



PARK BOARD COMMITTEE MEETING MEETING MINUTES

JULY 27, 2020

A Regular Park Board Committee meeting was held on Monday, July 27, 2020, at 6:32 pm, via videoconference and at the Park Board Office.

PRESENT: Commissioner Tricia Barker, Vice-Chair
Commissioner John Coupar
Commissioner Dave Demers
Commissioner Camil Dumont
Commissioner Gwen Giesbrecht, Chair
Commissioner John Irwin
Commissioner Stuart Mackinnon

GENERAL MANAGER'S OFFICE: Shauna Wilton, Acting General Manager
Steve Jackson, Acting Deputy General Manager
Cheryl Chan, Manager, Executive Office and Board Relations
Carol Lee, Meeting Clerk
Jessica Kulchyski, Meeting Assistant

ACKNOWLEDGEMENT

The Chair acknowledged that the meeting is taking place on the traditional territory of the Musqueam, Squamish and Tsleil-Waututh First Nations.

ADOPTION OF MINUTES

1. Park Board Committee Meeting – July 6, 2020

MOVED by Commissioner Irwin
SECONDED by Commissioner Dumont

THAT the Park Board Committee minutes of the July 6, 2020 meeting be adopted as circulated.

CARRIED UNANIMOUSLY

COMMUNICATIONS

The Committee was advised that, from July 6, 2020 to 3:00 p.m. on July 27, 2020, the General Manager's Office received 15 emails expressing opposition, 3 neutral and 17 in support of the staff recommendation contained in the Liquor Consumption in Parks By-law and Pilot report back.

All correspondence has been sent directly to Commissioners.

STAFF REPORTS

1. REPORT: Beaver Lake Enhancement Plan – Phase 1 Construction Contract

MOVED by Commissioner Coupar
SECONDED by Commissioner Demers

THAT the recommendation in the staff report be adopted on consent.

CARRIED UNANIMOUSLY

The recommendation contained in the report was adopted on consent:

THAT the Committee recommend to the Board:

- A. THAT the Vancouver Park Board authorize staff to enter into a contract with Luxton Construction for the construction of the Beaver Lake outlet enhancement for a term of one (1) year with an estimated contract value of \$637,700 plus applicable taxes over the initial one-year term, and to the satisfaction of the Park Board's General Manager, City's Director of Legal Services and the City's Chief Purchasing Official. Source of funding is the approved Multi-Year Capital Budget for Biodiversity Projects;
- B. FURTHER THAT the Chief Purchasing Official and Park Board General Manager be authorized to execute on behalf of the Board the contract contemplated by Recommendation A; and
- C. THAT no legal rights or obligations will be created by Board adoption of Recommendations A and B above unless and until such contract is executed by the authorized signatories of the City as set out in these Recommendations.

2. REPORT: Liquor Consumption in Parks By-law and Pilot – Report Back

Doug Shearer, Manager of Planning, Policy and Environment, Park Board, led the review of a presentation on the proposed changes to the pilot project that was presented at the July 6, 2020 Committee meeting with respect to allowing the public to consume their own alcoholic beverages in parks and highlighted:

- The importance of parks during the COVID-19 pandemic
- *Liquor Control and Licensing Act* and Park Board jurisdiction:
 - A request has been made to the Province to create a regulation to authorize public liquor consumption in parks on behalf of the Park Board to allow the pilot project to be implemented in August 2020
 - The regulatory approach will limit the ability of the Park Board to make adjustments to respond to issues identified during the pilot project
- Pilot site selection criteria was broadened to respond to the Committee direction provided on July 6, 2020
- Twenty-two potential pilot program sites have been identified:
 - Collingwood Park (new site)

- David Lam Park (new site)
- Fraser River Park (original site)
- Granville Park (new site)
- Harbour Green Park (original site)
- John Hendry (Trout Lake) Park (original site)
- Kitsilano Beach Park (new site)
- Langara Park (new site)
- Locarno Beach Park (original site)
- Maple Grove Park (new site)
- Memorial South Park (original site)
- Memorial West Park (new site)
- New Brighton Park (original site)
- Pandora Park (new site)
- Queen Elizabeth Park (original site)
- Qulichena Park (adjusted site)
- Riverfront Park (west) (new site)
- Robson Park (new site)
- Rupert Park (new site)
- Stanley Park (southwest) (original site)
- Vanier Park (adjusted site)
- Volunteer Park (new site)
- Pilot duration, hours and communication tools
- Monitoring and data gathering activities during the pilot project
- Vancouver Police Department (VPD) would be responsible for enforcement, if required
- Pilot sites were reviewed to ensure there is sufficient space for users to observe mandated physical distancing
- External consultation undertaken
- Next steps.

Mr. Shearer responded to questions from the Committee. There was discussion on:

- Metrics to determine the success of the pilot project will be developed by staff:
 - No increase in the number of reports of negative behaviour at the pilot sites would be an important indicator of success
- There are no plans to provide additional Park Ranger resources to monitor the pilot sites
- The legislative approach would result in a delay the pilot project to 2021

- Concern regarding potential conflicts between the pilot site and the day camp at Maple Grove Park
- There are no plans to add resources to monitor non-pilot sites for the purposes of comparison with the experience at pilot sites during the pilot project
- Request for information regarding the liability risk to the Park Board if an individual were to overconsume alcohol in one of its locations
- Suggestion that the Park Board contact the City of North Vancouver and City of Vancouver Engineering Department regarding the monitoring and data collection techniques that will be utilized to determine the success of similar pilot projects.

Recess

The meeting recessed at 7:21 pm and reconvened at 7:32 pm.

Point of Order

It was requested that Commissioner Demers recuse himself from the vote as he had indicated how he would be voting on the staff recommendation during the recess, prior to hearing from speakers. Commissioner Demers advised that he was rehearsing his comments and the broadcast of his comments was the result of a technical issue.

Upon receipt of confirmation that the public feed was muted during the recess, the Chair ruled that Commissioner Demers would not be required to recuse himself.

The Committee heard from two speakers, one of whom spoke in favour of, and one who spoke in opposition to, the staff recommendation. The speakers provided the following comments: it would be inappropriate to approve the pilot project at this time; concern that the pilot project will result in inappropriate mass gatherings during the COVID-19 pandemic; and concern regarding the pilot areas selected in Kitsilano Beach Park and Vanier Park.

Main Motion

MOVED by Commissioner Demers

SECONDED by Commissioner Dumont

THAT the Committee recommend to the Board:

- A. THAT the Vancouver Park Board approve the proposed Liquor Consumption in Parks Pilot Program, as outlined in this report, which identifies park sites where liquor may be consumed during the pilot;
- B. THAT subject to Board approval of Recommendation A, the Vancouver Park Board approve the proposed amendments to the Parks Control By-Law Regarding Liquor Consumption in Parks, as set out in Appendix A of this report, to temporarily designate the park sites listed in the by-law as places where liquor may be consumed during the pilot program;
- C. FURTHER THAT the Director of Legal Services be instructed to bring forward a by-law for enactment by the Park Board generally in accordance with Appendix A, once the [Liquor Control and Licensing Act](#) (Act) has been updated by the Province of BC to recognize the Board of Parks and Recreation as a governing body under Section 73(2) of the Act; and

- D. FURTHER THAT, as an interim measure to expedite the implementation of the pilot program, the Board direct staff to request the Lieutenant Governor-in-Council (LGIC) make a regulation authorizing the public consumption of liquor in Vancouver parks, in accordance with the terms outlined in Appendix A of this report, as per the authority granted to the LGIC under Section 11 of the Act.

Amendment to the Main Motion

MOVED by Commissioner Coupar
SECONDED by Commissioner Barker

That Item A be amended as follows:

- A. THAT the Vancouver Park Board approve the proposed Liquor Consumption in Parks Pilot Program, as outlined in this report, which identifies park sites where liquor may be consumed during the pilot.

Amendment to the Amendment

MOVED by Commissioner Mackinnon
SECONDED by Commissioner Dumont

That the following be added as Item B and the subsequent items be renumbered accordingly:

- B. FURTHER THAT staff apply for the appropriate licenses to allow concessions within or near designated pilot sites to sell beer, wine and coolers, ensuring that no additional legal liability would fall to the Park Board as a result of this pilot.

CARRIED

In favour: Barker, Coupar, Demers, Dumont, Giesbrecht, Mackinnon

Opposed: Irwin

Question on the Amendment to Main Motion

That Item B be added, and the subsequent items be renumbered accordingly:

- A. THAT the Vancouver Park Board approve the proposed Liquor Consumption in Parks Pilot Program, as outlined in this report, which identifies park sites where liquor may be consumed during the pilot;
- B. FURTHER THAT staff apply for the appropriate licenses to allow concessions within or near designated pilot sites to sell beer, wine and coolers, ensuring that no additional legal liability would fall to the Park Board as a result of this pilot.

CARRIED

In favour: Barker, Coupar, Demers, Dumont

Opposed: Giesbrecht, Irwin, Mackinnon

Question on the Main Motion, as Amended

THAT the Committee recommend to the Board:

- A. THAT the Vancouver Park Board approve the proposed Liquor Consumption in Parks Pilot Program, as outlined in this report, which identifies park sites where liquor may be consumed during the pilot,
- B. FURTHER THAT staff apply for the appropriate licenses to allow concessions within or near designated pilot sites to sell beer, wine and coolers, ensuring that no additional legal liability would fall to the Park Board as a result of this pilot;
- C. THAT subject to Board approval of Recommendation A, the Vancouver Park Board approve the proposed amendments to the Parks Control By-Law Regarding Liquor Consumption in Parks, as set out in Appendix A of this report, to temporarily designate the park sites listed in the by-law as places where liquor may be consumed during the pilot program;
- D. FURTHER THAT the Director of Legal Services be instructed to bring forward a by-law for enactment by the Park Board generally in accordance with Appendix A, once the [Liquor Control and Licensing Act](#) (Act) has been updated by the Province of BC to recognize the Board of Parks and Recreation as a governing body under Section 73(2) of the Act; and
- E. FURTHER THAT, as an interim measure to expedite the implementation of the pilot program, the Board direct staff to request the Lieutenant Governor-in-Council (LGIC) make a regulation authorizing the public consumption of liquor in Vancouver parks, in accordance with the terms outlined in Appendix A of this report, as per the authority granted to the LGIC under Section 11 of the Act.

Commissioner Demers requested that the motion be separated into distinct propositions.

Question on Item A

THAT the Committee recommend to the Board:

THAT the Vancouver Park Board approve the proposed Liquor Consumption in Parks Pilot Program, as outlined in this report, which identifies park sites where liquor may be consumed during the pilot.

CARRIED

In favour: Barker, Coupar, Demers, Dumont, Giesbrecht

Opposed: Irwin, Mackinnon

Question on Item B

THAT the Committee recommend to the Board:

THAT staff apply for the appropriate licenses to allow concessions within or near designated pilot sites to sell beer, wine and coolers, ensuring that no additional legal liability would fall to the Park Board as a result of this pilot.

CARRIED

In favour: Barker, Coupar, Demers, Dumont

Opposed: Giesbrecht, Irwin, Mackinnon

Question on Item C

THAT the Committee recommend to the Board:

THAT subject to Board approval of Recommendation A, the Vancouver Park Board approve the proposed amendments to the Parks Control By-Law Regarding Liquor Consumption in Parks, as set out in Appendix A of this report, to temporarily designate the park sites listed in the by-law as places where liquor may be consumed during the pilot program.

CARRIED

In favour: Barker, Coupar, Demers, Dumont, Giesbrecht

Opposed: Irwin, Mackinnon

Question on Item D

THAT the Committee recommend to the Board:

THAT the Director of Legal Services be instructed to bring forward a by-law for enactment by the Park Board generally in accordance with Appendix A, once the [Liquor Control and Licensing Act](#) (Act) has been updated by the Province of BC to recognize the Board of Parks and Recreation as a governing body under Section 73(2) of the Act.

CARRIED

In favour: Barker, Coupar, Demers, Dumont, Giesbrecht

Opposed: Irwin, Mackinnon

Question on Item E

THAT the Committee recommend to the Board:

THAT, as an interim measure to expedite the implementation of the pilot program, the Board direct staff to request the Lieutenant Governor-in-Council (LGIC) make a regulation authorizing the public consumption of liquor in Vancouver parks, in accordance with the terms outlined in Appendix A of this report, as per the authority granted to the LGIC under Section 11 of the [Liquor Control and Licensing Act](#).

DEFEATED

Opposed: Barker, Coupar, Demers, Dumont, Giesbrecht, Irwin, Mackinnon

The Committee adjourned at 8:32 pm.

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Shauna Wilton
Acting General Manager

Commissioner Gwen Giesbrecht
Chair