

FONVCA

Draft Minutes of Regular Meeting, Wednesday October 15th, 2014

Place: DNV Hall 355 W. Queens Rd V7N 2K6

Time: 7:00-9:00pm

Chair: Brian Albinson – EUCCA **Email:** brianalbinson@shaw.ca

Attendees:

Brian Albinson (Chair Pro-tem)	Edgemont & Upper Capilano Comm. Assoc.
Eric Andersen	Blueridge Comm. Assoc
Graham Gilley	Blueridge Comm. Assoc.
Diana Belhouse	Delbrook Community Assoc.& S.O.S.
John Miller (note taker)	Lower Capilano Community Residents' Assoc.
Corrie Kost	Edgemont & Upper Capilano Comm. Assoc.
Val Moller	Assoc. of Woodcroft Councils
Cathy Adams	Resident of Lions Gate

1. Order/content of Agenda

a) Call to Order at 7:05 pm

b) Motion by Eric, seconded by Val – that Cathy Adams be permitted to speak throughout the meeting. Carried.

c) Chair Pro-Tem Suggests: as is, except for additional item 6(d) Re-imbursment of Corrie for printing costs.

2. Adoption of Minutes of Sept 17th, 2014

<http://www.fonvca.org/agendas/sep2014/minutes-sep2014.pdf>

a. Minutes of September 17th/2014 were approved (motion by Val, seconded by Corrie and carried) as circulated except that Diana was noted to represent both Delbrook Community Assoc. and SOS.

b. Business arising: Noted that the questions to the municipal candidates were sent to them on October 11th with a requested return of replies no later than October 24th.

3. Roundtable on 'Current Affairs'

a) EUCCA – Corrie Kost

- Capilano Road Pipe Project that is now expected to take place mid-next year.
- Sept. 29th COW meeting – new traffic signals for Edgemont Blvd. & Ridgewood Drive are a contentious issue with residents.
- In Edgemont Village, the re-zoning to allow 10 seats take-our restaurant to a 30-seat restaurant in the credit union building ("Edgemont Commons") was completely contrary to the originally zoning for the initial construction.

b) Delbrook – Diana Belhouse

- Reported that the Oct. 20th Delbrook Dialogue #4 had been cancelled as it was felt to be too close to the municipal election.
- Delbrook C.A. is sponsoring a municipal all-candidates meeting 6:30pm Tues Nov 4th in the Potlatch Rm of the Capilano Library

c) Blueridge C.A. – Eric Andersen

- All candidates meeting will on Nov. 10th. Issuing a newsletter to encourage residents to vote.
- Working on the Sharing Gardens.
- Restructuring Blueridge Good Neighbour Days with smaller groups to handle individual tasks.
- Will be attempting to recruit more residents to serve on the association by having job descriptions that will let them know the expectations, duties and timelines.

d) Woodcroft – Val Moller

- Will hold their all candidates meeting on Nov. 13th. It is an informal meet & greet type of meeting where each candidate will be given 3 minutes to introduce themselves and then mingle with the attendees.
- Larco Public Hearing took two nights. Mixed responses. Proposed to be a 9 year 11 months Phasing Agreement with the community centre in the last phase.

4. Old business

a) Coach Houses

Pages 153-187 of

http://www.dnv.org/upload/documents/Council_Agendas_Minutes/141006RC_AGN.pdf

- The Bylaw passed. Approx. 2,500 properties qualify but you cannot have both a coach house and a secondary suite. It's cheaper to install a secondary suite than to build a coach house so there isn't expected to be a rush of applications for coach houses.

b) Closed Meetings of Council – Chapter 2

- A further summary of the number of closed meetings is to be included as attachment #1 to the minutes and associations are encouraged to question the number of closed meetings taking place in the DNV.

5. Correspondence issues

a) 0 regular emails.

b) Non-Posted Emails: Moved by Eric, seconded by Val and carried that the 1 non-posted email not be posted.

6. New Business

a) Questions for 2014 Municipal Candidates

- Replies are due by October 24th and are to be posted on the FONVCA website ASAP.

b) Council “lame-duck” period: ethics and legalities

- Municipalities can make laws during the election campaign whereas Provincial and Federal governments cannot. Municipalities are responsible to the Provincial government so how can the Provincial government allow something that they themselves cannot do?

c) Verbal and written submissions to a Public Hearing

http://www.dnv.org/upload/documents/Public_Hearings/141007PH_Public_Input/141007_Public_Hearing_-_Public_Input.pdf ← written submissions

- A verbal submission at a public hearing does not allow abuses and those abuses are dealt with by the Chair. This doesn't appear to be the case with written submissions containing abuse. The Mayor has agreed to discuss the issue of written submissions with the District Clerk.

d) Re-imbusement of printing costs to Corrie

- Motion by Diana, seconded by Eric and carried, that Cathy submit (to the DNV Healthy Neighbourhood Fund) receipts (on behalf of FONVCA) for printing costs incurred by Corrie.

7. Any Other Business

a) Slow responses to FOI Requests – see websites for information.

<http://www.oipc.bc.ca/report/special-reports>

and more specifically

<https://www.oipc.bc.ca/special-reports/1696>

(partial extracts included in package)

<http://www.scribd.com/doc/240742406/Special-Report-A-Step-Backwards-Report-Card-on-Government-s-Access-to-Information-Responses-April-1-2013-March-31-2014#> for full 67 page report

b) Term Limits for Council – see attachment #2 for information.

8. For Your Information Items:

The items listed in this section were not discussed. See agenda for details.

9. Chair and Date of next FONVCA meeting:

Next Regular Meeting:

7pm Wed. November 19th 2014 – Chair Pro-tem – Val Moller

Meeting declared Closed: ~ 8:40pm

Attachment #1

MORE ON DNV CLOSED MEETINGS – by Corrie Kost 2013:

May be closed: 33 meetings

Must be closed: 8 meetings

2014 (Jan-Oct):

May be closed: 19 meetings

Must be closed: 9 meetings

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:

- (a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality;
- (b) personal information about an identifiable individual who is being considered for a municipal award or honour, or who has offered to provide a gift to the municipality on condition of anonymity;
- (c) labour relations or other employee relations;
- (d) the security of the property of the municipality;
- (e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;
- (f) law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
- (g) litigation or potential litigation affecting the municipality;
- (h) an administrative tribunal hearing or potential administrative tribunal hearing affecting the municipality, other than a hearing to be conducted by the council or a delegate of council;
- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- (j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the *Freedom of Information and Protection of Privacy Act*;
- (k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public;
- (l) discussions with municipal officers and employees respecting municipal objectives, measures and progress reports for the purposes of preparing an annual report under section 98 [annual municipal report];
- (m) a matter that, under another enactment, is such that the public may be excluded from the meeting;
- (n) the consideration of whether a council meeting should be closed under a provision of this subsection or subsection (2);
- (o) the consideration of whether the authority under section 91 [other persons attending closed meetings] should be exercised in relation to a council meeting.

(2) A part of a council meeting **must** be closed to the public if the subject matter being considered relates to one or more of the following:

- (a) a request under the *Freedom of Information and Protection of Privacy Act*, if the council is designated as head of the local public body for the purposes of that Act in relation to the matter;
- (b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party;
- (c) a matter that is being investigated under the *Ombudsperson Act* of which the municipality has been notified under section 14 [ombudsperson to notify authority] of that Act;
- (d) a matter that, under another enactment, is such that the public must be excluded from the meeting.
- (e) a review of a proposed final performance audit report for the purpose of providing comments to the auditor general on the proposed report under section 23 (2) of the *Auditor General for Local Government Act*.

(3) If the only subject matter being considered at a council meeting is one or more matters referred to in subsection (1) or (2), the applicable subsection applies to the entire meeting.

ATTACHMENT #2

ARE TERM LIMITS UNCONSTITUTIONAL?

Section 3 of the Canadian Charter of Rights and Freedoms states: “Every citizen of Canada has the right to vote in an election of members of the House of Commons or a legislative assembly and be qualified for membership therein”.

Information:

http://www.cba.org/CBA/sections_municipal/news2014/term-limits.aspx

http://www.cba.org/CBA/sections_municipal/pdf/2014-07-term-limits.pdf

Currently no Canadian municipality has a limit on the number of consecutive terms an individual may serve on its council. Furthermore, no Canadian municipality currently has the jurisdiction to establish such a limit.