

Minutes of a City Council
Meeting held in the City of
White Rock Council Chambers
May 28, 2007

PRESENT: Mayor Forster**
Councillor Anderson
Councillor Ferguson
Councillor McLean
Councillor Peddemors**
Councillor Todd*

REGRETS: Councillor Coleridge

STAFF: P. Clark, City Manager
V. Iley, Deputy City Clerk, Corporate Services
S. Kurylo, Director, Financial Services
T. Penney, Director, Corporate Services
S. Richardson, Director, Development Services

The Mayor presided and called the meeting to order at 7:00 p.m.

- 2007-233 Agenda
- 1. AGENDA APPROVAL**
RESOLVED THAT the Agenda for The Corporation of the City of White Rock Council Meeting scheduled for May 28, 2007 be amended to defer Items 4.4.1 and 4.4.2 (Spirit of BC Committee Recommendations) to the next Regular Committee of the Whole meeting and to move Item 5.1 to the end of the agenda following Item 11;
- AND THAT** the agenda be adopted as amended. **M/S/C**
- 2007-234 Minutes
- 2. PREVIOUS MINUTES**
RESOLVED THAT the Minutes of the Regular Meeting of Council held May 14, 2007 be adopted as circulated. **M/S/C**
- 3. DELEGATIONS, PETITIONS AND PRESENTATIONS**
None presented.
- 4. MINUTES**
- 2007-235 Committee Minutes
- RESOLVED THAT** the Minutes of the: Committee of the Whole dated May 22, 2007, Finance Committee dated May 22, 2007, and Spirit of BC Committee dated May 10, 2007 be received as circulated.

M/S/C

5. COMMITTEE RECOMMENDATIONS
5.1. COMMITTEE OF THE WHOLE RECOMMENDATIONS
5.1.1. MARINE DRIVE VALET PARKING PROPOSAL

The Director, Financial Services presented a report titled *Marine Drive Valet Parking Proposal* dated May 22, 2007. 07.05.9 / 428

2007-236 Valet Parking

RESOLVED THAT City Council approve the Marine Drive valet parking service proposal for summer seasons, and that staff proceed to execute the necessary documents and report back with revenue implications after related information is received.

M/S/C

5.1.2. DEVELOPMENT PERMIT NO. 258 EXTENSION – 1347 BEST STREET

The Director, Development Services presented a report titled *Development Permit No. 258 Extension – 1347 Best Street* dated May 22, 2007. 07.05.10 / 232

2007-237 DP 258 Ext. 1347 Best

RESOLVED THAT City Council grant a two (2) year extension to Development Permit No. 258.

M/S/C

5.1.3. DEVELOPMENT VARIANCE PERMIT – 14607 MARINE DRIVE

The Director, Development Services presented a report titled *Development Variance Permit – 14607 Marine Drive* dated May 22, 2007. 07.05.11 / 232

2007-238 DVP 281–14607 Marine

RESOLVED THAT City Council authorize staff to schedule the required public meeting.

M/S/C

5.1.4. DEVELOPMENT PERMIT – 1122 VIDAL ST

The Director, Development Services presented a report titled *Development Permit – 1122 Vidal St* dated May 22, 2007. 07.05.11 / 232

2007-239 DP 282 – 1122 Vidal

RESOLVED THAT Council authorize staff to schedule the required public meeting.

M/S/C

5.2. FINANCE COMMITTEE RECOMMENDATIONS
5.2.1. TOWN CENTRE LAND SALE

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The Director of Financial Services provided a report titled *Town Centre Land Sale* dated May 22, 2007. 07.05.10/TC

2007-240 TC Land Sale

RESOLVED THAT this report titled *Town Centre Land Sale* dated May 22, 2007 be received.

M/S/C

5.2.2. WHITE ROCK LAWN BOWLING CLUB FUNDING REQUEST

Resolution No. 2007-217 Bowling Club Application from May 14, 2007 Council meeting was referred to the Finance Committee and included a report titled *White Rock Lawn Bowling Club – Grant Application* dated May 7, 2007. 07.05.8/432

2007-241 WR Lawn Bowling

RESOLVED THAT \$10,000 be considered in the 2008 budget in support of the White Rock Lawn Bowling Club application to the Ministry of Public Safety and Solicitor General – Gaming Policy and Enforcement Branch, subject to the project being approved by the Ministry of Public Safety and Solicitor General – Gaming Policy and Enforcement Branch and all other required financing for the project being confirmed;

AND THAT staff prepare a letter to the Lawn Bowling Club advising the club that the 2008 budget consideration begins in the Fall of 2007.

M/S/C

5.2.3. PAYMENT FROM MUNICIPAL FINANCE AUTHORITY

Report from the Director, Financial Services titled *Payment from Municipal Finance Authority* dated May 22, 2007. 07.05.11/813

2007-242 MFA Payment

RESOLVED THAT Council direct staff to report back with recommendations for the use of this payment from the Municipal Finance Authority in the amount of \$28,904 along with the \$100,000 currently in an undesignated capital reserve.

M/S/C

5.3. SPIRIT OF BC COMMITTEE RECOMMENDATIONS

5.3.1. PROPOSED WORK PLAN FOR COUNCIL APPROVAL

The following recommendation was **DEFERRED** to the **June 18, 2007 Committee of the Whole meeting.**

RECOMMENDED THAT the White Rock Spirit of BC Committee recommend that Council, in partnership with Semiahmoo First Nation, reaffirm commitment to approve the First Nation Artwork Project and that the Spirit of BC Committee continue to provide on-going progress reports to City Council;

AND THAT the White Rock Spirit of BC Committee recommend that Council approve in principle the Sand Castle Exhibit Project and that the Spirit of BC Committee continue with the plan development, with ongoing progress reports to City Council;

AND THAT the White Rock Spirit of BC Committee recommend that Council endorse these items (Spirit Squares, Playhouse Theme Night, Home Host, Business Procurement Opportunities, Adopt a Country and Olympic team housing) developed by the Spirit of BC Committee and that the Committee proceed as noted and assess whether further action should be taken;

AND THAT the White Rock Spirit of BC recommend that Council support the Spirit of BC Committee's continued participation in the Peripheral Initiatives identified above (Tourism Plan, Citizens as Ambassadors, Olympic Sporting Exhibit, Healthy Communities, Arts Initiatives, Communities in Bloom, Adopt a Country and the Library Literacy Program), since the Committee's responsibility is to facilitate information on programs as provided from VANOC and 2010 Legacies Now and other 2010 Olympic contacts.

5.3.2. MEASURING UP INITIATIVES – OVERVIEW AND SUGGESTED PROCLAMATION

The following recommendation was DEFERRED to the June 18, 2007 Committee of the Whole meeting.

RECOMMENDED THAT

WHEREAS persons with disabilities are under-represented in our workforce and in our community life;

WHEREAS individuals with disabilities represent an untapped resource with the ability and desire to fully participate in their community and economy;

WHEREAS the 2010 Winter Olympic and Paralympic Games should benefit all British Columbians and provide long-term legacies;

WHEREAS our economy is the strongest it has been in decades and it is more important than ever for British Columbian businesses to access skilled workers;

WHEREAS the citizens of British Columbia support the ideal that:

- Our communities are inclusive and accessible to all citizens, including persons with disabilities;
- All citizens have equal opportunity to share fully and equally in the life and prosperity of the community; and

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- *British Columbia leads the way in providing supports and opportunities for people with disabilities.*

THEREFORE BE IT RESOLVED THAT the City of White Rock support the province-wide 10X10 challenge to increase employment for persons with disabilities by 10 percent by the year 2010;

AND THAT the City communicates its support of this initiative to the community.

6. NEW BUSINESS

6.1. MARINE DRIVE FARMERS' MARKET PROPOSAL

Report from Director, Financial Services titled *Marine Drive Farmers' Market Proposal* dated May 28, 2007. 07.05.12 /

2007-243 Marine Farmer's Market **RESOLVED THAT** City Council endorse the Farmers' Market as a city sanctioned event at the East Beach parking lot, subject to obtaining the necessary approval from the BNSF Railway, finalizing the arrangements, and executing the necessary documents in support of the proposal.

M/S

RESOLVED THAT pursuant to the Council Procedures Bylaw, Section 11.1 a delegation from the Business Improvement Association (BIA) be received for information.

M/S/C

The BIA reported that the business owners are in favour of the idea of creating a signature event that will bring people to the area to enjoy the depth in quality of both dining and retail businesses in the area. They expect there will be fifteen vendors similar to the White Rock Farmers' Market.

Question was called on the motion.

Carried.

7. MOTIONS OF WHICH NOTICE GIVEN AT PREVIOUS MEETINGS

None presented.

8. NOTICE OF MOTIONS FOR SUBSEQUENT MEETING

None presented.

9. COMMUNICATIONS

None presented.

10. REPORTS

10.1. MAYOR'S REPORT

The Mayor provided a report on her activities since the last meeting.

10.2. PROCLAMATIONS

10.2.1 BC PARAPLEGIC DAY – A WORLD WITHOUT BARRIERS

The Mayor declared that June 12, 2007 be proclaimed as *BC PARAPLEGIC ASSOCIATION DAY – A World Without Barriers* in the City of White Rock.

10.2.2 RICK HANSEN WHEELS IN MOTION DAY

The Mayor declared that June 10, 2007 be proclaimed as *Rick Hansen Wheels in Motion Day* in the City of White Rock.

10.2.3 CANADIAN CANCER SOCIETY WHITE ROCK / SOUTH SURREY RELAY FOR LIFE DAY

The Mayor declared that June 1, 2007 be proclaimed as *Canadian Cancer Society White Rock / South Surrey Relay for Life Day* in the City of White Rock.

10.3. COUNCILLORS' REPORTS

Two Councillors reported on their activities since the last meeting.

11. BYLAWS

None presented.

12. UNFINISHED BUSINESS

12.1. MAYOR'S STUDY TOUR OF CHINA

Report from the City Manager titled *Mayor's Study Tour of China* dated May 28, 2007. 07.05.05 /900

** The Mayor passed the Chair to Acting Mayor Peddemors. The Mayor declared a conflict of interest because the item is of a personal nature and left the Council Chambers at 7:35 p.m.

RESOLVED THAT the Council meeting move to an In-Camera meeting pursuant to Section 90(1)(i) of the Local Government Act as follows:

90 (1) A part of a council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:

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- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

M/S/C

The Acting Mayor declared that the Council Meeting would recess at 7:35 p.m. and that the meeting would reconvene after the conclusion of the In-Camera meeting.

The Acting Mayor presided and called the meeting to reconvene at 7:46 p.m.

PRESENT: Acting Mayor Peddemors
Councillor Anderson
Councillor Ferguson
Councillor McLean
Councillor Todd

REGRETS: Councillor Coleridge

STAFF: P. Clark, City Manager
V. Iley, Deputy City Clerk, Corporate Services
S. Kurylo, Director, Financial Services
T. Penney, Director, Corporate Services
S. Richardson, Director, Development Services

2007-244 Study Tour to China **RESOLVED THAT** the following resolution of Council be received in the public realm:

Council **RESOLVED** the following concerning the Mayor's study tour to China:

1. The study tour was not in violation of the *Local Government Act* as the Act does not apply to this situation.
2. Under Section 105(1) of the *Community Charter*:
 - a) the study tour was connected with the performance of the Mayor's duties as Mayor of White Rock;
 - b) the study tour can be classified as a gift or personal benefit to the Mayor as it was voluntarily transferred by Mr. Zhe Li of LVC International Investments Inc. to the Mayor and

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other Mayors with no expectation of receipt of anything in return.

3. Section 105(2) of the *Community Charter* does not exempt the Mayor from the application of Section 105(1).
4. Under Section 105(3) of the *Community Charter*, the Mayor's contravention of Section 105(1) was done because of a bona fide error in judgment made in good faith and therefore, in Council's opinion, the Mayor is not subject to disqualification from holding office.
5. The study tour was not in violation of the Code of Conduct for City Council.

M/S/C

Voting in the Negative – Councillor McLean

SUBSEQUENT MOTION:

2007-245 Study Tour to China

RESOLVED THAT due to the legal opinion being asked for in the open Council, the legal opinion from Woodward Walker Barristers and Solicitors dated May 18, 2007 regarding the *Mayor's Study Tour to China* be made available to the public.

M/S/C

13. CLOSURE

The Acting Mayor declared the meeting closed at 7:50 p.m.

Mayor Judy Forster

Tina Penney, Director, Corporate Services