



MINUTES - VICTORIA CITY COUNCIL

July 23, 2020, 1:06 P.M.

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

Due to the COVID-

19 Pandemic, public access to City Hall is not permitted. This meeting may be viewed on the City's webcast at www.victoria.ca

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

PRESENT ELECTRONICALLY: Councillor Isitt

STAFF PRESENT: J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Director of Finance, P. Bruce - Fire Chief, T. Zworski - City Solicitor, 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, C. Mycroft - Manager of Executive Operations, M. Fedyczkowska - Legislation & Policy Analyst, AK Ferguson - Committee Secretary

B. APPROVAL OF AGENDA

Moved By Mayor Helps
Seconded By Councillor Alto

That the agenda be approved.

Amendment:

Moved By Mayor Helps
Seconded By Councillor Alto

That E.1.a.f - Council Member Motion: International Decade for People of African Descent be moved to the Council meeting this evening.

CARRIED UNANIMOUSLY

On the main motion as amended:

CARRIED UNANIMOUSLY

C. READING OF MINUTES

C.1 Minutes from the Special Council to Follow Committee of the Whole meeting held June 4, 2020

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the minutes from the Special Council to Follow Committee of the Whole meeting held June 4, 2020 be adopted.

CARRIED UNANIMOUSLY

Minutes from the daytime meeting held June 25, 2020

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the minutes from the daytime meeting held June 25, 2020 be adopted.

CARRIED UNANIMOUSLY

Minutes from the daytime meeting held July 2, 2020

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the minutes from the daytime meeting held July 2, 2020 be adopted.

CARRIED UNANIMOUSLY

D. PROCLAMATIONS

D.1 "World PVNH Disorder Awareness Day" - August 7, 2020

Moved By Councillor Thornton-Joe
Seconded By Councillor Potts

That the following proclamation be endorsed:

1. "World PVNH Disorder Awareness Day" - August 7, 2020

CARRIED UNANIMOUSLY

D.2 "Hibashuka Remembrance Week" - August 2 to 9, 2020

Moved By Councillor Loveday
Seconded By Councillor Thornton-Joe

That the following proclamation be endorsed:

1. "Hibashuka Remembrance Week" - August 2 to 9, 2020

CARRIED UNANIMOUSLY

E. REPORTS OF COMMITTEES

E.1 Committee of the Whole

E.1.a Report from the July 16, 2020 COTW Meeting

E.1.a.a Strategic Grant Review Committee Recommendations

Moved By Councillor Alto

Seconded By Councillor Loveday

That Council approve the External Grant Review Committee's recommendations for grant awards for the Strategic Plan Grant program.

Allocate the entire amount requested to the Burnside Gorge Community Association to the Family Self Sufficiency Program for \$5,000 from contingency.

Allocate \$4,800 to Theatre Skam from contingency.

That \$2,250 be awarded to the Archaeology in Schools program from the balance of the contingency fund.

CARRIED UNANIMOUSLY

Moved By Councillor Alto

Seconded By Councillor Young

1. Amendments to Application Form:

- a. In Section Six, add this question:
 - o What percentage of participants are residents of the City of Victoria?
- b. In Section Six, in response to "How many will benefit from the project or program?" add:
 - o Request applicants to provide a short answer to this question.
- c. In Section Seven, add this question:
 - o What is the minimum level of funding required for the program or project to occur? And provide room for comment.

Amendment:

Moved By Councillor Young

Seconded By Mayor Helps

1.a In Section Six, add these questions:

- **How many people participate in or take advantage of the program for which you are seeking funding?**
- **How many of those people live within the boundaries of City of Victoria?**
- **How many people live within the boundaries Capital Regional District?**

Amendment to the amendment:

Moved By Councillor Young

Seconded By Councillor Thornton-Joe

1.a In Section Six, add these questions:

- **How many people participate in or take advantage of the program for which you are seeking funding?**
- **How many of those people live within the boundaries of City of Victoria?**
- ~~**How many people live within the boundaries Capital Regional District?**~~
- **How many of those people live outside the City of Victoria but within the boundaries of the CRD?**

CARRIED UNANIMOUSLY

On the amendment:

CARRIED UNANIMOUSLY

Main motion as amended:

1. Amendments to Application Form:

a. In Section Six, add these questions:

- How many people participate in or take advantage of the program for which you are seeking funding?
- How many of those people live within the boundaries of City of Victoria?
- How many of those people live outside the City of Victoria but within the boundaries of the CRD?

b. In Section Six, in response to “How many will benefit from the project or program?” add:

- Request applicants to provide a short answer to this question.

c. In Section Seven, add this question:

- What is the minimum level of funding required for the program or project to occur? And provide room for comment.

CARRIED UNANIMOUSLY

Moved By Councillor Alto
Seconded By Councillor Potts

2.The Application Process:

Direct staff to report to Council on an annual basis before the strategic plan grant process begins for direction from Council as to whether there should be a particular focus for the year's strategic grant stream and direct staff to request an annual strategic plan priority ranking from Councillors to assist in assessing the strategic plan grants.

Add to the grant application process:

- How did you consider the impact of the under-served communities in the development of your program?
- How does the program advance Council's stated values on equity?
- How does this program build community capacity and empower communities most impacted by inequalities?

CARRIED UNANIMOUSLY

E.1.a.b Council Member Motion: Support for Destination Greater Victoria and VIATEC to promote local economic recovery

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That Council authorize grant funding for VIATEC in the amount of \$20,000 and Destination Greater Victoria in the amount of \$24,000, requested in their Strategic Grant Plan applications and that this funding be allocated from the 2020 Contingency fund.

CARRIED UNANIMOUSLY

E.1.a.c Local Government Recommendation for the Herbert Collins Group Inc. at 1010 Cook Street

Moved By Councillor Loveday
Seconded By Councillor Alto

1. That Council direct staff to advise the Liquor and Cannabis Regulation Branch:

The Council of the City of Victoria supports the application of the Herbert Collins Group Inc. at 1010 Cook Street to receive a provincial cannabis retail store license with following comments:

- a. The Council recommends that the LCRB issue a license to the Herbert Collins Group Inc. at 1010 Cook Street.
- b. City staff did not raise any concerns about this referral in terms of community impacts.
- c. The views of residents were solicited through a mail-out to property owners and occupiers within 100 meters of this address and to the relevant neighbourhood association.

The City sent 829 notices and received 15 letters in response. The City did not receive correspondence from the Fairfield-Gonzales Community Association for this referral.

Of the 15 respondents, 9 support issuing a license and 6 oppose issuing a license.

Respondents opposed to issuing a license identified the following issues: cannabis consumption in the area, safety and security of residents and property in the area, and compatibility with residential and recreational uses in the area.

d. The Council wishes the Province to make its own deliberations about the fact that this operation remained in operation for up to 2 weeks following legalization.

2. That Council direct staff to advise the LCRB of Council's recommendation subject to the applicant's compliance with applicable City bylaws and permits.

CARRIED UNANIMOUSLY

E.1.a.d Youth Bus Passes - Proposed Funding September to December 2020

Moved By Councillor Loveday
Seconded By Councillor Potts

That Council:

1. Approve funding of up to \$200,000 from the 2020 contingency budget to fund fare free bus passes for youth 18 years and younger who live in the City of Victoria from September to December 2020

2. Direct staff to bring forward funding options for the continuation of this program or the establishment of a U-Pass program, depending on ridership levels, as part of the 2021 financial planning process

CARRIED UNANIMOUSLY

E.1.a.e Council Member Motion: Ending Street Checks in the City of Victoria

Moved By Councillor Dubow

Seconded By Councillor Loveday

That Council endorse the following resolution and direct staff to forward a copy to the Victoria and Esquimalt Police Board:

Resolution: Ending Street Checks in the City of Victoria

WHEREAS street checks occur when police or other law enforcement officers stop an individual for reasons: (1) not related to a reported or observed criminal offence, (2) not related to an investigation of a reported or observed criminal offence, or (3) not part of a random vehicle check;

AND WHEREAS carding is the practice of recording information about an individual who is the subject of a street check in a police database;

AND WHEREAS available data points to a pattern of discrimination against Black, Indigenous, people of colour (BIPOC) and unhoused people in the deployment of this tactic in various jurisdictions;

AND WHEREAS the harmful effects of street checks have been well-documented across Canada and found to disproportionately and negatively impact members of the BIPOC community and unhoused people;

AND WHEREAS the City of Victoria has adopted a strategic plan that includes ensuring a welcoming, compassionate and neighbourly atmosphere in our community where all people are welcomed, accepted, respected and encouraged to participate;

AND WHEREAS the City of Victoria is committed to ending racism and has an important role to play in making a collective response to end fear-mongering, racism and human suffering;

AND WHEREAS police boards and police departments should take into account the priorities, goals and objectives of local communities when establishing fiscal and operational policies;

THEREFORE BE IT RESOLVED THAT Victoria City Council declares that street checks and carding are against the priorities, goals and objectives of the City of Victoria;

AND BE IT FURTHER RESOLVED THAT Council requests that the Victoria and Esquimalt Police Board and the Victoria Police Department take immediate action to implement a ban on street checks and carding in the City of Victoria.

Council requests that the Police Chief and Director of Police Services present to Council with respect to provincial direction and current Victoria Police Department practices with respect to police checks.

CARRIED UNANIMOUSLY

E.1.b Report of the July 23, 2020 COTW Meeting

Moved By Councillor Alto

Seconded By Councillor Potts

That the Proposed Adjustment to Parking Fees item be added to the agenda.

CARRIED UNANIMOUSLY

E.1.b.a Proposed Adjustments to Parking Fees

Moved By Councillor Potts

Seconded By Councillor Loveday

That Council adjust parking fees as follows effective August 4, 2020 unless otherwise specified:

1. Extend reduced rates for Broughton Street, View Street and Johnson Street parkades:
 - a. Daily rate - \$1 per hour with the 1st hour free
 - b. Monthly rate - \$85
 - c. Daily maximum \$9 for View and Johnson; \$5 for Broughton
2. Yates Street Parkade
 - a. Reinstate regular hourly rates
 - i. 1st hour free
 - ii. 2nd and 3rd hour \$2
 - iii. 4th hour and beyond \$3
 - iv. reduced daily maximum of \$14.50
 - b. Increase the monthly rate to \$175 effective September 1, 2020
3. Centennial Square Parkade
 - a. Reinstate regular hourly rates
 - i. 1st hour free
 - ii. 2nd and 3rd hour \$2
 - iii. 4th hour and beyond \$3
 - iv. reduced daily maximum of \$14.50
 - b. Increase the monthly rate to \$130 effective September 1, 2020
5. Reduced parking lot rates:
 - a. Royal Athletic Park - \$1 per hour with a \$5 daily maximum
 - b. Royal Theatre and Wharf Street parking lots - \$2 per hour with a \$12 maximum

6. Reinstate enforcement of all unmetered time-limited zones

That Council forward #4 - *Reinstate regular on-street metered rates and time limits as per map in Appendix A* - to the August 6, 2020 daytime Council Meeting and that this motion be forwarded to the Downtown Victoria Business Association.

CARRIED UNANIMOUSLY

Moved By Mayor Helps
Seconded By Councillor Alto

That the 2020 Strategic Plan Grants item be added to the agenda.

CARRIED UNANIMOUSLY

Councillor Loveday recused himself due to a non-pecuniary conflict of interest at 1:19 p.m.

Councillor Isitt recused himself due to a non-pecuniary conflict of interest at 1:19 p.m.

E.1.b.b 2020 Strategic Plan Grants - Second Stream for COVID-19

Moved By Councillor Alto
Seconded By Councillor Young

That Council approve the Proposed Amount (in column #4) in the table below.

Organization	Amount Requested	Eligible Amount	1. Proposed Amount	% of Budget
				Percent of Budget Allocated
Action Committee of People with Disabilities	\$ 96,107.00	\$ 92,983.00	\$ 32,300	12.92%
Coastal Research Education and Advocacy Network	\$ 25,000.00	\$ 25,000.00	\$ 15,000	6.00%
Community Social Planning Council of Greater Victoria	\$ 15,000.00	\$ 15,000.00	\$ 7,000	2.80%
Creatively United for the Planet	\$ 15,000.00	\$ 15,000.00	0	0.00%
Disaster Aid (Soap for Hope)	\$ 60,000.00	\$ 60,000.00	\$ 8,351	3.34%
FED Urban Agriculture Society	\$10,000.00	\$ 10,000.00	\$ 9,000	3.60%
Fernwood Neighbourhood Resource Group Society	\$ 50,000.00	\$ 50,000.00	\$ 20,000	8.00%
Greater Victoria Acting Together	\$ 44,000.00	\$ 44,000.00	\$ 29,500	11.80%

Here in Canada	\$ 20,000.00	\$ 20,000.00	0	0.00%
Jewish Community Centre of Victoria	\$ 4,000.00	\$ 4,000.00	\$ 1,500	0.60%
Leadership Victoria Society	\$ 10,000.00	\$ 10,000.00	\$ 3,200	1.28%
LifeCycles Project Society	\$ 13,400.00	\$ 13,400.00	\$ 4,200	1.68%
North Park Neighbourhood Association	\$ 50,699.00	\$ 50,699.00	\$50,699	20.28%
Pacific Training Centre	\$ 20,000.00	\$ 20,000.00	\$ 8,000	3.20%
PISE (Pacific Institute for Sport Excellence)	\$ 60,000.00	\$ 60,000.00	0	0.00%
Red Cedar Café	\$ 20,000.00	\$ 20,000.00	\$ 10,000	4.00%
Swan Lake Christmas Hill Nature Sanctuary	\$ 100,000.00	\$ 100,000.00	0	0.00%
Theatre SKAM Association	\$ 8,000.00	\$ 8,000.00	\$ 7,000	2.80%
Victoria Immigrant and Refugee Centre Society (VIRCS)	\$ 20,000.00	\$ 20,000.00	\$ 16,500	6.60%
Victoria Community Micro Lending Society	\$ 6,530.00	\$ 6,530.00	\$ 5,300	2.12%
Victoria Compost and Conservation Education Society (Compost Education Centre)	\$ 190,780.00	\$ 190,780.00	0	0.00%
Victoria Poetry Project Society	\$ 13,020.00	\$ 13,020.00	\$ 10,700	4.28%
Victoria Rainbow Kitchen	\$ 11,750.00	\$ 11,750.00	\$ 11,750	4.70%
Total	\$ 863,286.00	\$ 860,162.00	\$ 250,000.00	100.00%

CARRIED UNANIMOUSLY

F. UNFINISHED BUSINESS

F.1 Development Permit with Variances Application No. 00040 and Heritage Alteration Permit with Variance No. 00015 for 2251 Lydia Street

Moved By Councillor Alto
Seconded By Councillor Dubow

Development Permit with Variances Application No. 00040

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 Development Permit with Variances Application No. 00040 for 2251 Lydia Street, in accordance with:

1. Plans date stamped **June 2, 2020**
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"

Heritage Alteration Permit with Variance Application No. 00015

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 2, 2020
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
 - i. reduce the minimum side 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."

CARRIED UNANIMOUSLY

G. CORRESPONDENCE

G.1 Letter from the Corporation of the District of Saanich

A letter dated March 11, 2020 regarding an invitation to collaborate on the BC Motor Vehicle Act Pilot Project.

Moved By Councillor Alto
Seconded By Councillor Dubow

That the correspondence dated March 11, 2020 from the District of Saanich be received for information.

CARRIED UNANIMOUSLY

H. **BYLAWS**

H.1 **Bylaws for 2649-2659 Douglas Street and 735 Hillside Avenue: Rezoning Application No. 00664, Development Permit Application No. 000123, and Heritage Designation Application No. 00180**

Moved By Councillor Thornton-Joe
Seconded By Councillor Potts

That the following bylaw **be given first and second readings:**

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1222) No. 20-047
2. Heritage Designation (2659 Douglas Street) Bylaw No. 20-049

CARRIED UNANIMOUSLY

Moved By Councillor Thornton-Joe
Seconded By Councillor Potts

That the following bylaw **be given first, second, and third readings:**

1. Housing Agreement (2649, 2651, 2655, 2657 And 2659 Douglas Street And 735 Hillside Avenue) Bylaw (2020) No. 20-048

CARRIED UNANIMOUSLY

H.2 **DEFERRED: Bylaw for 2558 Quadra Street: Rezoning Application No. 00707 and Development Permit with Variances Application No. 00141**

Deferred as staff are waiting for fully executed agreements from the applicant before proceeding.

I. **CLOSED MEETING**

Moved By Councillor Loveday
Seconded By Councillor Young

MOTION TO CLOSE THE JULY 23, 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)(a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality;*
- *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)(f) law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;*
- *Section 90(1)(g) litigation or potential litigation affecting the municipality.*

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;*

CARRIED UNANIMOUSLY

N. NEW BUSINESS

N.1 Land - Community Charter Section 90(1)(e)

Council discussed a Land matter. The conversation and motion were recorded and kept confidential.

N.2 Land - Community Charter Section 90(1)(e)

Council discussed a Land matter. The conversation and motion were recorded and kept confidential.

N.3 Appointments - Community Charter Section 90(1)(a)

Council discussed an Appointments matter. The conversation and motion were recorded and kept confidential.

N.4 Intergovernmental Relations – Community Charter Section 90(2)(b)

Council discussed an Intergovernmental Relations matter. The conversation and motion were recorded and kept confidential.

N.5 Litigation/Law Enforcement - Community Charter Section 90(1)(f) and (g)

Council discussed a Litigation/Law Enforcement matter. The conversation and motion were recorded and kept confidential.

Staff were excused at 3:38 p.m., The Director of Parks, Recreation and Facilities, The Manager of Executive Operations, and the City Manager remained in the meeting.

N.6 Employee Relations – Community Charter Section 90(1)(c)

Council discussed an Employee Relation matter.

N.7 ADJOURNMENT

Moved By Councillor Alto

Seconded By Councillor Loveday

That the Closed Council Meeting be adjourned at 4:09 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR