



Islands Trust

**Minutes of Islands Trust Council Meeting
March 4-6, 2014 – Hornby Island, BC**

Present:

Executive Committee:

Sheila Malcolmson, Chair (Gabriola)
David Graham, Vice Chair (Denman)
Ken Hancock, Vice Chair (North Pender)
Peter Luckham, Vice Chair (Thetis)

Trustees:

Wolfgang Duntz, Bowen
Andrew Stone, Bowen
Laura Busheikin, Denman
Gisele Rudischer, Gabriola (March 4 and 5)
Louise Decario, Galiano
Sandy Pottle, Galiano
Jan Hagedorn, Gambier
Alex Allen, Hornby
Tony Law, Hornby
Peter Johnston, Lasqueti
Susan Ann Morrison, Lasqueti
Brian Crumblehulme, Mayne
Jeanine Dodds, Mayne
Gary Steeves, North Pender (March 4 and 5)
George Grams, Salt Spring
Peter Grove, Salt Spring
Paul Brent, Saturna
Pam Janszen, Saturna
Mike Jones, South Pender
Liz Montague, South Pender
Sue French, Thetis

Regrets:

Kate-Louise Stamford, Gambier
Gary Steeves, North Pender Island (March 6)
Gisele Rudischer, Gabriola (March 6)

Staff:

Linda Adams, Chief Administrative Officer
Lisa Gordon, Director, Trust Area Services
David Marlor, Director, Local Planning Services
Cindy Shelest, Director, Administrative Services
Marie Smith, Executive Coordinator (Recorder)

TUESDAY, MARCH 4, 2014

Call to Order

The meeting was called to order at 1:05 pm. Chair Malcolmson acknowledged that the meeting was being held in traditional territory of the Coast Salish First Nations.

Twenty-five trustees were in attendance. Trustee absent: Kate Louise Stamford, Gambier.

Approval of Agenda/Notice of New Items

TC-2014-001

It was MOVED by Trustee Law and SECONDED by Trustee French,
To add 'BC Ferries Performance Review' as a New Business item.

CARRIED

TC-2014-002

It was MOVED by Trustee Rudischer and SECONDED by Trustee Crumblehulme,
To add 'Federal Communication Tower Consultation Process' as a New Business item.

CARRIED

TC-2014-003

It was MOVED by Trustee Brent and SECONDED by Trustee Janszen,
To add 'Advisory Planning Commission Policy Review' as a New Business item.

CARRIED

TC-2014-004

It was MOVED by Trustee Hagedorn and SECONDED by Trustee Stone,
To add 'Howe Sound Marine Management Plan as a New Business item.

CARRIED

By General Consent, the agenda was approved, as amended.

DECISION AND INFORMATION ITEMS

1. GENERAL

1.1 Resolutions Without Meeting: TC-RWM-2014-001

Provided for information.

1.2 December 2013 Trust Council Meeting Draft Minutes

By General Consent, the December 2013 Trust Council Meeting Minutes were adopted, as amended.

1.3 Trust Council Follow-Up Action List

Provided for information.

2. LOCAL PLANNING

2.1 Director of Local Planning Services Report

Provided for information.

2.2 Local Planning Committee Work Program Report

The top work program priorities of the Local Planning Committee as of March 2014 were:

- 1) Development of Water Quality and Quantity Tool Kit; 2) Greenshores for Homes; and
- 3) Renewable Energy Technology in the Trust Area.

TC-2014-005

It was MOVED by Trustee Decario and SECONDED by Trustee Crumblehulme,

That the Islands Trust Council approve the Local Planning Committee Work Program Report.

CARRIED

2.3 Groundwater Quality and Quantity Toolkit

TC-2014-006

It was MOVED by Trustee Decario and SECONDED by Trustee Crumblehulme,

That the Islands Trust Council request staff to finalize the formatting and circulate the Gulf Islands Groundwater Protection – A Regulatory Toolkit, to all Local Trust Committees and planning staff and Bowen Island Municipality so that they are aware of some of the options available for the protection of groundwater.

TC-2014-007

It was MOVED by Trustee Steeves and SECONDED by Trustee Luckham,

To Amend the Motion as follows: That the Islands Trust Council request staff to finalize the formatting and circulate the Gulf Islands Groundwater Protection – A Regulatory Toolkit, to all Local Trust Committees and planning staff and Bowen Island Municipality so that they are aware of some of the options available for the protection of groundwater and that this toolkit be included in the orientation program for the next Trust Council.

On the Amendment

CARRIED

On Motion as Amended

CARRIED

2.4 Bylaw Enforcement Report

Staff highlighted the current status of bylaw enforcement investigations in the Trust Area.

2.5 Local Planning Services Three Year Work Plan

Provided for information.

2.6 Ministry of Transportation and Infrastructure and Islands Trust Letter of Agreement

This briefing was provided for information.

2.7 Integrated Shoreline/Watershed Protection Approach

This briefing was provided for information.

3. EXECUTIVE

3.1 Chief Administrative Officer's Report

Provided for information.

3.2 Executive Committee Work Program Report

The top work program priorities as of February 2014 were: 1) Governance, Policy, Strategic Planning, Trust Council; 2) Communications, Advocacy, Policy Statement, Interagency and Public Relations; and 3) Organizational Improvements.

The issue of the ability to hold Trust Council meetings electronically was raised.

TC-2014-008

It was MOVED by Trustee Brent and SECONDED by Trustee Crumblehulme,
That the Islands Trust Council request the Executive Committee to explore the ability for Trust Council to hold electronic meetings and provide a recommendation to Council.

Staff noted that work has been previously done on this issue and that these briefings could be circulated for review prior to deciding on exploring further.

TC-2014-009

It was MOVED by Trustee Crumblehulme and SECONDED by Trustee Law,
To Table the Motion.

In Favour – 22
Opposed – 3
(Malcolmson-Gabriola; Steeves-North Pender; Brent-Saturna)
CARRIED

TC-2014-010

It was MOVED by Trustee Luckham and SECONDED by Trustee Law,
That the Islands Trust Council request staff circulate to trustees any reports and policies to Trust Council regarding electronic meetings.

In Favour – 24
Opposed – 1
(Steeves-North Pender)
CARRIED

TC-2014-011

It was MOVED by Trustee Graham and SECONDED by Trustee French,
That the Islands Trust Council approve the Executive Committee Work Program Report.

CARRIED

3.3 Trust Council Plan for Continuous Learning 2011-2014

TC-2014-012

It was MOVED by Trustee Luckham and SECONDED by Trustee Morrison,
That the Islands Trust Council approve adding 'Public Consultation and Polling' to the Continuous Learning Plan as a potential topic for a future Council session.

CARRIED

3.4 Islands Trust Council 2011-2014 Strategic Plan – Status Update

Provided for information.

3.5 Select Committee on Trust Council Input into Future CAO Appointments

Council members reviewed the briefing provided by the Select Committee outlining options related to Trust Council providing input into the appointment of future CAOs.

This item will be discussed further at a later time on the agenda.

3.6 Election Administration for 2014

This briefing was provided for information. Staff noted that the bylaw may have to be amended pending decision from the province following announcement to a four year term.

4. ADMINISTRATIVE SERVICES

Deferred to later in the meeting.

5. TRUST AREA SERVICES

5.1 Director of Trust Area Services Report

Provided for information.

5.2 Trust Fund Board Report

Trustee Tony Law, Chair of the Trust Fund Board, highlighted the Board's accomplishments as of February 2014 in the areas of Strategic Planning/Administration, Covenant and Property Acquisition, Property and Covenant Management, Communications and Fundraising. A written report was provided for information.

5.3 Trust Programs Committee Work Program Report

The top work program priorities of the Trust Programs Committee as of February 2014 were: 1) Community Stewardship Awards; 2) BC Ferries Advocacy Program; and 3) Indicator Program.

TC-2014-013

It was MOVED by Trustee Brent and SECONDED by Trustee Grams,
That the Islands Trust Council approve the Trust Programs Committee Work Program Report.

CARRIED

5.4 2014 Community Stewardship Awards

This briefing was provided for information.

5.5 Advocacy Costs and Resources

TC-2014-014

It was MOVED by Trustee Hancock and SECONDED by Trustee Crumblehulme,
That the Islands Trust Council remove from its Follow-Up Action List the task "Advocacy strategy re marine and coastal issues".

Discussion ensued with many trustees voicing opposition to the motion, stating it gave the impression that Council is not committed to marine issues. The Council Strategic Plan and Policy Statement both show commitment to marine advocacy.

DEFEATED

2014/15 BUDGET SESSION

Director of Administrative Services Cindy Shelest provided an overview of the Financial Planning Committee's draft recommendations for the 2014/15 budget, including discretionary and non-discretionary revenue and expenses, a review of the proposed OCP/LUB budget, and a preliminary proposal for a 0% property tax increase.

TC-2014-015

It was MOVED by Trustee Hagedorn and SECONDED by Trustee Duntz,
That the Islands Trust Council add \$5,000 for forage fish mapping to the Gambier Island Local Trust Committee 2014/15 projects budget.

TC-2014-016

It was MOVED by Trustee Hancock and SECONDED by Trustee Luckham,
That the Islands Trust Council add \$5,000 for forage fish mapping to the Gambier Island Local Trust committee 2014/15 projects budget and that it be funded from surplus.

On the Amendment **CARRIED**

On Motion as Amended **CARRIED**

TC-2014-017

It was MOVED by Trustee Stone and SECONDED by Trustee Duntz,
That the Islands Trust Council add \$5,000 for forage fish mapping to the Bowen Island Municipality 2014/15 projects budget and that it be funded from surplus.

Staff noted that these funds would go through the Trust Area Services budget.

CARRIED

4. ORGANIZATIONAL/FINANCE

4.1 Director of Administrative Services Report

Provided for information.

4.2 Financial Planning Committee Work Program Report – Decision

The top work program priorities for the Financial Planning Committee as of February 2014 were: 1) Finalize 2014/15 Budget; and 2) Conduct 2013/14 Year End and Audit

TC-2014-018

It was MOVED by Trustee Steeves and SECONDED by Trustee Hancock,
That the Islands Trust Council approve the Financial Planning Committee Work Program Report.

CARRIED

4.3 December 31, 2013 Quarterly Statement

TC-2014-019

It was MOVED by Trustee Steeves and SECONDED by Trustee Hancock,
That the Islands Trust Council approve the December 31, 2013 quarterly financial report as presented.

CARRIED

4.4 Financial Forecast for March 31, 2014 Year End

Provided for information.

4.5 2014/15 Financial Plan Bylaw

This item was deferred to March 5.

4.6 Revenue Anticipation Borrowing Bylaw

TC-2014-020

It was MOVED by Trustee Steeves and SECONDED by Trustee Johnston,
That Islands Trust Council Bylaw 156, cited as the “Revenue Anticipation Borrowing Bylaw 2014/15” be Read a First Time.

CARRIED

TC-2014-021

It was MOVED by Trustee Steeves and SECONDED by Trustee Allen,
That Islands Trust Council Bylaw 156, cited as the “Revenue Anticipation Borrowing Bylaw 2014/15” be Read a Second Time.

CARRIED

TC-2014-022

It was MOVED by Trustee Steeves and SECONDED by Trustee Crumblehulme,
That Islands Trust Council Bylaw 156, cited as the “Revenue Anticipation Borrowing Bylaw 2014/15” be Read a Third Time.

CARRIED

TC-2014-023

It was MOVED by Trustee Steeves and SECONDED by Trustee Busheikin,

That Islands Trust Council Bylaw 156, cited as the 'Revenue Anticipation Borrowing Bylaw 2014/15", be forwarded to the Minister of Community, Sport and Cultural Development for approval consideration.

CARRIED

4.7 Revisions to Purchasing Procedure Policy 6.5.iii

TC-2014-024

It was MOVED by Trustee Steeves and SECONDED by Trustee French,

That the Islands Trust Council approve the revisions to Purchasing Procedure Policy 6.5.iii and remove Local Trust Committee Local Expense Account Policy 4.1.viii from the Islands Trust Council's Policy Manual.

CARRIED

The meeting recessed at 5:20 pm.

WEDNESDAY, MARCH 5, 2014

The meeting reconvened at 8:35 am. Twenty-five trustees were in attendance.
Trustee absent: Kate Louise Stamford, Gambier.

DECISION AND INFORMATION ITEMS

4.8 Salt Spring Island Request – Special Property Tax Requisition

TC-2014-025

It was MOVED by Trustee Grams and SECONDED by Trustee Grove,

That the Islands Trust Council include a special property tax requisition for the Salt Spring Island Local Trust Area in the amount of \$110,000 in its 2014/15 annual budget, to fund additional operations of the Salt Spring Island Local Trust Committee consistent with Trust Council's delegated powers.

In Favour - 24

Opposed – 1

(Jones-South Pender)

CARRIED

5.5 Advocacy Costs and Resources – continued

TC-2014-026

It was MOVED by Trustee Hancock and SECONDED by Trustee Crumblehulme,

That the Islands Trust Council direct the Executive Committee to review financial, staff and trustee resources available for all advocacy activities, and provide the results of the review with recommendations to Trust Council.

TC-2014-027

It was MOVED by Trustee Law and SECONDED by Trustee Dodds,

To Amend the Motion as follows: That the Islands Trust Council direct the Executive Committee to review financial, staff and trustee resources available for all advocacy activities recognizing Council's focus on marine issues, and provide the results of the review with recommendations to Trust Council.

On the Amendment

CARRIED

On the Motion as Amended

In Favour - 24
Opposed – 1
(Jones-South Pender)

CARRIED

TC-2014-028

It was MOVED by Trustee Hancock and SECONDED by Trustee Crumblehulme,

That the Islands Trust Council direct the Executive Committee to oversee development of a draft framework for assessing advocacy campaign priorities and for selecting advocacy methods.

In Favour - 24
Opposed – 1
(Steeves-North Pender)

CARRIED

6. CORRESPONDENCE

6.1 Letters re Support for Updated Antenna Protocol for the Islands Trust Area

Provided for information. This issue will be addressed later in the agenda under New Business.

7. SUMMARY/UPDATES

7.1 Trustee Updates

7.1.1 BC Ferries (T. Law)

Trustee Law, Co-Chair of the Ferry Advisory Committee Chairs, and various trustees gave verbal updates on local Ferry Advisory Committees.

7.1.2 First Nations

No update.

7.1.3 Gulf Islands National Park Reserve Advisory Committee (P. Janszen)

Trustee Janszen reported that the Committee has held no meetings to report on.

7.1.4 Salt Spring Island Watershed Protection Authority

Written report provided for information.

7.2 Priorities Chart

By General Consent, the Islands Trust Council approved the Priorities Chart, as presented.

7.3 Proposed June 2014 Trust Council Agenda Program

The draft agenda program for the next meeting of the Islands Trust Council, scheduled for June 18-19, 2014 on Saturna Island was provided for information.

7.4 Disposition of Delegations and Town Hall Requests – General Consent

By General Consent, the Islands Trust Council requested the Chair to write to the delegation participants and to thank them for their submissions.

8. NEW BUSINESS

8.1 BC Ferries Performance Review

TC-2014-029

It was MOVED by Trustee Law and SECONDED by Trustee French,

That the Islands Trust Council request the Chair to write to the BC Ferry Commissioner asking that he conduct a performance review of BC Ferries with respect to cost effective management including cost allocations to the non-major routes.

CARRIED

8.2 Federal Communication Tower Consultation Process

TC-2014-030

It was MOVED by Trustee Rudischer and SECONDED by Trustee Morrison,

That the Islands Trust Council request staff to advise whether Trust Council actions are necessary to implement the new federal communication tower consultation process once the Industry Canada procedure is in effect.

CARRIED

8.3 Advisory Planning Commission Policy Review

TC-2014-031

It was MOVED by Trustee Brent and SECONDED by Trustee Crumblehulme,

That the Islands Trust Council request the Local Planning Committee to review the Advisory Planning Commission policy and recommend amendments and a model APC bylaw for Trust Council consideration at its June 2014 meeting.

TC-2014-032

It was MOVED by Trustee Decario and SECONDED by Trustee Luckham,

To Amend the Motion as follows: That the Islands Trust Council request the Local Planning Committee to review the Advisory Planning Commission policy and recommend amendments and a model APC bylaw for Trust Council consideration ~~at it June 2014 meeting.~~

On the Amendment

In Favour - 19

Opposed – 6

(Johnston-Lasqueti; Crumblehulme-Mayne; Dodds-Mayne; Grams-Salt Spring;
Brent-Saturna; Janszen-Saturna)

CARRIED

On Motion as Amended

CARRIED

8.4 Howe Sound Marine Management Plan

Trustee Hagedorn and Trustee Stone, as Metro Vancouver RD Director, provided a verbal update on the status of the Howe Sound Marine Management Plan and the Howe Sound Forum.

COMMUNITY PRESENTATION

Gerald Hodge, famed author on community planning and resident of Hornby Island gave a presentation on “Is your Community Senior Smart?” and what communities can do to prepare for the surge of aging baby boomers.

DELEGATIONS AND TOWN HALL

1. Denman Island Forage Fish Group

Dorrance Woodward with the Denman Island Forage Fish Group provided a presentation about the impacts of industrial shellfish aquaculture, in particular the expansion of geoduck aquaculture within the Strait of Georgia.

2. Cameron Thorn

Cameron Thorn from South Pender Island addressed trustees about policy recommendations for advisory bodies, in particular advisory planning commissions, and conflict of interest.

3. Association for Denman Island Marine Stewards

A representative from the Association for Denman Island Marine Stewards addressed trustees about its association’s concerns with the regulation of aquaculture and the impacts of industrial shellfish aquaculture, as it relates to the expansion of geoduck aquaculture in the Trust Area.

4. Gulf Islands Alliance

On behalf of the Gulf Islands Alliance, Graham Brazier from Denman Island spoke to trustees, encouraging Council to focus on strengthening its relationships with Trust-Area First Nations.

Notice of New Item

TC-2014-033

It was MOVED by Trustee Johnston and SECONDED by Trustee Luckham,
To add "Briefing Request re Followup to Cameron Thorn Delegation' as a New Business
Item.

In Favour – 23
Opposed – 2
(Hancock-North Pender; Steeves-North Pender)
CARRIED

BC TREATY NEGOTIATORS SESSION

Representatives from the Ministry of Aboriginal Relations and Reconciliation provided trustees with an understanding of the BC Treaty process and an update about negotiations relevant to the Islands Trust Area.

TC-2014-034

It was MOVED by Trustee Luckham and SECONDED by Trustee Stone,
That the Islands Trust Council meeting be closed to the public subject to Sections 90(2)(b), (g) and (i) of the Community Charter in order to consider matters related to the consideration of information received and held in confidence relating to negotiations between the Island Trust Council 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 in order to distribute documents related to litigation affecting the Islands Trust, and receipt of advice that is subject to solicitor-client privilege; and that staff and Comox Valley Regional Director Bruce Joliffe be invited to attend the meeting.

CARRIED

The meeting closed to the public at 2:40 pm.
The meeting reopened to the public at 3:20 pm.

2014/15 BUDGET SESSION

Financial Planning Committee Chair Gary Steeves introduced the proposed 2013-14 budget of \$7.1 million, which would result in no property tax increase over the previous year.

TC-2014-035

It was MOVED by Trustee Steeves and SECONDED by Trustee Stone,
That Islands Trust Council Bylaw 155, cited as the "Financial Plan Bylaw, 2014/2015" be
Read a First Time.

CARRIED

TC-2014-036

It was MOVED by Trustee Steeves and SECONDED by Trustee Busheikin,
That Islands Trust Council Bylaw 155, cited as the "Financial Plan Bylaw, 2014/2015" be
Read a Second Time.

CARRIED

TC-2014-037

It was MOVED by Trustee Steeves and SECONDED by Trustee Allen,

That Islands Trust Council Bylaw 155, cited as the "Financial Plan Bylaw, 2014/2015" be Read a Third Time.

CARRIED

TC-2014-038

It was MOVED by Trustee Steeves and SECONDED by Trustee French,

That Islands Trust Council Bylaw 155, cited as the "Financial Plan Bylaw, 2014/15" be forwarded to the Minister of Community, Sport and Cultural Development for approval consideration.

CARRIED

DECISION AND INFORMATION ITEMS - continued

8.5 Request for Information re: Cameron Thorn Delegation

TC-2014-039

It was MOVED by Trustee Montague and SECONDED by Trustee Brent,

That the Islands Trust Council request a full briefing from staff for the June 2014 meeting about issues raised by Cameron Thorn in his delegation.

Staff noted that it was a complicated issue and would require a complex briefing that could require a considerable amount of the Chief Administrative Officer's time to prepare. Some of the work already asked for on the Advisory Planning Commission Policy and model bylaw will address some of the concerns raised.

In Favour –21

Opposed - 4

Busheikin-Denman; Law-Hornby; Hancock-North Pender; Steeves-North Pender

CARRIED

3.5 Select Committee on Trust Council Input into Future CAO Appointments

TC-2014-040

It was MOVED by Trustee Law and SECONDED by Trustee French,

That the Islands Trust Council request the Executive Committee to prepare draft amendments to Policy 2.4.i and if required Trust Council Bylaw No. 3, to require Trust Council consultation in advance of CAO recruitment and selection process and develop Terms of Reference to specify the format for the consultation; and that the Select Committee on Trust Council Input into Future CAO Appointments be disbanded.

Some committee members expressed opposition to the motion, wanting the CAO Selection Committee to provide a recommendation to Council in June.

In Favour - 14

Opposed – 11

(Stone-Bowen; Busheikin-Denman; Graham-Denman; Crumblehulme-Mayne; Dodds-Mayne; Grams-Salt Spring; Grove-Salt Spring; Brent-Saturna; Janszen-Saturna; Montague-South Pender; French-Thetis)

CARRIED

CLOSED SESSION

TC-2014-041

It was MOVED by Trustee Graham and SECONDED by Trustee Luckham,
That the Islands Trust Council meeting be closed to the public subject to Sections 90(1)(g) and (i) of the Community Charter in order to distribute documents related to litigation affecting the Islands Trust, and receipt of advice that is subject to solicitor-client privilege; and staff be invited to attend the meeting.

CARRIED

The meeting closed to the public at 5:10 pm and reopened at 5:12 pm.

The meeting recessed at 5:13 pm.

Thursday March 6, 2014

The meeting reconvened at 8:35 am. Twenty-three trustees were in attendance. Trustees absent: Kate Louise Stamford, Gambier, Gisele Rudischer, Gabriola and Gary Steeves, North Pender.

TC-2014-042

It was MOVED by Trustee Luckham and SECONDED by Trustee Hancock,
That the Islands Trust Council meeting be closed to the public subject to Sections 90(1)(b), (c),(g) and (i) of the Community Charter in order to consider matters related to:

- labour relations and other employee relations,
- litigation affecting the Islands Trust, and
- receipt of advice that is subject to solicitor-client privilege;

and that CAO Linda Adams be invited to attend the entire meeting, and that Islands Trust staff be invited to attend Parts 2 and 3 of the meeting.

CARRIED

The meeting closed to the public at 8:36 a.m.

The meeting reopened to the public at 10:15 a.m.

9. ADJOURNMENT

TC-2014-043

It was MOVED by Trustee Graham and SECONDED by Trustee Hancock,
To adjourn the meeting.

CARRIED

The meeting adjourned at 10:17 am.

Next Meeting: June 18-19, 2014, Saturna Island, BC.

Sheila Malcolmson, Chair, Islands Trust Council

Marie Smith, Executive Coordinator & Recorder