



MINUTES - VICTORIA CITY COUNCIL

October 15, 2020, 3:04 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

- PRESENT: Mayor Helps in the Chair, Councillor Alto, Councillor Dubow, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Young
- PRESENT ELECTRONICALLY: Councillor Isitt
- STAFF PRESENT: J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Director of Finance, P. Bruce - Fire Chief, C. Coates - City Clerk , T. Zworski - City Solicitor, B. Eisenhauer - Head of Engagement, K. Hoese - Director of Sustainable Planning and Community Development, C. Havelka - Deputy City Clerk, C. Mycroft - Manager of Executive Operations, K. Moore - Head of Business and Community Relations, P. Bellefontaine - Director of Engineering & Public Works, P. Rantucci – Head of Strategic Real Estate, J. Jensen – Head of Human Resources, P. Bruce – Fire Chief, M. Heiser - Committee Secretary

A. CONVENE COUNCIL MEETING

B. APPROVAL OF AGENDA

Moved By Councillor Alto
Seconded By Councillor Potts

That the agenda be approved.

Amendment:

Moved By Councillor Loveday
Seconded By Councillor Alto

That the following item be added to the agenda:

G.1.b Report from the October 8, 2020 COTW Meeting

G.1.b.a Investing in Canada Infrastructure Program – Grant Funding Application

CARRIED UNANIMOUSLY

On the main motion as amended:

CARRIED UNANIMOUSLY

D. PROCLAMATIONS

D.1 "Waste Reduction Week" - October 19 to 27, 2020

Moved By Councillor Loveday

Seconded By Councillor Alto

That the following proclamation be endorsed:

1. "Waste Reduction Week" - October 19 to 27, 2020

CARRIED UNANIMOUSLY

D.2 "World Pneumonia Day - Pneumolight" - November 12, 2020

Moved By Councillor Thornton-Joe

Seconded By Councillor Loveday

That the following proclamation be endorsed:

1. "World Pneumonia Day - Pneumolight" - November 12, 2020

CARRIED UNANIMOUSLY

G. REPORTS OF COMMITTEE

G.1 Committee of the Whole

G.1.a Report from the October 8, 2020 COTW Meeting

G.1.a.a 1088 Johnson Street - Development Permit Application No. 000576 (Downtown)

Moved By Councillor Thornton-Joe

Seconded By Councillor Potts

That Council authorize the issuance of Development Permit Application No. 000576 for 1088 Johnson Street, in accordance with:

1. Plans date stamped August 4, 2020
2. Development meeting all Zoning Regulation Bylaw requirements.

CARRIED UNANIMOUSLY

Councillor Alto withdrew from the meeting at 3:07 p.m. due to a potential non-pecuniary conflict of interest with the following item.

G.1.a.b 210 Gorge Road East - Updated Victoria Housing Reserve Fund Grant (Burnside)

Moved By Councillor Loveday
Seconded By Councillor Potts

That Council direct staff to maintain the amount of the \$600,000 grant with 42 non-market housing and 52 bedrooms.

FOR (5): Mayor Helps, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts
OPPOSED (2): Councillor Thornton-Joe, Councillor Young

CARRIED (5 to 2)

Councillor Alto returned to the meeting at 3:08 p.m.

G.1.a.c Official Community Plan Annual Review 2019

Moved By Councillor Alto
Seconded By Councillor Loveday

That Council:

1. Receive the Official Community Plan Annual Review 2019 (Attachment 1) for information and direct staff to communicate the findings and highlights to the public.
2. Direct staff to prepare amendments to the Official Community Plan, 2012 as part of the adaptive management framework to address the following:
 - a. Alignment with the Victoria Climate Leadership Plan, 2018
 - b. Alignment with Go Victoria – Our Mobility Future, 2019
 - c. Alignment with the Transgender, Non-Binary and Two Spirit + Inclusion Plan, 2019
 - d. Alignment with the Accessibility Framework, 2020
 - e. Alignment with Victoria 3.0
 - f. This should be aligned with the endorsed guidelines and principles of the equity framework.
 - g. Amendments to support the Inclusionary Housing and Community Amenity Policy, 2019 regarding Council's motion of June 27, 2019 to consider densities and building heights above OCP maximums for affordable housing and community amenity contributions
 - h. Amendments to help achieve Victoria Housing Strategy objectives and COVID-19 recovery, including the priority action to advance and support the rapid supply of affordable and supportive housing with government partners and non-profit housing providers
 - i. Amendments to Section 6: Land Management and Development to fix inconsistent language and improve policy interpretation
 - j. Amendments to Appendix A: Development Permit Areas to add the Guidelines for: Multi-Unit Residential, Commercial

and Industrial to: DPA 4: Hillside Town Centre; DPA 5: Stadacona Village, Jubilee Village (excepting Jubilee Hospital), James Bay Village; DPA 6A: Oak Bay Avenue Village; DPA 7A: Hillside Corridor, Oak Bay Avenue Corridor, Fort Street Corridor (north of Oak Bay Avenue), Shelbourne Avenue Corridor; and DPA 7B(HC): Fort Street Corridor.

3. Consider consultation under Section 475(2)(b) of the Local Government Act and direct that no referrals of the Official Community Plan Amendment Bylaw are necessary to the Capital Regional District Board, Island Health, provincial or federal governments, Township of Esquimalt, District of Saanich and the District of Oak Bay.
4. That the OCP amendments be referred to the Esquimalt and Songhees Nations.
5. Consider consultation under Sections 475(1) and 475(2) of the Local Government Act and direct consultation on the proposed Official Community Plan amendments in accordance with the consultation plan in Attachment 2.

FOR (7): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe

OPPOSED (1): Councillor Young

CARRIED (7 to 1)

G.1.a.d Proposed Adjustments to Parking Fees

Moved By Councillor Potts

Seconded By Councillor Young

That Council adjust parking fees as follows effective October 15, 2020 unless otherwise specified:

1. View Street and Broughton Street parkades
 - a. 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 monthly rate to \$200 effective November 1, 2020
2. Yates Street Parkade
 - a. Increase monthly rate to \$200 effective November 1, 2020
3. Centennial Square Parkade
 - a. Increase monthly rate to \$150 effective November 1, 2020
4. Johnson Street Parkade
 - a. Hourly rates
 - i. \$2 per hour to a daily maximum of \$12
 - b. Increase monthly rate to \$175 effective November 1, 2020

CARRIED UNANIMOUSLY

G.1.a.e Youth Bus Passes - Proposed New U-Pass Program

Moved By Councillor Dubow

Seconded By Councillor Loveday

That Council:

1. Request approval from the Victoria Regional Transit Commission for a U-Pass program paid by the City of Victoria that provides youth bus passes:
 - a. For eligible youth 18 years and younger who reside within the municipality of Victoria
 - b. for January 1 to December 31 ,2021
 - c. Using the following fee structure:
 - i. Fixed fee of \$11.25 per eligible youth aged 11-18 to a minimum of approximately 4,000 youth. The number of eligible youth to be updated every four months.
 - ii. Variable fee of \$11.25 per pass issued for eligible youth younger than 11
2. Direct staff to include a budget of \$700,000 in the draft 2021 Financial Plan for the Youth Bus Pass Program, with funding to be determined as part of the 2021 financial planning process
3. Authorize the Mayor and City Clerk to execute a U-Pass Agreement with BC transit generally in accordance with the terms outlined in this report.

CARRIED UNANIMOUSLY

G.1.b Report from the October 8, 2020 COTW Meeting

G.1.b.a Investing in Canada Infrastructure Program – Grant Funding Application

Moved By Councillor Alto

Seconded By Councillor Loveday

That Council:

1. Approve the submission of a grant application through the Investing in Canada Infrastructure Program – Community, Culture and Recreation for \$2.4 million in funding and commits the City's share of \$1.853 million for the Topaz Park Artificial Turf Replacement Project.
2. If the grant is awarded, authorize the City entering into a shared cost agreement with the Province of British Columbia, generally described in this report, on the terms acceptable to the Chief Financial Officer and the Director of Parks, Recreation and Facilities and in a form acceptable to the City Solicitor.

CARRIED UNANIMOUSLY

Councillor Isitt requested that the Mayor recall the vote on the previous motion.

The Mayor recalled the vote on the previous motion.

Moved By Councillor Alto
Seconded By Councillor Loveday

That Council:

1. Approve the submission of a grant application through the Investing in Canada Infrastructure Program – Community, Culture and Recreation for \$2.4 million in funding and commits the City’s share of \$1.853 million for the Topaz Park Artificial Turf Replacement Project.
2. If the grant is awarded, authorize the City entering into a shared cost agreement with the Province of British Columbia, generally described in this report, on the terms acceptable to the Chief Financial Officer and the Director of Parks, Recreation and Facilities and in a form acceptable to the City Solicitor.

FOR (7): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Young
OPPOSED (1): Councillor Isitt

CARRIED (7 to 1)

H. BYLAWS

H.1 Bylaw for Business Recovery from Pandemic

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

That the following bylaw **be adopted**:

1. Business Recovery from Pandemic Bylaw Amendment Bylaw (No. 01) No. 20-105

CARRIED UNANIMOUSLY

I. NEW BUSINESS

I.1 Short Term Rental Business License Appeals

I.1.a Short Term Rental Business License Appeal for 704 Robleda Crescent

Council received a report dated October 5, 2020 from the City Clerk regarding the Short Term Business License Appeal for 704 Robleda Crescent.

Council discussed the following:

- *Photos confirming that the property is a self-contained suite*

- *Details of the property's advertisement*

Council members provided their rationale for supporting the Licence Inspector's denial of the short-term rental business licence for this address.

Moved By Councillor Alto
Seconded By Councillor Dubow

That Council deny the reconsideration request of Thaddeus Monckton and uphold the Licence Inspectors decision to deny a short-term rental business licence for premises at 704 Robleda Crescent.

CARRIED UNANIMOUSLY

I.1.b Short Term Rental Business License Appeal for 246 Wilson Street

Council received a report dated October 5, 2020 from the City Clerk regarding the Short Term Business License Appeal for 246 Wilson Street.

Council discussed the following:

- *Compliance visits dating back to 2016*
- *Self-containment of suite*

Council members provided their rationale for supporting the Licence Inspector's denial of the short-term rental business licence for this address.

Moved By Councillor Young
Seconded By Councillor Thornton-Joe

That Council deny the reconsideration request of Cindy Jansen and uphold the Licence Inspectors decision to deny a short-term rental business licence for premises at 246 Wilson Street.

CARRIED UNANIMOUSLY

J. CLOSED MEETING

MOTION TO CLOSE THE OCTOBER 15, 2020 COUNCIL MEETING TO THE PUBLIC

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

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

- *Section 90(1)(c) labour relations or other employee relations;*
- *Section 90(1)(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.*

K. APPROVAL OF CLOSED AGENDA

Moved By Councillor Potts

Seconded By Councillor Loveday

That the closed agenda be approved.

CARRIED UNANIMOUSLY

O. NEW BUSINESS

O.1 Litigation/Law Enforcement - Community Charter Sections 90(1)(f) and 90(1)(g)

Councillor Isitt withdrew from the meeting at 3:30 p.m. due to a potential non-pecuniary conflict of interest with the following item's discussion.

Council discussed a litigation matter.

Councillor Isitt returned to the meeting at 3:33 p.m.

Council discussed a law enforcement matter.

The conversation was recorded and kept confidential.

All staff except exempt staff withdrew from the meeting at 4:15 p.m.

O.2 Employee Relations - Community Charter Section 90(1)(c)

Council discussed an employee relations matter.

The motion was recorded and kept confidential.

All staff except the City Manager withdrew from the meeting at 4:30 p.m.

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

Council discussed an employee relations matter.

Q. ADJOURNMENT

Moved By Councillor Alto
Seconded By Councillor Loveday

That the Closed Council Meeting be adjourned at 4:45 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR