



**REGULAR BOARD MEETING
MEETING MINUTES**

MARCH 6, 2017

The Regular Park Board meeting was held on Monday, March 6, 2017, at 8:18 pm, at the Park Board Office.

PRESENT: Commissioner John Coupar
Commissioner Casey Crawford
Commissioner Catherine Evans
Commissioner Sarah Kirby-Yung
Commissioner Stuart Mackinnon
Commissioner Erin Shum, Vice-Chair
Commissioner Michael Wiebe, Chair

GENERAL MANAGER'S OFFICE: Malcolm Bromley, General Manager
Shauna Wilton, Deputy General Manager
Cheryl Chan, Executive Office and Board Relations
Jessica Kulchyski, Recorder
Carol Lee, Meeting Clerk

WELCOME

The Chair acknowledged that the meeting was being held on the unceded traditional territory of the Musqueam, Squamish and Tsleil-Waututh First Nations.

IN CAMERA

1. March 27, 2017 Meeting

MOVED by Commissioner Evans
SECONDED by Commissioner Coupar

THAT the Board will go into a meeting on March 27, 2017, which is closed to the public, pursuant to Section 165.2(1) of the *Vancouver Charter*, to discuss matters related to paragraphs:

- (g) litigation or potential litigation affecting the City or Park Board;
- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- (k) negotiations and related discussions respecting the proposed provision of an activity, work or facility that are at their preliminary stages and that, in the view of the Board, could reasonably be expected to harm the interests of the City and Park Board if they were held in public.

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

1. February 8, 9 and 16, 2017 Special Board Meeting and February 20, 2017 Regular Board Meeting

MOVED by Commissioner Crawford
SECONDED by Commissioner Kirby-Yung

THAT the Park Board minutes of the February 8, 9 and 16, 2017 Special Board meeting and February 20, 2017 Regular meeting be adopted.

CARRIED UNANIMOUSLY

COMMUNICATIONS

The Board was advised that between January 1, 2017 and 3:00 pm on March 6, 2017, there were 184 emails received by the General Manager's Office in relation to the topic of "Community Centre Association - Proposed Joint Operating Agreement". Of the 184 emails, 180 were opposed to the staff recommendation and four were in support.

The Board was also advised that between January 1, 2017 and 3:00 pm on March 6, 2017, there were 13 emails received by the General Manager's Office in relation to the topic of "420 Protest Event Permit Application". Of the 13 emails, one was opposed to the staff recommendation and 12 were in support. In addition, three requests to speak on the topic were received, one of which specifically requested that the matter be moved to a future Committee meeting to hear from speakers.

All of the above noted correspondence had been sent directly to the Commissioners and copies can be provided upon request.

Commissioner Kirby-Yung noted that she had personally received emails expressing opposition to the issuance of a permit for the 420 protest event that were not reflected in the numbers reported by the Meeting Clerk.

COMMITTEE REPORT

1. Report of the Park Board Committee - March 6, 2017

The Board considered the report containing recommendations and actions taken by the Park Board Committee. Its items of business included:

1. REPORT: Endorsing Vancouver's Living Wage Certification

MOVED by Commissioner Mackinnon
SECONDED by Commissioner Coupar

THAT the Board approves the recommendations and actions taken by the Park Board Committee at its meeting of March 6, 2017, as contained in item 1.

CARRIED UNANIMOUSLY

STAFF REPORTS

GENERAL MANAGER'S REPORT

Malcolm Bromley, General Manager, Park Board, advised that there are no Park Board related items to be considered at the March 7, 2017 Council meeting. A fulsome report from the General Manager will be provided at each second monthly meeting.

STAFF REPORTS

1. Community Centre Association - Proposed Joint Operating Agreement

The Chair reminded the Board that it received the staff presentation and heard from speakers at the Special Board meeting held on February 9 and 16, 2017. The discussion and vote on the topic was deferred to this evening's meeting.

The Chair noted that, in consideration of the feedback received during the Special Board meeting, Commissioners received three memoranda from staff dated March 3, 2017 titled "CCA JOA Special Park Board Meeting - Speaker Concerns", "CCA Joint Operating Agreement - Clarification Amendments" and "Community Centre Investment Fund Legal Opinion". Copies of the memoranda have been provided to Commissioners and posted online.

MOVED by Commissioner Evans
SECONDED by Commissioner Crawford

THAT the Vancouver Park Board:

- A. Approves the form of Joint Operating Agreement (attached as Appendix D); and
- B. Authorizes the General Manager of the Park Board to offer each of the Community Centre Associations currently operating community centres jointly with the Park Board to enter into a new Joint Operating Agreement, based on the form approved by the Park Board and completed for each respective Community Centre Association as indicated in the form of agreement, and to enter into the new Joint Operating Agreement with a Community Centre Association upon the General Manager of the Park Board being satisfied that:
 - a. The Community Centre Association is not in arrears of any payments due from the Community Centre Association to the Park Board; and

- b. Any outstanding litigation between the Community Centre and the Park Board has been brought to an end through:
 - i. A Consent Dismissal Order being entered with the Court, dismissing the outstanding litigation; and
 - ii. A Mutual Release being executed by the Park Board and the Community Centre Association releasing all claims

Commissioner Kirby-Yung introduced a motion, which is intended to replace the Main Motion under consideration.

Substitution Motion

MOVED by Commissioner Kirby-Yung
SECONDED by Commissioner Coupar

BE IT RESOLVED:

- A. THAT the Vancouver Park Board approve the form of Joint Operating Agreement (JOA) provided as Appendix D in the February 3, 2017 Recommendation to Commissioners entitled "Community Centre Association - Proposed Joint Operating Agreement" together with the amendments proposed in the March 3, 2017 memorandum to Park Board Commissioners titled "CCA Joint Operating Agreement - Clarification Amendments", with such documents together to form the final draft JOA; and
- B. FURTHER that the Vancouver Park Board grant a 30-day period to enable a session and/or sessions to take place between Community Centre Association representatives, Park Board staff and the parties' respective legal counsel for the purpose of reviewing and amending any legal language, as may be beneficial, for the purpose of clarification and reflection of the partnership intent of the operating relationship between Community Centre Associations and the Park Board; and
- C. THAT the final draft JOA come back to the Vancouver Park Board for approval at the scheduled April 10, 2017 Park Board meeting.

Commissioner Kirby-Yung responded to questions regarding the proposed substitution to the Main Motion.

Amendment to the Substitution Motion

MOVED by Commissioner Evans
SECONDED by Commissioner Mackinnon

THAT Item B be amended to:

- B. FURTHER that the Vancouver Park Board grant a 30-day period to enable a session and/or sessions to take place between counsel and/or representatives for Community Centre Associations and counsel and staff for the Park Board for

the purpose of reviewing and considering any outstanding legal issues in the development of the JOA; and

CARRIED UNANIMOUSLY

Question on the Substitution Motion, as Amended

BE IT RESOLVED:

- A. THAT the Vancouver Park Board approve the form of Joint Operating Agreement (JOA) provided as Appendix D in the February 3, 2017 Recommendation to Commissioners entitled “Community Centre Association - Proposed Joint Operating Agreement” together with the amendments proposed in the March 3, 2017 memorandum to Park Board Commissioners titled “CCA Joint Operating Agreement - Clarification Amendments”, with such documents together to form the final draft JOA; and
- B. FURTHER that the Vancouver Park Board grant a 30-day period to enable a session and/or sessions to take place between counsel and/or representatives for Community Centre Associations and counsel and staff for the Park Board for the purpose of reviewing and considering any outstanding legal issues in the development of the JOA; and
- C. THAT the final draft JOA come back to the Vancouver Park Board for approval at the scheduled April 10, 2017 Park Board meeting.

CARRIED

(Commissioner Mackinnon opposed; Commissioner Shum abstained)

Notice of Motion

Commissioner Crawford provided notice of a motion titled “Strathcona Community Centre Association Funding Model”.

WHEREAS:

- 1. The Vancouver Board of Parks and Recreation is committed to supporting the variety of community centres within the community centre network;
- 2. The Park Board recognizes the complex funding models that some community centres associations must operate within, and in partnership with the City and other organizations, has developed unique funding models to support select community centers;
- 3. The unique make-up of the Strathcona neighborhood and challenges the Strathcona Community Centre Association and other community organizations face in delivering support for families and individuals in need, was made clear through presentations to Commissioners;

4. The Park Board desires that all citizens receive quality programming across our community centre network;
5. The Park Board and the City recognize the value of delivering appropriate food security programs specific to each neighbourhood served by our community centres.

THEREFORE BE IT RESOLVED:

- A. THAT the Vancouver Board of Parks and Recreation direct staff to engage with the Board of Strathcona Community Association (SCCA) to develop a proposal for additional funding that meets their need for a more sustainable model;
- B. THAT the Board direct staff to explore all options to develop funding for this model including working with the City and any other potential funding partners that may contribute;
- C. THAT staff report back to the Board on the proposed funding model.

Notice of Motion

Commissioner Evans provided notice of a motion titled “Inner City Strategy”.

WHEREAS:

1. There is a wide disparity in the economic circumstances of residents in different parts of Vancouver, leading to differences in the way in which residents are able to access recreation, cultural and other programs provided by community centres;
2. Community centre associations in predominantly poor neighbourhoods in Vancouver go to great lengths to equalize access to programs by making programs available at low or no cost to residents and make up these costs through such things as fundraising, grant writing and securing partnerships; and
3. It is incumbent on the Vancouver Board of Parks and Recreation under its Mission, Priority Directions and Strategic Objectives to provide recreation facilities and services for all.

THEREFORE BE IT RESOLVED that the Vancouver Board of Parks and Recreation develop a strategy, with its partner group, aimed at meeting the need for additional and ongoing funding by community centre associations serving residents in predominantly poor neighbourhoods.

Recess

The meeting recessed at 9:06 pm and reconvened at 9:26 pm.

2. 420 Protest Event Permit Application

Octavio Silva, Manager of Business Development, Park Board, led the review of a presentation providing information on the permit application for the 2017 420 protest event at Sunset Beach Park, and highlighted:

- Background of the 2016 420 protest event
- Park Board/City planning framework
- Special event permit considerations
- Designated/event exemption area
- Risks and disadvantages of issuing a permit
- Benefits and advantages of issuing a permit
- Conclusions.

Mr. Silva, along with Malcolm Bromley, General Manager, Park Board, responded to questions from the Board. There was discussion regarding:

- Impact of the 420 protest event on the neighbouring community
- Requirement for a permit to have been issued for the 420 event organizers to secure insurance
- Potential to recover the costs incurred by the Park Board from the 420 event organizers
- Challenges of enforcing a designated smoking area during the 420 protest event
- Concern regarding the sale of product to minors
- Exploration of alternative locations with the 420 event organizers
- Incremental costs incurred by the Park Board in 2016 and estimated costs in 2017
- Jurisdiction of the Park Rangers to enforce the Parks Control By-laws.

Motion to Suspend Rules

MOVED by Commissioner Crawford
SECONDED by Commissioner Coupar

THAT the Vancouver Board of Parks and Recreation suspend the Park Board rules to allow the meeting to continue beyond 10:00 pm.

CARRIED UNANIMOUSLY

Question on the Referred Motion

The Board considered the motion referred from the February 20, 2017 In Camera meeting.

MOVED by Commissioner Coupar
SECONDED by Commissioner Crawford

THAT in the interest of upholding the Parks Control By-laws, the Vancouver Park Board will not permit or approve future 4/20 and/or cannabis day events on any property that falls under Park Board jurisdiction.

Motion to Defer the Referred Motion

MOVED by Commissioner Evans
SECONDED by Commissioner Wiebe

THAT the motion be deferred until the staff recommendation has been considered.

DEFEATED
(Commissioners Evans, Shum and Wiebe voted in favour)

Commissioner Coupar responded to questions regarding the motion.

Question on the Referred Motion

MOVED by Commissioner Coupar
SECONDED by Commissioner Crawford

THAT in the interest of upholding the Parks Control By-laws, the Vancouver Park Board will not permit or approve future 4/20 and/or cannabis day events on any property that falls under Park Board jurisdiction.

CARRIED
(Commissioners Evans, Shum and Wiebe opposed)

ENQUIRIES

1. A Board member commented on the perception that funds intended to build a long-term boating facility at the Creekside Paddling Centre had been redirected to other purposes. Malcolm Bromley, General Manager, Park Board, advised that the misinterpretation occurred as the project has been delayed due to staff resource issues and undertook to post the correspondence on the Park Board website.
2. A Board member enquired on the status of the Marpole-Oakridge Community Centre renewal consultation process. Mr. Bromley advised that the timing of the three-month consultation process is being discussed with the Marpole Community Centre Association and it is expected that it will be completed by end of June 2017. The Manager of Research and Planning will be requested to provide a memo with a status update to Commissioners.
3. A Board member followed up on a written enquiry regarding the removal of a living Christmas tree that was planted in Sunset Beach Park. Howard Normann, Director of Park Operations, Park Board.
4. A Board member enquired about some recent resident concerns raised regarding the proposed location of the washroom at Charleson Park. Mr. Bromley advised that the Manager of Park Development would be requested to review this matter and report back to the Board.

5. A Board member requested clarification from the Chair regarding whether his recent comments in the media regarding the Centerm expansion were personal opinions or if they were made on behalf of the Park Board. Chair Wiebe provided clarification on the information provided regarding the expansion of parks in the Centerm neighbourhood.

ADJOURNMENT

There being no further business, the meeting was adjourned.

The Board adjourned at 10:48 pm.

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Malcolm Bromley
General Manager

Commissioner Michael Wiebe
Chair