

**MINUTES OF THE**  
**GOVERNANCE & PRIORITIES COMMITTEE MEETING**  
**HELD THURSDAY, JUNE 26, 2014, 8:30 A.M.**

**1. THE CHAIR CALLED THE MEETING TO ORDER AT 8:30 A.M.**

**Committee Members Present:** Mayor Fortin in the Chair; Councillors Alto, Coleman, Gudgeon, Helps and Young.

**Absent for a Portion of the Meeting:** Councillors Isitt and Thornton-Joe

**Absent:** Councillor Madoff

**Staff Present:** J. Johnson – City Manager; C. Havelka – Recording Secretary.

*Councillor Thornton-Joe joined the meeting at 8:32 a.m.*

**Action:** It was moved by Councillor Coleman, seconded by Councillor Helps, 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) (c) – Labour Relations or employee relations

CARRIED UNANIMOUSLY 14/GPC354

**2. CLOSED MEETING AT 8:33 A.M.**

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

**Absent for a Portion of the Meeting:** Councillor Isitt

**Absent:** Councillor Madoff

**Staff Present:** J. Johnson – City Manager; K. Hamilton – Director of Communications & Civic Engagement; T. Harrison – Director of Human Resources; S. Thompson – Acting Director of Finance; R. Woodland – Director of Legislative & Regulatory Services; C. Havelka – Recording Secretary.

**2.1 Employee Relations**

The Director of Communications & Civic Engagement provided Committee with information on a matter involving employee relations.

The discussion was recorded and kept confidential.

*Councillor Isitt joined the meeting at 8:43 a.m.*

*All staff, except for the City Manager, were excused from the meeting at 8:46 a.m.*

**3. ADJOURNMENT OF CLOSED MEETING AT 9:01 A.M.**

**4. OPEN MEETING AT 9:04 A.M.**

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

**Absent:** Councillor Madoff

**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; K. Hamilton – Director of Communications & Civic Engagement; T. Harrison – Director of Human Resources; D. Kalynchuk – Director of Engineering & Public Works; S. Thompson – Acting Director of Finance; J. MacDougall – Assistant Director of Parks; M. Hayden – Manager of Bylaw & Licensing; K. Oberg – Manager of Culture, Sport & Neighbourhoods; C. Paine – Manager of Revenue; N. Turner – Property Manager; J. Reilly – Senior Planner.

**Guests:** C. Damstetter and K. Reid - Island Health; K. Buser-Rivet – City of Victoria Youth Council;

**5. APPROVAL OF THE AGENDA**

Committee discussed the agenda and considered the following amendments:

**Open Meeting:**

- Item # 18 A - Councillor Sharing – Councillor Thornton-Joe
- Item # 19 - Addition of Closed Minutes
- Item # 23 – Closed Report – Law Enforcement Investigation
- Item # 24 – Councillor Gudgeon - Closed Inquiry – Board Appointments
- Item # 25 – Councillor Helps – Closed Inquiry – Intergovernmental Relations

- Item # 26 – Councillor Isitt – Closed Inquiry – Personnel

**Action:** It was moved by Councillor Coleman, seconded by Councillor Alto, that the Agenda of the June 26, 2014, Governance and Priorities Committee meeting be approved as amended.

CARRIED UNANIMOUSLY 14/GPC355

## 6. ADOPTION OF MINUTES

### 6.1 Adoption of the Minutes from the Special Meeting held June 6, 2014

Councillor Thornton-Joe advised that page 2 of June 6, 2014 minutes, the following sentence needs to be corrected, as follows:

Councillor Young expressed concerns that this amendment would **affect** the timelines for staff to complete this work ~~substantially~~.

**Action:** It was moved by Councillor Coleman, seconded by Councillor Helps, that the Minutes from the Special Governance and Priorities Committee meeting held June 6, 2014 be corrected as noted.

CARRIED UNANIMOUSLY 14/GPC356

**Action:** It was moved by Councillor Coleman, seconded by Councillor Helps, that the Minutes from the Special Governance and Priorities Committee meeting held June 6, 2014 be adopted as corrected.

CARRIED UNANIMOUSLY 14/GPC357

### 6.2 Adoption of the Minutes from the Meeting held June 12, 2014

Councillor Thornton-Joe advised that the minutes need correction on page 12 by replacing the word “workshop” with “worship”.

**Action:** It was moved by Councillor Coleman, seconded by Councillor Alto, that the Minutes from the Governance and Priorities Committee meeting held June 12, 2014 be corrected as follows:

Page 12:

Committee discussed the motion as follows:

- The voting places that are being used this year and sensitivity about places of ~~workshop~~ **worship**; using places that people normally go to, such as malls and libraries.

Councillor Thornton-Joe advised that she would like to amend her motion on page 7 regarding the Liquor Policy Review. Staff advised that this would best be done at tonight's Council meeting.

CARRIED UNANIMOUSLY 14/GPC358

**Action:** It was moved by Councillor Coleman, seconded by Councillor Alto, that the Minutes from the Governance and Priorities Committee meeting held June 12, 2014 be adopted as corrected.

CARRIED UNANIMOUSLY 14/GPC359

## **7. DELEGATIONS**

### **7.1 Island Health – Service Model Update**

Cheryl Damstetter and Kelly Reid of Island Health provided Committee with a PowerPoint Presentation that outlined updates on the “Hard to Reach” Services. The “Hard to Reach” are highly vulnerable people with multiple health challenges that are not effectively served by traditional health care services. A service model to provide access to services has been developed and the process, goals and future direction for this model were described.

Committee discussed the following:

- What are the next steps with this program?
  - Continuing to strengthen all aspects of the model and moving people through the system.
  - Barriers to care and the importance of housing.
- The percentage of aboriginal people in need of services and noting the work of the aboriginal workers on the teams.
- Details regarding “wet” housing and increasing the number of beds with this type of housing;
  - Details regarding the services provided regionally and working on better access and shorter wait times.
- Expanding the services that are provided by the mobile units.
- The need for different models of housing across the region as well as the services to support people outside the downtown core.
- Continuing to ensure silos aren’t created by the different service teams.
- The Island Health website providing information on where to find supplies.
- Treatment beds operated by Island Health and the success of that service.
- The suggestion that substances used by clients and not just supplies, be provided by Island Health;
  - That model would require community consultation.
- The importance of partnerships and funding to ensure these programs thrive.
- The evolution of services and noting a new model that is being led by community groups.

*Councillor Coleman withdrew from the meeting at 10:16 a.m. and returned at 10:18 a.m.*

### **7.2 City of Victoria Youth Council Annual Presentation**

Kluane Buser-Rivet, Coordinator of the City of Victoria Youth Council (CVYC), introduced members of the CVYC who together provided Committee with a PowerPoint Presentation that outlined the CVYC achievements and future goals.

Committee discussed the following:

- Referring specific items to the CVYC, such as skateboarding downtown.
- The process for hiring a new coordinator which will start in August.
- The funding and governance of the CVYC; including funding for the youth poet laureate.

Committee thanked the Youth Council for their annual presentation.

## **8. PRESENTATION**

### **8.1 Presentation of the 2013 Annual Report**

Committee received a report dated June 16, 2014 from the Director of Communications & Civic Engagement with respect to the City of Victoria Annual Report which reports the detailed financial overview and accomplishments and reports of the previous year. The Director thanked the staff who worked on this document and their work to reduce production costs.

Mayor Fortin asked if any members of the public had questions or comments regarding the 2013 Annual Report. No one came forward to speak.

*Councillor Helps withdrew from the meeting at 10:57 a.m.*

Mayor Fortin advised that the Statement of Financial Information will be posted on the City's website today and he would like Council's expenses to be posted as well.

- Action:** It was moved by Mayor Fortin, seconded by Councillor Gudgeon, that Committee recommends that Council:
1. Receive the 2013 Annual Report for information; and,
  2. Authorize staff on an ongoing basis to post on the City of Victoria website a list of Council's annual expenses for the previous fiscal year.

*Councillor Helps returned to the meeting at 10:58 a.m.*

Committee discussed the following:

- Funding for senior and community services and listing the in-kind services as well.
- Concerns regarding the cost of producing this document;
  - Each year costs decrease as staff become more efficient at producing the documents.

CARRIED UNANIMOUSLY 14/GPC360

## **9. DECISION REQUESTS**

### **9.1 Proposed Financial Plan Process**

Committee received a report dated June 9, 2014 with respect to the proposed financial plan process for 2015 and future years. The proposed new process will move from expense based budgeting towards budgeting by priorities, outlining services and capital projects including the costs, revenue and benefits of each.

Committee discussed the following:

- Engagement strategies and determining the best ways to engage residents.
- Aligning priorities throughout City departments and building accountability.
- The participatory budgeting process and scheduling it earlier due to the election.
- Adding the Strategic Priorities to the timeline and doing a “temperature check” with the public before determining priorities.
- Routinely publishing the Financial Plan on the City’s website.
- The policy review underway with respect to reserve funds.

**Action:** It was moved by Councillor Coleman, seconded by Councillor Alto, that Committee recommends that Council:

1. Receive the report dated June 9, 2014 for information; and,
2. Refer the report *Proposed Financial Plan Process* to the Corporate & Strategic Services Standing Committee.

CARRIED 14/GPC361

## **9.2 Whistleblower Policy**

Committee received a report dated May 21, 2014 from Human Resources that responded to control deficiencies identified by the auditors in the 2012 Financial Statements. At its meeting of April 25, 2013, Council directed staff to report back on the two control deficiencies identified on page 7 of the KPMG audit for the year ended December 31, 2012. Staff developed a policy that promotes proper conduct of staff and establishes clear responsibilities that allow staff to make confidential reports of acts of fraud, theft or other misconduct.

Committee discussed the following:

- Concerns that the policy doesn’t fully address the protection of employees who may be “whistleblowers” nor encourages reporting on wrongdoing.
- Why was the union not contacted regarding the development of this policy?
  - It is not the usual practice to contact the union in the development of policy, noting best practices and policies were used to develop this policy.
- Striking the balance between encouraging “whistleblowing” without the possibility of abuse.

The City Manager advised Committee that the policy can be reviewed at the Labour-Management meeting and staff will report back with any changes.

**Action:** It was moved by Councillor Gudgeon, seconded by Councillor Isitt, that Committee refer the report to the City Manager to discuss at the Labour-Management meeting and report back to Committee.

CARRIED UNANIMOUSLY 14/GPC362

Councillor Coleman noted that this item came forward as a governance matter, not a financial one. Also, it is important that the definitional component is well articulated when this item comes back for consideration.

### **9.3 Utility Billing Retroactive Adjustments**

Committee received a report dated June 12, 2014 which seeks Council direction regarding retroactive billing adjustments for incorrectly billed utility accounts.

Committee discussed the following:

- Details regarding staff's proposal for a refund period for up to five years.
- Why this is not proposed as a policy to allow for flexibility;
  - A bylaw provides the authority for the City to refund.
- Concerns regarding the \$40 meter turn off/on fee for existing water connections.

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

1. Instruct the City Solicitor to bring forward necessary bylaw amendments to allow the City to refund over billed utility customers back to the date of error, last ownership change or 5 years, whichever is less.
2. Instruct the City Solicitor to bring forward the necessary bylaw amendments to allow the City to charge a \$40 water meter turn on/off fee for new water connections.
3. Instruct the City Solicitor to bring forward necessary bylaw amendments to allow the City to charge a \$40 water meter turn on/off fee for existing water connections.

Committee discussed the motion as follows:

- The importance of having a bylaw to ensure all users are treated equally.
- Is \$40 the cost of the delivery of the service?
  - Yes, noting that water is never shut off due to unpaid water bills.

**Action:** It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that Committee amend the motion as follows:  
That Council:

1. Instruct the City Solicitor to bring forward necessary bylaw amendments to allow the City to refund over billed utility customers back to the date of error, last ownership change or 5 years, whichever is less.
2. Instruct the City Solicitor to bring forward the necessary bylaw amendments to allow the City to charge a \$40 water meter turn on/off fee for new water connections.
3. Instruct the City Solicitor to bring forward necessary bylaw amendments to allow the City to charge a \$40 water meter turn on/off fee for existing water connections.
4. **In the case of City error, do not retroactively bill utility customers.**

CARRIED UNANIMOUSLY 14/GPC363

- Action:** It was moved by Councillor Thornton-Joe, seconded by Councillor Helps, that Committee amend the motion as follows:  
That Council:
1. Instruct the City Solicitor to bring forward necessary bylaw amendments to allow the City to refund over billed utility customers back to the date of error, last ownership change or 5 years, whichever is less.
  2. Instruct the City Solicitor to bring forward the necessary bylaw amendments to allow the City to charge a \$40 water meter turn on/off fee for new water connections.
  3. ~~Instruct the City Solicitor to bring forward necessary bylaw amendments to allow the City to charge a \$40 water meter turn on/off fee for existing water connections.~~
  4. In the case of City error, do not retroactively bill utility customers.

Committee discussed the amendment as follows:

- The reasons why someone would turn off/on their water; sometimes the fire department requests it;
  - This is when a customer requests that their service be turned off or on.
  - The charge would mean the individual bears the cost.
- People are already paying a water utility charge and this would impact their cost of living.

DEFEATED 14/GPC364

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

On the main motion as amended:  
CARRIED UNANIMOUSLY 14/GPC365

#### **9.4 Allocation of the 2014 Neighbourhood Enhancement Matching Program, Shape Your Future Victoria and Greenways Grants**

Committee received a report dated June 3, 2014 from Parks, Recreation & Culture which provided recommendations for the 2014 grant cycle of the Neighbourhood Enhancement Matching Program, Shape Your Future Victoria and Greenways Grants.

Mayor Fortin advised that he would like to consider allocating some of the Greenways Grant funds to:

1. A book box in Centennial Square
2. Bike to school week
3. The remainder to be carried over to next year and working with the neighbourhood associations to allocate these funds.

Committee discussed the following:

- The standing committee reviewing the grants before they come to GPC.
- Receiving an update on the Greenways Grant program with respect to criteria;



- Reviewing the criteria to find the right scope of projects for communities to apply for.
- Alerting community associations to the intake schedules for grant applications.

**Action:**

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

1. That Council supports the recommendations for the Neighbourhood Enhancement Matching Grant program as outlined in Appendix 1 in the report dated June 3, 2014, which includes:
  - a. Burnside Gorge Community Association – installation of perimeter fencing and interpretive signage for their community garden (\$5,000);
  - b. Fairfield Gonzales Community Association – educational awareness program on neighbourhood resiliency which will include urban gardening, food security and emergency preparedness (\$3,525).
  - c. Fernwood Neighbourhood Resource Group – upgrades to the commercial kitchen at the Fernwood Community Centre (\$4,125).
  - d. The Learning Disabilities Association – partner with George Jay Elementary and Vic High schools to deliver additional youth literacy programming (\$5,000).
  - e. James Bay New Horizons – installation of a honey bee education garden and beehives (\$4,200).
  - f. North Park Neighbourhood Association – neighbourhood planning and branding exercise (\$3,400).
2. That Council supports the recommendations for the Shape Your Future grant program as outlined in Appendix 2 in the report dated June 3, 2014, including:
  - a. Fernwood Community Mapping Project – printable and interactive online mapping game that highlights historical and current place-markers on a community green map (\$2,495).
  - b. The Grant Street Improvement Committee – build and install a book box lending library (\$100).

Committee discussed the motion as follows:

- How unallocated funds are dispersed?
  - The funds are returned to general revenue;
  - The grant process would have to be amended to change this.
- Perceived difficulties with the grant process and making the process more accessible and equitable for all community associations.
- Reviewing the grant process as a strategic priority.

CARRIED UNANIMOUSLY 14/GPC366

Committee considered staff's third recommendation in the report which is to decline the application from the North Park Neighbourhood Association.

**Action:**

It was moved by Councillor Isitt, seconded by Councillor Gudgeon, that Committee recommends that Council refer the Greenways Grant application from the North Park Neighbourhood Association, as well as a review of criteria and the approval process for all grant programs, to the Community Services Standing Committee.

Committee discussed the motion and concerns were expressed in terms that more direction is needed, such as shortening the application process, or potentially delegating this work to staff. The needs of the community are changing and this needs to be addressed.

**Action:** It was moved by Mayor Fortin, seconded by Councillor Isitt, that Committee amend the motion as follows:

That Council refer the Greenways Grant application from the North Park Neighbourhood Association, as well as a review of criteria and the approval process for all grant programs, to the Community Services Standing Committee; **and have a fulsome discussion with the community associations.**

On the amendment:  
CARRIED UNANIMOUSLY 14/GPC367

On the main motion as amended:  
CARRIED UNANIMOUSLY 14/GPC368

**Action:** It was moved by Mayor Fortin, seconded by Councillor Gudgeon, that Committee recommends that Council direct staff to investigate and report back on opportunities to install a book box in Centennial Square.

CARRIED UNANIMOUSLY 14/GPC369

**Action:** It was moved by Mayor Fortin, seconded by Councillor Gudgeon, that Committee recommends that Council direct that up to \$300 per school be allocated towards a Bike to School Week program, at the following schools:

1. South Park
  2. Margaret Jenkins
  3. Sir James Douglas
  4. Oaklands
  5. George Jay
  6. Vic West
  7. James Bay
  8. Quadra
  9. Central
  10. Vic High, and
  11. Lansdowne (noting that this is a Saanich school but a majority of the students are from Victoria)
- Total: \$3,300.

Committee discussed the motion as follows:

- This initiative is tied to the bigger topic of neighbourhood transportation planning.
- Noting that Esquimalt High School is also attended by many Victoria residents.

**Action:** It was moved by Councillor Gudgeon, seconded by Mayor Fortin, that Committee amend the motion as follows:

That Council direct that up to \$300 per school be allocated towards a Bike to School Week program, in consideration of the following schools:

1. South Park
  2. Margaret Jenkins
  3. Sir James Douglas
  4. Oaklands
  5. George Jay
  6. Vic West
  7. James Bay
  8. Quadra
  9. Central
  10. Vic High, and
  11. Lansdowne (though this is a Saanich school, a majority of the students are from Victoria), and
  12. Esquimalt High
- Total: **\$3,600** ~~\$3,300~~.

On the amendment:  
CARRIED UNANIMOUSLY 14/GPC370

A Committee member noted that the Greenways Grant program is not for non-capital programs.

**Action:** It was moved by Mayor Fortin, seconded by Councillor Alto, that Committee amend the motion as follows:

That Council direct that up to \$300 per school be allocated towards a Bike to School Week program, in consideration of the following schools:

1. South Park
  2. Margaret Jenkins
  3. Sir James Douglas
  4. Oaklands
  5. George Jay
  6. Vic West
  7. James Bay
  8. Quadra
  9. Central
  10. Vic High, and
  11. Lansdowne (though this is a Saanich school, a majority of the students are from Victoria), and
  12. Esquimalt High
- Total: \$3,600, **and that it be funded from contingencies.**

On the amendment:  
CARRIED UNANIMOUSLY 14/GPC371

On the main motion as amended:  
CARRIED UNANIMOUSLY 14/GPC372

**Action:** It was moved by Councillor Isitt, seconded by Councillor Helps, that Committee recommends that Council request that the Community Services

Standing Committee review and report back on options for the surplus funds from the Greenways Grant program.

CARRIED UNANIMOUSLY 14/GPC373

## **10. RECESS AT 12:39 P.M.**

**Action:** It was moved by Mayor Fortin, seconded by Councillor Alto, that Committee recess until 1:10 p.m.

CARRIED UNANIMOUSLY 14/GPC374

Committee reconvened at 1:13 p.m.

*Councillor Isitt was not present when the meeting convened.*

## **9. DECISION REQUESTS CONTINUED**

### **9.5 Allocation of the 2014 Community Art Grants**

Committee received a report dated June 3, 2014 from Parks, Recreation & Culture with respect to allocation of the 2014 Community Arts Program Grants.

*Councillor Isitt joined the meeting at 1:15 p.m.*

- Action:** It was moved by Councillor Helps, seconded by Councillor Alto, that Committee recommends:
1. That Council approve the following applications:
    - a. Fairfield Gonzales Community Association for a \$7,500 Community Public Art grant;
    - b. Theatre Inconnu for a \$7,500 Community Public Art grant;
    - c. Pandora Arts Collective for a \$7,500 Artist-in-Residence grant;
    - d. Suddenly Dance Theatre Company for a \$7,500 Artist-in-Residence grant.
  2. That Council declines the applications from the Ministry of Casual Living and the Victoria African & Caribbean Cultural Society.

Committee discussed the motion as follows:

- The applications that fall short of meeting the program criteria and are these organizations guided through the process?
  - Staff follow-up with these agencies and advise on more suitable grants.
- Working towards more First Nations participation in this program.

CARRIED UNANIMOUSLY 14/GPC375

### **9.6 Funding for Community and Senior Centres and Neighbourhood Associations**

Committee received a report dated June 3, 2014 from Parks, Recreation & Culture with funding for Community and Senior Centres and Neighbourhood Associations.

- Action:** It was moved by Councillor Helps, seconded by Councillor Alto, that Committee recommends:
1. That Council approve the proposed distribution of funds to include an additional \$3,333 of on-going funding to the community and seniors centres and the disbursement of the neighbourhood base grants at the new per capita rate of \$0.75 per resident.
  2. That Council approve an additional grant of \$5,000 to Fairfield Gonzales Community Association to purchase liability insurance for the Community and Neighbourhood Associations Network.

CARRIED UNANIMOUSLY 14/GPC376

### **9.7 Streets and Traffic Bylaw Amendment for Trailer Parking Restrictions**

Committee received a report dated June 12, 2014 from Engineering with respect to amendments to the Streets and Traffic Bylaw for Trailer Parking Restrictions.

- Action:** It was moved by Councillor Helps, seconded by Councillor Coleman, that Committee recommends that Council approve proposed changes to the *Streets and Traffic Bylaw* to address trailer parking, generally in accordance with Appendix A, attached to the report dated June 12, 2014.

Committee discussed the following:

- How these parking restrictions are brought to parking enforcement's attention;
  - The process is complaint driven.
  - Staff will respond if it is a life-safety matter.
  - A reactionary response may be perceived as biased.
  - The different community standards in each neighbourhood and how a complaint system helps reflect the prevailing standard.
- The rationale behind a citizen reporting a bylaw infraction rather than a Council member;
  - The person making the complaint may have to give evidence in court, therefore members of the public are encouraged to directly report to the bylaw office; this person could be a Council member.
- Concerns that this may discriminate against people whose sole shelter is their vehicle.

CARRIED 14/GPC377

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

**Against:** Councillors Alto and Isitt

### **9.8 Application for a Liquor Primary Liquor Licence, Paparazzi Night Club, 642 Johnson Street**

Committee received a report dated June 5, 2014 from Legislative & Regulatory Services, which seeks a Council resolution, in accordance with the requirements of the *Liquor Control and Licensing Act*, regarding an application for a permanent

change to extend hours of sale in relation to a Liquor Primary Liquor Licence for Paparazzi Nightclub located at 642 Johnson Street, Licence No. 003546.

**Action:**

It was moved by Mayor Fortin, seconded by Councillor Thornton-Joe, that Committee recommends that Council, after conducting a review with respect to noise and community impacts regarding the application to amend the operating hours respecting liquor service for the Liquor Primary Liquor Licence of Paparazzi Nightclub, Liquor License No. 003546, located at 642 Johnson Street, supports:

1. The application of Paparazzi Nightclub to amend its Liquor Primary Liquor Licence to allow an increase in operating hours to include 12:00h (Noon) to 02:00h (2:00 AM) daily.
2. The Council provides the following comments on the prescribed considerations:
  - a. The location is in a designated mixed use commercial area which authorizes restaurants, hotels, clubs and associated uses. There is a small amount of residential use in the immediate vicinity. The Liquor Primary Liquor licensed operation within the hotel (the nightclub) is compatible with the neighbouring land uses. The business is located within the Central Area Special Commercial District and is within the Intermediate Noise District which allows for a higher noise threshold.
  - b. While this request represents a change in operating hours outside of those normally supported for Liquor Primary Liquor licensed businesses, there is expected to be minimal impact on the neighbourhood as the number of licensed seats is at the lower end of the range for nightclubs and this club has had no complaints of noise or nuisance in the past 5 years. There is no concern that this change would result in the business being operated contrary to its primary purpose.
  - c. The views of residents were solicited via a mail out to neighbouring property owners and occupiers within 50 metres of the hotel and a notice posted at the property. Three responses from area residents were received, two supporting the application and one not supporting the application.

Committee discussed the motion as follows:

- Support for this motion as this brings this club in line with other clubs, noting that this application received two letters in support; the police did not object to this application.
- This establishment is patronized by an older clientele and has not generated bylaw issues.
- Concerns that this is a departure from Council's policy.
- Concerns that this will add to other late night issues which need to be resolved.

CARRIED 14/GPC378

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

Councillor Isitt said he would like to make a motion for staff to review the liquor licensing policy adopted in 2007 as this motion may result in other applications coming forward on a “one-off” basis.

Mayor Fortin requested that Councillor Isitt bring that motion to the next strategic planning session so that it can be considered in the context of other priorities.

*Councillor Gudgeon left the meeting at 1:42 p.m. due to a non-pecuniary conflict as she owns a business adjacent to 1310 Waddington Alley.*

## **9.9 Grant of Easement – 1310 Waddington Alley**

Committee received a report dated June 9, 2014 from Legislative and Regulatory Services which is to seek Council approval to grant an easement in respect of part of a new building at 1310 Waddington Alley which encroaches into the City’s right of way.

**Action:** It was moved by Councillor Helps, seconded by Councillor Coleman, that Committee recommends that Council authorizes staff to enter into an easement with Waddington Alley Flats Inc. at 1310 Waddington Alley for a brick fascia, in a form satisfactory to the City Solicitor and subject to the publication of the notices required under the *Community Charter*.

Committee discussed the motion as follows:

- Concerns that granting this request undermines public interest in the land.
- The cost should the property owner be asked to adjust the structure;
  - An alternate outcome would be to sell the land but an easement preserves the City’s ability to reclaim the land.
- Noting that this infill development provides benefits to the City.

CARRIED 14/GPC379

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

*Councillor Gudgeon returned to the meeting at 1:45 p.m.*

## **11. NEW BUSINESS**

### **11.1 Community Services Facility in the Jubilee Neighbourhoods**

Committee received a motion and information from Councillors Alto and Gudgeon regarding a community services facility in the Jubilee Neighbourhoods.

**Action:** It was moved by Councillor Gudgeon, seconded by Councillor Alto, that Committee recommends that Council approve the following motion:

Whereas opportunities continue to arise regarding potential community services facility sites in the Jubilee area,

Whereas the city desires to facilitate a proactive, thoughtful dialogue about such opportunities,

Whereas community connections can be supported with common, shared infrastructure,

Therefore Be It Resolved that staff be asked to provide an outline of the resources required to create a workplan to facilitate a community conversation on a potential community services facility in the Jubilee neighbourhoods.

Committee discussed the following:

- The relocation of Silver Threads and the closing of Sundance School are opportunities to expedite the process to engage with the Jubilee neighbourhoods.
- Fitting this item into the workplan and how to manage these type of motions;
  - The strategic planning process and the quarterly update track the workplan but priority items that arise can still be dealt with as Council directs.

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

Whereas opportunities continue to arise regarding potential community services facility sites in the Jubilee area,

Whereas the city desires to facilitate a proactive, thoughtful dialogue about such opportunities,

Whereas community connections can be supported with common, shared infrastructure,

Therefore Be It Resolved that staff be asked to ~~provide an outline of the resources required to create a workplan~~ facilitate a community conversation on a potential community **facility services** in the Jubilee neighbourhoods.

Committee discussed the amendment as follows:

- The importance of starting this conversation in the community.
- Concerns with respect to how this may impact staff resources and workplans;
  - The next quarterly update is July 24 and this can be considered at that time.

DEFEATED 14/GPC380

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

**On the main motion:**  
CARRIED 14/GPC381

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



## **11.2 Alleged Misuse Regarding Garbage Disposal**

Committee received a motion and information from Councillor Gudgeon regarding the garbage disposal in downtown.

**Action:** It was moved by Councillor Gudgeon, seconded by Councillor Isitt, that Committee recommends that Council approve the following motion

Whereas garbage collection in the downtown is of the utmost importance for the livability and the first impression of our City and our public service.

And given the increase of residents choosing to live in the downtown, coupled with the fact that their private garbage disposal may be located in an inconvenient location which, in turn, leads to the depositing of household garbage in city bins.

And whereas there anecdotally appears to be some misuse of the public receptacles by private businesses in the downtown.

And whereas both of these factors and possibly others, appear to be leading to increasing service levels for the existing complement of staff and an increase in taxes to residents in the city.

And whereas the City of Victoria currently has not proposed forward thinking, sustainable and 'green' bins to the capital budget.

Be it resolved that city staff investigate the alleged misuse of the current system and suggest better practices moving forward.

Committee discussed the following:

- A communications campaign to help shed light on this issue.
- Buildings that don't have garbage pick-up and the complexity of this issue.

**Action:** It was moved by Councillor Thornton-Joe, seconded by Councillor Gudgeon, that Committee amend the motion as follows:

Whereas garbage collection in the downtown is of the utmost importance for the livability and the first impression of our City and our public service.

And given the increase of residents choosing to live in the downtown, coupled with the fact that their private garbage disposal may be located in an inconvenient location which, in turn, leads to the depositing of household garbage in city bins.

And whereas there anecdotally appears to be some misuse of the public receptacles by private businesses in the downtown.

And whereas both of these factors and possibly others, appear to be leading to increasing service levels for the existing complement of staff and an increase in taxes to residents in the city.

And whereas the City of Victoria currently has not proposed forward thinking, sustainable and 'green' bins to the capital budget.

Be it resolved that city staff investigate **current garbage can issues, including private garbage in public garbage cans**, ~~the alleged misuse of the current system~~ and suggest better practices moving forward.

On the amendment:  
CARRIED UNANIMOUSLY 14/GPC382

Committee discussed the level of service required to meet increased needs and that a cost benefit analysis is required to manage this service in a cost-effective way.

CARRIED UNANIMOUSLY 14/GPC383

### **11.3 Interim Boulevard Gardening Guidelines**

Councillors Alto, Helps and Isitt provided Committee with a report dated June 19, 2014 regarding Interim Boulevard gardening guidelines.

The City Manager advised Committee that staff haven't reviewed these regulations as they apply to the City of Victoria and staff would request that a review would be a first step.

- Action:** It was moved by Councillor Isitt, seconded by Councillor Alto, that Committee recommends that Council:
1. Adopt the Interim Boulevard Gardening Guidelines attached to the report dated June 19, 2014, and direct staff to post the Summary and Guidelines to the City website.
  2. Refer the Interim Boulevard Gardening Guidelines to the Community Services Standing Committee and to Staff to inform the wider Boulevard Review, with final Boulevard Gardening Guidelines to be adopted in time for the 2015 growing season.

Committee discussed the motion as follows:

- Withholding enforcement on boulevard gardening except in cases where there are safety or accessibility issues.
- The desire to move ahead with the interim guidelines as they have been waiting for these policies to be developed since 2008.
- Concerns that a delay of more than two weeks would impact this summer's growing period.
- The public's desire to move forward with this initiative and do so responsibly.
- Noting that boulevards are areas for dogs as well, which needs to be reviewed.
- Noting the taxed boulevard program and how that fits into this initiative.

Councillor Coleman suggested that an amendment to the motion to consider the 2014 growing season would be appropriate.

The City Manager advised that a thorough review is required and outlined the timing for reports to come to Committee. Returning to Committee at their July 24 meeting would be preferred.

**Action:** It was moved by Councillor Coleman, seconded by Councillor Alto, that Committee postpone consideration of the motion pending a review by staff on the interim boulevard gardening guidelines and that staff report back at the July 24, 2014 Governance & Priorities Committee meeting.

CARRIED 14/GPC384

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

#### **11.4 Councillor Inquiry – Ballet Victoria**

Councillor Alto outlined for Committee a matter with respect to Ballet Victoria and if Council is interested in considering a motion tonight to approve a one-time allocation of \$5,000 to this organization. This would allow Ballet Victoria to continue to operate as they have a major funding shortfall related to the tax exemption at the church where Ballet Victoria rents space.

The Director of Legislative & Regulatory Services advised that a motion can be put on the table without 24 hours' notice by a majority vote of Council.

Committee agreed to consider a motion at tonight's Council Meeting.

#### **11.5 Councillor Inquiry – Late Night Transit**

Councillor Gudgeon outlined an inquiry with respect to late night transit as it relates to the change in liquor laws and the need for people to leave the streets quickly when bars close. She received an email from hoteliers requesting that additional transit be considered in light of the liquor laws changing. This relates to a motion that will be considered at the Council Meeting tonight and she was advised that this motion can be amended to reflect this request.

Mayor Fortin asked the Director of Engineering and Public Works to contact BC Transit to inquire about late night transit.

#### **11.6 Councillor Inquiry – Outdoor Patios**

Councillor Gudgeon requested clarity regarding outdoor patios and when they are required to close. The Director of Legislative & Regulatory Services advised that Council's policy is that outdoor patios close at 11:00 p.m. to respect adjacent properties, though there may be exceptions downtown. He will check to see if this policy applies to the Strathcona Hotel.

#### **11.7 Councillor Sharing – Canada Day Celebrations**

Councillor Thornton-Joe outlined for Committee the Canada Day celebrations that will be taking place on July 1, including the living flag, many performances and fireworks. The living flag has become part of a competition amongst capital cities

to see who gets the most participants, though it is quality not quantity that counts. Also of note is that the Mayor of Port Angeles will be coming to take part in the celebrations.

**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) (e) - the acquisition, disposition or expropriation of land or improvements, if the Council considers that disclosure might reasonably be expected to harm the interests of the City.*

*Section 12 (3) (g) – litigation or potential litigation affecting the City*

*Section 12 (3) (i) - the receipt of advice that is subject to solicitor-client privilege including communications necessary for that purpose.*

CARRIED UNANIMOUSLY 14/GPC385

## **12. CLOSED MEETING AT 2:47 P.M.**

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

**Absent:** Councillor Madoff

**Staff Present:** J. Johnson – City Manager; D. Kalynchuk – Director of Engineering & Public Works; R. Woodland – Director of Legislative & Regulatory Services; T. Zworski – City Solicitor; C. Havelka – Recording Secretary.

**Guest:** J. Huggett, Consultant

## **13. ADOPTION OF CLOSED MINUTES**

### **13.1 Adoption of the Minutes from the Closed Meeting held June 12, 2014**

**Action:** It was moved by Councillor Alto, seconded by Councillor Gudgeon, that the Minutes from the Closed Governance and Priorities Committee meeting held June 12, 2014 be adopted.

CARRIED UNANIMOUSLY 14/GPC386

## **14. DECISION REQUESTS**

### **14.1 Land / Road Closure and Disposition**

Committee received a report dated June 9, 2014 from Legislative & Regulatory Services regarding Road Closure and Disposition.

The discussion and motion were recorded and kept confidential.

### **14.2 Lease / 702 Douglas Street**

Committee received a report dated June 11, 2014 from Legislative & Regulatory Services regarding a lease at 702 Douglas Street.

The discussion was recorded and kept confidential.

### **14.3 Law Enforcement Investigation**

Committee received a report dated June 24, 2014 regarding law enforcement investigation.

The discussion and motion were kept confidential.

### **14.4 Councillor Sharing – Intergovernmental Negotiations**

The discussion was recorded and kept confidential.

### **14.5 Councillor Inquiry – Board Appointment**

The discussion was recorded and kept confidential.

### **14.6 Councillor Inquiry - Personnel**

The discussion was recorded and kept confidential.

### **14.7 Councillor Inquiry – Law Enforcement**

The discussion was recorded and kept confidential.

*All staff, except the City Manager and Mr. Huggett, were excused from the meeting at 3:25 p.m.*

#### **14.8 Legal Advice / Potential Litigation**

Committee received an update from the City Manager and Mr. Huggett regarding potential litigation.

#### **15. ADJOURNMENT**

**Action:** It was moved by Councillor Coleman, seconded by Councillor Helps, that Committee adjourn the meeting of June 26, 2014, at 3:37 p.m.

CARRIED UNANIMOUSLY 14/GPC391

---

Mayor Fortin, Chair