



## MINUTES - VICTORIA CITY COUNCIL

June 18, 2020, 12:00 P.M.

**COUNCIL CHAMBERS - 1 CENTENNIAL SQUARE, VICTORIA BC**

**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

**STAFF PRESENT:** J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Director of Finance, C. Coates - City Clerk, P. Bruce - Fire Chief, T. Zworski - City Solicitor, P. Bellefontaine – Acting Director of Engineering & Public Works, T. Soulliere - Director of Parks, Recreation & Facilities, B. Eisenhauer - Head of Engagement, J. Jensen - Head of Human Resources, K. Hoese - Director of Sustainable Planning and Community Development, C. Havelka - Deputy City Clerk, K. Moore - Head of Business and Community Relations, C. Mycroft - Manager of Executive Operations, M. Heiser - Committee Secretary, A. James - Head of Strategic Operations

**A. CONVENE COUNCIL MEETING**

**B. APPROVAL OF AGENDA**

**Moved By** Councillor Alto  
**Seconded By** Councillor Thornton-Joe

That the agenda be approved.

**Amendment:**

**Moved By** Councillor Alto  
**Seconded By** Councillor Thornton-Joe

That the agenda of the June 18, 2020 Council meeting be amended as follows:

**D. REPORTS OF COMMITTEES**

**D.1 Committee of the Whole**

**D.1.b Report from the May 21, 2020 Committee of the Whole**

**D.1.b.a Council Member Motion: Council Endorsement of Letter to Federal Minister re Emergency Income Support**

**D.1.b.b Council Member Motion: Meeting with Island Health**

**CARRIED UNANIMOUSLY**

**On the main motion as amended:  
CARRIED UNANIMOUSLY**

**C. PROCLAMATIONS**

**C.1 International Women in Engineering Day - June 23, 2020**

**Moved By** Councillor Potts  
**Seconded By** Councillor Alto

That the following proclamation be endorsed:

1. "International Women in Engineering Day" - June 23, 2020

**CARRIED UNANIMOUSLY**

**D. REPORTS OF COMMITTEES**

**D.1 Committee of the Whole**

**D.1.a Report from the June 11, 2020 COTW Meeting**

**D.1.a.a Greater Victoria Harbour Authority Member Representative Appointment**

**Moved By** Councillor Isitt  
**Seconded By** Councillor Loveday

That Council request that the Mayor write to the Greater Victoria Harbour Authority indicating that Council's proposed appointee for 2021, Councillor Dubow, will remain as Council's appointee.

**CARRIED UNANIMOUSLY**

**D.1.a.b 1314 and 1318 Wharf Street - Rezoning Application No.00701 and Heritage Alteration Permit with Variances No. 00236 (Downtown)**

*Councillor Loveday withdrew from the meeting at 11:33 a.m. and returned at 11:35 a.m.*

*Committee discussed the following:*

- *Community feedback received*
- *Applications for this property that have come forward to Council*
- *Feedback received from the Heritage Advisory Panel*

**Moved By** Councillor Isitt  
**Seconded By** Councillor Thornton-Joe

That Council refer the application back to staff with the direction that the application adheres more to the heritage and old town guidelines.

**Amendment:**

**Moved By** Mayor Helps  
**Seconded By** Councillor Young

That the option regarding the potential sale of the land of June 30 be extended to December 31, 2020

**Motion to refer:**

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

That this amendment be referred to the in-camera portion of the meeting.

**CARRIED UNANIMOUSLY**

**On the main motion:**

That Council refer the application back to staff with the direction that the application adheres more to the heritage and old town guidelines.

FOR (5): Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Thornton-Joe, Councillor Young

OPPOSED (3): Mayor Helps, Councillor Alto, Councillor Potts

**CARRIED (5 to 3)**

#### **D.1.a.c Victoria Police Triannual Update - Period 1**

**Moved By** Councillor Thornton-Joe  
**Seconded By** Councillor Alto

That Council receive the report for information.

**CARRIED UNANIMOUSLY**

*Councillor Loveday left the meeting at 12:06 p.m. due to a non-pecuniary conflict of interest with the following item, as his partner represents several of the tenants.*

#### **D.1.a.d 1601-1609 Douglas Street (Fairfield Hotel) Housing Grant (Downtown)**

*Council discussed the following:*

- *The property's private home ownership*
- *Current operations and supports*
- *Plan for re-homing existing tenants*

**Moved By** Councillor Alto

**Seconded By** Mayor Helps

That Council:

1. Instruct the Director of Sustainable Planning and Community Development to notify Pacifica that:
  - a. Pacifica is required to repay its dispersed housing grant of \$250,000, pro-rated to the amount remaining on September 15, 2019 (\$162,500), in accordance with the Grant Agreement dated December 17, 2017;
  - b. No further funds will be provided under the existing Housing Grant Agreement due to Pacifica terminating operations of the Fairfield Hotel;
  - c. Any funds remaining in Pacifica's accounts will be converted to an extraordinary circumstances grant, and no further funds will be provided for the Fairfield Hotel.
2. Instruct the City Solicitor to:
  - a. Prepare a new extraordinary circumstances grant agreement from the 2020 contingency budget in an amount equivalent to the housing grant returned to the City (\$162,500), to allow Pacifica to spend the balance remaining (\$162,500 less operating funds spent since September 2019) to:
    - i. Operate the hotel until such time as all tenants requesting to be relocated have moved from the building;
    - ii. rehouse any tenant requesting to move from the Fairfield Hotel;
  - b. Include in this agreement the following provisions:
    - i. This shall be a one-time only grant for extraordinary circumstances;
    - ii. This grant agreement covers a conversion of funds remaining from those dispersed in December 2017 and no cash payment shall be issued to Pacifica;
    - iii. Any further requests for funding should be directed to appropriate funding bodies such as BC Housing;
    - iv. The grant is provided to cover such costs as:
      1. Operational costs at the Fairfield Hotel until such time as Pacifica ceases operation at the building;
      2. Relocation costs, including moving costs, furnishing, household goods and food for

- tenants currently residing at the Fairfield Hotel;
- 3. Temporary rental supplements for tenants moving to new self contained housing units;
- v. A project budget shall be provided;
- vi. Any funding deficits will not be covered by the City under any circumstances;
- vii. A final report will be required, including the provision of audited financial statements, no later than June 15, 2021;
- viii. Any grant funds indicated on these financial statements as not spent or earmarked for rental supplements by June 15, 2021 shall be repaid to the City by September 15, 2021;
- 3. Direct staff to release all funds held in trust for the Fairfield Hotel back into the Victoria Housing Fund for use in other affordable housing projects.

FOR (5): Mayor Helps, Councillor Alto, Councillor Thornton-Joe, Councillor Young, Councillor Potts

OPPOSED (2): Councillor Dubow, Councillor Isitt

**CARRIED (5 to 2)**

*Councillor Loveday returned to the meeting at 12:15 p.m.*

#### **D.1.a.e CALUC Community Meetings during COVID-19 Pandemic**

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Alto

That Council direct staff to bring forward amendments to the Land Use Procedures Bylaw and any necessary Council resolutions to enable posting of development application plans on the Development Tracker while maintaining current notification requirements, as a substitute for the current Community Association Land Use Committee Community Meeting in response to the COVID-19 pandemic.

**CARRIED UNANIMOUSLY**

#### **D.1.a.f COVID-19 Update (Verbal)**

**Moved By** Councillor Dubow

**Seconded By** Councillor Potts

That Council receive the verbal update from the City Manager for information.

**CARRIED UNANIMOUSLY**

**D.1.a.g Council Member Motion - Late Items for the Agendas**

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Alto

That Council direct staff to bring forward amendments to the Council Procedures Bylaw so that:

1. Council member motions must be submitted Monday at 11am to be included in the current week's agenda.
2. Any late motions submitted after this time will be put into a new section of the agenda called "Late Items".
3. At the beginning of COTW meeting Council will vote on each late item to decide whether it will be included in the meeting. To have a motion added will require a majority vote of members present at the meeting.

**Amendment:**

**Moved By** Councillor Isitt

**Seconded By** Councillor Loveday

1. Council member motions must be submitted by Monday by 11am to be included in the current week's agenda **under items of new business.**

**CARRIED UNANIMOUSLY**

**Amendment:**

**Moved By** Councillor Thornton-Joe

**Seconded By** Mayor Helps

4. **Late item motion reports must include rationale as to time sensitivity.**

**CARRIED UNANIMOUSLY**

**On the main motion as amended:**

*Councillor Loveday requested that the numbered items within the motion be voted on separately.*

That Council direct staff to bring forward amendments to the Council Procedures Bylaw so that:

1. Council member motions must be submitted by Monday by 11am to be included in the current week's agenda under items of new business.

**CARRIED UNANIMOUSLY**

2. Any late motions submitted after this time will be put into a new section of the agenda called "Late Items".

**CARRIED UNANIMOUSLY**

3. At the beginning of COTW meeting Council will vote on each late item to decide whether it will be included in the meeting. To have a motion added will require a majority vote of members present at the meeting.

FOR (4): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Thornton-Joe  
OPPOSED (4): Councillor Isitt, Councillor Loveday, Councillor Young, Councillor Potts  
**DEFEATED (4 to 4)**

4. Late item motion reports must include rationale as to time sensitivity.

**CARRIED UNANIMOUSLY**

**D.1.b Report from the June 18, 2020 COTW Meeting**

**D.1.b.a Council Member Motion: Council Endorsement of Letter to Federal Minister re Emergency Income Support**

**Moved By** Councillor Alto  
**Seconded By** Councillor Potts

That Council endorse the attached letter to federal Minister Maryam Monsef, and that the Mayor write a further letter to Minister Monsef to advise her of that endorsement, with a copy to PEERS Victoria.

**CARRIED UNANIMOUSLY**

**D.1.b.b Council Member Motion: Meeting with Island Health**

**Moved By** Councillor Thornton-Joe  
**Seconded By** Councillor Alto

That the Mayor invite the CEO of Island Health and other representatives of Island Health to attend a Closed session of COTW for an opportunity to discuss mutual areas of interests and concerns.

**CARRIED UNANIMOUSLY**

**E. CLOSED MEETING**

**Moved By** Councillor Potts  
**Seconded By** Councillor Loveday

MOTION TO CLOSE THE JUNE 18, 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)(e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;*
- *Section 90(1)(g) litigation or potential litigation affecting the municipality;*
- *Section 90(1)(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.*

**J. NEW BUSINESS**

**J.1 Legal Advice - Community Charter Section 90(1)(i)**

Council discussed a legal matter.

The motion was recorded and kept confidential.

**J.2 Legal Advice/Litigation - Community Charter Section 90(1)(g) and 90(1)(i)**

Council discussed a legal/litigation matter.

The motion was recorded and kept confidential.

**J.3 Legal Advice - Community Charter Section 90(1)(i)**

Council discussed a legal matter.

The motion was recorded and kept confidential.

**J.4 Legal Advice - Community Charter Section 90(1)(i)**

Council discussed a legal matter.

The motion was recorded and kept confidential.

**J.5 Land - Community Charter Section 90(1)(e)**

Council discussed a land matter.

The motion was recorded and kept confidential



**J.6 Employee Relations - Community Charter Section 90(1)(c)**

Council discussed an employee relations matter.

The motion was recorded and kept confidential.

*Council recessed at 3:25 p.m. and reconvened at 3:30 p.m.*

**J.7 Litigation - Community Charter Section 90(1)(g)**

Council discussed a litigation matter.

*Councillor Isitt withdrew from the meeting at 4:55 p.m.*

The motion was recorded and kept confidential.

*All staff except the City Manager withdrew from the meeting at 5:17 p.m.*

**J.8 Employee Relations - Community Charter Section 90(1)(c)**

Council discussed an employee relations matter.

**L. ADJOURNMENT**

**Moved By** Councillor Potts

**Seconded By** Councillor Dubow

That the Closed Council Meeting be adjourned at 5:30 p.m.

**CARRIED UNANIMOUSLY**

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CITY CLERK

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MAYOR