



## **MINUTES - COMMITTEE OF THE WHOLE**

**May 24, 2018, 9:00 A.M.**

**COUNCIL CHAMBERS, CITY HALL, 1 CENTENNIAL SQUARE**

**Located on the traditional territory of the Esquimalt and Songhees People**

**PRESENT:** Mayor Helps in the Chair, Councillor Alto, Councillor Coleman, Councillor Isitt, Councillor Loveday, Councillor Lucas, Councillor Madoff, Councillor Thornton-Joe, Councillor Young

**STAFF PRESENT:** J. Jenkyns - Acting City Manager, C. Coates - City Clerk , P. Bruce - Fire Chief, S. Thompson - Director of Finance, J. Tinney - Director of Sustainable Planning & Community Development, F. Work - Director of Engineering & Public Works, T. Soulliere - Director of Parks, Recreation & Facilities, B. Eisenhauer - Head of Engagement, C. Havelka - Deputy City Clerk, A. Meyer - Assistant Director of Development Services, A. Hudson - Assistant Director of Community Planning, C. Mycroft - Manager of Executive Operations, AK Ferguson - Committee Secretary, T. Zworski - City Solicitor, M. Angrove - Planner, S. Webb - Manager of Transportation

### **A. APPROVAL OF AGENDA**

**Moved By** Councillor Alto

**Seconded By** Councillor Coleman

That the agenda be approved.

#### **Amendment**

**Moved By** Councillor Coleman

**Seconded By** Councillor Isitt

That the Agenda of the May 24, 2018, Committee of the Whole meeting be amended as follows:

#### **Consent Agenda:**

**C.1 - Minutes from the meeting held April 26, 2018**

**F.3 - Development Cost Charges - Proposed Rates for Sewer and Parks**

**F.6 - Proclamation "Built Green Day" June 6, 2018**

**F.7 - Proclamation "Independent Living Across Canada Day" June 4, 2018**

**F.8 - Proclamation "International Medical Cannabis Day" June 11, 2018**

**H.2 - Recommendations from Advisory Committees**

**H.3 - Voting Records and Meeting Attendance Dashboard**

**H.5 - Attendance at the Canadian Capital Cities Organization Conference Halifax - May 30-31, 2018**

**CARRIED UNANIMOUSLY**

**Main motion as amended:**

**CARRIED UNANIMOUSLY**

**B. CONSENT AGENDA**

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

That the following items be approved without further debate

**C.1 Minutes from the meeting held April 26, 2018**

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

That the minutes of meeting held April 26, 2018, be adopted.

**CARRIED UNANIMOUSLY**

**F.3 Development Cost Charges - Proposed Rates for Sewer and Parks**

Committee received a report dated May 15, 2018 from the Director of Finance providing information and recommendations regarding proposed Development Cost Charges rates for parks and sewers.

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

That Council direct staff to engage the development community on the proposed rate changes.

**CARRIED UNANIMOUSLY**

**F.6 Proclamation "Built Green Day" June 6, 2018**

Committee received a report dated May 15, 2018 from the City Clerk providing information and recommendations regarding the Proclamation for Built Green Day June 6, 2018.

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

That the *Built Green Day* be forwarded to the May 24, 2018 Council meeting for Council's consideration.

**CARRIED UNANIMOUSLY**

**F.7 Proclamation "Independent Living Across Canada Day" June 4, 2018**

Committee received a report providing information and recommendations regarding the Proclamation Independent Living Across Canada Day on June 4, 2018.

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

That the *Independent Living Across Canada Day* Proclamation be forwarded to the May 24, 2018 Council meeting for Council's consideration.

**CARRIED UNANIMOUSLY**

**F.8 Proclamation "International Medical Cannabis Day" June 11, 2018**

Committee received a report dated May 15, 2018 from the City Clerk regarding the Proclamation for International Medical Cannabis Day on June 11, 2018.

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

That the *International Medical Cannabis Day Proclamation* be forwarded to the May 24, 2018 Council meeting for Council's consideration.

**CARRIED UNANIMOUSLY**

**H.2 Recommendations from Advisory Committees**

A Council Member Motion dated May 17, 2018 from Councillors Isitt and Loveday regarding a process to bring forward recommendations from the Accessibility Working Group and the Active Transportation Advisory Committee to Council.

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

1. That staff be directed to include in the Quarterly Update a list of recommendations from the Accessibility Working Group and Active Transportation Advisory Committee, with comments from staff including the advisability of the recommendations and potential recourse implications, to inform Council's consideration of the recommendations.
2. And that recommendations from the Accessibility Working Group and Active Transportation Advisory Committee relating to time-sensitive matters (matters which will be considered by Council prior to the next Quarterly Update) may be brought forward in a Council member report by a Council Liaison directly to the Committee of the Whole, within two weeks of the advisory committee meeting where the recommendation was adopted.

**CARRIED UNANIMOUSLY**

### **H.3 Voting Records and Meeting Attendance Dashboard**

A Council Member Motion dated May 15, 2018 from Councillor Lucas and Mayor Helps providing information and recommendations regarding the establishment of a Council Meeting Voting Record and Attendance Dashboard.

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

That Council direct staff to report back with an implementation plan for establishing a Council Meeting Voting Record and Attendance Dashboard.

**CARRIED UNANIMOUSLY**

### **H.5 Attendance at the Canadian Capital Cities Organization Conference Halifax - May 30-31, 2018**

Committee received a Council Member Motion dated May 23, 2018 from Councillor Thornton-Joe regarding her attendance at the Canadian Capital Cities Organization Conference in Halifax May 30-31, 2018.

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

That Council authorize the attendance and associated costs for Councillor Charlayne Thornton-Joe to attend the Canadian Capital Cities Organization conference to be held in Halifax, May 30-31, 2018

**CARRIED UNANIMOUSLY**

## **E. LAND USE MATTERS**

### **E.1 3031 Jackson Street - Rezoning Application No. 00627 and Development Permit with Variances Application No. 00063 (Hillside/Quadra)**

Committee received reports dated May 10, 2018 from the Director of Sustainable Planning and Community Development regarding the rezoning of the property located at 3031 Jackson Street to permit the construction of eight, two-storey townhouse units within three buildings. Variances are being requested relating to reduced lot width and front, rear, and side yard setbacks.

*Committee discussed:*

- *Staff reporting back on the success of introduced Garry Oak Trees*

**Moved By** Councillor Young

**Seconded By** Councillor Coleman

#### **3031 Jackson Street - Rezoning Application No. 00627**

That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00627 for 3031 Jackson Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set once the following conditions are met:

1. Preparation of a Housing Agreement to ensure that future Strata Bylaws cannot prohibit the rental of units, executed by the applicant to the satisfaction of City Staff.
2. Proof of an agreement with MODO, to the satisfaction of the Director of Sustainable Planning and Community Development, ensuring eight lifetime share memberships that run with the individual units are provided.

#### **3031 Jackson Street - Development Permit with Variances Application No. 00063**

That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, and after the Public Hearing for Rezoning Application No. 00627, if it is approved, consider the following motion:

"That Council authorize the issuance of Development Permit with Variances Application No. 00063 for 3031 Jackson Street, in accordance with:

3. Plans date stamped March 29, 2018
4. Development meeting all *Zoning Regulation Bylaw* requirements, excepts for the following variances:

- i. reduce the lot width from 60.0m to 53.17m
  - ii. reduce the separation space between the building with units 1 & 2 and the building with units 3 & 4 from 7.50m to 4.90m
  - iii. reduce the separation space between the building with units 3 & 4 and the building with units 5, 6, 7, & 8 from 7.50m to 7.30m
  - iv. reduce the distance between the building with units 1 & 2 and the building with units 3 & 4 from 10.0m to 4.90m
  - v. reduce the distance between the building with units 3 & 4 and the building with units 5, 6, 7, & 8 from 10.0m to 6.68m.
5. Revised plans, to the satisfaction of the Director of Sustainable Planning and Community Development, that state the 7.0m distance behind visitor parking stalls 3, 12, & 13 does not exceed an 8% grade.
  6. The Development permit lapsing two years from the date of this resolution."

**CARRIED UNANIMOUSLY**

### **E.3 230 Cook Street - Rezoning Application No. 00645 (Fairfield)**

Committee received a report dated May 10, 2018 from the Director of Sustainable Planning and Community Development regarding the proposal to rezone the property located at 230 Cook Street by amending the existing zone to include the use of storefront cannabis retailer.

**Moved By** Councillor Isitt

**Seconded By** Councillor Loveday

That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00645 for 230 Cook Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing be set.

FOR (8): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Isitt, Councillor Loveday, Councillor Lucas, Councillor Madoff, and Councillor Thornton-Joe

OPPOSED (1): Councillor Young

**CARRIED (8 to 1)**

*Committee recessed at 10:01 a.m. and returned at 10:04 a.m.*

## **F. STAFF REPORTS**

### **F.1 Johnson Street Rail Bridge - Legacy Steel Disposal**

Committee received a report dated May 15, 2018 from the Director of Engineering and Public Works regarding the intent of City staff to follow City

policy for disposal of surplus assets by utilizing a tendering process making the steel available for bid by interested parties.

*Committee discussed:*

- *The costs to remediate the steel.*
- *The possibilities of retaining a smaller portion for public art.*
- *How civic liability is different than the liability of a scrap yard should that be where artistic material comes from.*

**Moved By** Councillor Loveday

**Seconded By** Councillor Isitt

That Council endorse the idea of the rail bridge steel being used for public art.

And that Council direct staff to report back after having brought this issue to the Art in Public Places Committee with opportunities and implications of holding a design contest to creatively re-use the steel in the public interest.

*Committee discussed:*

- *The public benefit to have the steel re-purposed into art.*
- *Concerns with funds and noting that the site closest to the bridge is already allocated for use.*
- *The possibility of holding off on the installation of the orca surfboard art project.*

**Amendment**

**Moved By** Councillor Lucas

**Seconded By** Councillor Loveday

That the motion be amended as follows:

That Council endorse the idea of the rail bridge steel being used for public art.

And that Council direct staff to report back after having brought this issue to the Art in Public Places Committee with opportunities and implications **and potential budget** of holding a design contest to creatively re-use the steel in the public interest.

**CARRIED UNANIMOUSLY**

**Amendment**

**Moved By** Councillor Isitt

**Seconded By** Councillor Loveday

That the motion be amended as follows:

That staff report on the feasibility and implications of making mementos available to the public on a cost recovery basis.

FOR (1): Councillor Isitt

OPPOSED (8): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Loveday, Councillor Lucas, Councillor Madoff, Councillor Thornton-Joe, and Councillor Young

**DEFEATED (1 to 8)**

**Amendment**

**Moved By** Councillor Alto

**Seconded By** Mayor Helps

That the motion be amended as follows:

That Council endorse the idea of the rail bridge steel being used for public art **in the City of Victoria**

**CARRIED UNANIMOUSLY**

**Amendment**

**Moved By** Councillor Alto

**Seconded By** Councillor Loveday

That the motion be amended as follows:

That the word "interest" be replaced with the word "realm".

**CARRIED UNANIMOUSLY**

**Main Motion as Amended**

That Council endorse the idea of the rail bridge steel being used for public art in the City of Victoria.

And that Council direct staff to report back after having brought this issue to the Art in Public Places Committee with opportunities, implications and potential budget of holding a design contest to creatively re-use the steel in the public realm.

**CARRIED UNANIMOUSLY**

*Committee recessed at 12:20 p.m. and resumed at 12:50 p.m.*

*Councillor Isitt was not present at the commencement of the meeting.*



## **F.2 Bicycle Network - Phase 1 Design and Implementation Update**

Committee received a report dated May 18, 2018 from the Director of Engineering and Public Works seeking Council direction regarding the next phase of the City's Bicycle Master Plan implementation plan, Phase 1 corridors.

*Committee discussed:*

- *Number and locations of lost parking stalls.*
- *Impacts of the loss of parking on businesses.*
- *Ways to address potential conflicts in the slip lanes.*
- *The possibility of leaving the island at Wharf Street and replace the trees with a welcoming or gateway sign.*
- *The potential creation of a public plaza at Humboldt and Douglas.*

**Moved By** Councillor Lucas

**Seconded By** Councillor Young

That Council:

1. Approve the 60% design for Wharf Street AAA cycle track, and direct staff to proceed to detailed design and construction tender.
2. Approve the 60% design for Humboldt Street AAA cycle track, and direct staff to proceed to detailed design and construction tender.

### **CARRIED UNANIMOUSLY**

*Committee discussed:*

- *The need for enforcement of right of ways along the bike lane routes.*

*Councillor Thornton-Joe withdrew from the meeting at 12:05 p.m. due pecuniary conflict of interest as the discussion was regarding transit and her husband works at BC Transit.*

*Councillor Thornton-Joe returned to the meeting at 12:06 p.m.*

*Committee discussed:*

- *Ensuring the public understands the meaning of AAA, i.e. All Ages and Abilities, and its not a reference to the rating of the lanes.*

**Moved By** Councillor Coleman  
**Seconded By** Councillor Madoff

That Council:

3. Direct staff to defer the Cook Street project as a part of Phase 1 implementation.
4. Direct staff to accelerate the Vancouver Street AAA cycle track project as a priority (between Park Avenue and Bay Street), in place of the 2016 Cook Street project, and engage with stakeholders on the design as outlined in this report.

*Committee discussed:*

- *Concerns with safety of cyclists on Vancouver and Cook.*

**Amendment**

**Moved By** Mayor Helps  
**Seconded By** Councillor Alto

**Amendment**

5. Direct staff to report back on options of achieving a traffic volume average of approximately 1000 cars per day on Vancouver Street between Southgate and Fort Street.

FOR (7): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Loveday, Councillor Lucas, Councillor Madoff, and Councillor Thornton-Joe

OPPOSED (1): Councillor Young

**CARRIED (7 to 1)**

*Committee discussed:*

- *Potential for proceeding with a pilot project along Vancouver.*

**Amendment:**

**Moved By** Councillor Loveday  
**Seconded By** Mayor Helps

6. that Council direct staff to consider temporary installation for the Humboldt plaza that can be used for future placemaking pilot projects.

**CARRIED UNANIMOUSLY**

**Main motion as amended**

That Council:

1. Approve the 60% design for Wharf Street AAA cycle track, and direct staff to proceed to detailed design and construction tender.
2. Approve the 60% design for Humboldt Street AAA cycle track, and direct staff to proceed to detailed design and construction tender.
3. Direct staff to defer the Cook Street project as a part of Phase 1 implementation.
4. Direct staff to accelerate the Vancouver Street AAA cycle track project as a priority (between Park Avenue and Bay Street), in place of the 2016 Cook Street project, and engage with stakeholders on the design as outlined in this report.
5. Direct staff to report back on options of achieving a traffic volume average of approximately 1000 cars per day on Vancouver Street between Southgate and Fort Street.
6. Direct staff to consider temporary installation for the Humboldt plaza that can be used for future placemaking pilot projects.

FOR (6): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Loveday, Councillor Lucas, and Councillor Thornton-Joe

OPPOSED (2): Councillor Madoff, and Councillor Young

**CARRIED (6 to 2)**

**F.4 Participatory Budgeting Pilot**

Guests: Mr. Yee, from the Steering Committee

Committee received a report dated May 18, 2018 from the Director of Finance and the Head of Engagement providing information and recommendations regarding the potential to engage different organizations every year to deliver the City's Participatory Budgeting Program.

**Moved By** Councillor Coleman

**Seconded By** Councillor Alto

That Council direct staff to review and report back with information on the potential to engage a different organization from year to year to deliver the Participatory Budgeting Program for the City, based on the focus areas outlined in this report.

**CARRIED UNANIMOUSLY**

**Moved By** Councillor Coleman

**Seconded By** Councillor Loveday

That the meeting be extended until 3:15 p.m.

**CARRIED UNANIMOUSLY**

**F.5 2018 Municipal Election Update**

Committee received a report dated May 11, 2018 from the City Clerk and Head of Engagement providing an update on the 2018 Municipal Election and providing Committee with a 2015 Lesson's Learned Report, as well as an Election Proceedings Amendment Bylaw and Election Procedures Bylaw.

*Committee discussed:*

- *Regulations regarding signage.*
- *The mail-in ballot time frame.*
- *Additional voting opportunities for City of Victoria residents.*

**Moved By** Councillor Loveday

**Seconded By** Councillor Coleman

7. That Chris Coates be appointed Chief Election Officer and Christine Havelka be appointed as Deputy Chief Election Officer for the 2018 Municipal Election.
8. That Council give introductory reading to Election Procedures Amendment Bylaw No. 18-070 at the May 24, 2018 Council meeting.

**CARRIED UNANIMOUSLY**

**H. NEW BUSINESS**

**H.1 Implementing Residential Rental Zoning**

A Council Member Motion dated May 16, 2018 from Councillors Loveday and Isitt requesting a report back at the next Quarterly Update on resource implications of implementing Residential Rental Tenure Zoning.

*Committee discussed:*

- *Using this tool to protect the rental housing stock.*
- *A significant number of rental buildings are now being built.*

**Moved By** Councillor Loveday

**Seconded By** Mayor Helps

That Council direct staff to report back at the next Quarterly Update on the resource implications of undertaking the following action:

That staff be directed to review the Local Government Statutes (Residential Rental Tenure Zoning) Amendment Act, 2018, and report back on a priority basis on next steps for implementing Residential Rental Tenure Zones within the City of Victoria.

FOR (7): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Loveday, Councillor Lucas, Councillor Madoff, and Councillor Thornton-Joe

OPPOSED (1): Councillor Young

**CARRIED (7 to 1)**

## **H. NEW BUSINESS**

### **H.4 "Rental Supports" from The Housing Trust Fund in instances of Building Renewal Rezoning**

A Council Member Motion dated May 18, 2018 from Councillor Coleman regarding the "Rental Supports" from The Housing Trust Fund.

*Committee discussed:*

- *Updating the title of the motion to state "Rental supports" from The Housing Trust Fund in instances of Building Renewal rezoning.*

**Moved By** Councillor Coleman

**Seconded By** Mayor Helps

Direct staff to investigate and report back at the next quarterly update:

WHEREAS, the differential between a tenant's historic rent in such cases may be dramatically higher than the discounted rate identified in the Tenant Assistance Policy;

AND WHEREAS, there would be an identifiable number of tenants that could access this fiscal tool;

AND WHEREAS, this fiscal tool would only apply to buildings going through renewal by rezoning;

NOW THEREFORE Council direct staff to investigate and report back on the possibility to introduce three year "Rental Supports" for the tenants still facing an increased net rent of more than \$200 per month, as a result of the renewal of buildings under a rezoning.

FOR (7): Mayor Helps, Councillor Alto, Councillor Coleman, Councillor Loveday, Councillor Lucas, Councillor Madoff, and Councillor Thornton-Joe

OPPOSED (1): Councillor Young

**CARRIED (7 to 1)**

**I. ADJOURNMENT OF COMMITTEE OF THE WHOLE**

**Moved By** Councillor Coleman

**Seconded By** Councillor Alto

That the Committee of the Whole Meeting be adjourned at 3:18 p.m.

**CARRIED UNANIMOUSLY**

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CITY CLERK

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MAYOR