



WHISTLER

MINUTES

**REGULAR MEETING OF MUNICIPAL COUNCIL
TUESDAY, JUNE 21, 2016, STARTING AT 5:30 PM**

**In the Franz Wilhelmssen Theatre at Maury Young Arts Centre – Formerly
Millennium Place
4335 Blackcomb Way, Whistler, BC V0N 1B4**

PRESENT:

Mayor N. Wilhelm-Morden

Councillors: S. Anderson, J. Ford, J. Grills, A. Janyk,
S. Maxwell

ABSENT: Councillor J. Crompton

Chief Administrative Officer, M. Furey
General Manager of Infrastructure Services, J. Hallisey
General Manager of Corporate and Community Services, N. McPhail
General Manager of Resort Experience, J. Jansen
Municipal Clerk, L. Schimek
Manager of Communications, M. Comeau
Director of Planning, M. Kirkegaard
Manager of Financial Services, M. Peatfield
Manager of Building Services, J. Mooney
Planning Analyst, R. Licko
Transportation Demand Management Coordinator, E. DaSanto
Utilities Group Manager, M. Day
Planner, F. Savage
Planner, A. Antonelli
Planner, R. Brennen
Recording Secretary, M. Kish

ADOPTION OF AGENDA

Moved by Councillor A. Janyk
Seconded by Councillor S. Maxwell

That Council adopt the Regular Council agenda of June 21, 2016 with the removal of the Presentation by Joel Chevalier regarding the Whistler Blackcomb Free Shuttle Pilot Project.

CARRIED

ADOPTION OF MINUTES

Moved by Councillor S. Anderson
Seconded by Councillor J. Ford

That Council adopt the Regular Council minutes of June 7, 2016.

CARRIED

PRESENTATIONS/DELEGATIONS

National Aboriginal Day A ceremonial performance took place by members from the Squamish Lil'wat Cultural Centre.

At 5:40 p.m. Mayor Wilhelm-Morden called a short recess.

At 5:41 p.m. the meeting resumed.

PUBLIC QUESTION AND ANSWER PERIOD

There were no questions from the public.

MAYOR'S REPORT

On behalf of the Resort Municipality of Whistler, Mayor Wilhelm-Morden expressed her sincere condolences to the City of Orlando. On June 12, Orlando experienced the worst mass shooting in U.S. history when a gunman opened fire at the Pulse nightclub, killing 49 people and injuring more than 50 others. Our thoughts are with those who lost family members, the first responders and all those who are now dealing with the repercussions of such a tragic event.

The Resort Municipality and Council held a Community Forum last Wednesday at the Audain Art Museum. Mayor Wilhelm-Morden commented on how pleased she was to see many community members share their time and attend the forum to speak with staff and council about issues important to them and issues covered in Whistler's Corporate Plan. The Forum covered topics such as transportation, housing, fire, water use, climate change and our local economy, daycare and many more. Many ideas and suggestions were shared and Mayor Wilhelm-Morden thanked everyone who took time to participate commenting that your feedback is important to us and has been recorded. For those who were not able to attend, the information that was presented is available at www.whistler.ca/getinvolved. There is also a comment feature available on that website to allow all community members to share their feedback on issues in the Corporate Plan and other issues important to the community. Those in attendance tonight are welcome to ask questions or share submissions on the Corporate Plan with staff and Council.

The Association of Whistler Area Residents for the Environment as well as Sea to Sky Clean Air are hosting a Climate Action Symposium this Thursday, June 23 that will focus on Our Future with Forest Fires. Mayor Wilhelm-Morden encouraged residents to attend and learn about how to mitigate the threat of wildfires and how our community can adapt to climate change. Tickets for the symposium are available at www.eventbrite.ca.

Mayor Wilhelm-Morden commented that it is now "officially" summer and so begins a very busy and exciting season for Whistler. Canada Day is just around the corner and is a major event here in the village and the resort. We are excited to again have a wonderful schedule of events for everyone to participate in. There will be the Canada Day Parade starting at 11:30 a.m.,

free gelato by Lucia Gelato, more afternoon events followed by the inaugural concert to kick off Whistler's free summer concert series - by the Vancouver Symphony Orchestra at 8:30 p.m. Mayor Wilhelm-Morden invited all to attend this wonderful celebration of Canada!

Mayor Wilhelm-Morden announced that this Saturday, June 25 the "no charge to users" shuttle to Lost Lake will return from 11:00 a.m. to 6:00 p.m. daily until September 5. This is a service funded by the Resort Municipality of Whistler and BC Transit. We are pleased to make this service available again this year to help residents and visitors enjoy summer at the lake as well as reducing the number of vehicle trips within Whistler.

As we look forward to summer weather returning, the Resort Municipality of Whistler would like to remind everyone to stay safe while having fun on the River of Golden Dreams and Whistler's lakes this summer.

- Please use appropriate equipment. Inflatable boats and water toys can easily be punctured and deflate on the River of Golden Dreams and we strongly discourage their use.
- Please use only suitable watercraft and wear a lifejacket or carry a personal flotation device. It is the law and RCMP will be patrolling our waterways this summer.
- Drinking on the water, beaches and all public places in Whistler is prohibited.
- Take time to learn the signs of drowning. Those who are drowning cannot yell for help. Keep small children within arm's reach.
- Please keep our rivers, lakes and beaches clean. Properly dispose of inflatables that have deflated and recycle all beverage containers and properly dispose of other garbage.

Mayor Wilhelm-Morden commented that while our lakes and rivers are wonderful ways to cool down in the summer heat, it is important that people are safe and respectful of others around them.

At the Audain Museum the Masterworks from the Beaverbrook Gallery has opened. Mayor Wilhelm-Morden commented that it is an absolutely outstanding collection of both European and Canadian artists including Dali, Matisse, Turner, Gainsborough, The Group of Seven and Emily Carr. This is also the first time that the upper floor of the temporary exhibit space has been used. The temporary exhibit is in Whistler until the end of September. Mayor Wilhelm-Morden encouraged everyone to visit.

Councillor Anderson reported that he attended the Multi-Cultural Festival opening at the Library on behalf of the Mayor. Councillor Anderson took part in the festivities enjoying the many food offerings that were available from different cultures.

Councillor Ford communicated that Whistler Animals Galore (WAG) is hosting its annual Charity Challenge on Saturday July 9. To find out more go to www.whistlerwag.com.

Councillor Grills reported that he met with a delegation from Hakuba, Japan, a resort very similar to Whistler, with a resident population of around 9,500 and with more than 1.6 million skier visits per year. Their set up consists of 9 resorts around the valley with approximately 125 lifts. Councillor Grills commented that they were very interested to hear about our valley trail system, how we have expanded our summer business and have extended an invitation to visit their resort especially in the winter as they have some great skiing.

Councillor Grills thanked the organizers and congratulated the winners of the Whistler Excellence Awards that were held Thursday June 16. Councillor Grills commented that it was a great evening that has grown to 450 guests. Councillor Grills congratulated the Whistler Chamber for a great event.

On Saturday June 25 at 1:00 p.m. the Whistler High School Graduating Class will be receiving their diplomas. He commented that it will be a fun ceremony seeing the youth that have had the pleasure of growing up here are now going off into the world.

Councillor Grills informed that Lillooet is having a showdown with a community on the Vancouver Island to win \$100,000 from BCAA which will go towards building a park. You can vote daily at www.bcaaplayhere.com.

Councillor Maxwell informed that Whistler Community Services Society are having their AGM on Wednesday June 29. If anyone is interested in attending go to www.mywcass.org to get more information.

INFORMATION REPORTS

2015 Annual Report
Report No.16-076
File No. 4325

Moved by Councillor J. Ford
Seconded by Councillor J. Grills

That Information Report No. 16-076 regarding 2015 Annual Report be received and considered by Council, and further

That Council consider submissions and questions from the public with respect to the report.

CARRIED

ADMINISTRATIVE REPORTS

Gross Floor Area
Exclusion Review
Report No.16-065
File No. 7645.01

Moved by Councillor A. Janyk
Seconded by Councillor S. Anderson

That the results of the monitoring program for the excluded gross floor area regulations in Report No. 16-065 be received; and

That Council endorse expanding the focus of the monitoring program for excluded gross floor area to include a comprehensive review of neighbourhood character considerations and development considerations for residential neighbourhoods as described in this report.

That Council be advised of staff's intention to retain the services of a qualified consultant to prepare a comprehensive review and recommendations regarding neighbourhood character considerations, development trends and inform potential regulatory changes; and further

That staff be authorized to bring forward for Council's consideration amendments to the terms of reference for the Illegal Spaces Task Force to extend the term of the Task Force, rename the Task Force, expand the Task Force's role to align with the above-noted focus of the monitoring program and provide advice on the neighbourhood character study referenced above.

That Council direct staff to refer the report to the next Committee of the Whole meeting for further discussion.

CARRIED

DVP1120 – 1037
Madeley Place Setback
Variance And Covenant
Amendment
Report No.16-073
File No. DVP 1120

Moved by Councillor J. Grills
Seconded by Councillor J. Ford

That Council approve the issuance of Development Variance Permit DVP 1120 for the proposed development located at 1037 Madeley Place to vary the East side building setback from 3.0 metres to 1.9 metres to accommodate a window well as shown on the plan prepared by DVAD Inc. dated May 9, 2016, and June 8, 2016, attached as Appendix B to Report No. 16-073; and further

That Council authorize the Mayor and Municipal Clerk to amend Section 219 covenant CA1075296 registered on the title of 1037 Madeley Place to attach the geotechnical report prepared by EXP Consulting, dated May 18, 2016, that confirms the proposed development of the property with a habitable basement is safe for the use intended.

CARRIED

CM74 - 1027 Madeley
Place Covenant
Amendment
Report No.16-074
File No. CM74

Moved by Councillor J. Ford
Seconded by Councillor J. Grills

That Council authorize the Mayor and Municipal Clerk to amend existing Section 219 covenant CA1075296 registered on the title of 1027 Madeley Place to attach the geotechnical report prepared by EXP Consulting, dated May 18, 2016, that confirms the proposed development of the property with a habitable basement is safe for the use intended.

CARRIED

DP1489- 7600 and 8010
Nesters Road –
Development Of
Recycling Facilities

Moved by Councillor S. Anderson
Seconded by Councillor A. Janyk

Report No.16-075
File No. DP1489

That Council approve the issuance of Development Permit DP 1489 for the proposed recycling facilities at 7600 and 8010 Nesters Road, which includes the following variances to the Zoning Bylaw:

- a) Vary the parking setback requirement for the parking area at 7600 Nesters Road; and
- b) Vary the fence height for the proposed dog enclosure fence system at 8010 Nesters Road,

as illustrated on the site plan, prepared by Bromley Projects Limited, dated June 13, 2016, engineering plans prepared by Behlen, dated June 7, 2016, environmental reports prepared by Cascade Environmental Consultants dated June 3 and 13, 2016, and the flood control measures report prepared by Kerr Wood Leidal Consulting Engineers dated June 13, 2016, and attached respectively as Appendices B, C, and D to Council Report No. 16 - 075, and subject to the resolution of the following items to the satisfaction of the General Manager of Resort experience:

1. Provide final QEP report for site monitoring measures for sediment and erosion control during construction to protect the adjacent wetland and buffer area located on the property from construction impacts;
2. Provide final QEP report and civil drawings for the permanent storm water management system;
3. Provide final concept landscape plan, and further

That Council authorize the Mayor and Municipal Clerk to amend Section 219 covenant BG265045 registered on the title of 7600 Nesters Road to attach the professional engineer report prepared by Kerr Wood Leidal Consulting Engineers, dated June 13, 2016, that confirms the proposed development of the regional recycling building on the property is safe for the uses intended.

CARRIED

RZ1117 - Whistler RV
Park - 55 Hwy 99
Report No.16-068
File No. RZ1117

Moved by Councillor J. Ford
Seconded by Councillor J. Grills

That Council consider giving first and second readings to 'Zoning Amendment Bylaw (Whistler RV) No. 2110, 2016'; and further

That Council authorize staff to schedule a public hearing for 'Zoning Amendment Bylaw (Whistler RV) No. 2110, 2016', and to advertise for same in the local newspaper.

CARRIED

LLR 1258 –
Fitzsimmons Pub New
Liquor Primary Patio
Report No.16-077
File No. LLR1258

Moved by Councillor J. Ford
Seconded by Councillor J. Grills

That Council pass the resolutions attached as Appendix "A" to Administrative Report No. 16-077 providing Council's recommendation to the Liquor Control and Licensing Branch regarding an Application from the Fitzsimmons Pub for a Structural Change to Liquor Primary Licence No. 147386 to add a new outdoor patio with an occupant load of 26 persons.

CARRIED

Whistler Transit System 2016-2017 Annual Operating Agreement (AOA) and TMAC Update Report No. 16-078 File No. 534	Moved by Councillor J. Ford Seconded by Councillor J. Grills That Council authorize the Mayor and Corporate Officer to execute the <i>2016-2017 Whistler Annual Operating Agreement (Conventional)</i> for the period April 1, 2016 through March 31, 2017. CARRIED
Crown Referral: Canadian Wilderness Adventures Proposed Expansion Report No. 16-079 File No. CR00060	Moved by Councillor A. Janyk Seconded by Councillor S. Maxwell That Council direct staff to provide the response attached as Appendix A to the Ministry of Forests, Lands and Natural Resource Operations expressing the Resort Municipality of Whistler's opposition to the application by Canadian Wilderness Adventures for an expanded Commercial Recreation Tenure in the Callaghan Valley. <i>Opposed: Councillor S. Anderson, Councillor J. Ford.</i> CARRIED
Tourist Accommodation Review Report No. 16-080 File No. 7651	Moved by Councillor J. Ford Seconded by Councillor A. Janyk That Council endorse the proposed approach, workplan and timeline for the Tourist Accommodation (TA) Review project as presented in Appendix A; That Council endorse the budget of \$40,000 allocated for this project in the 2016 budget; and That Council direct staff to proceed with the project as presented. CARRIED
2015 Statements of Financial Information Report No. 16-081 File No. 4325	Moved by Councillor A. Janyk Seconded by Councillor S. Maxwell That Council approve the 2015 Statements of Financial Information. CARRIED <i>At 8:46 p.m. Councillor A. Janyk left the meeting</i> <i>At 8:48 p.m. Councillor A. Janyk returned</i>
2015–2016 Drinking Water Report Report No. 16-082 File No. 200	Moved by Councillor A. Janyk Seconded by Councillor S. Anderson That Administrative Report No. 16-082 be received by Council; and That Council provide the Utilities Group Manager authority to implement the 2016 site-specific irrigation management plan program described in this report. CARRIED

Rainbow Park
Well/Pump Station
Repairs – Construction
Award
Report No.16-083
File No. 227

Moved by Councillor J. Ford
Seconded by Councillor A. Janyk

That Council award the contract tendered in the amount of \$1,104,915.00 (including GST) by CHB Services for the 2016 Rainbow Park well (W219) installation and Alta Lake Road pump station (P280) repair and upgrade, conditional on the removal of the optional booster pump, and successful negotiation of an acceptable credit for removal of the irrigation well interconnection.

CARRIED

MINUTES OF COMMITTEES AND COMMISSIONS

Liquor Licence Advisory
Committee

Moved by Councillor J. Grills
Seconded by Councillor J. Ford

That minutes of the Liquor Licence Advisory Committee meeting of October 8, 2015 be received.

CARRIED

Whistler Bear Advisory
Committee

Moved by Councillor S. Maxwell
Seconded by Councillor A. Janyk

That minutes of the Whistler Bear Advisory Committee meeting of May 11, 2016 be received and to work on stronger requirements for events with the Festival Events and Animation Team.

CARRIED

Transit Management
Advisory Committee
Meeting

Moved by Councillor S. Anderson
Seconded by Councillor A. Janyk

That minutes of the Transit Management Advisory Committee meeting of April 12, 2016 be received.

CARRIED

Transportation Advisory
Group

Moved by Councillor A. Janyk
Seconded by Councillor J. Grills

That minutes of the Transportation Advisory Group meeting of March 8, 2016 be received.

CARRIED

BYLAWS FOR FIRST AND SECOND READINGS

Zoning Amendment
Bylaw – (Whistler RV)
No. 2110, 2016
Report No.16-068
File No.RZ1117

Moved by Councillor A. Janyk
Seconded by Councillor S. Maxwell

That Zoning Amendment Bylaw (Whistler RV) No. 2110, 2016 receive first and second readings.

CARRIED

OTHER BUSINESS

UBCM Resolution
Submission

Moved by Councillor J. Ford
Seconded by Councillor S. Maxwell

That Council direct staff to submit the following resolution to the Union of BC Municipalities (UBCM) for consideration at the 2016 UBCM convention:

WHEREAS the Federal Government has committed \$500M in childcare funding for the 2017 budget;

AND WHEREAS the BC government recognizes that BC childcare is in dire need of restructured spending and is implementing an Early Years Strategy:

THEREFORE BE IT RESOLVED that UBCM urge the provincial government to commit to implementing a universal daycare plan that creates new and affordable licensed day care spaces for infant and toddler care, for the benefit of families with an annual income below \$40,000 and to include ALL communities in BC.

CARRIED

Whistler.com Systems
Inc. Director changes

Moved by Councillor A. Janyk
Seconded by Councillor S. Maxwell

WHEREAS:

A. Duane Hepditch tendered his resignation as a director of the Company, dated with effect as of December 23, 2015;

B. Roger Soane provided a consent to act as a director to the Company, dated with effect as of February 10, 2016; and

C. It is expedient for the shareholders to ratify and confirm the December 23, 2015 and February 10, 2016 changes to the directors of the Company, and to take such other steps as may be required in order to rectify the records of the Company.

BE IT RESOLVED that:

the shareholders hereby ratify and confirm that:

- (a) the number of directors be confirmed at 3;
- (b) Duane Hepditch resigned as a director of the Company with effect on December 23, 2015;
- (c) as of February 10, 2016, Roger Soane (who has consented in writing to act as a director of the Company) be appointed as a director of the Company until the next annual general meeting of the Company, until the date of the annual resolutions of the shareholders consented to in writing or until a successor is appointed in accordance with the Articles of the Company;
- (d) the shareholders direct that the records of the Company be amended in accordance with the December 23, 2015 and February 10, 2016 changes in directors;
- (e) Borden Ladner Gervais LLP, as the solicitors for the Company, are hereby authorized to take all the necessary steps to correct

- the records of the Company and to file the Notices of Change of Directors with the Registrar of Companies; and
- (f) the following are confirmed as being all the directors of the Company as of the date of this resolution:
- Barrett Fisher
Mike Furey
Roger Soane

CARRIED

Tourdex.Com Systems
Inc. Director Changes

Moved by Councillor S. Anderson
Seconded by Councillor J. Grills

WHEREAS:

A. Duane Hepditch tendered his resignation as a director of the Company, dated with effect as of December 23, 2015;

B. Roger Soane provided a consent to act as a director to the Company, dated with effect as of February 10, 2016; and

C. It is expedient for the shareholders to ratify and confirm the December 23, 2015 and February 10, 2016 changes to the directors of the Company, and to take such other steps as may be required in order to rectify the records of the Company.

BE IT RESOLVED that:

the shareholders hereby ratify and confirm that:

- (a) the number of directors be confirmed at 3;
- (b) Duane Hepditch resigned as a director of the Company with effect on December 23, 2015;
- (c) as of February 10, 2016, Roger Soane (who has consented in writing to act as a director of the Company) be appointed as a director of the Company until the next annual general meeting of the Company, until the date of the annual resolutions of the shareholders consented to in writing or until a successor is appointed in accordance with the Articles of the Company;
- (d) the shareholders direct that the records of the Company be amended in accordance with the December 23, 2015 and February 10, 2016 changes in directors;
- (e) Borden Ladner Gervais LLP, as the solicitors for the Company, are hereby authorized to take all the necessary steps to correct the records of the Company and to file the Notices of Change of Directors with the Registrar of Companies; and
- (f) the following are confirmed as being all the directors of the Company as of the date of this resolution:

Barrett Fisher
Mike Furey
Roger Soane

CARRIED

CORRESPONDENCE

- UBCM Fuel Management Project Completion Submission
File No. 3000
- Moved by Councillor J. Ford
Seconded by Councillor J. Grills
- That** Correspondence from Peter Ronald, Programs Officer, Local Government Program Services dated May 20, 2016, regarding Completion of Fuel Management Project: SPI-464: Millar's Pond Operation Treatment, 2014 be received.
- CARRIED
- International Day of Older Persons 2016 Proclamation
File No. 3009.1
- Moved by Councillor S. Anderson
Seconded by Councillor A. Janyk
- That** Correspondence from Lorraine Logan, President Council of Senior Citizen's Organizations of BC dated May 31, 2016, requesting that Council Proclaim October 1, 2016 as "International Day of Older Persons" be received and proclaimed.
- CARRIED
- District Energy System (DES) Issues
File No. 3000
- Moved by Councillor A. Janyk
Seconded by Councillor S. Maxwell
- That** correspondence from Sharon and Jack Noesgaard dated June 12, 2016, regarding issues with their DES System be received and referred to staff.
- That** correspondence from Amy Allen, dated June 13, 2016, regarding issues with her DES System be received and referred to staff.
- That** correspondence from Suzanne Adamson dated June 14, 2016, regarding issues with her DES System be received and referred to staff.
- That** correspondence from Trevor Burton dated June 15, 2016, regarding issues with his DES System be received and referred to staff.
- CARRIED
- Light Up Green for World Cerebral Palsy Day Proclamation
File No. 3009.1
- Moved by Councillor A. Janyk
Seconded by Councillor S. Maxwell
- That** correspondence from Ian Bushfield, Events and Development Coordinator, Cerebral Palsy Association of BC, dated June 15, 2016, requesting that October 5, 2016 be proclaimed "Light Up Green for World Cerebral Palsy Day" and that Fitzsimmons Creek Bridge be lit up green be received and proclaimed.
- CARRIED

ADJOURNMENT

Moved by Councillor J. Ford

That Council adjourn the June 21, 2016 Council meeting at 9:16 p.m.

CARRIED

Mayor, N. Wilhelm-Morden

Municipal Clerk, L. Schimek