



REVISED AGENDA - VICTORIA CITY COUNCIL

Thursday, March 26, 2020

COUNCIL CHAMBERS - 1 CENTENNIAL SQUARE

VICTORIA, BC

To be held immediately following the Committee of the Whole Meeting

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

Pages

A. CONVENE COUNCIL MEETING

B. APPROVAL OF AGENDA

C. UNFINISHED BUSINESS

***C.1 Consideration of a Declaration of a State of Local Emergency**

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Addendum

Postponed from the March 23, 2020 Special Council Meeting

***D. BYLAWS**

***D.1 Council Procedures Bylaw Amendment**

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Addendum

- **Consideration of adoption of:**
 - Council Procedures Bylaw, Amendment Bylaw (No. 1) No. 20-053

The purpose of the bylaw is to amend the procedures to be followed by Council and Council committees in conducting their business through electronic participation.

***E. REPORTS OF COMMITTEE**

***E.1 Council and Committee of the Whole Schedule - COVID-19**

***E.2 Zoning Regulation Bylaw - Correction of a Section Reference**

***F. CLOSED MEETING**

MOTION TO CLOSE THE MARCH 26, 2020 COUNCIL MEETING TO THE PUBLIC

That Council convene a closed meeting that excludes the public under Section 90 of the *Community Charter* for the reason that the following agenda items deal with matters specified in Sections 90(1) and/or (2) of the *Community Charter*, namely:

Section 90(1) A part of a Council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:

- *Section 90(1)(c) labour relations or other employee relations.*
- *Section 90(1)(k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public;*

Section 90(2) A part of a council meeting must be closed to the public if the subject matter being considered relates to one or more of the following:

- *Section 90(2)(b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party.*

G. APPROVAL OF CLOSED AGENDA

H. READING OF CLOSED MINUTES

*I. UNFINISHED BUSINESS

J. CORRESPONDENCE

K. NEW BUSINESS

*K.1 DEFERRED: Land - Community Charter Section 90(1)(e)

Addendum: Deferred

*K.2 Proposed Municipal Service - Community Charter Section 90(2)(b)

Addendum: New item

K.3 Employee Relations - Community Charter Section 90(1)(c)

L. CONSIDERATION TO RISE & REPORT

M. ADJOURNMENT

Declaration of State of Local Emergency ORDER

WHEREAS there is a global COVID-19 pandemic and associated social and economic disruption within the jurisdiction of the City of Victoria;

AND WHEREAS the social and economic disruption, which results in immediate hardship to many residents and businesses in the City of Victoria, including loss of income for thousands of residents, closures of hundreds of businesses and risk of widespread illness and suffering, poses an existing or imminent threat to people and property within the City of Victoria;

AND WHEREAS this medical, social and economic emergency requires prompt coordination of action or special regulation of persons or property to protect the health, safety, and welfare of people or to limit damage to property;

NOW THEREFORE:

IT IS HEREBY ORDERED pursuant to Section 12 (1) of the *Emergency Program Act* that a state of local emergency exists in the City of Victoria due to COVID-19 pandemic and associated social and economic disruption;

IT IS FURTHER ORDERED THAT the City Manager, Jocelyn Jenkyns, and the Deputy City Manager, Susanne Thompson, and any person acting under their direction are empowered pursuant to Section 13 (1) of the *Emergency Program Act* to do all acts and implement all procedures that are considered necessary to prevent or to alleviate the effects of the emergency, including:

- (a) pursuant to section 10(1)(e) and (l), to require all persons in the City of Victoria currently providing residential rental accommodation to others to render assistance to alleviate the effects of the current emergency by:
 - (i) continuing to provide the residential rental accommodation for the duration of the emergency on the same terms and conditions (including rent) as existed on March 1, 2020; and
 - (ii) not issuing any eviction notices based on failure to pay rent during the duration of the emergency,
- (b) pursuant to section 10(1)(e) and (l), to require all persons in the City of Victoria currently providing commercial rental premises to others to render assistance to alleviate the effects of the current emergency by:
 - i. continuing to provide the commercial rental premises for the duration of the emergency on the same terms and conditions (including rent) as existed on March 1, 2020; and
 - ii. not take any action (including evictions, distress, or other remedy whether in law or equity) based on failure of tenant to pay rent during the duration of the emergency,
- (c) ...

ORDERED by the Council of the Corporation of the City of Victoria this date, March 23, 2020, to remain in force for seven days until March 30, 2020 at midnight unless cancelled by the Mayor of the City of Victoria or the Minister responsible.

Mayor Lisa Helps

NO. 20-053

COUNCIL PROCEDURES BYLAW

A BYLAW OF THE CITY OF VICTORIA

The purpose of this Bylaw is to amend the procedures to be followed by Council and Council committees in conducting their business through electronic participation.

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1 Title

This bylaw may be cited as COUNCIL PROCEDURES BYLAW, AMENDMENT (NO. 1) BYLAW No. 20-053

2 Amendment

Council Procedures Bylaw No. 16-011 is hereby amended by:

- a) deleting section 9 in its entirety and replacing it with the following

Electronic participation by members

- 9 (1) For the purposes of this section, electronic participation in a meeting means participation by use of telephone communications or by Voice Over Internet Protocol (VOIP) that
 - (a) enable the meeting's participants to hear and speak with each other, and
 - (b) enable the public to hear the participation of Council members during that part of the meeting that is open to the public.
- (2) Two members of Council may participate electronically in a Council meeting if:
 - (a) At least 24 hours before the meeting those members notify the City Clerk of their intention to participate electronically, and
 - (b) A majority of the members of Council are physically present at the meeting.

- (3) If more than two members wish to participate electronically in a meeting, the two who may do so must be chosen by lot conducted by the City Clerk.
- (4) Notwithstanding subsection (2) or (3), the Mayor may authorize more than two Council members to participate electronically provided that:
 - (a) a state of local emergency has been declared in the City and in person participation in Council meeting would be inconsistent with the declaration; or
 - (b) in the Mayor's opinion extra-ordinary circumstances exist that make it unsafe or impractical for Council members to physically participate in a meeting.

and for clarity subsection (2)(b) does not apply to a meeting authorized pursuant to this subsection.

- (5) A meeting at which there is electronic participation must not include any of the following public hearings:
 - (a) hearings to which section 890 of the *Local Government Act* applies;
 - (b) hearings for heritage conservation matters under Part 27 of the *Local Government Act*.
- (6) Written material at a meeting at which there is electronic participation, if that material is presented to the meeting without being included in either the agenda package or late agenda items sent to the members participating electronically, must be audibly read into the record.
- (7) A member, who is participating electronically in the voting on a matter, must vote by audibly stating that they vote in favour or oppose.
- (8) If there is an interruption in the communications' link to a member who is participating electronically, the other Council members may
 - (a) decide on a short recess until it is determined whether or not the link can be re-established, or
 - (b) continue the meeting and treat the interruption in the same manner as if a member who is physically present leaves the meeting room.

b) deleting section 10 in its entirety and replacing it with the following

Application of rules of procedure

- 10 (1) In cases not provided for under this Bylaw, Robert's Rules of Order Newly Revised, 11th edition, 2011, apply to the proceedings of Council to the extent that those Rules are

- a) applicable in the circumstances, and
 - b) not inconsistent with provisions of this Bylaw or the *Community Charter*
- (2) The rules of procedure contained in this Bylaw except those that are governed by statutory provisions, may be temporarily suspended by a majority vote of the Council members present.

READ A FIRST TIME the	19th	day of	March	2020
READ A SECOND TIME the	19th	day of	March	2020
READ A THIRD TIME the	19th	day of	March	2020
ADOPTED on the		day of		2020

CITY CLERK

MAYOR