



## Trust Council Minutes of Regular Meeting

**Date:** September 20-22, 2022  
**Location:** Electronic meeting, Public venue  
Islands Trust  
200-1627 Fort Street  
Victoria, BC V8R 1H8

**Executive Present:**

1. Peter Luckham, Chair, Thetis Island (boardroom)
2. Sue Ellen Fast, Vice Chair, Bowen Island Municipality (regrets)
3. Dan Rogers, Vice Chair, Gambier/Keats Island
4. Laura Patrick, Vice Chair, Salt Spring Island

**Trustees Attending:**

5. Alex Allen, Hornby Island
6. Paul Brent, Saturna Island
7. Laura Busheikin, Denman Island
8. David Critchley, Denman Island
9. Jeanine Dodds, Mayne Island
10. Doug Fenton, Thetis Island
11. Peter Grove, Salt Spring Island
12. Michael Kaile, Bowen Island Municipality
13. Kees Langereis, Gabriola Island
14. David Maude, Mayne Island
15. Ben McConchie, North Pender Island
16. Lee Middleton, Saturna Island
17. Kate-Louise Stamford, Gambier Island
18. Jane Wolverton, Galiano Island
19. Steve Wright, South Pender Island
20. Scott Colbourne, Gabriola Island
21. Peter Johnston, Lasqueti Island
22. Deb Morrison, North Pender Island
23. Timothy Peterson, Lasqueti Island
24. Tahirih Rockafella, Galiano Island
25. Grant Scott, Hornby Island
26. Cameron Thorn, South Pender Island (present as noted)

**Staff Present:**

Russ Hotsenpiller, Chief Administrative Officer (CAO)  
David Marlor, Director, Legislative Services (DLS)  
Wanda Boden, Acting Director, Administrative Services (A/DAS)  
Clare Frater, Director, Trust Area Services (DTAS)  
Stefan Cermak, Director, Planning Services (DPS)  
Warren Dingman, Bylaw Compliance and Enforcement Manager  
Lori Foster, Executive Coordinator/Recorder

**Tuesday, September 20, 2022**

The electronic meeting was livestreamed, recorded, and made available for electronic public attendance. When the meeting started, there were 3 members of the public present electronically. It was noted that there were 38 live stream views on September 20.

**1. CALL TO ORDER / LAND ACKNOWLEDGEMENT**

At 1:00 p.m., Chair Luckham called the meeting to order and acknowledged, with respect, all Coast Salish Peoples and the lək'wəŋən Peoples on whose traditional territory the Islands Trust Victoria office stands of the Songhees and Esquimalt First Nations and the many First Nations acknowledged across the Trust Area and Salish Sea by trustees as meeting began.

There were 23 trustees deemed present when the meeting was called to order. Absent: Trustees Morrison and Thorn. Regrets: Vice-Chair/Municipal Trustee Fast.

**2. APPROVAL OF AGENDA**

**By general consent**, the agenda was adopted as presented.

**3. GENERAL BUSINESS ARISING**

**3.1 Consent Agenda Items**

**By general consent**, Islands Trust Council adopted the recommendations as presented in items 3.1.1 to 3.1.3.

3.1.1 June Trust Council draft meeting minutes

The minutes be adopted as presented.

3.1.2 Resolutions without Meeting Report

Receive for information.

3.1.3 Trust Council Follow-up Action List (FUAL)

Receive for information.

**3.2 Discussion / Decision Items**

3.2.1 Trustee Roundtable

Trustees gave verbal updates on current and emerging issues including:

- First Nations engagement, reconciliation, cultural heritage and referrals, traditional knowledge / Indigenous ways of knowing,
- Communications, public engagement and comment regarding the Policy Statement,
- Governance Committee function, review of decision making structures,
- Housing equity, affordable housing and housing agreements,
- Vacation rentals, short –term vacation rentals (STVRs),
- Federation versus local autonomy,

- Climate change, bio-diversity, scientific reports, water studies, sea-level rise, having a staff biologist,
- Marine issues, Port Authority, anchorages, dead boats, green shores,
- New term Trust Council.

The meeting recessed for a break at 2:30 p.m. and reconvened at 2:45 p.m.

#### 4. EXECUTIVE

##### 4.1 Consent Agenda Items

**By general consent**, Islands Trust Council adopted the recommendation as presented in item 4.1.1.

- 4.1.1 Executive Committee Work Program Report  
That Trust Council approve the report as presented.

##### 4.2 Discussion / Decision Items

4.2.1 Chief Administrative Officer (CAO) 2022-2023 2nd Quarter Report

CAO Hotsenpiller spoke to his report as presented, commented on trustees roundtable emerging issues, the upcoming election, and his attendance at the Union of BC Municipalities (UBCM) conference with Executive Committee members last week including minister meetings.

Trustee Morrison joined the meeting at 3:00 p.m.

4.2.2 Strategic Plan Update

CAO Hotsenpiller spoke to the update as presented. The plan will live on with the new term until their vision is created.

Discussion ensued regarding:

- Identifying pillar themes and limiting the number of items on the plan,
- Model bylaws,
- Loading the freshwater data to the website,
- The current report structure is more readable.

4.2.3 2022-2026 Trust Council Orientation Overview – Briefing

CAO Hotsenpiller presented the briefing, discussed options for Trust Council training and answered trustee questions.

Discussion ensued on:

- Meeting rules, conflict of interest, holding meetings,
- Hiring an educational design consultant to understand how people learn best online.

4.2.4 Bylaw Amendment to the FOI and Protection of Privacy Islands Trust Council Bylaw No. 188 and Model Bylaw – RFD

Director, Legislative Services (DLS) Marlor spoke to the request for decision to remedy a technical/typographical error in the bylaw's schedule.

**TC-2022-091**

**It was Moved by Trustee Langereis and Seconded by Trustee Wolverton,** That Trust Council Bylaw No. 189, cited as "Islands Trust Council Freedom of Information and Protection of Privacy Bylaw, 2022, Amendment Bylaw No. 1, 2022" be given first reading.

**CARRIED**

**TC-2022-092**

**It was Moved by Trustee Wolverton and Seconded by Trustee Johnston,** That Trust Council Bylaw No. 189, cited as "Islands Trust Council Freedom of Information and Protection of Privacy Bylaw, 2022, Amendment Bylaw No. 1, 2022" be given second reading.

**CARRIED**

**TC-2022-093**

**It was Moved by Trustee Rogers and Seconded by Trustee Fenton,** That Trust Council Bylaw No. 189, cited as "Islands Trust Council Freedom of Information and Protection of Privacy Bylaw, 2022, Amendment Bylaw No. 1, 2022" be given third reading.

**CARRIED**

They bylaw will be adopted by resolution without meeting (RWM) and finalized.

**5. ADMINISTRATIVE SERVICES / FINANCE**

**5.1 Consent Agenda Items**

**By general consent,** Islands Trust Council adopted the recommendations as presented in items 5.1.1 and 5.1.2.

5.1.1 Financial Planning Committee Work Program Report  
That Trust Council approve the report as presented.

5.1.2 Administrative Services Report August 26, 2022  
Receive for information.

**5.2 Discussion / Decision Items**

5.2.1 2021/22 Statement of Financial Information (SOFI) – RFD

Acting Director of Administrative Services (A/DAS) Boden spoke to the request for decision (RFD).

**TC-2022-094**

**It was Moved by Trustee Grove and Seconded by Trustee Dodds,**

That the 2021/22 Statement of Financial Information be approved as presented.

**CARRIED**

5.2.2 Q1 June 30, 2022 Financial Report – RFD

A/DAS Boden spoke to the request for decision (RFD).

**TC-2022-095**

**It was Moved by Trustee Grove and Seconded by Trustee Brent,**

That Trust Council approve the June 30, 2022 Financial Report as presented.

**CARRIED**

5.2.3 Financial Forecast as at June 30, 2022 – Briefing

A/DAS Boden spoke to the briefing which was received for information.

5.2.4 2023-24 Draft Budget Assumptions and Principles (BAP) Timelines – Briefing

A/DAS Boden spoke to the briefing.

Discussion ensued on the following:

- Updates added to reconciliation and communications,
- BAP is the foundational document on how the budget is created,
- Local trust committees adoption of fees bylaws needs updating,
- Cost recovery of fees,
- Trustee remuneration for Governance Committee attendance,
- This report will come back to Trust Council with a budget attached.

Received for information.

5.2.5 Enhanced Benefit Plan Coverage in Trustee Benefits Package - RFD

A/DAS Boden noted trustee enrollment in this program can be done at the start of the new term.

**TC-2022-096**

**It was Moved by Trustee Rogers and Seconded by Trustee Allen,**

That Trust Council enroll the new term of Trustees in the Union of British Columbia Municipalities (UBCM) enhanced benefits plan with the Employee & Family Assistance Plan add-on.

**CARRIED**

#### 5.2.6 Budget reallocation re trustee laptops and grants-in-aid - Briefing

CAO Hotsenpiller spoke to the briefing and gave a historical summary of trustee laptop costs.

Received for information.

The meeting recessed at 4:43 p.m. and reconvened at 7:00 p.m.

### **Tuesday, September 20, 2022 - continued**

At 7:00 p.m. Chair Luckham reconvened the meeting, gave a land acknowledgement, welcomed delegations, members of the public, trustees, and staff to the engagement portion of the Trust Council meeting.

There were 20 trustees present. Municipal Trustee Fast sent regrets while Trustees Busheikin, Grove, Kaile, Scott and Thorn were absent. There were 8-10 members of the public attending electronically. It was reported there were 14 livestream views.

#### **6.1 Delegations**

Each delegation was given 10 minutes to address Trust Council.

##### 6.1.1 Jennifer Margison - Trucking of Freshwater to the Gulf Islands

Jennifer Margison spoke to the health of the islands regarding water resources asking Trust Council to consider restrictions or even moratoriums on new growth citing the increase use of trucking water as summer droughts continue to affect potable water supply.

##### 6.1.2 Michael Sketch - Is the Trust effectively preserving and protecting freshwater?

Mr. Sketch read his submission to Trust Council asking if the Trust is effectively preserving and protecting freshwater, if not, the corollary would be overdevelopment.

##### 6.1.3 Gulf Islands Alliance

Graham Brazier, on behalf of Gulf Islands Alliance, spoke to suggestions for orientation material to be included as information for newly elected trustees following the election including the Governance Review and the Mandell Pinder Legal Opinion included with his presentation.

#### **6.2 Public Comments**

Maxine Leichter, Salt Spring Island resident, spoke to the island's water situation and the trucking of water to Salt Spring Island noting there is a problem with salt water in some wells.

Riane Da Silva, Denman Island resident, commented on human rights and housing, that those who are unlawfully housed are valuable members of the community.

Michael Sketch, North Pender Island resident, spoke in support of the Gulf Islands Alliance presentation and requested that minutes be revised to include more discussion points rather than decisions only.

The meeting recessed for the day at 7:54 p.m.

### **Wednesday, September 21, 2022**

Chair Luckham reconvened the meeting at 9:00 a.m. and gave a land acknowledgement.

There were twenty trustees present when the meeting reconvened. Regrets received from Trustee Fast. Trustees absent: Brent, Fenton, Kaile, McConchie, and Thorn.

It was reported that there were 85 livestream views on September 21 and between 3-5 electronic attendees.

## **7. TRUST AREA SERVICES**

### **7.1 Consent Agenda Items**

**By general consent**, Islands Trust Council adopted the recommendations as presented in items 7.1.1; 7.1.5 and 7.1.6 and pulled for discussion items 7.1.2, 7.1.3 and 7.1.4 with comments shown.

7.1.1 Trust Programs Committee Work Program Report

That Trust Council approve the report as presented.

7.1.2 Trust Area Services 2022-2023 Second Quarter Report

Feedback that the website still had reports of being problematic regarding search functions and speed were heard. The report was received for information.

7.1.3 Islands Trust Conservancy Report to Trust Council 2nd Quarter 2022-2023

Trustee Stamford, Islands Trust Conservancy Chair, highlighted received funding contributions. The report was received for information.

7.1.4 Legislative Monitoring Report August 2022 - Briefing

It was noted the report will be on Trust Council agenda twice a year. The report was received for information.

7.1.5 Advocacy Summary (2018-2022 Trust Council Term) - Briefing

Receive for information.

7.1.6 Correspondence from Ministry of Municipal Affairs staff on Policy Statement Content and Structure – Briefing

Receive for information.

## 7.2 Discussion / Decision Items

### 7.2.1 Policy Statement Amendment Project Revisions and Next Steps (Fall/Winter 2022-23) - Session Outline and RFD

Director of Trust Area Services (DTAS) Frater and Trust Programs Committee (TPC) Chair Morrison spoke to the request for decision (RFD) and recommendations as presented.

Discussion ensued on “Part 1 - Structural Revisions of the Policy Statement” as presented in the request for decision (RFD).

Trustees discussed items 1.3 and 1.4 making changes to the recommendation presented in the report.

#### **TC-2022-097**

**It was Moved by Trustee Peterson and Seconded by Trustee Wolverton,** That Trust Council request staff to make the following changes to the structure of the draft new Islands Trust Policy Statement Bylaw No. 183, for Trust Programs Committee and Executive Committee review:

1.1 – remove detailed coordination policies from each subsection and instead develop more general coordination principles in accordance with the object of the Trust.

1.2 – remove detailed “commitments of Trust Council” from each subsection and instead develop more general guiding principles in accordance with the object of the Trust.

1.3 – add a new category of “recommendation policies” that local trust committees and island municipalities should address in addition to the existing category of “directive policies” (must include in local official community plans and regulatory bylaws).

1.4 – draft a companion handbook to foster better understanding for Trustees and across the Trust that includes greater detail on the rationale for policies and how local trust committees and island municipalities are expected to implement each policy.

1.5 – separate out introductory/history sections from the official bylaw and place them in the companion handbook.

1.6 – explore updating and integrating Trust Council’s Policy Statement Amendment Policy 1.2.1 and Policy Statement Implementation Policy 1.3.1 into the draft Policy Statement bylaw.

**CARRIED**

Discussion ensued on “Part 2 - Revisions to Existing Content” as presented in the request for decision. Comments followed on:

- Item 2.1, defining of areas,
- Item 2.2, the draft agricultural policies, that the letter dated June 22, 2021, from The Salt Spring Agricultural Alliance regarding the draft Islands Trust Policy Statement be considered,



- Item 2.4, regarding tree cutting authority,
- Item 2.5, clarifying the term “Precautionary Principle,”
- Revisit desalination in the application process,
- Capturing the concept of Green Shores rather than specifying a specific program.

**TC-2022-098**

**It was Moved by Trustee Peterson and Seconded by Trustee Luckham,**

That Trust Council request staff to make the following changes to the existing content of the draft new Islands Trust Policy Statement Bylaw No. 183, for Trust Programs Committee and Executive Committee review:

2.1 - refine the draft directive and recommended policies prohibiting new private docks to highlight areas of concern, for example prohibiting or limiting new private docks in areas that have been identified as culturally significant for First Nations, identified for community use, or in locations that provide critical habitat for species at risk, and/or requiring cumulative effects assessments prior to approval of applications.

2.2 – refine the draft agricultural policies and recommendation policies to highlight the value of sustainable agriculture in the Trust Area, while also suggesting preferred approaches that are aligned with the object of the Trust, and First Nations’ rights and interests.

2.3 – refine the draft directive policy and recommendation policies prohibiting new seawalls or hard shoreline armouring to instead direct local trust committees and island municipalities to consider guidelines as found in Green Shores or other soft shoreline approaches to set requirements for shoreline preservation.

2.4 – remove the draft commitment/coordination policies and recommendation policies advocating for authority to regulate tree cutting, acknowledging that Trust Council may continue to advocate for this irrespective of the topic’s inclusion in the Policy Statement.

2.5 – explore the inclusion of general guiding principles, recommendation policies, and/or directive policies that aim to ground all decision-making in the ‘Precautionary Principle’, with a clear definition of this term in the Glossary and related implementation guidelines in the companion handbook.

**CARRIED**

Trust Programs Committee (TPC) Chair Morrison introduced “Part 3 – Development of Additional Content” as presented in the request for decision (RFD).

**TC-2022-099**

**It was Moved by Trustee Busheikin and Seconded by Trustee Dodds,**

That Trust Council request staff to develop and add the following additional content to the draft new Islands Trust Policy Statement Bylaw No. 183, for Trust Programs Committee and Executive Committee review:

3.1 – provide more explanatory context on First Nations rights and responsibilities, and implications of the Declaration on the Rights of Indigenous Peoples Act, with corresponding “recommendation policies” to guide First Nations engagement and reconciliation work.

3.2 – add greater detail on First Nations’ co-governance interests and the need for collaborative frameworks to work together at all stages of policy development and implementation, and in all decision-making.

3.3 – strengthen policy language around First Nations’ constitutional rights to access culturally significant areas and healthy ecosystems for their cultural, spiritual, and economic uses.

3.4 – strengthen policy language around preservation and protection of the coastal and marine environment to support First Nations’ food security in Indigenous marine harvesting areas.

3.5 – strengthen policy language around engaging with First Nations and cultural monitors to better protect known and unknown cultural heritage sites, through clearly defined collaborative frameworks.

**TC-2022-100**

**It was Moved by Trustee Wolverton and Seconded by Trustee Fenton,**

That **TC-2022-099** be amended at 3.4 to add the words “and terrestrial” after the word “marine”.

**DEFEATED**

Chair of Trust Programs Committee Morrison called the question on motion **TC-2022-099** as presented.

**CARRIED**

The meeting recessed for a break at 11:00 a.m. and reconvened at 11:15 a.m.

Trust Programs Committee (TPC) Chair Morrison confirmed quorum after the break.

TPC Chair Morrison continued with “Part 4 – Coordination with Referral Agency Partners” as presented in the request for decision (RFD).

TCP Chair Morrison invited questions, the following discussion ensued:

- Item 4.2 that established agricultural organizations feedback is considered under other streams,
- Item 4.4 consider University of Victoria’s POLIS Water Sustainability Project work and others under other processes, this section is with regards to referral agency partners,

- Advice for the next Council to ensure that they are consulting with other organizations.

#### **TC-2022-101**

**It was Moved by Trustee Rogers and Seconded by Trustee Wolverton,**

That Trust Council request staff to explore and, where possible, integrate input received from the following referral agency partners on the draft new Islands Trust Policy Statement Bylaw No. 183, for Trust Programs Committee and Executive Committee review:

4.1 – work with Bowen Island Municipality staff and Islands Trust Conservancy staff to integrate their specific amendment requests.

4.2 – work with Ministry of Agriculture & Food and Agricultural Land Commission staff to refine the wording of the draft agricultural policies.

4.3 – address regional district staff recommendations for revisions to policies relating to active recreation, active transportation, trails, and climate emergency preparedness, as appropriate.

4.4 – address improvement district recommendations around water management, including rainwater harvesting, septic filtering, and water conservation, as appropriate.

4.5 – postpone the deferred referrals to local trust committees until the next draft of the document has been received by the incoming Trust Council and its committees.

**CARRIED**

TCP Chair Morrison continued with Part 5 – Engagement, Reviews, and Next Steps, as presented in the request for decision (RFD). The recommended resolutions in the RFD under Part 5 were presented as individual motions.

#### **TC-2022-102**

**It was Moved by Trustee Peterson and Seconded by Trustee Johnston,**

5.1 - That Trust Council request staff to continue to build staff-to-staff relationships with First Nations who provided input to the Policy Statement Amendment Project in Phases 1 and 2 of early and meaningful engagement, and provide additional capacity funding to support continued First Nations engagement on this project.

**CARRIED**

#### **TC-2022-103**

**It was Moved by Trustee Critchley and Seconded by Trustee Langereis,**

5.2 - That Trust Council request staff to coordinate the provision of expert advice and training to the incoming Trust Council, early in the new term, on the theme of public engagement and consultation, building on lessons learned from the first three phases of Islands 2050 public engagement from 2019 – 2022.

**CARRIED**

Discussion ensued on recommendation 5.3 in the request for decision (RFD) which asks that a legal review including graphic design and plain language services be procured prior to inclusion in a publicly released agenda package versus when these services would be used when the document was at a first reading stage.

**TC-2022-104**

**It was Moved by Trustee Peterson and Seconded by Trustee Langereis,**  
5.4 - That Trust Council request staff to prepare a new Policy Statement Amendment Project Charter for the consideration of the incoming Executive Committee and Trust Council in early 2023.

**CARRIED**

Discussion ensued on types of products to implement regarding communications of the Policy Statement Amendment Project.

**TC-2022-105**

**It was Moved by Trustee Peterson and Seconded by Trustee Fenton,**  
5.5 – That Trust Council request staff to prepare a Policy Statement Amendment Project Communications Strategy for the consideration of the incoming Executive Committee and Trust Council in early 2023.

**CARRIED**

Chair Luckham thanked TPC Chair Morrison for her work on Trust Programs Committee, the public for all its input in the Policy Statement Amendment Project and leaving next Council in a good way to move forward with the process.

7.2.2 Referral for Comment Islands Trust Conservancy (ITC) Plan – Briefing

Islands Trust Conservancy (ITC) Chair Stamford spoke to the plan as required by the *Islands Trust Act*.

ITC Manager Emmings provided further detail on the briefing and the time-frame of the 3-year interim plan as presented.

Received for information.

7.2.3 Executive Committee (EC) Sponsorship of NAPTEP Fees- RFD

Director of Trust Area Services (DTAS) Frater spoke to the request for decision (RFD), as presented, regarding EC sponsorship of fees for the Natural Area Property Tax Exemption Program (NAPTEP).

**TC-2022-106**

**It was Moved by Trustee Stamford and Seconded by Trustee Busheikin,** That Trust Council Bylaw No. 190, cited as “Islands Trust Council Natural Area Exemption Certificate Fees Bylaw No. 115, 2006, Amendment Bylaw No. 1, 2022”, be read a first time.

**CARRIED**

**TC-2022-107**

**It was Moved by Trustee Stamford and Seconded by Trustee Peterson,** That Trust Council Bylaw No. 190, cited as “Islands Trust Council Natural Area Exemption Certificate Fees Bylaw No. 115, 2006, Amendment Bylaw No. 1, 2022”, be read a second time.

**CARRIED**

**TC-2022-108**

**It was Moved by Trustee Stamford and Seconded by Trustee Wolverton,** That Trust Council Bylaw No. 190, cited as “Islands Trust Council Natural Area Exemption Certificate Fees Bylaw No. 115, 2006, Amendment Bylaw No. 1, 2022”, be read a third time.

**CARRIED**

**TC-2022-109**

**It was Moved by Trustee Stamford and Seconded by Trustee Peterson,** That Trust Council approve new Policy 2.1.16 “Guidelines for Executive Committee Sponsored or Islands Trust Conservancy Initiated NAPTEP Applications”.

**CARRIED**

The meeting recessed for a lunch break at 12:15 p.m. and reconvened at 1:00 p.m.

**8. COLLABORATION**

**8.1 Coastal Marine Strategy Presentation**

Ministry of Land, Water and Resource Stewardship (LWRS), Coastal Marine Stewardship Executive Director Charlie Short introduced the following LWRS staff:

- Karen Topelko, Sr. Marine Resource Specialist,
- Anette Thingsted, Sr. Policy Advisor.

Executive Director Short gave a PowerPoint presentation titled, “A Coastal Marine Strategy for British Columbia, Information Session for Islands Trust September 21, 2022” and followed with a question and answer session.

Comments were heard on First Nations engagement, advocacy for the coastal marine environment and having LWRS staff return and present to next term's Trust Council.

7.2.4 Amendments to History and Heritage Conservation Grants-in-Aid Policy 2.1.14 – RFD

Director of Trust Area Services (DTAS) Frater spoke to the request for decision (RFD) as presented.

Discussion ensued.

Typographical errors/minor edits on page 235 should say “section 1.4” and page 238 “has the organization received a previous grant-in-aid” clarified.

**TC-2022-110**

**It was Moved by Trustee Langereis and Seconded by Trustee Rogers,**

That Trust Council amend the History, Heritage, and Conservation Grants-in-Aid Policy 2.1.14 dated September 15, 2020, with the revised History and Heritage Conservation Grants-in-Aid Policy 2.1.14 dated September 20, 2022.

**CARRIED**

**9. PLANNING SERVICES**

**9.1 Consent Agenda Items**

**By general consent,** Islands Trust Council adopted the recommendations as presented in items 9.1.1 to 9.1.2.

9.1.1 Regional Planning Committee (RPC) Work Program Report

That Trust Council approve the report as presented.

RPC Chair, Trustee Busheikin thanked the committee and staff for its work this term and noted the Water Sustainability Strategy will need further support.

These minutes will note the Development and Information Approval (DIA) Bylaw is not showing in the projects report and needs tracking.

Approved as presented.

9.1.2 Bylaw Compliance and Enforcement Statistics - Briefing

Receive for information.

**9.2 Discussion / Decision Items**

9.2.1 Planning Services Report September 2022 Trust Council

Director of Planning Services (DPS) Cermak spoke to the report as presented thanking elected officials and staff for welcoming him to his new role.

Discussion ensued on the following:

- Official community plan (OCP) reviews at Islands Trust are out of date due to many issues,
- Challenges regarding bylaw enforcement and communication.

9.2.2 Amendments to Trust Council Policies 6.2.1 Priority Setting/Review Guidelines and 6.71 Work Program, Follow-up Action Lists and Priority Charts - RFD

Director of Planning Services (DPS) Cermak introduced the request for decision (RFD) regarding priority setting.

Regional Planning Manager (RPM) Kauer gave a brief PowerPoint presentation.

Discussion ensued on the policy as presented including the number, scope and preparedness of of top priorities and projects worked on at the local trust committee level.

**TC-2022-111**

**It was Moved by Trustee Rogers and Seconded by Trustee Wolverton,**

That draft policy 6.2.1 be amended by changing 1.1.3 as follows:

1.1.3 a.) to add: "and one active minor project at a time,"

1.1.3 b.) to add: and Salt Spring Island (SSI) is allotted 3 active minor projects."

**TC-2022-112**

**It was Moved by Trustee Busheikin and Seconded by Trustee Johnston,**

That the motion **TC-2022-111** to amend the draft policy 6.2.1 amendment be severed after the word "time" into two motions.

**CARRIED**

Chair Luckham called the question on TC-2022-111 as amended.

**TC-2022-111**

**It was Moved by Trustee Rogers and Seconded by Trustee Wolverton,**

That draft policy 6.2.1 be amended by changing 1.1.3 as follows:

1.1.3 a.) to add: "and one active minor project at a time."

**CARRIED**

**TC-2022-113**

**It was Moved by Trustee Rogers and Seconded by Trustee Wolverton,**  
That draft policy 6.2.1 be amended by changing 1.1.3 as follows:  
1.1.3 b) to add: “and Salt Spring Island (SSI) is allotted 3 active minor projects.”

**TC-2022-114**

**It was Moved by Trustee Grove and Seconded by Trustee Patrick,**  
That motion **TC-2022-113** be amended to remove the word “minor”.

Trustee Busheikin called a point of order on the motion as originally presented in the request for decision regarding “active” and “minor” projects. Chair Luckham continued with the motion.

**CARRIED**

Chair Luckham called the question on TC-2022-113 as amended.

**TC-2022-113**

**It was Moved by Trustee Rogers and Seconded by Trustee Wolverton,**  
That draft policy 6.2.1 be amended by changing 1.1.3 as follows:  
1.1.3 b) to add: “and Salt Spring Island (SSI) is allotted 3 active projects.”

**CARRIED**

**TC-2022-115**

**It was Moved by Trustee Rogers and Seconded by Trustee Wolverton,**  
That Trust Council approve amended Trust Council policies 6.2.1, “Priority Setting / Review Guidelines” as amended and 6.7.1, “Work Program, Follow-Up Action Lists, and Priority Charts” as presented in Attachments 3 and 4.

**CARRIED**

**TC-2022-116**

**It was Moved by Trustee Patrick and Seconded by Trustee Peterson,**  
That Trust Council request staff to establish criteria to guide selection of the local trust committee (LTC) projects to be undertaken, including an evaluation process that determines priorities on the basis of need and regional equity.

**CARRIED**

The meeting recessed for a break at 3:20 p.m. and reconvened at 3:35 p.m.

**By general consent,** Trust Council addressed item 10. and moved item 9.3.3 to Thursday’s business.

**10. GOVERNANCE COMMITTEE**

**10.1 Policy Amendments to Support Governance Committee – RFD**

Chief Administrative Officer (CA) Hotsenpiller and Director of Legislative Services (DLS) Marlor introduced the request for decision (RFD) as presented.



Discussion ensued on the election of committee members.

**TC-2022-117**

**It was Moved by Trustee Rogers and Seconded by Trustee Dodds,**

That Trust Council adopt an amended Policy 2.3.1 [Council Committee System] that:

1. adds Governance Committee as a council standing committee,
2. establishes that membership is seven members from Trust Council elected by Trust Council,
3. establishes that the Chair of Trust Council and one of the two Trust Council elected members of the Islands Trust Conservancy are ex-officio members, and
4. establishes that election of the Governance Committee shall occur by the March Trust Council meeting following the local government general elections.

**CARRIED**

**TC-2022-118**

**It was Moved by Trustee Rogers and Seconded by Trustee Dodds,**

That Trust Council adopts Policy 2.3.5 [Governance Committee Terms of Reference] that establishes the purpose and terms of reference for the Governance Committee.

**CARRIED**

**TC-2022-119**

**It was Moved by Trustee Rogers and Seconded by Trustee Dodds,**

That Trust Council request staff to amend Policy 2.3.2 [Regional Planning Committee Terms of Reference], Policy 2.3.3 [Financial Planning Committee Terms of Reference] and Policy 2.3.4 [Trust Programs Committee Terms of Reference] to change all references to the number of council committees from three (3) to four (4).

**CARRIED**

**10.2 2022 Governance Report Review Session - Session Outline**

At 4:15 p.m., Chair Luckham asked trustees to move into their assigned breakout rooms for discussion on the Governance Report as presented in the session outline.

Each breakout group was facilitated by a senior staff member and administrator.

At 5:00 p.m., Trust Council returned to the main electronic meeting and gave a verbal summary of discussions held by each group in response to the facilitation questions as presented in the session outline.

At 5:35 p.m. the meeting recessed for the day.

## **Thursday, September 22, 2022**

Chair Luckham reconvened the open meeting at 9:00 a.m. and humbly stated gratitude to work and live on Coast Salish First Nations traditional and treaty territory.

There were 21 trustees present when the meeting reconvened. Regrets received from Trustees Fast, McConchie and Rockafella.

Trustees absent: Fenton and Thorn. It was reported that there were 42 livestream views on September 22 and approximately 3 electronic attendees.

### **11. CLOSED MEETING**

At 9:03 a.m., the meeting was closed to the public.

#### **TC-2022-120**

**It was Moved by Trustee Rogers and Seconded by Trustee Wolverton,**

That the meeting be closed to the public subject to Sections 90(1)(c)(g) and (i) of the Community Charter to consider matters related to employee relations, litigation affecting the Islands Trust and receipt of advice that is subject to solicitor-client privilege and that staff attend the meeting.

**CARRIED**

At 10:00 a.m., the meeting was reopened to the public then recessed for approximately 10 minutes.

At 10:15 a.m., Chair Luckham welcomed the public attending and watching livestream, gave a land acknowledgement, took roll call of trustee and continued with the agenda.

### **12. RISE AND REPORT**

Chair Luckham reported that the June Trust Council in-camera minutes were adopted as presented.

Trustee Middleton raised a question regarding business addressed in the closed session.

#### **TC-2022-121**

**It was Moved by Trustee Middleton and Seconded by Trustee Brent,**

That Trust Council request staff provide a list of resources in priority order to advance the Trust's reconciliation activity with First Nations in British Columbia that Council may debate and endorse for advocacy to British Columbia.

Trustee Busheikin called a point of order asking if this was a new business item.

Chair Luckham ruled to proceed with the motion, there were no challengers to the Chair's ruling. Discussion ensued.

**TC-2022-122**

**It was Moved by Trustee Critchley and Seconded by Trustee Brent,**

That motion **TC-2022-121** be amended by inserting after the word “staff” the words “in cooperation with Executive Committee” and by adding before the word “resources” the word “needed”.

**CARRIED**

**TC-2022-121** (as amended)

**It was Moved by Trustee Middleton and Seconded by Trustee Brent,**

That Trust Council request staff, in cooperation with Executive Committee, provide a list of needed resources in priority order to advance the Trust’s reconciliation activity with First Nations in British Columbia that Council may debate and endorse for advocacy to British Columbia.

**CARRIED**

Chair Luckham continued with business from Wednesday’s agenda schedule at item 9.2.3.

9.2.3 Advice to Trust Council on Advocacy to the Province re Housing Affordability Supports – RFD

Regional Planning Committee (RPC) Chair Busheikin spoke to the request for decision as presented.

**TC-2022-123**

**It was Moved by Trustee Busheikin and Seconded by Trustee Dodds,**

That Trust Council request the Chair to write to the Province to:

- outline the particular housing affordability challenges in the Trust Area and
- request that the Province explore what can be done to create housing solutions specific to rural islands in the Trust Area, including options for stable, secure funding.

**CARRIED**

Trustees Fenton and McConchie joined the meeting at 11:01 a.m.

**TC-2022-124**

**It was Moved by Trustee Busheikin and Seconded by Trustee Dodds,**

That Trust Council request Executive Committee to develop a communications strategy and materials to support awareness of the housing affordability advocacy request and rationale.

**CARRIED**

**TC-2022-125**

**It was Moved by Trustee Busheikin and Seconded by Trustee Wolverton,**  
That Trust Council host a panel session about affordable housing challenges and solutions in the Islands Trust Area as part of trustee education.

**TC-2022-126**

**It was Moved by Trustee Dodds and Seconded by Trustee Brent,**  
That motion **TC-2022-125** be amended to remove the word affordable.

**CARRIED**

**TC-2022-125** (as amended)

**It was Moved by Trustee Busheikin and Seconded by Trustee Wolverton,**  
That Trust Council host a panel session about housing challenges and solutions in the Islands Trust Area as part of trustee education.

**CARRIED**

**TC-2022-127**

**It was Moved by Trustee Busheikin and Seconded by Trustee Wolverton,**  
That Trust Council coordinate a round table on housing, to include BC Housing, key ministers, housing leaders from island communities, and others, within the first six months of the new term.

It was discussed that the roundtable be coordinated within six months, not necessarily held within six months of the new term.

**CARRIED**

**13. NEW BUSINESS - None**

**14. SUMMARY/UPDATES**

**14.1 Trustee Updates**

14.1.1 BC Ferries (Ferry Advisory Committee Chairs) - None

14.1.2 First Nations

Trustee Colbourne noted that Snuneymuxw First Nations has signed a working agreement with BC Ferries regarding BC Ferries rezoning application on Gabriola.

14.1.2.1 Trustee Johnston - Xwe'etay/Lasqueti Archaeology Project Report to Trust Council - September 2022

Trustee Johnston circulated an addendum to the attached report via email to Trust Council on September 20<sup>th</sup>.

**14.1.3 Gulf Islands National Park Reserve Advisory Committee**

Trustee Middleton reported there are currently no meetings being held, that the committee is in transition and to keep the committee in mind when the new term trustees convene.

**14.1.4 Salt Spring Island Watershed Protection Alliance (SSIWPA)**

Trustee Patrick noted SSIWPA's work continues.

**14.1.5 Atl'ka7tsem/Howe Sound Community Forum**

Trustee Stamford reported that a sub-committee of the forum is meeting with the Ocean Watch group.

**14.1.6 Southern Gulf Islands Forum**

Trustee Wolverton noted the last forum meeting was postponed and has been rescheduled to meet this week with, the main item of discussion is anchorages.

**14.1.7 Baynes Sound Forum**

Trustee Critchley said the next forum is being set for December 2, 2022 and noted he is sitting on the Department of Fisheries and Oceans (DFO) Shellfish Aquaculture Advisory Committee which meets twice a year.

**14.1.8 Freighter Anchorages Update**

Trustee Fenton said he participated in phase 2 of the Port Authority engagement process on behalf of Gabriolans Against Freighter Anchorages (GAFA).

**14.2 Priorities Chart**

Received for information.

**14.3 Proposed November Trust Council Agenda Program**

CAO Hotsenpiller spoke to drafts November and December Trust Council schedules as presented with regards to new term trustee orientation and election of the new Executive Committee.

Received for information.

#### 14.4 Disposition of Delegations and Public Comment Requests

Regarding delegation item 6.1.3 Gulf Islands Alliance

##### **TC-2022-128**

**It was Moved by Trustee Wright and Seconded by Trustee Critchley,**

That the Gulf Islands Alliance letter and addendum report be included in the new trustee information package.

##### **TC-2022-129**

**It was Moved by Trustee Rogers and Seconded by Trustee Wolverton,**

That motion **TC-2022-128** be amended as follows:

After the word report add “, and the Young Anderson legal opinion regarding the scope of Section 3”.

**CARRIED**

##### **TC-2022-128** (as amended)

**It was Moved by Trustee Wright and Seconded by Trustee Critchley,**

That the Gulf Islands Alliance letter and addendum report, and the Young Anderson legal opinion regarding the scope of Section 3, be included in the new trustee information package.

**DEFEATED**

#### 5. CORRESPONDENCE

##### 15.1 **G. Elliott re: WSÁNEĆ Interests in Islands Trust Policy Statement letter dated May 30, 2022**

The attached correspondence was received for information.

It is noted that Executive Committee requested staff circulate item 10.2 from its September 20<sup>th</sup> agenda, correspondence re: WSÁNEĆ Leadership Council Staff response to 2021 Islands Trust Policy Statement Amendments dated August 4 2022 to all trustees.

##### 15.2 **Emergency Management Trans Mountain re: BC EAO Condition 35 Fate and behaviour Bitumen Research email dated June 16, 2022**

The email and report were received for information.

##### 15.3 **Trustee Wright re: considering carrying capacity letter dated August 31, 2022**

##### **TC-2022-130**

**It was Moved by Trustee Wright and Seconded by Trustee Allen,**

That Trust Council refer the concept of “carrying capacity” to the Regional Planning Committee for study and recommendations.

**CARRIED**

**15.4 H. Holm letter dated August 31, 2022 re: carrying capacity vs ecological balance**

Received for information.

**15.5 Premier response re: Council urges Federal & Provincial Gov to Support Global Initiative for a Fossil Fuel Non-proliferation (FFNP) Treaty.**

Received for information.

**15.6 Minister Osborne response RE: Request for New Legislation to Protect and Restore Biological Diversity and Ecosystem Health**

Response received for information to chair letter sent July 15, 2022. (Incorrectly cited as sent July 12, 2022).

**16. NEXT MEETING**

The next Trust Council meeting is scheduled to be held in-person November 1-3, 2022 at the Coast Victoria Hotel and Marina 146 Kingston Street, Victoria BC.

**17. ADJOURNMENT**

**By general consent,** the meeting was adjourned at 12:13 p.m.

---

**Peter Luckham, Chair**

**Certified Correct**

---

**Lori Foster, Executive Coordinator/Recorder**