



**MOVED** Councillor Millbank, **SECONDED** Mayor de Jong that further to a motion passed by Council dated June 27, 2011 which stated: "that Council direct staff to work with staff of the City of Nanaimo to finalize the Agreement dealing with a permanent water supply between the two jurisdictions", that Council affirm that the directions taken by staff to date with respect to negotiating an agreement with the City of Nanaimo regarding water are consistent with the authority given by Council in the motion dated June 27, 2011 and that staff be directed to continue.

Staff commented that:

- A letter detailing the facts of the water negotiations will be on the July 8<sup>th</sup> in-camera agenda. Upon approval by Council it will then be released to the public.

Mayor de Jong requested a recorded vote:

In-Favour

- Mayor de Jong
- Councillor Bratkowski
- Councillor Dempsey
- Councillor Millbank
- Councillor Mostad
- Councillor Savage

**CARRIED UNANIMOUSLY**

**MOVED** Councillor Dempsey, **SECONDED** Councillor Millbank that Council pursuant to section 117 of the *Community Charter*, authorizes the release of Council's resolution made during Council's In-Camera meeting held Monday, June 24, 2013, regarding Council's direction to staff with respect to negotiating a water agreement with the City of Nanaimo.

**CARRIED**

Some History

While I believe I have provided Council with this information in the past (verbally at an in-camera meeting) .. here is a quick history of where the water negotiations/draft agreement were at prior to the November general local election 2011 ...

- As noted in the motion identified above, on June 27, 2011 Council directed staff to work with staff of CoN to finalize agreement dealing with a permanent water supply [NOTE: at this time, the agreement was drafted to reflect the water supply include 'lower' Lantzville only.
- CoN legal counsel/staff spent the next few months finalizing a draft agreement.]
- On December 21, 2011 (just prior to our Christmas Office Closure) I received a letter from A. Kenning along with a proposed agreement
- Upon the office reopening in January 2012, the draft agreement was sent to our legal counsel to begin a review of the proposed agreement
- While the agreement was undergoing a review by legal counsel on February 6, 2012 we received notification from the CoN that they were NOT prepared to supply water to Lantzville at this time given their own potential water supply issues)

At this point, the draft agreement provided to myself on December 21, 2011, was, for lack of a better term 'shelved' and communications pertaining to this topic between the DoL and the CoN ceased in light of CoN Council's recent 'change of heart' given their circumstances.

- In October of 2012, I approached Al Kenning to see if staff communications could resume if Lantzville were to look at supplying 'upper' Lantzville vs. 'lower', appreciating the fact that there are only 225 connections in upper Lantzville compared to the 651 connections in lower Lantzville and respecting the City's challenges with their own future supply needs

- staff (DoL and CoN) met in October/November to investigate the issues surrounding this option (e.g., separation of the system, etc)
- staff (CoN and DoL) were able to conclude that this option had merit and at Lantzville's in-camera meeting held November 26, 2012, Council directed staff to approach the City of Nanaimo Council to request a meeting to discuss water supply options.
- CoN Council and DoL Council met on January 30, 2013 at which time myself and Al Kenning presented to Council staff's thoughts re: the options available to consider moving forward with supplying water to the DoL.

As a result of discussions held at the January 30, 2013 meeting, the following additional/new principles were discussed and supported by this Council:

- Water to be supplied to upper Lantzville only
- Properties in the Northwind/Southwind area could potentially be connected (re: health concerns)
- Limiting connections relating to new development
- Not supplying water for agriculture or golf course purposes
- Lantzville to keep existing wells online; and
- Lantzville to support Nanaimo in securing future water supply

I hope you find this helpful. Please note that the Executed Water Agreement has been posted to the District's website, including the correspondence listed in this email as a result of Council direction. Staff have also reposted the letter that was distributed to the residents on July 26, 2013 which highlighted aspects of the agreement and which staff felt would assist the residents while reviewing the posted information.

Again, if you have any questions, I am happy to answer them. Enjoy your weekend and I look forward to Mondays meeting (begins at 6 pm) to discuss communication options regarding the agreement.

Twyla

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