



MINUTES - COMMITTEE OF THE WHOLE

September 5, 2019, 9:00 A.M.

COUNCIL CHAMBERS, CITY HALL, 1 CENTENNIAL SQUARE

The City of Victoria is located on the homelands of the Songhees and Esquimalt People

PRESENT: Mayor Helps in the Chair, Councillor Alto, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Dubow, Councillor Young

ON LEAVE: Councillor Collins

STAFF PRESENT: J. Jenkyns - City Manager, C. Coates - City Clerk, S. Thompson - Deputy City Manager / Director of Finance, F. Work - Director of Engineering & Public Works, T. Soulliere - Director of Parks, Recreation & Facilities, B. Eisenhauer - Head of Engagement, J. Jensen - Head of Human Resources, C. Havelka - Deputy City Clerk, C. Mycroft - Manager of Executive Operations, T. Zworski - City Solicitor, R. Morhart - Manager, Permits & Inspections, C. Royle - Deputy Fire Chief, D. Manak - Chief Constable, M. Sandhu - Head of Service Innovation and Improvement, B. Cockle - Head of Bylaw Services, P. Angelblazer - Committee Secretary, P. Rantucci - Head of Strategic Real Estate, L. Baryluk - Planner

OTHERS PRESENT: C. Matte - Project Manager and Co-Facilitator MNP, K. Strudwick - Co-Facilitator MNP, J. Hutchinson - Director of Building Policy, Office of Housing and Construction Standards

A. APPROVAL OF AGENDA

Moved By Councillor Loveday

Seconded By Councillor Alto

That the agenda be approved.

Amendment:

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

That item I.7 be added to the consent agenda.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Loveday

Seconded By Councillor Potts

That item G.1 be moved to the front of the agenda.

CARRIED UNANIMOUSLY

On the motion as amended:

CARRIED UNANIMOUSLY

B. CONSENT AGENDA

Moved By Councillor Isitt

Seconded By Councillor Loveday

That the following items be approved without further debate

CARRIED UNANIMOUSLY

C.1 Minutes from the Citizens' Assembly Council Committee held July 26, 2019

Moved By Councillor Isitt

Seconded By Councillor Loveday

That the minutes from the July 26, 2019 Citizens' Assembly Joint Council Committee Meeting be approved.

CARRIED UNANIMOUSLY

F.2 1209 Yukon Street - Heritage Designation Application No. 000183 (Fernwood)

Council received a report dated August 22, 2019 from the Acting Director of Sustainable Planning and Community Development providing information on an application to designate the property on 1209 Yukon Street as a heritage property. The report provides a recommendation to approve the application.

Moved By Councillor Isitt

Seconded By Councillor Loveday

That Council approve the designation of the heritage-registered property located at 1209 Yukon Street, pursuant to Section 611 of the *Local Government Act*, as a

Municipal Heritage Site, and that first and second reading of the Heritage Designation Bylaw be considered by Council and a Public Hearing date be set.

CARRIED UNANIMOUSLY

G.3 Proclamation - Mitochondrial Disease Awareness Week

Moved By Councillor Isitt

Seconded By Councillor Loveday

That the *Mitochondrial Disease Awareness* Proclamation be forwarded to the September 5, 2019 Council Meeting for Council's consideration.

CARRIED UNANIMOUSLY

G.4 Proclamation - Project Serve Day

Moved By Councillor Isitt

Seconded By Councillor Loveday

That the *Project Serve Day* Proclamation be forwarded to the September 5, 2019 Council meeting for Council's consideration.

CARRIED UNANIMOUSLY

G.5 Proclamation - One Day Together

Moved By Councillor Isitt

Seconded By Councillor Loveday

That the *One Day Together Day* Proclamation be forwarded to the September 5, 2019 Council meeting for Council's consideration.

CARRIED UNANIMOUSLY

I.4 Council Member Motion - Operational Funding for Transit - Federal Election

Council received a motion dated August 30, 2019 from Mayor Helps and Councillor Dubow requesting Council support for a motion that would adopt a resolution urging federal parties to commit to investments in transit.

Moved By Councillor Isitt

Seconded By Councillor Loveday

That Council adopt the attached resolution and request that the Mayor write a letter to all federal parties.

CARRIED UNANIMOUSLY

I.5 Council Member Motion - Support for Geronimo Canoe Club at World Distance Outrigging Championship

Council received a report dated August 14, 2019 from Councillor Isitt and Mayor Helps seeking Council approval to provide a contribution of \$1000 drawn from the contingency fund for the Geronimo Canoe Club.

Moved By Councillor Isitt

Seconded By Councillor Loveday

That Council authorize a contribution of \$1000 from 2019 contingency to assist with costs arising from the Geronimo Canoe Club's participation at the World Distance Outrigging Championship.

CARRIED UNANIMOUSLY

I.7 Council Member Motion - Removal of Graffiti

Council received a report dated August 30, 2019 from Councillors Thornton-Joe and Alto in regards to a request to provide the Downtown Victoria Business Association with funds drawn from the Contingency Fund to assist with the removal of graffiti.

Moved By Councillor Isitt

Seconded By Councillor Loveday

That Council direct staff to provide the DVBA \$20,000.00 from contingency to assist with the removal of graffiti, with a focus on heritage buildings and private property.

CARRIED UNANIMOUSLY

G. STAFF REPORTS

G.1 Early Adoption Initiative - Mass Timber Construction

Council received a report dated July 11, 2019 from the Acting Director of Sustainable Planning and Community Development in regards to the Province of British Columbia's Tall Wood Early Adoption Initiative, with a recommendation to support participation in the project.

Committee discussed:

- Mass timber sourcing
- Merits of the initiative

Moved By Mayor Helps

Seconded By Councillor Loveday

That Council:

1. Support participation in the Province of British Columbia's Tall Wood Early Adoption Initiative to authorize the construction of encapsulated mass timber buildings that are seven to twelve storeys in height; and
2. Direct staff to request the Province of British Columbia to include the City as a participating local authority in the regulation for the Tall Wood Early Adoption Initiative.

Amendment:

Moved By Councillor Isitt

Subject to the sourcing of materials from sustainably managed second growth forests.

Failed to proceed due to no seconder

Amendment:

Moved By Mayor Helps

Seconded By Councillor Loveday

3. That Council reaffirm its support through past motions regarding old growth logging.

Amendment to the Amendment:

Moved By Councillor Isitt

Seconded By Councillor Loveday

That Council write to the Premier and the Minister of Local Government indicating its support of British Columbia's Tall Wood Early Adoption Initiative, informed by Council's support of sustainable management of forests and an end to the logging of old growth forests.

CARRIED UNANIMOUSLY

On the Amendment:

CARRIED UNANIMOUSLY

On the Motion:

That Council:

1. Support participation in the Province of British Columbia's Tall Wood Early Adoption Initiative to authorize the construction of encapsulated mass timber buildings that are seven to twelve storeys in height; and

2. Direct staff to request the Province of British Columbia to include the City as a participating local authority in the regulation for the Tall Wood Early Adoption Initiative.
3. That Council write to the Premier and the Minister of Local Government indicating its support of British Columbia's Tall Wood Early Adoption Initiative, informed by Council's support of sustainable management of forests and an end to the logging of old growth forests.

CARRIED UNANIMOUSLY

D. PRESENTATIONS

D.1 Transgender, Non-Binary and Two Spirit Inclusion Action Plan

Council received a report and a presentation dated August 16, 2019 from the Head of Human Resources seeking Council approval for the Transgender, Non-Binary and Two Spirit Inclusion Action Plan.

Committee discussed:

- Acknowledging the work of community members
- Ongoing efforts and future implementation
- History of the TNBTS+ plan
- Gender-neutral washrooms
- Healing aspects of the plan and process

Moved By Councillor Alto

Seconded By Councillor Loveday

That Council approve the Transgender, Non-Binary and Two Spirit Inclusion Action plan; and direct staff to report back on resource implications through the 2020 and future financial planning process.

Amendment:

Moved By Mayor Helps

Seconded By Councillor Isitt

That Council direct staff to report back on implementation on an annual basis.

CARRIED UNANIMOUSLY

On the Motion:

CARRIED UNANIMOUSLY

D.2 Second Quarter 2019 Update

Council received a presentation from the Chief Constable regarding the quarterly progresses and initiatives from the Victoria Police Department.

Moved By Councillor Thornton-Joe

Seconded By Councillor Isitt

That Council receive the Victoria Police Department Quarter Two report for information.

CARRIED UNANIMOUSLY

Motion Arising:

Moved By Councillor Isitt

Seconded By Councillor Young

That Council request that the police board provide an estimate of the costs incurred in 2018 in relation to the delivery of mental health services.

CARRIED UNANIMOUSLY

Committee recessed at 10:46 a.m. and reconvened at 10:53 a.m.

Council received a report dated August 30, 2019 from the City Manager providing Council with a summary of major achievements, accomplishments and highlights for the period of April 1, 2019 to June 30, 2019. Additionally it includes a summary of work undertaken in Quarter Two of 2019 included in the Strategic and Financial plans, as well as other information that Council has directed staff to include in quarterly updates starting this year.

Committee discussed:

- Pending SPCA delegation
- Definition of challenges
- Tracking of strategic plan items
- Accessibility training
- Greenspace planning
- Barbeque regulations
- City horticulture

Moved By Councillor Isitt

Seconded By Councillor Loveday

That Council receive this report for information.

CARRIED UNANIMOUSLY

Motion Arising:

Moved By Mayor Helps

Seconded By Councillor Loveday

Motions from advisory committees be presented to Committee of the Whole at the next quarterly update.

Amendment:

Moved By Councillor Isitt

Seconded By Councillor Loveday

Motions from advisory committees need to be presented to the Committee of the Whole at the next quarterly update **or sooner if the matter is time sensitive.**

CARRIED UNANIMOUSLY

On the motion:

Motions from advisory committees need to be presented to the Committee of the Whole at the next quarterly update or sooner if the matter is time sensitive.

CARRIED UNANIMOUSLY

*Councillor Isitt withdrew from the meeting at 11:45 due to a non-pecuniary conflict of interest with the following item due to proximity of close friends **in relation to this property.***

F. LAND USE MATTERS

F.1 2251 Lydia Street - Heritage Alteration Permit with Variance Application No. 00015 and Development Permit with Variances Application No. 00040 (Fernwood)

Council received two reports dated August 22, 2019 from the Acting Director of Sustainable Planning and Community Development providing information on an application for a Development Permit with Variances to allow for the construction of two new small lot single family dwellings and a Heritage Alteration Permit that would allow for the addition of a powder room, a garage, and a deck. The recommendations are to approve the Development Permit with Variances, and decline the Heritage Alteration Permit with Variances.

Committee discussed:

- Lack of concerns from the public and the Heritage Advisory Panel in regards to the application

Moved By Councillor Young

That Council decline Heritage Alteration Permit with Variance Application No. 00015 for 2251 Lydia Street.

Failed to proceed due to no seconder

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

"That Council authorize the issuance of Heritage Alteration Permit with Variances Application No. 00015 for 2251 Lydia Street for the existing house, in accordance with:

1. Plans, date stamped June 24, 2019.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
 - Part 1.23 - reduction of the minimum site yard setback from 1.5m to 0.6m
3. Final plans to be generally in accordance with the plans identified above to the satisfaction of the Assistant Director, Development Services Division, Sustainable Planning and Community Development, with the changes recommended by the Heritage Advisory Panel incorporated into the design.
4. Heritage Alteration Permit lapsing two years from the date of this resolution."

FOR (6): Mayor Helps, Councillor Alto, Councillor Isitt, Councillor Potts, Councillor Thornton-Joe, and Councillor Dubow

OPPOSED (2): Councillor Loveday, and Councillor Young

CARRIED (6 to 2)

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

That subject to the applicant making revisions to Development Permit with Variances Application No. 00040 for 2251 Lydia Street to the satisfaction of the Director of Sustainable Planning and Community Development to:

- a. revise the design of Lot 2 (Lydia Street) to improve the street relationship and to change the size and/or glazing of windows on the south elevation; and
- b. revise the design of Lot 3 to create more consistency with the *Small Lot House Design Guidelines*.

Then Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

"That Council authorize the issuance of Development Permit with Variances Application No. 00040 for 2251 Lydia Street, in accordance with:

1. Plans date stamped May 14, 2019
2. Development meeting all Zoning Regulation bylaw requirements, except for the following variances:
 - i. reduce the minimum rear yard setback on Lot 2 from 6.00m to 5.25m
 - ii. reduce the minimum (south) side yard setback on Lot 2 from 2.40m to 1.50m
 - iii. reduce the minimum (north) side yard setback on Lot 2 from 2.40m to 1.64m
 - iv. reduce the minimum rear yard setback on Lot 3 from 6.00m to 4.80m
 - v. reduce the minimum (east) side yard setback on Lot 3 from 2.40m to 1.50m.
3. The Development Permit lapsing two years from the date of this resolution"

CARRIED UNANIMOUSLY

G. STAFF REPORTS

G.2 Marking the 100th Remembrance Day

Council received a report dated August 28, 2019 from the Head of Business & Community Relations providing information on an initiative to mark the 100th Remembrance Day through the installation of memorial medallions with a recommendation to approve the project.

Discussion was postponed to later in the meeting

G.6 Renters Advisory Committee Request for Childcare

Council received a report dated September 5, 2019 from the Acting Director of Sustainable Planning and Community Development regarding a request from the Renter's Advisory Committee to have the City provide childcare at Committee of the Whole meetings, with a recommendation to study the proposal.

Moved By Councillor Loveday
Seconded By Councillor Dubow

That Council receive this recommendation from the Renters Advisory Committee and direct staff to report back on the resource and financial implications as part of the 2020 Financial Planning Process.

CARRIED UNANIMOUSLY

I. NEW BUSINESS

I.1 Council Member Motion - Letter from the Minister of Public Safety and Solicitor General

A letter of response dated July 5, 2019, regarding the City's resolution in support of a regional police department for the Capital Regional District (CRD), that was referred from the August 8, 2019 Council Meeting.

Moved By Councillor Isitt

Seconded By Councillor Loveday

That Council request that the Mayor write to the Premier and Solicitor-General copying members of the Legislative Assembly representing constituencies on Vancouver Island expressing serious concern over the unfairness of policing costs for the core area of the capital region being borne exclusively by the tax payers of the Township of Esquimalt and the City of Victoria

CARRIED UNANIMOUSLY

I.2 Council Member Motion - Correspondence from City of White Rock - Proposed Vacancy Tax

Council received a report dated August 21, 2019 from Councillor Isitt requesting an endorsement of a resolution from the City of White Rock which seeks to authorize local governments to implement vacancy taxes similar to the one permitted by the City of Vancouver.

Committee discussed:

- Motions headed to UBCM
- Concerns around how exceptions will be granted

Moved By Councillor Isitt

Seconded By Councillor Loveday

That Council:

1. Endorse the resolution from the City of White Rock regarding the proposed vacancy tax.
2. Direct staff to communicate this support electronically to the Mayor and Council of White Rock and other UBCM member local governments.

CARRIED UNANIMOUSLY

G. STAFF REPORTS

G.2 Marking the 100th Remembrance Day

Committee discussed:

- Importance of commemorating the upcoming 100th Remembrance Day
- Appropriate lenses for considering commemoration

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

That Council approve the costs and resource implications to:

1. Create memorial medallions commemorating the 100th anniversary of the establishment of Remembrance Day to the installation on existing street and/or some traffic signs along Shelbourne Street from Bay Street to North Dairy Road.
2. Host an event to mark the installation on Friday, November 8, 2019.

CARRIED UNANIMOUSLY

I.3 Council Member Motion - Attendance at the UN Secretary-General's Climate Action Summit, New York, Sept 20-24

Council received a report dated August 30, 2019 from the Mayor seeking Council approval for a travel request for attendance at the UN Secretary-General's Climate Action Summit in New York, September 20-24.

Committee discussed:

- Importance of supporting global initiatives

Moved By Mayor Helps

Seconded By Councillor Alto

That Council authorize the attendance and associated costs from the contingency budget for Mayor Lisa Helps to attend the UN Secretary-General's Climate Action Summit New York City and related events, Sept 20-24, 2019.

CARRIED UNANIMOUSLY

I.6 Council Member Motion - Setback Regulations for Retaining Walls and Other Structures

Council received a report dated August 29, 2019 from Councillor Young seeking Council support to direct staff to amend the Zoning Regulation bylaw which would apply building setback regulations to retaining walls and other structures on all waterfront properties with residential development.

Committee discussed:

- Importance of ensuring availability of coastline to citizens, and of providing for privacy

Moved By Councillor Young

Seconded By Councillor Loveday

That Council direct staff to amend the Zoning Regulation Bylaw to apply building setback regulations to retaining walls and other structures on all waterfront properties with residential development.

Amendment:

Moved By Councillor Loveday
Seconded By Mayor Helps

That Council direct staff to report back with implications on setback regulations for other structures on all waterfront properties.

CARRIED UNANIMOUSLY

On the motion:

1. That Council direct staff to amend the Zoning Regulation Bylaw to apply building setback regulations to retaining walls and other structures on all waterfront properties with residential development.
2. That Council direct staff to report back with implications on setback regulations for other structures on all waterfront properties.

CARRIED UNANIMOUSLY

J. ADJOURNMENT OF COMMITTEE OF THE WHOLE

Moved By Councillor Alto
Seconded By Councillor Potts

That the Committee of the Whole Meeting be adjourned at 12:30 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR