



# Alberni-Clayoquot Regional District

## ALBERNI VALLEY COMMITTEE MEETING

WEDNESDAY, SEPTEMBER 25, 2013, 9:30 AM

Regional District Board Room, 3008 Fifth Avenue, Port Alberni, BC

### AGENDA

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	PAGE #
1. <b><u>CALL TO ORDER</u></b>	
2. <b><u>APPROVAL OF AGENDA</u></b> <i>(motion to approve, including late items requires 2/3 majority vote)</i>	
3. <b><u>MOTION TO CLOSE THE MEETING TO THE PUBLIC</u></b>  <i>THAT the meeting be closed to the public to discuss matters relating to negotiations and related discussions respecting the proposed provision of a Regional District service that are at their preliminary stages, disclosure of which the Board considers could reasonably be expected to harm the interest of the Regional District if they were held in public.</i>	
4. <b><u>RE-OPEN THE MEETING TO THE PUBLIC</u></b>	
5. <b><u>ADOPTION OF MINUTES</u></b>	
a. <b>Alberni Valley Committee Meeting minutes – August 14, 2013</b>	3 - 5
<i>THAT the Committee adopt the minutes from the Alberni Valley Committee meeting held on August 14, 2013.</i>	
6. <b><u>REPORTS</u></b>	
a. <b>Update on the Alberni Valley Regional Airport – A. Daniel</b>	
<i>THAT the Committee receives the verbal update on the Alberni Valley Regional Airport.</i>	
b. <b>RFD – Establish an Alberni Valley Service to provide for the Sproat Lake Marine Patrol (referred from the August 28, 2013 Board Meeting)</b>	6 - 9
<i>(Committee direction requested)</i>	
7. <b><u>UNFINISHED BUSINESS</u></b>	

8. **LATE BUSINESS**
9. **ADJOURN**  
*(motion to adjourn)*



# Alberni-Clayoquot Regional District

## MINUTES OF THE ALBERNI VALLEY COMMITTEE MEETING HELD ON WEDNESDAY, AUGUST 14, 2013

Regional District Board Room, 3008 Fifth Avenue, Port Alberni, BC

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**DIRECTORS PRESENT:** Cindy Solda, Councillor, City of Port Alberni  
Mike Kokura, Electoral Area "B" (Beaufort)  
Penny Cote, Electoral Area "D" (Sproat Lake)  
John McNabb, Electoral Area "E" (Beaver Creek)  
Lucas Banton, Electoral Area "F" (Cherry Creek)  
Jack McLeman, Councillor, City of Port Alberni  
John Jack, Councillor, Huu-ay-aht First Nation  
Eric Geall, Electoral Area "A" (Bamfield)

**STAFF PRESENT:** Russell Dyson, Chief Administrative Officer  
Andy Daniel, Manager of Environmental Services  
Shelli Lyle, Administrative Assistant

### 1. CALL TO ORDER

The Chairperson called the meeting to order at 12:02 pm.

### 2. APPROVAL OF AGENDA

*MOVED: Director Kokura*  
*SECONDED: Director McLeman*

*THAT the agenda be approved as circulated with the addition of late items:  
Recognition of individuals that saved person from drowning in the Somass River  
and Airport GPS.*

**CARRIED**

Director Banton entered the meeting at 12:07 pm.

### 3. REQUEST FOR DECISIONS & BYLAWS

a. Request for Decision regarding establishing the Sproat Lake Marine Patrol as a Service.

*MOVED: Director Cote*  
*SECONDED: Director Banton*

*THAT the Alberni Valley Committee receive the report and have staff prepare a bylaw to establish the Sproat Lake Marine Patrol as a service to be reviewed at the August 28<sup>th</sup> Board Meeting.*

**CARRIED**

- b. Request for Decision regarding Berry and Vale Contract Extension Request – AV Landfill.

*MOVED: Director McNabb*  
*SECONDED: Director McLeman*

*THAT the Alberni Valley Committee direct staff to prepare a RFP for an Alberni Valley Landfill Contract subject to current issues including land tenure and the solid waste management plan.*

**CARRIED**

*MOVED: Director Banton*  
*SECONDED: Director Jack*

*THAT the main motion be amended to include extending the contract for a one year term.*

**CARRIED**

*The main motion as amended was;*

**CARRIED**

## **6. LATE BUSINESS**

- a. Rescue in the Stamp River

*MOVED: Director Kokura*  
*SECONDED: Director McNabb*

*THAT the AV Committee recognize the Deion Watts and Oswald Felsman's brave efforts as they rescued a man from drowning in the Stamp River and request the province also recognize these young men.*

**CARRIED**

- b. Airport GPS Report

R. Dyson explained Mark Fortune; Long Beach Airport Superintendent will be starting his employment on August 19<sup>th</sup> and will prepare information for the Board regarding the costs of implementing a GPS at the Airports.

## **7. ADJOURN**

*MOVED: Director Kokura*  
*SECONDED: Director McNabb*

*THAT this meeting be adjourned 1:01 pm.*

**CARRIED**

Certified Correct:

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Cindy N. Solda,  
Chairperson

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Russell Dyson,  
Chief Administrative Officer



## **REQUEST FOR DECISION**

**To:** Board of Directors

**From:** Russell Dyson, CAO

**Meeting Date:** August 28 , 2013

**Subject:** **Establish an Alberni Valley Service to provide for the Sproat Lake Marine Patrol**

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**Recommendation:**

**That the Board of Directors of the ACRD endorse the recommendation of the CAO and establish an Alberni Valley Service to provide for the Sproat Lake Marine Patrol subject to a successful alternative approval process.**

**Desired Outcome:**

To establish an Alberni Valley Service to provide for the Sproat Lake Marine Patrol.

**Background:**

The Sproat Lake Marine Patrol is a very successful program operated by the ACRD for the last 11 seasons. Financial support has been provided by Transport Canada. The Board has funded their financial contribution as a Grant in Aid, but this program is a service like any of the other services of the ACRD and should be subject to an establishing bylaw. The service has evolved over the years with staff providing the management required to minimize risk, focus on education and stewardship. The Marine Patrol are ambassadors, they do not enforce any regulations or standards.

If the Board is to proceed with the service, they must adopt a bylaw, receive consent from the Inspector and conduct a referendum or alternative approval process (AAP). The AAP requires advertising the intent to adopt the service and providing for electors to object to the proposal by signing an elector response form. The AAP is proposed rather than a referendum as the service has been provided successfully for eleven years, funded through Grants in Aid.

As a service the ACRD board would establish the budget from one year to the next. It is intended that the service would continue in its present format, at current cost with the use of students, financial support from Transport Canada, and logistical support from BC parks. If these conditions change the Board can decide whether to proceed or not with the service in any given year.

**Options:**

1. Proceed with the service establishment bylaw and solicit public support through either a referendum or AAP, if successful continue with the Sproat Lake Marine Patrol service.
2. Discontinue the Sproat Lake Marine Patrol Service. If there is no commitment from one year to the next than the program should cease.

**Financial:**

The Board has funded their financial contribution as a Grant in Aid. The breakdown by participating area is outlined on the attached spreadsheet.

**Policy or Legislation:**

Services are governed by the Local Government Act. The SLMP is discretionary – it is not required.

Submitted by: \_\_\_\_\_  
Russell Dyson, Chief Administrative Officer



## ALBERNI-CLAYOQUOT REGIONAL DISTRICT

### BYLAW NO. E1057

#### A bylaw to establish a service to provide for the operation of the Sproat Lake Marine Patrol

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**WHEREAS** under Section 796 of the *Local Government Act* a Regional District may operate any service the Board considers necessary or desirable for all or part of the Regional District;

**AND WHEREAS** the Board of the Alberni Clayoquot Regional District wishes to establish a service for the purpose of establishing and operating a Sproat Lake marine patrol;

**AND WHEREAS** the approval of the Inspector of Municipalities has been obtained under Section 801 of the *Local Government Act*;

**AND WHEREAS** the approval of the electors in the participating area has been obtained under Section 801.3 of the *Local Government Act*;

**NOW THEREFORE** the Board of the Alberni Clayoquot Regional District in open meeting assembled enacts as follows:

**1. Citation**

This Bylaw may be cited as “Bylaw No. E1057, Sproat Lake Marine Patrol Service Area Establishment, 2013.”

**2. Service**

The local service hereby established under this Bylaw is for the purpose of operating a marine patrol service.

**3. Participating Areas**

The participants of the service established under this bylaw shall be:

- City of Port Alberni
- Electoral Area “B” (Beaufort)
- Electoral Area “D” (Sproat Lake)
- Electoral Area “E” (Beaver Creek)
- Electoral Area “F” (Cherry Creek)

**4. Cost Recovery**

As provided in section 803 of the *Local Government Act*, the annual costs of the service shall be recovered by one or more of the following:

- a. Property values taxes imposed in accordance with Division 4.3 of the *Local Government Act*;
- b. Revenues raised by other means authorized the *Local Government Act* or another act;
- c. Revenues received by way of agreement, enterprises, gift, grant or otherwise.

**5. Maximum Requisition**

In accordance with section 800.1(1) (e) of the *Local Government Act*, the maximum amount that may be requisitioned annually for the cost of the service is \$45,000.

Read a first time this                      day of                      , 2013.

Read a second time this                      day of                      , 2013.

Read a third time this                      day of                      , 2013.

Approved by the Inspector of Municipalities this                      day of                      2013.

Assented to by the Electors this                      day of                      2013.

Adopted this                      day of                      2013.

I hereby certify this document to be  
a true copy of Bylaw E1057, Sproat Lake  
Marine Patrol Service Area Establishment, 2013  
as read a third time on date.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2013.