



MINUTES OF PUBLIC MEETING #73

**Greater Victoria Harbour Authority
Held at 9:00 a.m. on 10 December 2010
Harbour Towers Hotel – 345 Quebec Street**

- In attendance:** Jim Allard, Victoria/Esquimalt Harbour Society (VEHS)
Christopher Causton, Capital Regional District (CRD)
Dave Cowen, Tourism Victoria
Barbara Desjardins, Township of Esquimalt
Dan Kukat, VEHS
Dermot Loughnane, (Vice/Acting-Chair) Community Director
Pamela Madoff, City of Victoria
Don Prittie, Community Director
David Rand, (Secretary) Greater Victoria Chamber of Commerce (GVCC)
Chief Andy Thomas, Esquimalt Nation
Bill Wellburn, (Treasurer) Provincial Capital Commission (PCC)
- Resources:** Julia Park, Recording Secretary
Rebecca Penz, Manager of Communications
Sonterra Ross, Acting CEO
- Regrets:** Chief Robert Sam, Songhees Nation
Mike Williamson, (Chair) Community Director (on leave)
- Guests:** Fisherman's Wharf Community Assoc. (FWCA)
Bob Barlow, Western Stevedoring
David Beswick, Ocean Explorations
Kevin Carle, Victoria Resident
Marg Gardiner, James Bay Neighbourhood Assoc. (JBNA)
Pete Hartman, Hart Corp., Victoria
Gerry Lutz, Ogden Point Enhancement Society
Angus Matthews, Victoria Resident
Greg McAllister, King Bros. Limited
Paul Ridout, GVHA Board Life Member
Brian Scarfe, JBNA
Lyle Soetaert, VEHS
Simon Sobolewski, Red Fish Blue Fish
Kathryn Stuart, Staples McDannold Stewart
Gordon Tweddell, Shoal Point Resident

- 1. Call to Order**
The Acting Chair called the meeting to order at 9:03 a.m.
- 2. Introductions**
None

3. Approval of Agenda

Add to New Business 10. a) Community Directors Update, and b) Amendment to Director Fees Policy

MOVED and **SECONDED THAT** the agenda be approved as amended.

CARRIED

4. Presentations

None

5. Declarations of Conflict of Interest

None

6. Review/Approve Minutes

MOVED and **SECONDED THAT** the minutes of Public Meeting #72 on October 15, 2010 and #72A on November 15, 2010 be approved.

CARRIED

b) Business arising from previous minutes

Jim Allard asked why the list of exclusions on the Ogden Point Land Use Principles document of the Ogden Point Master Plan does not include seaplanes. The Board moved to exclude seaplanes on May 13, 2010.

The Board recommended tabling the issue until the Motion can be brought forward for discussion at the February 2011 Board meeting.

The Board discussed the verbatim statement from a member of the public in the Public Minutes #72. The Board Secretary allowed the statement due to the significant detail in the individual's comments. If that member of the public raises those subjects again, the minutes will direct the reader to the minutes of October 15, 2010.

MOVED and **SECONDED THAT** the draft minutes recorded from the October 15, 2010 Annual General Meeting be posted on GVHA's website.

CARRIED

7. Rise and Report

At the November 15, 2010 in-camera board meeting the Board approved a long term vision for the Land and Sea Mural. The entire breakwater will be painted as long as funding targets are met.

8. Business

a) Acting Chair's Report

The Acting Chair reported he was busy with CEO recruitment.

b) Acting CEO's Report

In addition to the Acting CEO's written report, highlights since the last meeting include:

- The dredging and blasting project deadline is March 31, 2011
- Lisa Krakowski is the new Property Administrator. Kyla Fiddick has returned to her original position as Financial Analyst
- Management is developing a Terms of Reference for consultation with the JBNA

The Board recommended that a high level Terms of Reference template be established for consultation with all stakeholder groups.

ACTION: Management to draft a Terms of Reference for consultation with all stakeholder groups.

The project at Fisherman's Wharf has been delayed due to permitting and electrical issues. This will cause budget overruns. The displaced vessels can't move back until the project is complete. The winter moorage program is also affected by displaced vessels in other facilities. The project should be completed by the end of January 2011.

c) Board Correspondence

The Board discussed Mike Williamson's leave of absence request to pursue the CEO position at GVHA. Discussion included:

- Bylaws are silent on Board members seeking a staff position or staff pursuing a Board position
- Bylaws should be reviewed by the Governance and Nominating Committee regarding this issue
- A policy with guidelines and structure should be implemented
- A Board member may ask for a term certain leave of absence, but the Board determines when that Board member returns
- Other organization's bylaws include a clause of up to 2 years absence from the Board or workplace before applying for either position

MOVED and SECONDED THAT the Governance and Nominating Committee Chair review GVHA bylaws with respect to Board members seeking GVHA staff positions and staff seeking GVHA Board positions. The Committee will bring recommendations for bylaw changes or amendments back to the Board for approval.

CARRIED

The Board Secretary stated that Mike Williamson did not sit in on any meetings regarding recruitment of GVHA's CEO position.

MOVED and SECONDED THAT the correspondence be received as circulated.

CARRIED

d) Ogden Point Master Plan Update

The Acting CEO reported:

- The City is very supportive of the direction of the plan but expects more public consultation
- The City understands the importance of protecting the marine uses
- Traffic issues are a priority for GVHA to address
- GVHA is exploring the feasibility of alternative energy options
- The Master Plan is a land use plan, not a redevelopment plan
- Management is meeting with the Advisory Committee in January to review the market studies

e) Dredging and Blasting Project Update

Management met with the Esquimalt and Songhees Nations on October 5, November 16 and November 30, 2010. Both Nations must sign off on the project before it can move forward. The Crown requires letters of support from the Chiefs of each nation. GVHA has only 30 days to get the approvals to move forward or we will lose funding and be too late for the small Department of Fisheries window for 2011.

The Acting CEO stated the risks of not doing the project include loss of government funding (\$1.7 million) and the risk to the cruise ship business if ship captains don't believe it is safe to berth.

The Board discussed the time constraints and their willingness to assist management in securing support from the Nations.

9. New Business

a) Community Directors

The Governance Committee is waiting for the new CEO to be hired before recruiting new Board members.

b) Director Fees Policy Amendment

The Board discussed the amendments. Some members expressed concerned about the flat fees for meetings, which does not take into consideration length of meeting or prep time required.

MOVED and **SECONDED THAT** the Board approves the Director Fees Policy amendments.

CARRIED

Christopher Causton opposed

Jim Allard abstained

10. Input from the Public

Marg Gardiner, JBNA

Marg Gardiner noted that she spoke to the Board two years ago regarding GVHA's treatment of environmental problems as a communications issue. JBNA is pleased with the positive meeting with CH2M Hill and management. The consultants are receptive to addressing environmental issues.

She handed out a draft Terms of Reference for a joint committee between JBNA and GVHA management. JBNA is anxious for the committee to begin in January and they look forward to Board support for a more positive relationship between the organizations.

She requested GVHA give notice before the dredging and blasting begins at Ogden Point so the neighbourhood is aware of any noise or vibrations the project may cause.

She commented that the Royal BC Museum will not be using geo-thermal, rather, they intend to create a shared energy facility using hydro-thermal energy capture.

Simon Sobolewski, Red Fish Blue Fish

Simon Sobolewski thanked the Board for its support in getting his business open in 2007. He has concerns about the SS Beaver's location at Broughton Street Pier. He believes the ship is unsightly, unstable, and blocks the harbour view which has led to a loss of business.

David Beswick, Ocean Explorations

David Beswick thanked the Board for giving him a chance to be heard and voiced his concerns about the SS Beaver. The size of the ship has impacted visibility of his business. Sales are down 20% which he believes is a direct result of the public not being able to see his operation from the dock. He is also concerned about the vessel stability and customer complaints about access to the dock.

The Acting CEO reported that the Broughton Street Pier is the only pier large and safe enough to move the SS Beaver to during dock reconfiguration at Fisherman's Wharf. The vessel is not seaworthy, but is insured. It will not be returning to Fisherman's Wharf. The owners of the Beaver have made significant investments in the vessel but it is not certified by Transport Canada. GVHA has an obligation to the SS Beaver whose moorage payments are up to date.

ACTION: The Board requested a safety inspection be conducted on the SS Beaver and the results brought back to the Board.

The Acting Chair presented Don Prittie with a gift and thanked him for his eight years of service and contributions to GVHA as a Director and Chair.

11. **Adjournment**

MOVED and **SECONDED THAT under section 34 (2) (d)** the meeting be moved in-camera as in the opinion of the Board the public interest requires exclusion.

CARRIED

The meeting was adjourned at 10:26 a.m.

David Rand, Secretary

Dermot Loughnane, Acting Chair