

**PRESENT:** Mayor Ferguson, Chair  
Councillor Anderson  
Councillor Campbell  
Councillor Fathers  
Councillor Meyer (arrived at 6:33 p.m.)  
Councillor Sinclair

**ABSENT:** Councillor McLean

**STAFF:** P. Clark, City Manager  
S. Kurylo, Director of Financial Services  
N. Housenga, Deputy City Clerk

Public: 6

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The meeting was called to order at 5:30 p.m.

**1. AGENDA APPROVAL**

2010-162

**It was MOVED and SECONDED**

THAT the Corporation of the City of White Rock Council adopts the agenda for the April 6, 2010 Special Meeting.

**CARRIED**

**2. MOTION TO CLOSE THE MEETING**

2010-163

**It was MOVED and SECONDED**

THAT the meeting of the White Rock City Council scheduled for April 6, 2010 be closed pursuant to the Community Charter provisions, Section 90 (1) (g) and (i) as follows:

“90 (1) A part of a Council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:

(g) litigation or potential litigation affecting the municipality; and

(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

**CARRIED**

The special meeting recessed at 5:31 p.m. until completion of the closed meeting.

The special meeting reconvened at 6:33 p.m. with all noted Council and staff in attendance.

**3. WHITE ROCK BUSINESS IMPROVEMENT AREA  
BYLAW, 2010, NO. 1877**

Report dated April 6, 2010 from the Director of Financial Services titled "White Rock Business Improvement Area Bylaw, 2010, No. 1877.

2010-164

**It was MOVED and SECONDED**

THAT Council receives for information the April 6, 2010 report from the Director of Financial Services titled "White Rock Business Improvement Area Bylaw 2010, No. 1877".

**CARRIED**

**4. BYLAWS**

**4.1 BYLAW 1877 – A Bylaw to Establish and Designate a Business Improvement Area in the City of White Rock**

Bylaw 1877 is to establish and designate a Business Improvement Area in the City of White Rock. Bylaw 1877 is presented for first, second and third readings.

2010-165

**It was MOVED and SECONDED**

THAT Council:

- a) gives first, second and third readings to White Rock Business Improvement Area Bylaw, 2010, No. 1877; and
- b) directs staff to undertake the counter petition process required by Section 213 of the Community Charter for the establishment of a Local Services Area (BIA) on Council initiative, and report back at the City Council meeting of May 17, 2010.

**DEFEATED**

Councillors Anderson, Campbell, Fathers and Sinclair voted in the negative.

2010-166

**It was MOVED and SECONDED**

THAT Council agrees to reintroduce White Rock Business Improvement Area Bylaw, 2010, No. 1877 for first, second and third readings with the following amendments:

- a) that the term of the agreement be for five (5) years; and

- b) directs staff to undertake the positive petition process required by Section 212 of the Community Charter for the establishment of a Local Services Area (BIA) on Council initiative with the petition to be received no later than 4:30 p.m., Monday, May 17, 2010; and report back at the City Council meeting of May 17, 2010.

2010-167

**It was MOVED and SECONDED**

THAT Council agrees to sever resolution #2010-166 into two motions.

**DEFEATED**

Councillors Anderson, Campbell, Fathers and Sinclair voted in the negative.

2010-168

**It was MOVED and SECONDED**

THAT Council agrees to table resolution #2010-166.

**CARRIED**

2010-169

**Subsequent Motion**

**It was MOVED and SECONDED**

THAT Council agrees to reintroduce White Rock Business Improvement Area Bylaw, 2010, No. 1877 for first, second and third readings with the following amendments:

- a) that the term of the agreement be for one (1) year; and
- c) directs staff to undertake the counter petition process required by Section 213 of the Community Charter for the establishment of a Local Services Area (BIA) on Council initiative, and report back at the City Council meeting of May 17, 2010.

**CARRIED**

Mayor Ferguson and Councillor Meyers voted in the negative.

2010-170

**Subsequent Motion**

**It was MOVED and SECONDED**

THAT Council agrees that upon renewal of the White Rock Business Improvement Area Bylaw the positive petition process required by Section 212 of the Community Charter for the establishment of a Local Services Area (BIA) be required.

2010-171

**Subsequent Motion**

**It was MOVED and SECONDED**

THAT Council refers resolution 2010-170 to staff and bring back a report to Council to demonstrate:

- a) the differences between Section 212 and Section 213 of the Community Charter for the establishment of a Local Services Area (BIA);
- b) the impact that both Section 212 and Section 213 of the Community Charter on the bylaw approval process; and
- c) which section of the Community Charter other municipalities require for the renewal of their BIA bylaws.

**CARRIED**

Councillor Fathers voted in the negative.

**5. CLOSURE**

The Chair declared the Special meeting to be concluded at 7:18 p.m.

  
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Mayor Ferguson

  
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N. Housenga, Deputy City Clerk