel for the Township to coordinate with the property owner to ensure a Section 219 Covenant addressing the aforementioned issue is registered against the property title, in priority to all financial encumbrances, prior to returning Zoning Bylaw, 1992, No. 2050, Amendment Bylaw No. 2938 to Council for consideration of adoption; and

That Council authorize the Mayor and Chief Administrative Officer to execute any legal documents associated with the registration of the Section 219 covenant on the land title for Lot 16, Section 10, Esquimalt District, Plan 3060.

Moved by Councillor Morrison, seconded by Councillor Hundleby: That the Main Motion be amended to amend Section (6) so that Subsection 30.6(5) reads "...one additional parking space be provided for the suite". Defeated.

In Favour: 1 - Councillor Hundleby

Opposed: 6 - Mayor Desjardins, Councillor Armour, Councillor Brame, Councillor Helliwell, Councillor Morrison, and Councillor Vermeulen

Moved by Councillor Morrison, seconded by Councillor Armour: That the Main Motion be amended to amend Section (6) to delete Subsection 30.6(5). Carried Unanimously.

The vote was taken on the Main Motion as amended and declared Carried Unanimously.

Moved by Councillor Helliwell, seconded by Councillor Morrison: That Council direct staff to include review of Parking Bylaw, 1992, No. 2011 during budget discussions. Carried Unanimously.

7. PRESENTATION

1) [19-013](#) Budget Overview and Challenges - Director of Financial Services

Director of Financial Services provided an overview of the proposed Five Year Plan, process, and timing, presented a PowerPoint Presentation and responded to questions from Council. He requested direction on the range of 2019 taxation scenarios that Council would like to review.

Moved by Councillor Helliwell, seconded by Councillor Armour: That Council direct staff to prepare a Report considering 2019 Tax rate options between 2% - 5%.

Moved by Councillor Hundleby, seconded by Councillor Morrison: That the Main Motion be amended to include a 1 % scenario. Carried Unanimously.

The vote was taken on the Main Motion as amended and declared Carried. Councillor Morrison opposed.

8. PUBLIC INPUT (On items listed on the Agenda)
Excluding items which are or have been the subject of a Public Hearing.

Doug Scott, *resident*, expressed concerns with proposed tax rate increase options and impact to municipality.

Muriel Dunn, *resident*, expressed financial concerns with ongoing maintenance of Eva Chafe House.

Chris Edley, *resident*, in favour of the Esquimalt Chamber of Commerce participating in economic development discussions with Council.

The meeting recessed 9:12 PM and reconvened at 9:18 PM with all members of Council present.

9. BYLAWS

- 1) [19-002](#) Development Application Procedures and Fees Bylaw No. 2791, 2012, Amendment Bylaw No. 2936 - For Adoption

Moved by Councillor Brame, seconded by Councillor Armour: That Development Application Procedures and Fees Bylaw No. 2791, 2012, Amendment Bylaw No. 2936 be adopted. Carried Unanimously.

10. MAYOR'S AND COUNCILLORS' REPORTS

- 1) [19-010](#) South Island Prosperity Project, Funding Request, Councillor Ken Armour

Moved by Councillor Armour, seconded by Councillor Hundleby: (1) That Council approve the funding request for Years 4 (fiscal year April 1, 2019/ March 31, 2020) and 5 (fiscal year April 1, 2020/ March 31, 2021) at \$34,621 per year; and,

(2) That Township staff work with SIPP to develop a proposal, as part of the budget process, to hire a consultant to assess Esquimalt's readiness for additional business investment and growth (e.g., a SWOT analysis) and to identify attractive locations for businesses to locate (e.g., an inventory of suitable land/real estate). SIPP has offered to provide guidance and help oversee this work. The consultant could also provide a roadmap for updating and implementing Esquimalt's Economic Development Strategy.

Moved by Councillor Hundleby, seconded by Councillor Vermeulen: That the Main Motion be amended to separate Part (1) and Part (2). Carried Unanimously.

The vote was taken on Part (1) of the Main Motion and declared Carried Unanimously.

The vote was taken on Part (2) of the Main Motion and declared Carried Unanimously.

2) [19-015](#) Medical Care Crisis in Esquimalt, Mayor Desjardins

Mayor Desjardins provided a verbal overview of the medical care crisis in Esquimalt and recent meeting she had attended.

11. COMMUNICATIONS

1) [19-018](#) Email from Communities Against Criminalization, dated December 12, 2018, Re: Freeze the Victoria Police Department Budget

Moved by Councillor Morrison, seconded by Councillor Brame: That the Email from Communities Against Criminalization, dated December 12, 2018, Re: Freeze the Victoria Police Department Budget be received and staff be directed to forward to the Victoria / Esquimalt Police Board for information and action as required. Carried Unanimously.

Moved by Councillor Helliwell, seconded by Councillor Morrison: That Council approve that the meeting be extended to 10:10 PM. Carried. Councillor Brame opposed.

2) [19-019](#) Letter from Larisa Hutcheson, General Manager, Parks & Environmental Services, Capital Regional District, dated December 20, 2018, Re: Capital Region Local Government Electric Vehicle and Electric Bike Infrastructure Planning Project

Moved by Councillor Brame, seconded by Councillor Morrison: That the Letter from Larisa Hutcheson, General Manager, Parks & Environmental Services, Capital Regional District, dated December 20, 2018, Re: Capital Region Local Government Electric Vehicle and Electric Bike Infrastructure Planning Project be received and staff be directed to forward correspondence to all municipal committees for review and feedback. Carried Unanimously.

12. PUBLIC QUESTION AND COMMENT PERIOD

Excluding items which are or have been the subject of a Public Hearing. Limit of two minutes per speaker.

Lorne Argyle, *resident*, thanked Council for discussion regarding parking.

Chris Moore, *resident*, provided input to economic development discussion by adding that the building space needs to be in place first so businesses will move to community.

13. ADJOURNMENT

Moved by Councillor Brame, seconded by Councillor Hundleby: That the Regular Council meeting be adjourned at 10:02 PM. Carried Unanimously.

MAYOR BARBARA DESJARDINS
THIS 21ST DAY OF JANUARY, 2019

ANJA NURVO, CORPORATE OFFICER
CERTIFIED CORRECT