

MINUTES of the **REGULAR MEETING** of the **COUNCIL** of the **DISTRICT OF MISSION** held in the Council Chambers of the Municipal Hall, 8645 Stave Lake Street, Mission, British Columbia, on May 5, 2014 commencing at 6:00 p.m.

Council Members Present: Mayor Ted Adlem
Councillor Dave Hensman
Councillor Tony Luck
Councillor Larry Nundal
Councillor Jenny Stevens
Councillor Nelson Tilbury

Council Members Absent: Councillor Jeff Jewell

Staff Members Present: Ken Bjorgaard, Chief Administrative Officer
Tina Penney, Acting Manager of Corporate Administration
Jennifer Russell, Legislative Assistant
Tina Mooney, Administrative Clerk

1. CALL TO ORDER

Mayor Adlem called the meeting to order.

2. ADOPTION OF AGENDA

Moved by Councillor Luck, seconded by Councillor Tilbury, and

RESOLVED: That the topic of "staff issues" be added to the agenda as late item 9(h), and that the agenda for the regular Council meeting of May 5, 2014 be adopted as amended.

CARRIED

3. DELEGATIONS AND PRESENTATIONS

Sports Hall of Fame Inductions

The Mayor inducted two athletes into the Mission Sports Hall of Fame: Jas Gill for his accomplishments in track and field, and Tom Biln (posthumously) for his accomplishments in rowing. Both athletes grew up in Mission and went on to achieve athletic success at the provincial, national and international levels.

Laura Ann England, Steel Horse Motorcycle Gear Re: Motorcycle Parking on Horne Street

Laura Ann England, owner of Steel Horse Motorcycle Gear, appeared before Council to ask that two of the parking spaces in front of her business at 7282 Horne Street be changed to "motorcycle parking only". Ms. England provided Council with information regarding how designated motorcycle parking downtown would be of economic benefit to the entire community, and produced a supporting petition with 105 signatures.

RC14/305
MAY 05/14

RC14/306
MAY 05/14

RC14/307
MAY 05/14

Moved by Councillor Luck, seconded by Councillor Tilbury, and

RESOLVED: That staff provide a report to Council containing options for dedicated "motorcycle only" parking spaces in the 7200 block of Horne Street.

CARRIED

4. PROCLAMATIONS

RC14/308
MAY 05/14

May 10, 2014 as "Move for Health Day" Healthy Families BC

Moved by Councillor Nundal, seconded by Councillor Hensman, and

RESOLVED: That May 10, 2014 be proclaimed as "Move for Health Day" within the District of Mission.

CARRIED

RC14/309
MAY 05/14

May 2014 as "Missing Children's Month" and May 25, 2014 as "Missing Children's Day" Child Find British Columbia

Moved by Councillor Luck, seconded by Councillor Stevens, and

RESOLVED: That May 2014 be proclaimed as "Missing Children's Month" and May 25, 2014 be proclaimed as "Missing Children's Day" within the District of Mission.

CARRIED

RC14/310
MAY 05/14

May 4 through 10, 2014 as "Communities in Bloom Week" Communities in Bloom, Canada

Moved by Councillor Tilbury, seconded by Councillor Hensman, and

RESOLVED: That May 4 through 10, 2014 be proclaimed as "Communities in Bloom Week" within the District of Mission.

CARRIED

5. ADOPTION OF INFORMATIONAL ITEMS

RC14/311
MAY 05/14

Moved by Councillor Luck, seconded by Councillor Hensman, and

RESOLVED: That the following items be received as information:

- a. Minutes of the Abbotsford Mission Water & Sewer Commission meeting held on February 13, 2014; and
- b. Minutes of the Mission Healthy Community Council meeting held on February 18, 2014.

CARRIED

6. RESOLUTION TO RESOLVE INTO COMMITTEE OF THE WHOLE

RC14/312
MAY 05/14

Moved by Councillor Nundal, seconded by Councillor Luck, and

RESOLVED: That Council now resolve itself into Committee of the Whole.

CARRIED

7. ENGINEERING AND PUBLIC WORKS

RC14/313
MAY 05/14

Storm Sewer System Assessment – Surveying Contract Cost

Moved by Councillor Nundal, and

RECOMMENDED:

1. That a budget of \$87,650 be approved for the storm sewer system survey project;
2. That the storm sewer system survey project be funded from the Community Works Gas Tax (CWGT) funds; and
3. That the Financial Plan be amended accordingly.

CARRIED

8. DEVELOPMENT SERVICES

RC14/314
MAY 05/14

Rezoning Application R14-004 (McPherson/Toor) – 8462 Stave Lake Street

Moved by Councillor Nundal, and

RECOMMENDED:

1. That a bylaw be prepared to amend District of Mission Zoning Bylaw 5050-2009 by rezoning the property located at 8462 Stave Lake Street from the Rural Residential (RR7) Zone to the Urban Residential 465 (R465) Zone.
2. That the bylaw be considered for first and second readings at the regular Council meeting on May 5, 2014.
3. That following these readings, the bylaw be forwarded to a Public Hearing on May 20, 2014.
4. That Development Variance Permit Application DV14-005 to vary the Subdivision control Bylaw 1500-1985 as it pertains to "SCHEDULE A" Required Highway Widths: for an Urban Local Residential Highway from 18 metres to 15 metres, be forwarded to public input on May 20, 2014.
5. That the final reading of the zone amending bylaw be held until the following have been satisfied:
 - a. The community amenity contribution in the amount of \$5,630 (\$2,815 per new lot) is received; and
 - b. The servicing requirements, as outlined in Appendix 4 to the report from the Planner dated May 5, 2014, have been addressed to the satisfaction of the District Engineer.

CARRIED

RC14/315
MAY 05/14

Rezoning Application R14-005 (Pavlov) – 12699 Cardinal Street

Moved by Councillor Hensman, and

RECOMMENDED:

1. That a bylaw be prepared to amend District of Mission Zoning Bylaw 5050-2009 by rezoning the property located at 12699 Cardinal Street from the Rural 36 (RU36) Zone to the Rural 16 Secondary Dwelling (RU16s) Zone.
2. That the bylaw be considered for first and second readings at the regular Council meeting on May 5, 2014.
3. That following these readings, the bylaw be forwarded to a Public Hearing on May 20, 2014.
4. That in accordance with Section 941 of the *Local Government Act* and Council Policy LAN. 26, parkland dedication of five per cent (5%) is applied as cash-in-lieu to subdivision file S14-002.
5. That the final reading of the zoning amending bylaw be held until the following has been satisfied:
 - a. The community amenity contribution in the amount of \$8,445 (for three new lots) is received.

CARRIED

RC14/316
MAY 05/14

Zoning Bylaw Text Amendment to allow for a Secondary Dwelling Unit use within all Rural, Rural Residential and Suburban Zones

Moved by Councillor Nundal, and

RECOMMENDED: That Council's resolution RC13/482 AUG 06/13 directing staff to prepare a zoning amendment bylaw to allow secondary dwelling units in all rural, rural residential and suburban zones as an outright permitted use be rescinded, and that further consideration of the proposed bylaw change be deferred until such time a Water Sustainability Plan is prepared and the next Official Community Plan review is conducted.

CARRIED

Staff were directed to investigate the possibility of waiving the public hearing requirement for secondary dwellings in rural, rural residential and suburban zones on a case-by-case basis.

RC14/317
MAY 05/14

Development Variance Permit DV14-003 (Toor/McPherson) – 7380 Wren Street

A report from the Planner dated May 5, 2014 regarding Development Variance Permit Application DV14-003 for property located at 7380 Wren Street was provided for the Committee's information.

Council will be considering the approval of this application under the "New/Other Business" section of the agenda.

RC14/318
MAY 05/14

Follow-Up Regarding Mr. Gord Lawson's Presentation

A report from the Director of Development Services dated May 5, 2014 regarding private property concerns raised during a public hearing held on April 7, 2014 was provided for the Committee's information. The information provided in this report is not directly related to the public hearing, which has been closed, and does not contain what could be considered as new information that would put the validity of the public hearing in question.

RC14/319
MAY 05/14

Excerpt from the Minutes of the Public Hearing held on October 7, 2013 and related Staff Report dated September 23, 2013 (R13-016 – Toor/McPherson)

An excerpt from the minutes of the public hearing held on October 7, 2013 and a copy of the related staff report dated September 23, 2013 was provided to the Committee as background information to assist in the consideration of adoption of Zoning Amending Bylaw 5379-2013-5050(120), for the property at 7380 Wren Street.

9. CORPORATE SERVICES

RC14/320
MAY 05/14

Proposed Discharge of Firearms Regulation Bylaw

Moved by Councillor Stevens, and

RECOMMENDED:

1. That first, second and third readings of District of Mission Discharge of Firearms Regulation Bylaw 5362-2013 be rescinded;
2. That Discharge of Firearms Regulation Bylaw 5433-2014, as attached to the report from the Legislative Assistant and Forestry Technologist dated May 5, 2014 with the following map option, be considered for first, second and third readings at the regular Council meeting of May 5, 2014:

Option 3: The areas of discharge/no discharge as shown on Map 2, amended to change the area identified as "Area C3 (shotgun with shot or single projectile)" to "Area A (no shooting)".

OPPOSED: Councillor Luck

CARRIED

RC14/321
MAY 05/14

Draft 2013 Consolidated Financial Statements

The Manager of Finance showed a PowerPoint presentation that provided an overview of the District's draft 2013 consolidated financial statements, including revenues, internal and long-term debt, expenses, reserve funds and future challenges.

Moved by Councillor Nundal, and

RECOMMENDED: That the District of Mission's 2013 draft consolidated financial statements be approved, as attached as Appendix A to the Manager of Finance's report dated May 5, 2014 entitled "Draft 2013 Consolidated Financial Statements".

CARRIED

RC14/322
MAY 05/14

2013 Audit Results and Communications

A report from the Manager of Finance dated May 5, 2014 regarding the results of the audit of the District's 2013 financial statements was provided for the Committee's information.

Bill Cox, BDO Canada LLP, commented that the District's financial department staff consistently provides quality work, which makes the auditing process efficient.

RC14/323
MAY 05/14

2013 Development Cost Charges Activity

A report from the Manager of Finance dated May 5, 2014 that addresses the legislated annual reporting requirements under Section 937.01 of the *Local Government Act* for development cost charges (DCCs) was provided for the Committee's information.

RC14/324
MAY 05/14

Investment Holdings Quarterly Report – March 31, 2014

A report from the Manager of Accounting Services dated May 5, 2014 regarding the status of the District's investment portfolio holdings was provided for the Committee's information.

RC14/325
MAY 05/14

2014 Tax Rates Bylaw

Moved by Councillor Nundal, and

RECOMMENDED:

1. That the District's 2014 tax rates bylaw 5432-2014 receive first three readings;
2. That Council has hereby considered its proposed tax rates for each property class in conjunction with its objectives and policies regarding the distribution of property taxes among the tax classes; as set out within its 2014-2018 financial plan bylaw [bylaw 5392-2013]; and
3. That the \$90,000 additional revenue from 2014 non-market changes be transferred to the Financial Stabilization Reserve Fund, and that the Financial Plan be amended accordingly.

CARRIED

RC14/326
MAY 05/14

Manager of Civic Engagement and Corporate Initiatives Role (Verbal Item – Councillor Tilbury)

Moved by Councillor Nundal, and

RECOMMENDED: That consideration of the role of the manager of civic engagement and corporate initiatives be postponed pending receipt of a written statement or summary from Councillor Tilbury.

Councillor Tilbury raised a point of order regarding the repeated postponement of the discussion by Council.

Discussion ensued regarding the merits of advance notification in writing.

Councillor Tilbury raised a second point of order on the issue of the first point of order not being considered by the Chair.

The Chair did not accept the first point of order, and indicated that the second point of order was well taken. He called the question on the motion to postpone.

The motion was CARRIED with opposition noted as follows:

OPPOSED: Councillor Tilbury

Discussion ensued regarding the process by which Councillors can bring items forward on an agenda.

Councillor Stevens raised a point of order regarding a personal statement made by Councillor Tilbury.

The Chair indicated that the point was well taken.

Councillor Tilbury recommended withdrawal of the late item 9(h) "staff issues" due to there being no associated written documentation. Council agreed with the recommendation.

10. RESOLUTION TO RISE AND REPORT

RC14/327
MAY 05/14

Moved by Councillor Hensman, seconded by Councillor Luck, and

RESOLVED: That the Committee of the Whole now rise and report.

CARRIED

11. ADOPTION OF COMMITTEE OF THE WHOLE REPORT

RC14/328
MAY 05/14

Moved by Councillor Stevens, seconded by Councillor Hensman, and

RESOLVED: That the recommendations of the Committee of the Whole, as contained in items COW14/005 through COW14/013, except item COW14/008, of the minutes of the Corporate Services Committee meeting held on April 14, 2014, be adopted.

CARRIED

RC14/329
MAY 05/14

Moved by Councillor Luck, seconded by Councillor Hensman, and

RESOLVED: That staff prepare a report for the April 22, 2014 Regular Council meeting, proposing the Terms of Reference and estimated cost along with a shortlist of potential management consultants to perform an examination and evaluation by an external agency of staffing issues and operational capabilities at the District of Mission.

OPPOSED: Mayor Adlem
Councillor Hensman
Councillor Stevens

DEFEATED

RC14/330
MAY 05/14

Moved by Councillor Stevens, seconded by Councillor Hensman, and

RESOLVED: That Council not approve recommendation COW14/008 as contained in the minutes of the Corporate Services Committee meeting held on April 14, 2014:

That staff prepare a report for the April 22, 2014 Regular Council meeting, proposing the Terms of Reference and estimated cost along with a shortlist of potential management consultants to perform an examination and evaluation by an external agency of staffing issues and operational capabilities at the District of Mission.

Discussion ensued regarding staffing and organizational changes in the District of Mission, and it was noted that a report that addresses these issues that would be released to the public.

Councillor Hensman raised a point of order asking that Council refrain from making accusatory remarks.

The Mayor indicated that the point was well taken.

The Mayor called the main question, and the motion was CARRIED with opposition noted as follows:

OPPOSED: Councillor Tilbury

RC14/331
MAY 05/14

Moved by Councillor Hensman, seconded by Councillor Luck, and

RESOLVED: That the recommendations of the Committee of the Whole, as contained in items RC14/313 to RC14/326, except item RC14/320 (discharge of firearms bylaw), be adopted.

CARRIED

RC14/332
MAY 05/14

Moved by Councillor Stevens, seconded by Councillor Nundal, and

RESOLVED: That the recommendation of the Committee of the Whole, as contained in item RC14/320 (discharge of firearms bylaw), be adopted.

OPPOSED: Councillor Luck
Councillor Tilbury

CARRIED

12. BYLAWS

RC14/333
MAY 05/14

Moved by Councillor Hensman, seconded by Councillor Nundal, and

RESOLVED: That District of Mission Zoning Amending Bylaw 5379-2013-5050(120), a bylaw to rezone the property at 7380 Wren Street from Urban Residential 558 Zone (R558) to Urban Residential Compact 465 Secondary Dwelling Zone (RC465s), be adopted.

CARRIED

RC14/334
MAY 05/14

Moved by Councillor Luck, seconded by Councillor Hensman, and

RESOLVED: That first, second and third readings of District of Mission Discharge of Firearms Regulation Bylaw 5362-2013 be rescinded.

CARRIED

RC14/335
MAY 05/14

Moved by Councillor Stevens, seconded by Councillor Hensman, and

RESOLVED: That District of Mission Discharge of Firearms Regulation Bylaw 5433-2014, a bylaw to regulate the discharge of firearms within the municipal boundary, be read a first, second and third time.

OPPOSED: Councillor Luck
Councillor Tilbury

CARRIED

RC14/336
MAY 05/14

Moved by Councillor Hensman, seconded by Councillor Nundal, and

RESOLVED: That District of Mission Annual Tax Rates Bylaw 5432-2014, a bylaw to establish the tax rates for 2014, be read a first, second and third time.

CARRIED

RC14/337
MAY 05/14

Moved by Councillor Luck, seconded by Councillor Tilbury, and

RESOLVED: That District of Mission Zoning Amending Bylaw 5434-2014-5050(139), a bylaw to rezone property at 8462 Stave Lake Street from the Rural Residential (RR7) Zone to the Urban Residential 465 (R465) Zone, be read a first and second time.

CARRIED

RC14/338
MAY 05/14

Moved by Councillor Nundal, seconded by Councillor Stevens, and

RESOLVED: That District of Mission Zoning Amending Bylaw 5435-2014-5050(140), a bylaw to rezone property at 12699 Cardinal Street from the Rural 36 (RU36) Zone to the Rural 16 Secondary Dwelling (RU16s) Zone, be read a first and second time.

CARRIED

13. MINUTES

RC14/339
MAY 05/14

Moved by Councillor Luck, seconded by Councillor Nundal, and

RESOLVED: That the following minutes be adopted:

- a. Regular Council Meeting – March 3, 2014;
- b. Regular Council Meeting – April 7, 2014;
- c. Special Council Meeting (for the purposes of going into a Closed Meeting) – April 9, 2014;

- d. Committee of the Whole (Corporate Services Committee – Development Corporation and Economic Development) Meeting – April 14, 2014; and
- e. Special Council Meeting (for the purposes of going into a Closed Meeting) – April 17, 2014.

CARRIED

14. NEW/OTHER BUSINESS

RC14/340
MAY 05/14

Moved by Councillor Nundal, seconded by Councillor Luck, and

RESOLVED: That Development Variance Permit DV14-003 (Toor/McPherson) for the property located at 7380 Wren Street to vary:

Section 602, D. 1. Setbacks of the District of Mission Zoning Bylaw 5050-2009 by reducing the minimum Interior Side setback for an Accessory Building from 1.2 metres (3.9 feet) to 0 metres (0 feet) to allow for an existing garage to be retained,

be approved.

CARRIED

15. MAYOR'S REPORT

The Mayor reported on various activities, meetings and events attended since the last regular Council meeting.

16. MEMBERS' REPORTS ON COMMITTEES, BOARDS AND ACTIVITIES

Councillors Stevens, Luck, Nundal, Tilbury and Hensman reported on various activities, meetings and events attended since the last regular Council meeting.

17. QUESTION PERIOD

The following issues were addressed:

- The term "Mission Roads DCC" as used in the financial statements refers to areas throughout the District, and was used as a more informal term rather than "General Highway DCC" as used in the bylaw. Staff will endeavour to use terms that are consistent with District bylaws.
- The *Community Charter* sets limits on how a municipality can invest its funds, which is why there is typically a very conservative rate of return.

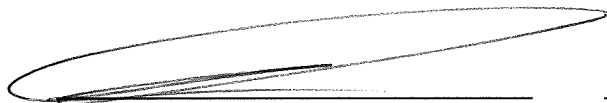
18. ADJOURNMENT

Moved by Councillor Luck, seconded by Councillor Hensman, and

RESOLVED: That the meeting be adjourned.

CARRIED

The meeting was adjourned at 8:15 p.m.



WALTER (TED) ADLEM, MAYOR



KEN BJORGAARD, CHIEF
ADMINISTRATIVE OFFICER
(Interim Corporate Officer)