

**MINUTES OF THE
GOVERNANCE & PRIORITIES COMMITTEE MEETING
HELD THURSDAY, AUGUST 28, 2014, 8:30 A.M.**

1. THE CHAIR CALLED THE MEETING TO ORDER AT 8:31 A.M.

Action: It was moved by Councillor Helps, seconded by Councillor Gudgeon, that Governance & Priorities Committee convene a Closed meeting that excludes the public under Section 12(6) of the *Council Bylaw* for the reason that the following agenda items deal with matters specified in the *Council Bylaw*, namely:

- Section 12 (3) (a) - personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the City or another position appointed by the City

CARRIED UNANIMOUSLY 14/GPC451

2. CLOSED MEETING

Committee Members Present: Acting Mayor Alto in the Chair; Councillors Coleman, Gudgeon, Helps, Madoff, Thornton-Joe and Young.

Absent for a portion of the meeting: Mayor Fortin and Councillor Isitt

Staff Present: J. Johnson – City Manager; R. Woodland – Director of Legislative & Regulatory Services; C. Havelka – Recording Secretary.

2.1 City Appointment to External Board

Committee discussed City appointments related to an external board.

Councillor Isitt joined the meeting at 8:32 a.m.

The discussion and motions were recorded and kept confidential.

3. ADJOURNMENT OF CLOSED MEETING

4. OPEN MEETING AT 9:32 A.M.

Committee Members Present: Mayor Fortin in the Chair; Councillors Alto, Coleman, Gudgeon, Helps, Isitt, Madoff, Thornton-Joe and Young.

Staff Present:

J. Johnson – City Manager; R. Woodland – Director of Legislative & Regulatory Services; C. Havelka – Recording Secretary.

Staff Present for a Portion of the Meeting:

J. Jenkyns – Acting Director of Parks, Recreation & Culture; D. Kalynchuk – Director of Engineering & Public Works; S. Thompson – Acting Director of Finance; B. Dellebuur – Acting Assistant Director of Transportation & Parking Services.

Guests:

C. Grad – Greater Victoria Harbour Authority.

5. APPROVAL OF THE AGENDA

Committee discussed the agenda and considered the following amendments:

Open Meeting:

- Item # 6 – The addition of correspondence
- Item # 9A – Councillor Inquiry – Mayor Fortin
- Item # 9B – Councillor Sharing – Councillor Gudgeon
- Item # 9C – Councillor Sharing – Councillor Isitt

Closed Meeting:

- Item # 23 – Closed Meeting – Closed Inquiry – Mayor Fortin

Action: It was moved by Councillor Coleman, seconded by Councillor Helps, that the Agenda of the August 28, 2014, Governance and Priorities Committee meeting be approved as amended.

CARRIED UNANIMOUSLY 14/GPC458

6. CONSENT AGENDA

Mayor Fortin canvassed members of Council, who approved bringing forward the following items for approval:

- Item # 8 – 748 Yates Street (Millie's Lane) Statutory Right of Way
- Item # 10 – Motion – Trail Maintenance at Smith Hill Reservoir

6.1 748 Yates Street (Millie's Lane) Statutory Right of Way

Committee received a report dated August 22, 2014 from Legislative and Regulatory Services regarding a Statutory Right of Way at 748 Yates Street (Millie's Lane). The purpose of this report is to seek Council consent to grant a statutory right of way (SRW) over City property at 748 Yates Street, known as Millie's Lane, to BC Hydro ("BCH") for an electrical duct and vault.

Action: It was moved by Councillor Coleman, seconded by Councillor Helps, that Council authorizes the Mayor and the Corporate Administrator to execute a statutory right of way at 748 Yates Street (Millie's Lane) with British Columbia Hydro and Power Authority (BCH) in the standard form sought by BCH over an area no greater than 31.3 square metres, and subject to the publication of the statutory notices required by the *Community Charter*.

CARRIED UNANIMOUSLY 14/GPC459

6.2 Motion – Trail Maintenance at Smith Hill Reservoir

Committee received a motion dated August 12, 2014 from Mayor Fortin and Councillor Isitt regarding trail maintenance at Smith Hill Reservoir.

Action: It was moved by Councillor Coleman, seconded by Councillor Helps, that Committee recommends that Council approve the following motion:

WHEREAS the trails and access points surrounding the Capital Regional District's Smith Hill Reservoir have fallen into a state of disrepair, reducing mobility and raising issues over the safety of users;

AND WHEREAS this public asset is highly valued for recreation by residents of the City of Victoria, located immediately adjacent to the City's Summit Park, where pathways have recently been improved pursuant to the Summit Park Master Plan;

AND WHEREAS the City of Victoria co-operated with the Capital Regional District during implementation of the Summit Park Master Plan, negotiating a license agreement for pathway work straddling CRD and City land;

THEREFORE BE IT RESOLVED THAT Council request that the City's regional directors and staff pursue further co-operation between the City and the Capital Regional District to ensure proper maintenance of the perimeter trail and access points between Summit Park and the Smith Hill Reservoir.

CARRIED UNANIMOUSLY 14/GPC460

Action: It was moved by Councillor Isitt, seconded by Councillor Helps, that Committee forward the following reports to the Council Meeting of August 28, 2014:

1. 748 Yates Street (Millie's Lane) Statutory Right of Way
2. Motion – Trail Maintenance at Smith Hill Reservoir

CARRIED UNANIMOUSLY 14/GPC461

7. ADOPTION OF MINUTES

7.1 Adoption of the Minutes from the Regular Meeting held July 24, 2014

Action: It was moved by Councillor Alto, seconded by Councillor Coleman, that the Minutes from the Governance and Priorities Committee meeting held July 24, 2014 be adopted.

CARRIED UNANIMOUSLY 14/GPC462

Mayor Fortin advised that there is business arising from the July 24, 2014 Governance and Priorities Committee meeting minutes which is to bring forward the next Quarterly Update on the Johnson Street Bridge Project to the September 11, 2014 Governance and Priorities Committee meeting.

8. DELEGATION

8.1 Greater Victoria Harbour Authority

Curtis Grad, President and CEO of the Greater Victoria Harbour Authority (GVHA) updated Committee with progress and plans regarding air quality improvements and traffic/transportation strategy related to cruise operations based at Ogden Point.

Committee discussed the following:

- The issue of air quality and details regarding low sulphur fuel and scrubber technology; ensuring regulations are enforced.
- Installing wayfinding signs to direct cruise ship passengers downtown by foot.
- Staging the arrival of cruise ships;
 - Details regarding the ports of call used by cruise ships and changes in itinerary.
- Concerns regarding differing interpretations of the data collected regarding air quality;
 - The value of having an independent analysis provided by a third party.
- Transportation issues in James Bay and details regarding changes to the routes, the type and frequency of buses and the increase of pedestrians.
- Concerns regarding the age of buses and providing incentives for newer buses.
- The regional and local economic impact of cruise ships and concerns about the impact on the local economy.
- The cause and consequences of the high level of air pollution recorded on occasion in May.
- Information regarding the pilot program to use shuttle boats to transport passengers downtown.

Councillor Young withdrew from the meeting at 10:48 a.m. and returned at 10:50 a.m.

- Concerns regarding taxis speeding in James Bay and how this issue is being addressed.

- Providing more incentives and better marketing for downtown Victoria.

Councillor Gudgeon withdrew from the meeting at 10:56 a.m. and returned at 10:58 a.m.

- Action:** It was moved by Mayor Fortin, seconded by Councillor Isitt that Committee recommends that Council:
1. Write a letter to the Cruise Ship Industry to request that cruise ships use lower sulphur fuel or scrubber technology on their ships;
 2. Write a letter to the Federal Government requesting they write to the USA Government requesting more regulations regarding the fuel quality of cruise ships;
 3. Review the wayfinding project to increase the amount of cruise ship passengers walking from Ogden Point to downtown and how that integrates with the David Foster Way; and
 4. Direct that transportation staff work with the Greater Victoria Harbour Authority and the James Bay Neighbourhood Association to identify areas of concerns, perform a traffic count and review appropriate traffic calming measures.

CARRIED UNANIMOUSLY 14/GPC463

9. PRESENTATION

9.1 Quarterly Reporting to Council – Quarter 2

Councillor Coleman withdrew from the meeting at 11:05 a.m. and returned at 11:07 a.m.

Committee received a report dated August 15, 2014 from the City Manager that provided updates on the progress being made towards the Strategic Plan. This reporting facilitates an important dialogue between City Council and staff on projects and issues of importance to the organization and community.

Councillor Madoff withdrew from the meeting at 11:08 a.m. and returned at 11:11 a.m.

Committee discussed the following:

- Posting this information on the web;
 - Staff will provide opportunities for communicating the quarterly reports.
- Next steps reviewing the use of Centennial square and improving public washrooms.
- Continuing to improve public service.

Action: It was moved by Councillor Helps, seconded by Councillor Alto, that Committee receive the Quarter 2 Report for information.

CARRIED UNANIMOUSLY 14/GPC464

10. DECISION REQUESTS

10.1 Workplan for Review of Wastewater Treatment

Councillors Alto and Helps withdrew from the meeting at 11:33 a.m.

Councillor Helps returned to the meeting at 11:35 a.m.

Councillor Alto returned to the meeting at 11:37 a.m.

Committee received a report dated August 25, 2014 from Engineering & Public Works regarding a workplan for the review of wastewater treatment. The Federal and Provincial Government mandate to develop a secondary sewage treatment facility for the CRD has stalled and City Council asked staff to identify risks and opportunities for the City of Victoria to proceed with liquid waste treatment facilities that does not preclude the potential for future inter-municipal agreements. The staff report provided recommendations for moving forward, starting with a business case for governance and provision of a wastewater treatment service for the City of Victoria.

Committee discussed the following:

- Staff's recommendation to focus on governance but postponing this phase until sites have been identified for a Victoria liquid waste treatment system.
- Working with Saanich and Oak Bay to identify sites and having discussions with the owners of those sites.
- Noting a statement made by Esquimalt to treat Vic West liquid waste and determining if that offer is still open.
- The need to move forward with costing; concerns regarding timelines for grants.
- The importance of having citizen engagement in terms of sewage treatment.
- A lack of confidence in the CRD's ability to build a regional facility.
- Issues with respect to finding sites that fit the criteria for a facility; the difficulty in determining what are "best practices".
- Concerns regarding the timeline for phase 2 of the business plan.

Action: It was moved by Councillor Alto, seconded by Councillor Madoff, that Committee recommends:

1. That City Council authorize staff to proceed with a three-phase business case.
2. That City Council direct staff to develop a public engagement strategy for Council consideration in September.
3. That Phase 1 is expedited so as to allow City staff to include the results of its research of the Capital Regional District (CRD) Core Area Liquid Waste Management Plan (CALWMP) Sub-regional Planning and Costing Study.
4. That the project be funded out of the Sewer Utility Equipment and Infrastructure Reserve in an amount not to exceed \$210,000; and
5. That Staff fully participate with the CRD CALWMP Sub-Regional Planning and Cost Study.

Amendment: It was moved by Councillor Young, seconded by Councillor Isitt, that Committee amend the motion as follows:

1. That City Council authorize staff to proceed with a three-phase business case,
In which Phase 1 is to:
 - a. **Identify legally available options for governance under existing legislation.****In which Phase 2 is to:**
 - a. **Explore feasible sites for a Victoria-only system with one, two or more plants, and for a system cooperating with Saanich and/or Oak Bay.**
 - b. **Identify any legal constraints for the use of sites.**
 - c. **Initiate discussions with owners of sites that appear to be feasible based upon availability and costs.**
 - d. **Initiate discussions with Esquimalt with regards to Esquimalt's proposal to treat Victoria West sewage in their proposed Town Centre Plant.**
 - e. **Change the deadline for the initial report on Phase 2 to October 2014.****In which Phase 3 is to:**
 - a. **Conduct business case and provide preliminary cost estimates for various options.**
2. That City Council direct staff to develop a public engagement strategy for Council consideration in September
3. That Phase 1 is expedited so as to allow City staff to include the results of its research of the Capital Regional District (CRD) Core Area Liquid Waste Management Plan (CALWMP) Sub-regional Planning and Costing Study
4. That the project be funded out of the Sewer Utility Equipment and Infrastructure Reserve in an amount not to exceed \$210,000; and
5. That staff fully participate with the CRD CALWMP Sub-Regional Planning and Cost Study.

The City Manager advised that they can provide an update in October but this will impact the workplan.

Committee discussed the amendment as follows:

- The question of capacity of the system with respect to future development.
- The specific criteria for selecting sites, noting that there is a facility design to help move forward with site selection.
- Continuing with the CRD Sub-regional Planning and Costing Study; the question of how large the site needs to be according to the flow of liquid waste.
- Setting up a framework to advise the community of the benefits of hosting a facility in terms of the amenities of the plant.

On the amendment:
CARRIED UNANIMOUSLY 14/GPC465

On the main motion as amended:
CARRIED UNANIMOUSLY 14/GPC466

Action: It was moved by Councillor Madoff, seconded by Councillor Gudgeon, that Committee recommends that Council supports the approach that a well-designed liquid waste treatment plant is a desired amenity in a neighbourhood.

CARRIED UNANIMOUSLY 14/GPC467

Committee recessed at 1:03 p.m.

Committee reconvened at 1:32 p.m.

10.2 Proposed Reduced Speed Zones – Implementation Plan

Committee received a report dated August 22, 2014 from Engineering with respect to the Implementation Plan for the Proposed Reduced Speed Zones. At its July 17, 2014 meeting, City Council directed staff to prepare a plan to implement a number of reduced speed limit zones in the City. Before staff can proceed with implementation, a Council resolution is required to approve the proposed reduction to speed limits on various streets in the City. The Director of Engineering and Public Works advised that a map of the downtown was provided as part of the late items with recommendations on the placement of speed limit signs should Council wish to reduce the speed limit in those areas. He outlined the option to install perimeter signage which would cost less.

Mayor Fortin advised Committee that the Police Department advised that speeding vehicles is not an issue downtown.

Action: It was moved by Councillor Isitt, seconded by Councillor Gudgeon, that Committee recommends:

1. That Council approve the following amendments to Schedule B of the *Streets and Traffic Bylaw*:
Reducing the posted speed limit from 50 km to 40 km for the following streets:
 - a. Richmond Road between Fort Street and Crescent Road;
 - b. Southgate Street;
 - c. Quadra Street;
 - d. Bay Street between Blanshard Street and Richmond Road;
 - e. Douglas Street between Belleville Street and Dallas Road;
 - f. Gorge Road;
 - g. Richardson Street between Cook Street and Gonzales Avenue;
 - h. Within the area of Victoria described in the *Official Community Plan* as the Downtown Core, using the lower cost signage option.
2. Reducing the posted speed limit from 50 km to 30 km for the following street:
 - a. Cook Street between Southgate and Dallas Road
3. That Council endorse funding this work by deferring the planned 2014 re-paving of Windermere/Masters to 2015.
4. That Council endorse the proposed implementation plan, including post-installation monitoring and reporting.

Amendment: It was moved by Councillor Alto, seconded by Councillor Gudgeon, that Committee amend the motion as follows:

1. That Council approve the following amendments to Schedule B of the *Streets and Traffic Bylaw*:
Reducing the posted speed limit from 50 km to 40 km for the following streets:
 - a. Richmond Road between Fort Street and Crescent Road;
 - b. Southgate Street;
 - c. Quadra Street;
 - d. Bay Street between Blanshard Street and Richmond Road;
 - e. Douglas Street between Belleville Street and Dallas Road;
 - f. Gorge Road;
 - g. Richardson Street between Cook Street and Gonzales Avenue;
 - h. Within the area of Victoria described in the *Official Community Plan* as the Downtown Core, **except for Blanshard and Douglas Streets**, using the lower cost signage option.
2. Reducing the posted speed limit from 50 km to 30 km for the following street:
 - a. Cook Street between Southgate and Dallas Road
3. That Council endorse funding this work by deferring the planned 2014 re-paving of Windermere/Masters to 2015.
4. That Council endorse the proposed implementation plan, including post-installation monitoring and reporting.

Committee discussed the amendment as follows:

- The importance of supporting downtown neighbourhoods with lower speed limits, while maintaining Douglas and Blanshard Streets as arterial roads.
- The suggestion 50 km signs be removed from downtown as this is the default speed limit.
- Concerns that different posted speed limits will result in confusion for drivers.
- The suggestion that Blanshard Street should have a 60 km speed limit.
- Options for the posting of speed limits downtown; the rationale and regulations behind posting speed limit signs.

The Director of Engineering and Public Works suggested that a sign stating: *Entering Downtown Victoria, Speed Limits 40 km unless otherwise posted*, and posting 50 km signs on Douglas and Blanshard Streets would be a solution to the posting of signs. Committee discussed adding this direction as a motion but staff advised it would be part of the implementation plan.

On the amendment:
CARRIED UNANIMOUSLY 14/GPC468

Committee discussed the main motion as follows:

- The recommendation regarding funding for the work by deferring re-paving of Windermere/Masters;
 - The lower cost for signage means funds can be found elsewhere.

Amendment: It was moved by Councillor Madoff, seconded by Councillor Isitt, that Committee amend the motion as follows:

1. That Council approve the following amendments to Schedule B of the *Streets and Traffic Bylaw*:
Reducing the posted speed limit from 50 km to 40 km for the following streets:
 - a. Richmond Road between Fort Street and Crescent Road;
 - b. Southgate Street;
 - c. Quadra Street;
 - d. Bay Street between Blanshard Street and Richmond Road;
 - e. Douglas Street between Belleville Street and Dallas Road;
 - f. Gorge Road;
 - g. Richardson Street between Cook Street and Gonzales Avenue;
 - h. Within the area of Victoria described in the *Official Community Plan* as the Downtown Core, except for Blanshard and Douglas Streets, using the lower cost signage option.
2. Reducing the posted speed limit from 50 km to 30 km for the following street:
 - a. Cook Street between Southgate and Dallas Road
- ~~3. That Council endorse funding this work by deferring the planned 2014 re-paving of Windermere/Masters to 2015.~~
4. That Council endorse the proposed implementation plan, including post-installation monitoring and reporting.

On the amendment:
CARRIED UNANIMOUSLY 14/GPC469

Amendment: It was moved by Councillor Isitt, seconded by Councillor Gudgeon, that Committee amend the motion as follows:

1. That Council approve the following amendments to Schedule B of the *Streets and Traffic Bylaw*:
Reducing the posted speed limit from 50 km to 40 km for the following streets:
 - a. Richmond Road between Fort Street and Crescent Road;
 - b. Southgate Street;
 - c. Quadra Street;
 - d. Bay Street between Blanshard Street and Richmond Road;
including Bay Street between Esquimalt Road and the Point Ellice Bridge; and including Bay Street between Blanshard Street and Richmond Road.
 - e. Douglas Street between Belleville Street and Dallas Road;
 - f. Gorge Road;
 - g. Richardson Street between Cook Street and Gonzales Avenue;
 - h. Within the area of Victoria described in the *Official Community Plan* as the Downtown Core, except for Blanshard and Douglas Streets, using the lower cost signage option.
2. Reducing the posted speed limit from 50 km to 30 km for the following street:
 - a. Cook Street between Southgate and Dallas Road
3. That Council endorse the proposed implementation plan, including post-installation monitoring and reporting.

On the amendment:
CARRIED UNANIMOUSLY 14/GPC470

Committee discussed the motion as follows:

- Support as this area along Bay Street is developing into a village core.
- Concerns about scope creep and unintended consequences of making these changes.
 - There will be sections of Bay Street with varying speed limits posted.
 - Noting there is an opportunity to review
- Which roads are actually intersecting Bay Street;
 - Staff will ensure accuracy when amending the bylaw to reflect these changes.

On the main motion as amended:
CARRIED UNANIMOUSLY 14/GPC471

Action: It was moved by Councillor Gudgeon, seconded by Councillor Isitt that Committee move the motion to the Council Meeting of August 28, 2014.

Committee discussed the time required to allow people affected by these changes to respond.

DEFEATED 14/GPC472

For: Councillors Gudgeon, Isitt and Young
Against: Mayor Fortin, Councillors Alto, Coleman, Helps, Madoff and Thornton-Joe

Committee discussed directing staff to initiate discussions with Saanich regarding the speed limit on Blanshard Street. A notice of motion will be provided on this matter.

Councillor Coleman excused himself from the meeting at 2:27 p.m. due to non-pecuniary conflict of interest as his wife works for the Anglican Diocese which is applying for 2015 – 2016 Permissive Tax Exemptions.

10.3 2015 – 2016 Permissive Tax Exemptions

Committee received a report dated August 11, 2014 from Finance regarding 2015 – 2016 Permissive Tax Exemptions. In 2013, Council approved amendments to the Permissive Tax Exemption Policy. The City received 2015 – 2016 permissive tax exemption applications from 11 organizations for 12 properties.

Action: It was moved by Councillor Gudgeon, seconded by Councillor Madoff, that Committee recommends that Council:

1. Approve all applications for property tax exemption detailed in table 2 for the 2015 – 2016 tax years.
2. Authorize that a 2015 – 2016 permissive tax exemption bylaw be prepared for Council approval.

Mayor Fortin provided information regarding the *Gorge View Society – 11 Chown Place* and how this senior's facility will be impacted by not receiving a permissive tax exemption this year and options to phase-in their taxes. The Acting Director of

Finance provided information on legislation regulating how Permissive Tax Exemptions can be allocated.

Amendment: It was moved by Mayor Fortin, seconded by Councillor Thornton-Joe, that Committee recommends that Council:

1. Approve all applications for property tax exemption detailed in table 2 for the 2015 – 2016 tax years.
2. Authorize that a 2015 – 2016 permissive tax exemption bylaw be prepared for Council approval.
3. **Direct staff to return with a report outlining options for proceeding with a phased-in approach over five years for property taxes for the Gorge View Society.**

Committee discussed the amendment as follows:

- Other options for assisting the Gorge View Society; the amount per month each unit would pay with the increase.
- Concerns that this will encourage other agencies to submit similar requests.
- Noting the importance of affordable housing and the Society's plan to build more housing.
- Reviewing the Permissive Tax Exemption policy to include social housing; the budget impact of this.
- This is dealing with an error on the part of BC Assessment and doesn't change the City's policy on Permissive Tax Exemptions.

On the amendment:
CARRIED 14/GPC473

For: Mayor Fortin, Councillors Alto, Coleman, Gudgeon, Helps, Madoff, Thornton-Joe and Young

Against: Councillor Isitt

Committee discussed the main motion as follows:

- Reviewing Property Tax Exemption policies with respect to property ownership.
- Details regarding the Property Tax Exemption application submitted by the Greater Victoria Public Library and how it is associated with the library budget approved by the City;
 - Meetings that are underway to review opportunities for the library.

Amendment: It was moved by Councillor Isitt, seconded by Councillor Madoff, that Committee amend the motion:

That Council:

1. Approve all applications for property tax exemption detailed in table 2 for the 2015 – 2016 tax years; **except for the Bishop of Victoria properties at 1002 and 1012 Pandora Avenue.**
2. Authorize that a 2015 – 2016 permissive tax exemption bylaw be prepared for Council approval.
3. Direct staff to return with a report outlining options for proceeding with a phased-in approach over five years for property taxes for the Gorge View Society.

Committee discussed the amendment as follows:

- The criteria requiring that these properties be used as a place of worship and this site appears to have little activity and is slated for development.
 - The suggestion staff visit the site to determine if it is being used as a place of worship.
 - The suggestion that a 50% Permissive Tax Exemption be applied this year.
- Noting that Council had a similar discussion last year on this topic.

Motion to Amend the Amendment: It was moved by Councillor Isitt, seconded by Councillor Madoff, that Committee amend the amendment:
That Council:

1. Approve all applications for property tax exemption detailed in table 2 for the 2015 – 2016 tax years; **approving 50% of the property tax exemption except for the Bishop of Victoria properties at 1002 and 1012 Pandora Avenue.**
2. Authorize that a 2015 – 2016 permissive tax exemption bylaw be prepared for Council approval.
3. Direct staff to return with a report outlining options for proceeding with a phased-in approach over five years for property taxes for the Gorge View Society.

Committee discussed the amended amendment as follows:

- Uncertainty about the use of the property which is for sale for development purposes.
- Concerns that the application does not meet the program criteria; details on the criteria for this application.
 - The church building is exempt but this application is for an ancillary building, which is subject to Council's discretion.

On the amended amendment:
DEFEATED 14/GPC474

For: Councillor Thornton-Joe
Against: Mayor Fortin, Councillors Alto, Coleman, Gudgeon, Helps, Isitt, Madoff and Young

On the amendment:
CARRIED 14/GPC475

For: Mayor Fortin, Councillors Alto, Coleman, Gudgeon, Helps, Isitt, Madoff and Thornton-Joe
Against: Councillor Young

On the main motion as amended:
CARRIED UNANIMOUSLY 14/GPC476

Councillor Coleman returned to the meeting at 2:50 p.m.

11. NEW BUSINESS

11.1 Conference Attendance Request

Committee received a report dated August 28, 2014 from the City Manager's Office regarding requests for attendance at the Union of British Columbia (UBCM) Conference.

Action: It was moved by Councillor Isitt, seconded by Councillor Helps, that Committee recommends that Council approve the attendance of Mayor Fortin, Councillors Helps, Isitt and Coleman to the Union of British Columbia 2014 Conference in Whistler, BC, from September 22 to 26, 2014, including the Mayor's Caucus.

CARRIED UNANIMOUSLY 14/GPC478

11.2 Motion – Minor Amendments to the Noise Control Bylaw

Committee received a motion from Mayor Fortin and Councillor Isitt that requested a minor amendment to the Noise Control Bylaw.

Mayor Fortin withdrew from the meeting at 2:51 p.m. Councillor Alto assumed the Chair.

Action: It was moved by Councillor Isitt, seconded by Councillor Thornton-Joe, that Committee recommends that Council approve the following motion:

WHEREAS ambiguity in one definition within the Noise Control Bylaw has resulted in a lack of enforcement of noise that appears to exceed permitted sound levels, particularly at night time when residents are most concerned about the negative impact of excessive noise.

AND WHEREAS a minor amendment to the bylaw can remove this ambiguity providing greater certainty to Bylaw officers and members of the public, without requiring any substantial input of staff time;

AND WHEREAS this minor amendment is consistent with the intent of the original bylaw, as confirmed in the attached letter from Wakefield Acoustics, which advised the City during the initial drafting of the bylaw;

THEREFORE BE IT RESOLVED THAT staff be directed to prepare a minor amendment to the Noise Control Bylaw, revising the definition of "point of reception" along the lines proposed in the highlighted text at page 5 of the draft amended bylaw, clarifying that the point of reception be interpreted as that position where the *greater equivalent sound level is measured between* the two possible positions identified in the definition.

Committee discussed the motion as follows:

- Other potential amendments to the noise bylaw that require attention; the process for moving ahead with other amendments;
 - The suggestion a workshop be held to review the noise bylaw.
- Options for moving ahead with this amendment;
 - Noting that the wording in the proposed motion allows for flexibility and is a minor housekeeping matter.

Mayor Fortin returned to the meeting at 2:57 p.m. and assumed the Chair.

Staff advised that a review of the noise bylaw will be a significant piece of work, but may address the concerns that have been expressed in the community.

CARRIED UNANIMOUSLY 14/GPC479

11.3 Motion – UBCM Emergency Resolution regarding Environmental Assessment of the Trans Mountain Expansion Project

Mayor Fortin provided Committee with information and a motion regarding the Environmental Assessment of the Trans Mountain Expansion Project.

Action: It was moved by Mayor Fortin, seconded by Councillor Isitt, that Committee recommends that Victoria City Council submit the following emergency motion to the Union of British Columbia Municipalities, recommending that the Province direct the EAO to withdraw from the Environmental Assessment Equivalency Agreement and conduct its own environmental assessment of the TMX Project under the BCEAA that would ensure meaningful participation from all British Columbians.

ENVIRONMENTAL ASSESSMENT OF TRANS MOUNTAIN EXPANSION PROJECT

WHEREAS the Environmental Assessment Office of the Province of British Columbia ("the EAO") entered into an Agreement in 2010 with the National Energy Board ("NEB") under which the EAO accepts that the NEB assessment of a pipeline constitutes the equivalent of an assessment under the British Columbia *Environmental Assessment Act*;

AND WHEREAS Trans Mountain's responses to motions filed in early July 2014 by intervenors in the NEB hearing process for the Trans Mountain Expansion Project demonstrate that Trans Mountain is failing to adequately respond to written information requests, which are the only opportunity for intervenors to test and clarify Trans Mountain's evidence;

AND WHEREAS this failure to respond to written information requests means that intervenors are not able to properly prepare their own evidence and participate meaningfully in the assessment process for the Trans Mountain Expansion Project, in contravention of the preamble to the Agreement, which states that any assessment of a project pursuant to the *National Energy Board Act* would take into account any comments submitted during the assessment process by the public and Aboriginal peoples;

THEREFORE BE IT RESOLVED that the Union of British Columbia Municipalities request that the Province direct the EAO to withdraw formally from the Agreement pursuant to Clause 6 thereof and undertake its own Environmental Assessment process for the Trans Mountain Expansion Project, which should include sufficient opportunity for meaningful participation by all interested British Columbians.

CARRIED UNANIMOUSLY 14/GPC480

Action: It was moved by Councillor Thornton-Joe, seconded by Councillor Isitt, that the motion be forwarded to the August 28, 2014 Council Meeting.

CARRIED UNANIMOUSLY 14/GPC481

11.4 Motion – Intervening in the Trans Mountain Expansion Public Hearing

Mayor Fortin provided Committee with a motion regarding intervening in the Trans Mountain Expansion Public Hearing. The National Energy Board (NEB) has granted the City of Victoria intervenor status for the public hearing to review Trans Mountain's application for the Trans Mountain Expansion Project.

Action: It was moved by Mayor Fortin, seconded by Councillor Alto, that Committee recommends:

1. That Council direct staff to work with interested individuals and stakeholder groups to compile and submit evidence for the National Energy Board public hearing on the Trans Mountain Pipeline Expansion Project regarding the potential environmental and socio-economic impacts to the City, its residents and businesses from a marine oil spill.
2. That the City of Victoria host a public meeting in September 2014 to identify the particular impacts or issues that members of the public feel are important, and to provide an opportunity for people to submit their questions to the City of Victoria through the City's social media and the City's website, about the Trans Mountain Expansion Project.
3. That the City of Victoria collect written questions from members of the public about the Trans Mountain Expansion Project to identify the particular impacts or issues and use that to help shape the City's presentation as an intervenor.

CARRIED UNANIMOUSLY 14/GPC482

Action: It was moved by Mayor Fortin, seconded by Councillor Alto, that Committee recommends that Council authorize staff to apply for funding to assist the City of Victoria with the cost of this presentation.

CARRIED UNANIMOUSLY 14/GPC483

11.5 Motion – Expression of Interest for Crystal Gardens

Committee received a motion from Mayor Fortin with respect to an Expression of Interest process for the Crystal Garden. The optimization review of the Victoria Conference Centre assessed the performance of the Crystal Garden and the motion requests further information from staff on the functionality of this space.

Action: It was moved by Mayor Fortin, seconded by Councillor Gudgeon, that Committee recommends:

1. That Council direct staff to report on the current state of the viability of the Crystal Gardens.
2. That Council direct staff to issue a Request for an Expression of Interest for the Crystal Gardens from the community.
3. That staff make recommendations for Crystal Gardens to Council, based on the proposals received through the Request for Expressions of Interest.

Councillor Gudgeon withdrew from the meeting at 3:09 p.m. and returned at 3:10 p.m.

Committee discussed the following:

- Considering the first recommendation to ensure there is a full evaluation of the viability of the Crystal Gardens before commencing with an Expression of Interest.
 - Staff have available the operating costs of the Victoria Conference Centre.
 - Additional information to be provided on bookings at the Crystal Garden.
- Noting the amount of work required by interested parties to submit an Expression of Interest.

Amendment: It was moved by Councillor Madoff, seconded by Councillor Thornton-Joe, that Committee amend the motion:

1. That Council direct staff to report on the current state of the viability of the Crystal Gardens.
- ~~2. That Council direct staff to issue a Request for an Expression of Interest for the Crystal Gardens from the community.~~
- ~~3. That staff make recommendations for Crystal Gardens to Council, based on the proposals received through the Request for Expressions of Interest.~~

Committee discussed the amendment as follows:

- It would be a better use of time to proceed with the Expression of Interest while waiting to receive financial information from staff.
- The Expression of Interest would provide information on how this asset could be best used.

On the amendment:
DEFEATED 14/GPC484

For: Councillors Isitt and Madoff

Against: Mayor Fortin, Councillors Alto, Coleman, Gudgeon, Helps, Thornton-Joe and Young

Amendment: It was moved by Councillor Isitt, seconded by Councillor Madoff, that Committee amend the motion:

1. That Council direct staff to report on the current state of the viability of the Crystal Gardens.
2. That Council direct staff to issue a Request for an Expression of Interest for the Crystal Gardens from the community.
3. That staff make recommendations for Crystal Gardens to Council, based on **the staff report on the current state of the viability of the**

Crystal Gardens and on the proposals received through the Request for Expressions of Interest.

On the amendment:
CARRIED UNANIMOUSLY 14/GPC485

Committee discussed the main motion as follows:

- Concerns that the Expressions of Interest would proceed before an evaluation criteria would be developed;
 - Setting preconditions to ensure there are equal opportunities for those wishing to respond.

On the main motion as amended:
CARRIED 14/GPC486

For: Mayor Fortin, Councillor Alto, Coleman, Gudgeon, Helps, Isitt,
Thornton-Joe and Young

Against: Councillor Madoff

11.6 Motion – Urging the Federal Government to Cease Further Action on Bill C36

Councillors Alto and Thornton-Joe provided Committee with a motion with respect to urging the federal government to cease further action on Bill C36 '*Protection of Communities and Exploited Persons Act*'.

Action: It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that Committee recommends that Council approve the following motion:

WHEREAS in December 2013, the Supreme Court of Canada struck down some sections of the Canadian Criminal Code related to prostitution, ruling those provisions to be in violation of Section 7 of the *Canadian Charter of Rights and Freedoms*, indicating that those provisions made it almost impossible to safely work in the sex trade, and providing the federal government with one year to legislate a legal framework that protects the safety of sex workers,

WHEREAS, in response to that Supreme Court decision, the Parliament of Canada has approved the above noted Bill and has referred it for further consideration to the Senate's Standing Committee on Justice and Human Rights,

WHEREAS in so doing, the federal government has proposed changes to applicable Criminal Code provisions that would effectively re-criminalize prostitution and thus recreate unsafe working conditions that endanger sex workers,

WHEREAS this federal legislation will directly and negatively affect Victoria residents currently engaged in the sex industry,

WHEREAS the City of Victoria supports the right of all its residents to safe working conditions,

WHEREAS the City of Victoria Mayor and Council commend their colleagues at the City of Vancouver, who have expressed their commitment to increasing the

safety of women involved in the sex trade by putting in place Vancouver's first-ever strategy to address neighbourhood impacts of the sex trade and to prevent the exploitation of children and youth, including recommendations ranging from increased housing and support services to expanding opportunities for exiting the sex trade,

BE IT RESOLVED that the City of Victoria send the attached letter to Prime Minister Stephen Harper, Victoria MP Murray Rankin, and members of the Senate Legal and Constitutional Affairs Committee, urging the Senate to reject Bill C36.

Amendment: It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Committee amend the motion:

WHEREAS in December 2013, the Supreme Court of Canada struck down some sections of the Canadian Criminal Code related to prostitution, ruling those provisions to be in violation of Section 7 of the *Canadian Charter of Rights and Freedoms*, indicating that those provisions made it almost impossible to safely work in the sex trade, and providing the federal government with one year to legislate a legal framework that protects the safety of sex workers,

WHEREAS, in response to that Supreme Court decision, the Parliament of Canada has approved the above noted Bill and has referred it for further consideration to the Senate's Standing Committee on Justice and Human Rights,

WHEREAS in so doing, the federal government has proposed changes to applicable Criminal Code provisions that would effectively re-criminalize prostitution and thus recreate unsafe working conditions that endanger sex workers,

WHEREAS this federal legislation will directly and negatively affect Victoria residents currently engaged in the sex industry,

WHEREAS the City of Victoria supports the right of all its residents to safe working conditions,

WHEREAS the City of Victoria Mayor and Council commend their colleagues at the City of Vancouver, who have expressed their commitment to increasing the safety of ~~women~~ **all people** involved in the sex trade by putting in place Vancouver's first-ever strategy to address neighbourhood impacts of the sex trade and to prevent the exploitation of children and youth, including recommendations ranging from increased housing and support services to expanding opportunities for exiting the sex trade,

BE IT RESOLVED that the City of Victoria send the attached letter to Prime Minister Stephen Harper, Victoria MP Murray Rankin, and members of the Senate Legal and Constitutional Affairs Committee, urging the Senate to reject Bill C36.

On the amendment:
CARRIED UNANIMOUSLY 14/GPC487

On the main motion as amended:
CARRIED UNANIMOUSLY 14/GPC488

11.7 Councillor Inquiry – Use of the Ante Chamber

Mayor Fortin provided Committee with information about a presentation by Rankin MacSween on Community Economic Development and requested Committee support hosting the event in City Hall Ante Chamber.

Action: It was moved by Mayor Fortin, seconded by Councillor Alto, that Committee recommends that Council approve the use of the Ante Chamber in City Hall for a community presentation by Rankin MacSween on Community Economic Development.

CARRIED UNANIMOUSLY 14/GPC489

11.8 Councillor Sharing – Community Challenge

Councillor Gudgeon shared with Committee a community challenge that recently happened on Artemis Place for the Artemis Place Society sponsored by the Central Baptist Church. Many volunteers turned out to plant, clean and paint in the neighbourhood and raise funds for the Society.

11.9 Councillor Inquiry – Access to Government House

Councillor Isitt advised Committee about an opportunity at Government House to provide more community access to the green space on Government House grounds. There is a gate at Richardson Street that used to be open and residents have been in discussion with staff at Government House with respect to reopening the gate. This would be at a minimal cost to the City and this is to advise Committee to expect further action on this matter.

Action: It was moved by Councillor Coleman, seconded by Councillor Gudgeon, that Governance & Priorities Committee convene a Closed meeting that excludes the public under Section 12(6) of the *Council Bylaw* for the reason that the following agenda items deal with matters specified in the *Council Bylaw*, namely:

- *Section 12 (3) (a) - personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the City or another position appointed by the City*
- *Section 12(3) (c) - Labour Relations or employee relations*
- *Section 12 (4) (b) – the consideration of information received and held in confidence relating to negotiations between the City 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.*

CARRIED UNANIMOUSLY 14/GPC490

12. CLOSED MEETING AT 3:42 pm

Committee Members Present: Mayor Fortin in the Chair; Councillors Alto, Coleman, Gudgeon, Helps, Isitt, Madoff, Thornton-Joe and Young

Staff Present: J. Johnson – City Manager; D. Day – Director of Sustainable Planning & Community Development; S. Baker – Executive Director of Economic Development; J. Jenkyns – General Manager of the Victoria Conference Centre; D. Kalynchuk – Director of Engineering & Public Works; S. Thompson – Acting Director of Finance; R. Woodland – Director of Legislative & Regulatory Services; K. Blokmanis – Assistant City Solicitor; J. MacDougall – Assistant Director of Parks; K. Perkins – Executive Assistant to the Mayor; C. Havelka – Recording Secretary.

13. ADOPTION OF CLOSED MINUTES

14. DECISION REQUESTS

14.1 Nomination of Candidates for Appointment to the Victoria Airport Authority Board

Committee discussed nominations of candidates for appointment to the Victoria Airport Authority Board.

The discussion and motion were recorded and kept confidential.

14.2 Appointment Process for Heritage Advisory Panel

Committee received a report dated August 14, 2014 from Legislative & Regulatory Services with respect to the Appointment Process for the Heritage Advisory Panel (HAP).

The discussion and motion were recorded and kept confidential.

15. REPORTS FOR INFORMATION

15.1 Legal Advice / Potential Litigation

Committee received legal advice from staff regarding potential litigation.

The discussion was recorded and kept confidential.

15.2 Intergovernmental Negotiations

The Executive Director of Economic Development provided Committee with an update on intergovernmental negotiations.

The discussion and motion were recorded and kept confidential.

Mayor Fortin withdrew from the meeting at 4:44 p.m. Councillor Alto assumed the Chair.

Mayor Fortin returned to the meeting at 4:46 p.m. and assumed the Chair.

All staff, except the City Manager, were excused from the meeting at 5:08 p.m.

15.3 Employee Relations

The City Manager provided Committee with a memo regarding employee relations.

16. ADJOURNMENT

Action: It was moved by Councillor Coleman, seconded by Councillor Alto, that Committee adjourn the meeting August 28, 2014, at 5:50 p.m.

CARRIED UNANIMOUSLY 14/GPC498

Mayor Fortin, Chair