



## REVISED AGENDA - VICTORIA CITY COUNCIL

Thursday, May 20, 2021

6TH FLOOR BOARDROOM, CAPITAL REGIONAL DISTRICT, 625 FISGARD STREET, VICTORIA, B.C.

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](http://www.victoria.ca)

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- E.1.a.f. Bank Street School Building - Proposed Partnership
- E.1.a.g. 1210 Topaz Avenue: Development Variance Permit Application No. 00264 (Hillside - Quadra)
- E.1.a.h. 975 & 983 Pandora Avenue: Rezoning Application No.00683 and Development Permit with Variances Application No. 000543 (Downtown)
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## F. BYLAWS

- F.1. Bylaw for Delegation of Signing Authority Bylaw Amendment Bylaw 37

A report recommending:

- 1st, 2nd, and 3rd readings of:
  - Delegation of Signing Authority Bylaw, Amendment Bylaw (No. 2) No. 21-039

The purpose of this bylaw is to streamline City processes by delegating authorization and execution of certain documents on behalf of the City to appropriate City staff.

## **G. CORRESPONDENCE**

### **G.1. Letter from the Minister of Municipal Affairs**

41

*A letter from the Minister of Municipal Affairs regarding CleanBC initiatives.*

### **G.2. Letter from the Minister of Municipal Affairs**

43

*A letter from the Minister of Municipal Affairs regarding operational efficiencies for local government elections.*

## **H. CLOSED MEETING**

### **MOTION TO CLOSE THE MAY 20, 2021 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)(e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;
- Section 90(1)(g) litigation or potential litigation affecting the municipality;
- Section 90(1)(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

## **I. APPROVAL OF CLOSED AGENDA**

## **J. READING OF CLOSED MINUTES**

### **\*J.1. Minutes from the Closed meeting held March 25, 2021**

## **K. UNFINISHED BUSINESS**

L. NEW BUSINESS

L.1. Appointment - Community Charter Section 90(1)(a)

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

L.3. Legal Advice/Litigation - Community Charter Sections 90(1)(g) and 90(1)(i)

M. CONSIDERATION TO RISE & REPORT

N. ADJOURNMENT



## MINUTES - VICTORIA CITY COUNCIL

March 18, 2021, 4:05 P.M.

6TH FLOOR BOARDROOM, CAPITAL REGIONAL DISTRICT, 625 FISGARD STREET,  
VICTORIA, B.C.

To be held immediately following the Committee of the Whole Meeting  
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Due to the COVID-19 Pandemic, public access to City Hall is not permitted.  
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PRESENT: Mayor Helps in the Chair, Councillor Alto, Councillor Andrew,  
Councillor Loveday, Councillor Thornton-Joe, Councillor Young

PRESENT ELECTRONICALLY: Councillor Dubow, Councillor Isitt, Councillor Potts

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

### A. CONVENE COUNCIL MEETING

### B. APPROVAL OF AGENDA

**Moved By** Councillor Andrew  
**Seconded By** Councillor Alto

That the agenda be approved.

**CARRIED UNANIMOUSLY**

### D. PROCLAMATIONS

#### D.1 Proclamation - World Tuberculosis Day - March 24, 2021

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

Council (to follow COTW)

March 18, 2021

That the following proclamation be endorsed:

- World Tuberculosis Day - March 24, 2021

**CARRIED UNANIMOUSLY**

**E. UNFINISHED BUSINESS**

**E.1 Parks Amendment Bylaw**

**Moved By** Mayor Helps

**Seconded By** Councillor Andrew

1. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the permanent prohibition on sheltering in Centennial Square and Central Park in time for adoption prior to March 31, 2021.
2. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the temporary regulations regarding location, size, and distancing of shelters to continue until the end of the pandemic in time for adoption prior to March 31, 2021

**Amendment:**

**Moved By** Councillor Loveday

**Seconded By** Mayor Helps

1. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the permanent prohibition on sheltering in Centennial Square and Central Park in time for adoption prior to March 31, 2021. **With the prohibition in Central Park being reviewed at a time when 940 Caledonia Temporary Use Permit expires.**
2. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the temporary regulations regarding location, size, and distancing of shelters to continue until the end of the pandemic in time for adoption prior to March 31, 2021

FOR (8): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, and Councillor Thornton-Joe

OPPOSED (1): Councillor Young

**CARRIED (8 to 1)**

**Amendment:**

**Moved By** Councillor Loveday

**Seconded By** Mayor Helps

1. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the permanent prohibition on sheltering in Centennial Square and Central Park in time for adoption prior to March 31, 2021, **with the prohibition in Central Park being reviewed at a time when 940**

Council (to follow COTW)

March 18, 2021

**Caledonia Temporary Use Permit expires should that application be approved.**

2. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the temporary regulations regarding location, size, and distancing of shelters to continue until the end of the pandemic in time for adoption prior to March 31, 2021.

**CARRIED UNANIMOUSLY**

**Amendment:**

**Moved By** Councillor Alto

**Seconded By** Councillor Thornton-Joe

1. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the permanent prohibition on sheltering in Centennial Square and Central Park **and Cecelia Ravine Park** in time for adoption prior to March 31, 2021, with the prohibition in central park being reviewed at a time when 940 Caledonia TUP expires should that application be approved.
2. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the temporary regulations regarding location, size, and distancing of shelters to continue until the end of the pandemic in time for adoption prior to March 31, 2021

FOR (6): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Potts, Councillor Thornton-Joe, and Councillor Young

OPPOSED (3): Councillor Dubow, Councillor Isitt, and Councillor Loveday

**CARRIED (6 to 3)**

*Councillor Isitt recused himself at 4:28 p.m. as his father lives in close proximity to Irving park.*

**Amendment:**

**Moved By** Councillor Andrew

**Seconded By** Councillor Thornton-Joe

1. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the permanent prohibition on sheltering in Centennial Square and Central Park, Cecelia Ravine Park and **Irving Park** in time for adoption prior to March 31, 2021, with the prohibition in Central Park being reviewed at a time when 940 Caledonia Temporary Use Permit expires should that application be approved.
2. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the temporary regulations regarding location, size, and distancing of shelters to continue until the end of the pandemic in time for adoption prior to March 31, 2021

Council (to follow COTW)

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FOR (3): Councillor Andrew, Councillor Thornton-Joe, and Councillor Young

OPPOSED (5): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Loveday, and Councillor Potts

**DEFEATED (3 to 5)**

*Councillor Isitt rejoined the meeting at 4:41 pm.*

**Amendment:**

**Moved By** Councillor Isitt

**Seconded By** Councillor Dubow

1. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the permanent prohibition on sheltering in Centennial Square, Central Park and Cecelia Ravine Park in time for adoption prior to March 31, 2021, with the prohibition in Central Park being reviewed at a time when 940 Caledonia Temporary Use Permit expires should that application be approved.
2. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the temporary regulations regarding location, size, and distancing of shelters to continue until the end of the pandemic in time for adoption prior to March 31, 2021.
3. **That Council instruct staff to bring forward bylaw amendments to restore the opportunity for the members of the public to use BBQs responsibly in municipal parks.**

**CARRIED UNANIMOUSLY**

*Council requested that the parks be voted on separately.*

**On the main motion as amended:**

1. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the permanent prohibition on sheltering in Centennial Square in time for adoption prior to March 31, 2021, with the prohibition in Central Park being reviewed at a time when 940 Caledonia Temporary Use Permit expires should that application be approved.
2. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the temporary regulations regarding location, size, and distancing of shelters to continue until the end of the pandemic in time for adoption prior to March 31, 2021.
3. That Council instruct staff to bring forward bylaw amendments to restore the opportunity for the members of the public to use BBQs responsibly in municipal parks .

FOR (6): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Loveday, Councillor Thornton-Joe, and Councillor Young

OPPOSED (3): Councillor Dubow, Councillor Isitt and Councillor Potts

**CARRIED (6 to 3)**

Council (to follow COTW)

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**On the main motion as amended:**

1. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the permanent prohibition on sheltering in Central Park in time for adoption prior to March 31, 2021, with the prohibition in Central Park being reviewed at a time when 940 Caledonia Temporary Use Permit expires should that application be approved.
2. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the temporary regulations regarding location, size, and distancing of shelters to continue until the end of the pandemic in time for adoption prior to March 31, 2021.
3. That Council instruct staff to bring forward bylaw amendments to restore the opportunity for the members of the public to use BBQs responsibly in municipal parks.

**CARRIED UNANIMOUSLY**

**On the main motion as amended:**

1. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the permanent prohibition on sheltering in Cecelia Ravine Park in time for adoption prior to March 31, 2021, with the prohibition in Central Park being reviewed at a time when 940 Caledonia Temporary Use Permit expires should that application be approved.
2. That Council instruct the City Solicitor to bring forward bylaw amendments necessary to continue the temporary regulations regarding location, size, and distancing of shelters to continue until the end of the pandemic in time for adoption prior to March 31, 2021.
3. That Council instruct staff to bring forward bylaw amendments to restore the opportunity for the members of the public to use BBQs responsibly in municipal parks .

FOR (6): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Potts, Councillor Thornton-Joe, and Councillor Young

OPPOSED (3): Councillor Dubow, Councillor Isitt, Councillor Loveday,

**CARRIED (6 to 3)**

**F. REPORTS OF COMMITTEE**

**F.1 Committee of the Whole**

**F.1.a Report from the March 11, 2021 COTW Meeting**

**F.1.a.a -161-167 Robertson Street: Development Variance Permit  
Application No. 00255 (Gonzales)**

**Moved By Councillor Andrew  
Seconded By Councillor Alto**

Council (to follow COTW)

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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 Variance Permit Application No. 00255 for 161-167 Roberson Street, in accordance with:

1. Plans date stamped November 25, 2020.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
  - i. Floor area of all floor levels combined (maximum) be increased from 300m<sup>2</sup> to
3. The Development Variance Permit lapsing two years from the date of this resolution.”

**CARRIED UNANIMOUSLY**

**F.1.a.b-540 Dallas Road: Development Variance Permit Application No. 00251 (James Bay)**

**Moved By** Councillor Andrew

**Seconded By** Councillor Alto

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 Variance Permit Application No. 00251 for 540 Dallas Road in accordance with:

1. Plans date stamped November 12, 2020.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
  - i. increase the maximum site coverage from 40.0% to 44.15%;
  - ii. reduce the minimum open site space from 60.0% to 46.7%.
3. The Development Variance Permit lapsing two years from the date of this resolution.”

**CARRIED UNANIMOUSLY**

**F.1.a.c -123/125 Government Street: Development Variance Permit Application No. 00252 (James Bay)**

**Moved By** Councillor Alto

**Seconded By** Councillor Thornton-Joe

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 Variance Permit Application No. 00252 for 123/125 Government Street in accordance with:

1. Plans date stamped October 2, 2020.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
  - i. Reduce the required parking from two stalls to one stall;
  - ii. Reduce the setback requirement for a lower storey window on the side elevation (south) from 3.0 m to 2.4 m.
3. The Development Variance Permit lapsing two years from the date of this resolution.”

**CARRIED UNANIMOUSLY**

**F.1.a.d -506 and 514 Government Street: Request to Modify Covenants CA3641378 and CA3641382 (James Bay)**

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Alto

That Council authorize City Legal staff to modify Covenants CA3641378 and CA3641382 to remove clauses concerning the heritage restoration of 506 and 514 Government Street.

**CARRIED UNANIMOUSLY**

**F.1.a.e-Fire Prevention and Regulation Bylaw and False Alarms Bylaw Update**

**Moved By** Councillor Alto

**Seconded By** Councillor Thornton-Joe

That Council:

1. Direct staff to bring forward amendments, as outlined in this report, to the Fire Prevention and Regulation Bylaw No. 14-100, including consolidation of Smoke Alarm Bylaw 92-108 and,

2. Direct staff to bring forward amendments, as outlined in this report, to the False Alarms Bylaw No. 10-073.

**CARRIED UNANIMOUSLY**

**F.1.a.f-749-767 Douglas Street: Rezoning Application No. 00746, Associated OCP Amendment, and Development Permit with Variances Application No. 000155 (Downtown)**

*Council discussed:*

- *Concerns with Council pushing the application through with the number of variances that are requested in this application.*
- *The need for more community benefits*

**Moved By** Councillor Andrew

**Seconded By** Councillor Alto

Rezoning Application No. 00746 and Associated OCP Amendment

1. Council, having put their minds to the OCP Amendment considerations outlined in Alternate Motion 1 of the staff report dated February 25 2021 and that subject to resolution of outstanding site servicing, tree preservation and tree replacement issues, the removal of the digital screen and that subject to extending the Humboldt Street Plaza Street to Penwill Street and adding a water/play feature to the satisfaction of City staff, that Council instruct staff to prepare the necessary Official Community Plan Amendment Bylaw in accordance with Section 475 of the *Local Government Act* and the necessary Zoning Regulation Bylaw Amendment(s) that would authorize the proposed development outlined in Rezoning Application No.00746 for 749-767 Douglas Street, that first and second reading of the Zoning Regulation Bylaw Amendments be considered by Council and a Public Hearing date be set once the following conditions are met:
  - a. Preparation of legal agreements, executed by the applicant, in a form to the satisfaction of the City Solicitor to secure:
    - i. a statutory right-of-way along Humboldt Street to accommodate public vehicle turn-around movements;
    - ii. off-site public furniture maintenance agreement to secure the ongoing maintenance of unique street furniture over a period of ten years;
    - iii. a statutory right-of-way along Douglas street to include the seating and weather protection and the building face;
    - iv. a statutory right-of-way to secure the through block access path proposed along the easter property boundary;
    - v. public realm improvements as indicated on the plans dated December 4, 2020 and the extension of the Humboldt Street Plaza to Penwill Street along with a water / play feature;

Council (to follow COTW)

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- vi. sustainability and active transportation features identified in the staff report and as committed to by the applicant, including provision of a minimum of 94 BC Transit EcoPasses for a three-year period;
  - vii. a commitment to achieve Step Code 3 of the British Columbia Building Code.
  - viii. A commitment to ensuring community use space in the building.
2. That Council determine, pursuant to section 475(1) of the Local Government Act that the affected persons, organizations and authorities are those property owners and occupiers within a 200m radius of the subject properties; that the appropriate consultation measures would include a mailed notice of the proposed OCP Amendment to the affected persons; posting of a notice on the City's website inviting affected persons, organizations and authorities to ask questions of staff and provide written or verbal comments to Council for their consideration.
  3. That Council, having provided the opportunity for consultation pursuant to Section 475(1) of the *Local Government Act* with persons, organizations and authorities it considers will be affected, specifically, the property owners and occupiers within a 200m radius of the subject properties have been consulted at a Community Association Land Use Committee (CALUC) Community Meeting, consider whether the opportunity for consultation should be early and ongoing, and determine that no further consultation is required.
  4. That Council, specifically consider whether consultation is required under Section 475(2)(b) of the *Local Government Act*, and determine that no referrals are necessary with the Capital Regional District Board, Councils of Oak Bay, Esquimalt and Saanich, the Songhees and Esquimalt First Nations, the School District Board and the provincial and federal governments and their agencies due to the nature of the proposed amendment.
  5. That Council give first reading to the Official Community Plan Amendment Bylaw.
  6. That Council consider the Official Community Plan Amendment Bylaw in conjunction with the City of Victoria 2017-2021 Financial Plan, the Capital Regional District Liquid Waste Management Plan and the Capital Regional District Solid Waste Management Plan pursuant to Section 477(3)(a) of the *Local Government Act* and deem those Plans to be consistent with the proposed Official Community Plan Amendment Bylaw.
  7. That Council give second reading to the Official Community Plan Amendment Bylaw.
  8. That Council refer the Official Community Plan Amendment Bylaw for consideration at a Public Hearing.
  9. That Council authorize the Mayor and City Clerk to execute encroachment agreements, to be executed at the time of the building permit approval, if the other necessary approvals are

Council (to follow COTW)

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granted, in a form satisfactory to the City Solicitor and the Director of Engineering and Public Works for:

- i. anchor-pinning in the City Right-Of-Way.
10. That council request the applicant provide detailed explanation of how they are planning to ensure bird-friendly design;
11. That Council request that the application lower the north facing sign to mitigate intrusion into the Douglas Street view corridor.

Development Permit with Variances Application No. 000155

That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, and after the Public Hearing for Rezoning Application No.00746, if it is approved, consider the following motion:

“That Council authorize the issuance of Development Permit with Variance Application No. 000155 for 749-767 Douglas Street, in accordance with:

1. Plans date stamped December 4, 2020.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
  - i. Reduce the interior south west setback from 4.5m to 0m;
  - ii. Reduce the interior south east side yard setback from 4.5m to 4.0m
  - iii. Increase the height to 53m;
  - iv. Relax the requirement for a 1:5 setback ratio from Douglas Street and Humboldt Street
  - v. Reduce the required number of vehicle parking stalls from 221 to 127.
3. The Development Permit lapsing two years from the date of this resolution.”

**Motion to Postpone:**

**Moved By** Councillor Isitt

**Seconded By** Councillor Thornton-Joe

That this matter be postponed to this evening Council meeting.

**CARRIED UNANIMOUSLY**

**F.1.a.g-Council Member Motion: Mental Health and Addiction Services**

**Moved By** Councillor Andrew

**Seconded By** Councillor Thornton-Joe

Council writes to Island Health, the BC Ministry of Health, the Ministry of Mental Health and Addictions and the BC Solicitor General to request:

1. Island Health Security be given “Special Constable Status” to take custody of patients apprehended under the Mental Health Act on arrival at hospital, subject to such security staff completing training equivalent to that provided to Victoria Police Department special constables, including trauma informed care training.
2. Island Health assume responsibility for ensuring that patients in custody who have left the hospital unescorted are returned to custody as required.
3. Island Health finds alternative ways to return patients home following mandated mental health and/or addiction treatment.

**CARRIED UNANIMOUSLY**

#### **F.1.a.h-Council Member Motion: Streets and Traffic Bylaw**

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Young

Council directs staff to report back on the implications of vehicles violating the bylaw and provide Council with suggestions to manage the issue, in a manner consistent with the Provincial Health Officer’s advice in the letter dated June 8, 2020 and in the BC Centre for Disease Control’s accompanying *Response to Homeless Encampment Health Issues in the Context of COVID-19: Guidelines and Best Practices*, dated June 8, 2020, including the advice that:

1. “Local governments should consider short-term policy adjustments to the enforcement of local bylaws regarding overnight sheltering or camping in public parks or elsewhere, as well as overnight parking bylaws that prevent people from parking in vehicles or RVs overnight on public streets” (p. 6); and
2. “People experiencing homelessness have rights like all citizens, including privacy, safety, property, the right to live without threat, harassment, and fear of violence and the right to not be libeled. Public communications should be developed carefully to ensure that these rights are protected even as local governments seek to explain their objectives and approach.” (p. 2)

**CARRIED UNANIMOUSLY**

#### **F.1.a.i - Curbside Yard Waste Collection**

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Young

That Council direct staff to:

Council (to follow COTW)

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1. Bring forward amendments to the Solid Waste Bylaw (No. 12-086) to enable curbside comingled organics (kitchen scraps and yard waste) collection.
2. Initiate service changes and user outreach to transition from backyard to curbside garbage and comingled organics collection.

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

That the rest of the items on this agenda be referred to this evenings meeting.

**CARRIED UNANIMOUSLY**

**P. ADJOURNMENT**

**Moved By** Councillor Andrew  
**Seconded By** Councillor Alto

That the meeting be adjourned at 5:15 p.m.

**CARRIED UNANIMOUSLY**

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CITY CLERK

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MAYOR





## MINUTES - VICTORIA CITY COUNCIL

March 25, 2021, 11:07 A.M.

6TH FLOOR BOARDROOM, CAPITAL REGIONAL DISTRICT, 625 FISGARD STREET,  
VICTORIA, B.C.

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.  
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PRESENT: Mayor Helps in the Chair, Councillor Andrew, Councillor Potts,  
Councillor Thornton-Joe

PRESENT  
ELECTRONICALLY: Councillor Alto, Councillor Dubow, Councillor Loveday,

ABSENT: Councillor Isitt, Councillor Young

STAFF PRESENT: J. Jenkyns - City Manager, P. Bruce - Fire Chief, C. Coates - City  
Clerk, T. Zworski - City Solicitor, B. Eisenhauer - Head of  
Engagement, P. Bellefontaine - Director of Engineering & Public  
Works, K. Hoese - Director of Sustainable Planning and  
Community Development, C. Havelka - Deputy City Clerk, C.  
Mycroft - Manager of Executive Operations, AK Ferguson -  
Committee Secretary, C. Kingsley - City Clerk, N. Sidhu – Assistant  
Director of Parks Recreation and Facilities

### A. CONVENE COUNCIL MEETING

### B. APPROVAL OF AGENDA

**Moved By** Councillor Andrew

**Seconded By** Councillor Thornton-Joe

That the agenda be approved

**CARRIED UNANIMOUSLY**

### C. READING OF MINUTES

#### C.1 Minutes from the daytime meeting held March 4, 2021

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Andrew

That the minutes from the daytime meeting held March 4, 2021 be adopted.

Council (to follow COTW)

March 25, 2021

**CARRIED UNANIMOUSLY**

**E.1 Committee of the Whole**

**E.1.a Report from the March 18, 2021 COTW Meeting**

**E.1.a.a-Victoria Housing Reserve Guidelines Update**

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Andrew

That Council direct staff to:

1. Update the Victoria Housing Reserve Fund Guidelines based on the following changes:
  - a. Remove reference to funding assistance for affordable home ownership projects.
  - b. Amend the Funding Assistance section to:
    - i. decrease the eligible funding allocation for different levels of affordability per home;
    - ii. add a total funding cap for grant contributions to not exceed \$500,000 per project; and
    - iii. include fund eligibility to homes rented at Deep Subsidy, Rent Geared to Income (RGI) and Housing Income Limits (HILs) rates.
2. Revise the application process timeline so that grant applications that receive preliminary approval by Committee of the Whole are held for final approval by Council until development approvals are in place.
3. Update the Victoria Housing Strategy Phase Two document, page 47, to include with respect to Housing Affordability Targets:
  - a. Notwithstanding the income targets provided above, to support the expeditious development of affordable housing, proposals which are owned and operated by senior government agencies and non-profit housing providers, where homes are rented at Deep Subsidy, Rent Geared to Income or Housing Income Limit Rates are considered to meet the City's definition of "affordable housing".
4. That the program be modified to take into account the net-new units for housing rather than the gross number of units in the project and that the staff report back with options for program modification.

Council (to follow COTW)

March 25, 2021

5. That the property tax status of the proposed units be reported to Council when approval is sought.

**CARRIED UNANIMOUSLY**

#### **E.1.a.b-Destination Victoria re: MRDT Renewal**

**Moved By** Councillor Andrew

**Seconded By** Councillor Loveday

That Council:

1. Approve the five-year renewal for the Municipal and Regional District Tax (MRDT)
2. Approve the new incremental MRDT from Airbnb Online Accommodation Platform for affordable housing initiatives.
3. Approve that Destination Greater Victoria continue to operate as the Official Destination Organization for the City of Victoria and eligible entity for MRDT from 2022-2026 based on the foundation of the five-year plan presented.

**CARRIED UNANIMOUSLY**

#### **E.1.a.c-Festival Investment Grant 2021 Allocations**

*Councillor Thornton-Joe recused herself at 11:11 a.m. as her cousin is on the Board for the Dragon Boats Festival, and returned at 11:11 a.m.*

**Moved By** Councillor Potts

**Seconded By** Councillor Loveday

That Council approve the Festival Investment Grant allocations as recommended in Appendix A for total cash grants of \$268,550 and in-kind City services grants of up to \$100,550.

That Council direct staff to engage the unsuccessful applicants to provide information on how the applications may be successful in future years.

**CARRIED UNANIMOUSLY**

#### **E.1.a.d-Cultural Infrastructure Grant Program**

**Moved By** Councillor Loveday

**Seconded By** Councillor Andrew

That Council:

1. Approve the new Cultural Infrastructure Grant Program and accompanying guidelines;

2. Approve reallocation of \$25,000 from previously approved funding for Create Victoria - Cultural Spaces Roadmap to the Cultural Infrastructure Grant Program for 2021;
3. Authorize the City Manager to approve the grants following the staff review process;
4. Direct staff to report back in T3 2021 on grant allocations and evaluation of the grant program and options for funding this program on an on-going basis.
5. That staff will provide an accessibility check list that all applicants must fill out.

**CARRIED UNANIMOUSLY**

**E.1.a.e Arts and Culture Grant Policy Report**

**Moved By** Councillor Potts

**Seconded By** Councillor Alto

That Council receive this report for information.

*Council discussed:*

- *Concerns with the wording of the harassment portion of the policy.*

**Amendment:**

**Moved By** Councillor Dubow

**Seconded By** Councillor Loveday

That Council receive this report for information.

**That staff report back to Council on best practices that other municipalities use with respect to this. (the use of profanity and hateful language is likely to be perceived by the public as offensive and not permitted..)**

**Motion to Refer:**

**Moved By** Mayor Helps

**Seconded By** Councillor Thornton-Joe

That this matter be referred to the 2022 Art in Public Places policy review:

*That Council receive this report for information.*

***That staff report back to Council on best practices that other municipalities use with respect to this. (the use of profanity and hateful language is likely to be perceived by the public as offensive and not permitted..)***

FOR (6): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Loveday, Councillor Potts, and Councillor Thornton-Joe

OPPOSED (1): Councillor Andrew

**CARRIED (6 to 1)**

**E.1.a.f - AAA Cycling Network: Oaklands, Fernwood, Fort Central and Fort East**

*Council discussed:*

- *the possibility of having an update or briefing note on the Richardson portion of the cycling network.*

**Moved By** Councillor Alto

**Seconded By** Councillor Potts

That Council:

1. Approve Fort Street East as the priority AAA cycling corridor for the Jubilee neighbourhoods, direct staff to complete detailed design, and incorporate construction costs into the 2022 Financial Plan.
2. Approve the design for Fort Street Central, direct staff to complete detailed design, and incorporate construction costs into the 2022 Financial Plan; and
3. Approve the designs for the Oaklands and Fernwood Connector projects and construct using existing funds in coordination with other planned capital initiatives in 2021.

**CARRIED UNANIMOUSLY**

**E.1.a.g - Electronic Participation Practices Report Back**

*Council discussed:*

- *Concerns with the Acting Mayor role and issues with electronically participating.*

**Moved By** Councillor Andrew

**Seconded By** Councillor Loveday

That Council approve a Policy for the best practices for electronic participation practices for the duration of the Ministerial Order M192:

1. That council members participating remotely be made visible by activating the camera to other council members and the public when called on to vote or comment.
2. That all remote participants advise the Mayor and City Clerk upon arrival and departure during the course of the meeting to enable accurate record keeping and voting results.

**CARRIED UNANIMOUSLY**

Council (to follow COTW)

March 25, 2021

#### **E.1.a.h - Development Cost Charge Bylaw Update**

**Moved By** Councillor Thornton-Joe

**Seconded By** Councillor Andrew

That Council direct staff to bring forward an amendment Bylaw to establish a Consumer Price Index-based 1.1 percent increase to Development Cost Charges.

**CARRIED UNANIMOUSLY**

#### **E.1.a.i - Council Member Motion: Continued Pedestrianization and Animation of Broad Street**

**Moved By** Councillor Loveday

**Seconded By** Councillor Alto

1. That Council direct staff to continue the pedestrianization of the 1100 block of Broad Street until the end of 2021 as part of the continuation of the Build Back Victoria program.
2. That Council direct staff to include the ongoing pedestrianization of Broad Street as a 2022 action item in the appropriate workplans, ensuring access to accessible parking, adequate loading zones, and continued time- limited access for deliveries to service local businesses.
3. That Council direct staff to include investments in animation and infrastructure of the 1100 block of Broad Street in future capital planning and budget discussions.

**CARRIED UNANIMOUSLY**

### **F. BYLAWS**

#### **F.1 Bylaw for 1150 Cook Street: Development Permit with Variances Application No. 000130**

**Moved By** Councillor Andrew

**Seconded By** Councillor Alto

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

1. Housing Agreement (1150 Cook Street) Bylaw (2021) Bylaw No. 21-031

**CARRIED UNANIMOUSLY**

**Moved By** Councillor Andrew

**Seconded By** Councillor Potts

Development Permit with Variances Application No. 00130

Council (to follow COTW)

March 25, 2021

That Council give first, second and third reading of Housing Agreement Bylaw (No. 21-031) and that, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion (amendments noted in bold text below):

“That Council authorize the issuance of Development Permit with Variance Application No. 00130 for 1150 Cook Street in accordance with:

1. Plans date stamped February 2, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
  - i. Increase the height from 30m to 47.57m;
  - ii. Increase the number of storeys from 10 storeys to 16 storeys.
3. Receipt of a letter from the Ministry of Environment confirming that the landowner has met the requirements of Section 557(2) of the Local Government Act with respect to contaminated sites.
4. Final plans to be generally in accordance with plans date stamped February 2, 2021.
5. The Development Permit with Variances lapsing two years from the date of this resolution.”

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Loveday, and Councillor Potts

OPPOSED (2): Councillor Dubow, and Councillor Thornton-Joe

**CARRIED (5 to 2)**

**F.2 Bylaw for 2564 Graham Street: Heritage Designation Application No. 000191**

**Moved By** Councillor Alto

**Seconded By** Councillor Thornton-Joe

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

1. Heritage Designation (2564 Graham Street) Bylaw No. 21-040

**CARRIED UNANIMOUSLY**

**F.3 Bylaw for 1611 Stanley Avenue: Heritage Designation Application No. 000194**

**Moved By** Councillor Andrew

**Seconded By** Councillor Thornton-Joe

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

1. Heritage Designation (1611 Stanley Avenue) Bylaw No. 21-041

Council (to follow COTW)

March 25, 2021

**CARRIED UNANIMOUSLY**

**G. CORRESPONDENCE**

**G.1 Letter from the Minister of Environment and Climate Change Strategy**

Council received a letter dated March 16, 2021 from the Minister of Environment and Climate Change Strategy regarding the use of anticoagulant rodenticides.

**Moved By** Councillor Alto

**Seconded By** Councillor Thornton-Joe

That the correspondence dated March 16, 2021 from the Minister of Environment and Climate Change Strategy be received for information.

**CARRIED UNANIMOUSLY**

**G.2 Letter from Brian Frenkel, UBCM President**

Council received a letter dated February 26, 2021 from Brian Frenkel, UBCM President, regarding 2020 Resolutions Referred to the UBCM Executive.

Council discussed:

- whether the motion should be forwarded to UBCM

**Moved By** Councillor Loveday

**Seconded By** Councillor Alto

That the correspondence dated February 26, 2021 from Brian Frenkel, UBCM President be received for information.

**Amendment:**

**Moved By** Councillor Loveday

**Seconded By** Councillor Alto

That Council forward this resolution for consideration at the 2021 UBCM conference.

**CARRIED UNANIMOUSLY**

**on the main motion as amended:**

**CARRIED UNANIMOUSLY**

**G.3 Letter from the Corporation of the Township of Esquimalt**

Council received a letter dated March 18, 2021 from the Corporation of the Township of Esquimalt regarding Township of Esquimalt Policing Costs.

**Moved By** Councillor Loveday

**Seconded By** Councillor Andrew

Council (to follow COTW)

March 25, 2021



That the correspondence dated March 18, 2021 from the Corporation of the Township of Esquimalt be received for information.

**CARRIED UNANIMOUSLY**

#### **H. CLOSED MEETING**

**Moved By** Councillor Andrew

**Seconded By** Councillor Potts

MOTION TO CLOSE THE MARCH 25, 2021 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)(k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public.*

*Section 90(2) A part of a council meeting may 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**

#### **I. APPROVAL OF CLOSED AGENDA**

#### **M. NEW BUSINESS**

##### **M.1 Appointment - Community Charter Section 90(1)(a)**

Council discussed and Appointment matter.

The discussion and motion were kept confidential.

##### **M.2 Proposed Municipal Service - Community Charter Section 90(1)(k)**

Council discussed a proposed municipal services matter.

Council (to follow COTW)

March 25, 2021

The discussion and motion were kept confidential.

**M.3 Intergovernmental Relations - Community Charter Section 90(2)(b)**

Council discussed an intergovernmental relations matter.

The discussion and motion were kept confidential.

*All staff were excused at 1:58 p.m.*

**M.4 Employee Relations – Community Charter Section 90(1)(c)**

Council discussed an employee relations matter.

The discussion was kept confidential.

**O. ADJOURNMENT**

**Moved By** Councillor Potts

**Seconded By** Councillor Andrew

That the Closed Council Meeting be adjourned at 2:37 p.m.

**CARRIED UNANIMOUSLY**

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CITY CLERK

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MAYOR



## CITY OF VICTORIA

# PROCLAMATION

### **“INTERGENERATIONAL DAY CANADA”**

**WHEREAS** *Intergenerational Day Canada June 1<sup>st</sup> raises awareness about the power of making simple, respectful intergenerational connections; and*

**WHEREAS** *Intergenerational Day Canada, June 1<sup>st</sup> is a day to focus on the profound positive influence intergenerational connecting has on eliminating isolation and loneliness, moving towards healthy, all-age friendly communities; and*

**WHEREAS** *Intergenerational Day Canada, June 1<sup>st</sup> celebrates the good things presently taking place between generations in local community; and*

**WHEREAS** *Intergenerational Day Canada, June 1<sup>st</sup> encourages simple, fun intergenerational sharing; and*

**WHEREAS** *Intergenerational Day Canada, June 1<sup>st</sup> is an official reminder, a yearly invitation for every citizen to take one small respectful step to bridge generations within his or her local community; and*

**WHEREAS** *It only takes a smile between generations to break through isolation and loneliness, the number one health concern for children/youth and older persons.*

**NOW, THEREFORE** *I do hereby proclaim Tuesday, June 1<sup>st</sup>, 2021 as “**INTERGENERATIONAL DAY CANADA**” on the HOMELANDS of the Lekwungen speaking **SONGHEES AND ESQUIMALT PEOPLE** in the **CITY OF VICTORIA, CAPITAL CITY** of the **PROVINCE of BRITISH COLUMBIA**.*

**IN WITNESS WHEREOF**, *I hereunto set my hand this 20<sup>th</sup> day of May, Two Thousand and Twenty-One.*

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**LISA HELPS**  
**MAYOR**  
**CITY OF VICTORIA**  
**BRITISH COLUMBIA**

**Sponsored By:**  
**Sharon MacKenzie**  
**i2i Intergenerational Society**



## CITY OF VICTORIA

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### PROCLAMATION

#### **“WORLD REFUGEE DAY”**

**WHEREAS** *World Refugee Day, 20 June every year, is dedicated to bringing attention to the plight of the world's refugees; and the City of Victoria is extremely proud of our long, successful history of welcoming, settling, retaining, and continuing to welcome refugees to our community; and*

**WHEREAS** *Canada is signatory to the 1951 Convention and its 1967 Protocol; and*

**WHEREAS** *in 2000, the United Nations General Assembly established June 20th as World Refugee Day; Since 2001, people have celebrated the day with events that honour the world's nearly 26 million refugees and raise awareness around refugee issues; and*

**WHEREAS** *on 20 June 2021, the City of Victoria and its people join the rest of the world as they commemorate the strength, courage, and resilience of millions of refugees.*

**NOW, THEREFORE** *I do hereby proclaim Sunday June 20<sup>th</sup>, 2021 as “**WORLD REFUGEE DAY**” on the HOMELANDS of the Lekwungen speaking **SONGHEES AND ESQUIMALT PEOPLE** in the **CITY OF VICTORIA, CAPITAL CITY** of the **PROVINCE of BRITISH COLUMBIA**.*

**IN WITNESS WHEREOF**, *I hereunto set my hand this 20<sup>th</sup> day of May, Two Thousand and Twenty-One.*

---

**LISA HELPS**  
**MAYOR**  
**CITY OF VICTORIA**  
**BRITISH COLUMBIA**

**Sponsored By:**  
**Ibrahim Hajibrahim**  
**World Refugee Day Committee**

**COMMITTEE OF THE WHOLE REPORT**  
**FROM THE MEETING HELD MAY 13, 2021**

For the Council meeting of May 20, 2021, the Committee recommends the following:

**G.1 Proposed Amendments to the Street and Traffic Bylaw - Accessible Parking**

That Council instruct the City Solicitor to bring forward amendments to the Streets and Traffic Bylaw to provide on-street parking free of charge, with a four-hour time limit, on Sundays for vehicles displaying disabled decals.

**G.3 2021 Community Garden Micro Grant Applications**

That Council:

1. Approve Community Garden Micro Grant applications for the following non-profit organizations:
  - a. Burnside Gorge Community Association (\$500)
  - b. Fairfield Gonzales Community Association (\$500)
  - c. Fernwood Neighbourhood Resource Group Society (\$500)
  - d. James Bay Neighbourhood Association (\$500)
  - e. Downtown Blanshard Advisory Committee (\$500)
  - f. Victoria West Community Association (\$485)
  - g. North Jubilee Neighbourhood Association (\$500)
  - h. Victoria Immigrant and Refugee Centre Society (\$500)
  - i. James Bay New Horizons (\$500)
2. Delegate authority to approve future Community Garden Micro Grants to the Director of Parks, Recreation and Facilities, to the satisfaction of the Chief Financial Officer

**I.2 Council Member Motion: Noise Bylaw Amendment to Prevent Use of Bird Deterrents**

That Council refer the following matter to staff, to report back on implications at the next Triennial Update:

“That Council direct staff to prepare amendments to the Noise Bylaw to introduce regulations to prevent the use of bird deterrents.”

**I.3 Council Member Motion: Resolution to Support the Pause of Recreational Hunting of Wolves in B.C**

That Council endorse the following resolution originally passed by the Town of Oak Bay: That AVICC and UBCM request the provincial government to implement a moratorium on recreational wolf hunting on Vancouver Island, pending the completion of a scientific, data-driven and evidence-based study that includes consultation with the Island's Indigenous communities, to re-examine the efficacy of unrestricted wolf harvesting practices and their impacts on the Island's biodiversity, wildlife ecology and sustainability of the resident wolf population.

And that Council request the Mayor write to the Minister of Forests, Lands, Natural Resource Operations, and Rural Development expressing support for Oak Bay's AVICC resolution.

**D.1 VicPD Q1 Community Safety Report Card**

That Council allocate \$25,000 per month from the 2021 contingency for VicPD support of bylaw until up to September 30, 2021 and request that bylaw report monthly to Council on the status of their requirement for police support of their work and that these funds be reimbursed from the UBCM grant if received.

**E.2 Bank Street School Building - Proposed Partnership**

That Council requests that staff engage School District 61, to propose a partnership and offer municipal financial assistance to restore the Bank Street School building (1623-1625 Bank Street) for educational and community use.

**F.1 1210 Topaz Avenue: Development Variance Permit Application No. 00264 (Hillside - Quadra)**

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 Variance Permit Application No. 00264 for 1210 Topaz Avenue, in accordance with:

1. Plans date stamped April 23, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
  - i. reduce the rear yard setback from 18.3m to 8.58m;
  - ii. reduce the east side yard setback from 4.97m to 2.19m; and
  - iii. reduce the number of vehicle parking from 36 stalls to 35 stalls.
3. The Development Permit lapsing two years from the date of this resolution.”

**F.2 975 & 983 Pandora Avenue: Rezoning Application No. 00683 and Development Permit with Variances Application No. 000543 (Downtown)**

**Rezoning Application No. 00683**

That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00683 for 975 and 983 Pandora Avenue and that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set once the following conditions are met:

1. Minor plan revisions as detailed in concurrent Development Permit with Variances Application No. 000543.
2. Preparation and execution of legal agreements, in a form satisfactory to the City Solicitor, to:
  - i. Secure all of the dwelling units in the building as rental for the greater of 60 years or the life of the building and that rental periods are 30 days or more, to the satisfaction of the Director of Sustainable Planning and Community Development.
  - ii. Secure the two-bedroom, two-bedroom plus den, three-bedroom, four-bedroom and five-bedroom units generally in accordance with the Plans dated February 16, 2021, to the satisfaction of the Director of Sustainable Planning and Community Development.
  - iii. Restrict strata titling of the building, to the satisfaction of the Director of Sustainable Planning and Community Development.
  - iv. Secure the design, supply and installation of the City’s Downtown Public Realm Plan and Streetscape Standards (DPRP) (specifically, the ‘New Town District’), including furnishings, materials and pedestrian lights along the Vancouver Street and Pandora Avenue frontages, to the satisfaction of the Director of Engineering and Public Works.
  - v. Secure the installation of the protected bike lane improvements adjacent the Vancouver Street frontage, as per the City’s Bicycle Master Plan to the satisfaction of the Director of Engineering and Public Work.

- vi. Secure the design, supply and installation of a stormwater management soil cell infiltration system in the boulevard on Vancouver Street for treatment of road runoff, to the satisfaction of the Director of Engineering and Public Works.
  - vii. Secure soil cells for all municipal street trees on Vancouver Street, to specifications (including soil volume and depth) to the satisfaction of the Director of Parks, Recreation and Facilities.
3. That Council request that the applicant provide more information on the co-living model and information regarding affordability.

Development Permit with Variances Application No. 000543

That, subject to minor plan revisions to address the following:

- 1. Corrections to the paving patterns and street furnishings consistent with the Downtown Public Realm and Streetscape Plan to the satisfaction of the Director of Engineering and Public Works.
- 2. Clarification of the details on the preliminary Utilities Plan to the satisfaction of the Director of Engineering and Public Works.
- 3. Further details regarding the double vehicle access gate system and staging area for garbage and waste collection to the satisfaction of the Director of Engineering and Public Works.
- 4. Corrections to irrigation system, street trees and planting schedules, to the satisfaction of the Director of Parks, Recreation and Culture.
- 5. Further consideration of the fence design and application of building materials at the street level along Pandora Avenue to ensure a positive pedestrian experience, to the satisfaction of the Director of Sustainable Planning and Community Development.
- 6. Incorporation of perimeter wind screens on the south side of the lower level amenity spaces and on the terraces of level 14 as recommended in the Pedestrian Wind Assessment.
- 7. Confirmation of whether CREST would be required to occupy equipment on the roof level for a new communication transmission site, to the satisfaction of the Fire Chief.
- 8. Corrections to plans to ensure the compliance with the BC Building Code.

And that Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, and after the Public Hearing for Rezoning Application No. 00683, if it is approved, consider the following motion:

“That subject to receipt of a letter from the Ministry of Environment confirming that the landowner has met the requirements of Section 557(2) of the Local Government Act with respect to contaminated sites that Council authorize the issuance of Development Permit with Variances Application No. 000543 for 975 and 983 Pandora Avenue in accordance with:

- 1. Plans date stamped February 12, 2021.
- 2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
  - i. Increase the height from 45m to 47.68m
  - ii. Increase the number of storeys from 15 storeys to 16 storeys
  - iii. Increase the height of the proposed breezeway fence from 1.22m to 3.12m.
- 3. Final plans to be generally in accordance with plans date stamped February 12, 2021.
- 4. The Development Permit lapsing two years from the date of this resolution.”

**F.3     510 Pandora Avenue: Application for a Structural Change to Increase Occupant Load for Swans Pub, Liquor Primary License (Downtown)**

That Council direct staff to provide the following response to the Liquor and Cannabis Regulation Branch,

1. That Council, after conducting a review with respect to noise and community impacts, does support the application of Swans Pub located at 510 Pandora Avenue to increase the occupant load from 171 to 282 people with no change to hours of operation which are 9:00 am to 2:00 am daily.

Providing the following comments on the prescribed considerations:

- a. The impact of noise on the community in the vicinity of the establishment has been considered in relation to the request, and assumptions are that the noise impacts would be negligible as the increased occupant load affects interior space only, and the establishment has a reputation of responsible operation. The requested hours of operation in conjunction with the proposed occupant load are not expected to result in negative impacts to the community.
- b. If the application is approved, the impact on the community is expected to be positive economically as the approval supports the business plan and long-term viability of the establishment.
- c. The views of residents were solicited via a mail-out which included 1313 letters to neighbouring property owners and occupiers within 100 metres of the licensed location and a notice was posted at the property. In response to the notification, a total of ten written responses were received, of which seven expressed opposition including one from the Downtown Residents Association, and three expressed support.
- d. Council recommends that the license be approved.
- e. The patio is located on City property and is subject to Swans Pub maintaining a proper licence agreement for the occupation of City property

**F.4     63-560 Johnson Street: Application for a Structural Change to a Lounge Endorsement for a Manufacturing Licence (Downtown)**

That Council direct staff to provide the following response to the Liquor and Cannabis Regulation Branch:

1. That Council, after conducting a review with respect to noise and community impacts, does support the application of Whistle Buoy Brewing Company at #63 – 560 Johnson Street for a structural change to a lounge endorsement for a manufacturing licence, to increase the interior and exterior floor areas to allow for an increase the occupant load by 55 people, with existing hours of operation from 11:00 am to 11:00 pm Monday through Wednesday and 11:00 am to 12:00 am Thursday through Sunday.

The following comments are provided on the prescribed considerations:

- a. The impact of noise on the community near the establishment was considered in relation to the request. Whistle Buoy Brewing Company is licenced under a manufacturers licence and service of alcohol to patrons is done through a lounge endorsement. Service of alcohol cannot exist in absence of the manufacturing licence. Approval of the licence is not expected to result in unacceptable levels of noise.
- b. If the application is approved, it is anticipated to have a positive economic impact on the community as the approval supports the business's plan to provide a unique and local craft beer experience, and employment in the city.
- c. The views of residents were solicited through a mailout to neighbouring property owners and occupiers within 100 metres of the licensed location and a notice



posted at the property. In response to the notification that went to 1,352 owners and occupants, the City received 96 pieces of correspondence, and 93 letters stated support which included one from the Downtown Residents Association and 3 letters expressed opposition.

- d. Council recommends the licence be approved.

**F.5     27-560 Johnson Street: Application for a New Liquor Primary License for Artemis (Downtown)**

That Council direct staff to provide the following response to the Liquor and Cannabis Regulation Branch:

1. That Council, after conducting a review with respect to noise and community impacts, does support the application of Artemis located at #27 – 560 Johnson Street having hours of operation from 11:00 am to 11:00 pm Monday through Thursday, 11:00 am to 12:00 am Friday and Saturday, and 11:00 am to 10:00 pm Sunday with a total occupant load of 110 people.

The following comments are provided regarding the prescribed considerations:

- a. The impact of noise on the community near the establishment was considered in relation to the request, and the proposed hours, occupant load, and location are compatible with the area. Approval of the licence is not expected to result in unacceptable levels of noise.
- b. If the application is approved, it is anticipated to have a positive economic impact on the community as the approval supports the viability of the business as a local employer.
- c. The views of residents were solicited through a mailout to neighbouring property owners and occupiers within 100 metres of the licensed location and a notice posted at the property. In response to the notification that went to 1,352 owners and occupants, the City received 1 piece of correspondence in support of the application from the Downtown Residents Association.
- d. Council recommends the license be approved.

**G.2     Options to Salvage Reusable Materials from Building Deconstruction**

That Council direct staff to:

1. Bring forward a draft bylaw to motivate the salvage of reusable and recyclable materials from an initial subset of building demolitions where the structure that is being demolished is a single-family dwelling or duplex.
2. That this bylaw be applied to the demolition of all single family dwellings at a set deadline occurring after the initial bylaw comes into effect.
3. Report back with outcomes, lessons, and future expansion of the material salvage regulation to additional building types after review of initial implementation and further industry consultation.
4. Consider one-time funding of \$90,000 as part of the 2022 financial planning process to design and configure the regulatory administrative system and develop industry supporting training and communication resources.
5. That Council request the Mayor send this report to all Mayors and Councils around the region, indicate a willingness to share Victoria's bylaw once drafted as a model bylaw, and request that each municipality consider adopting the same bylaw. And that the letter be cc'd to the CRD Board Chair.



**Council Member Motion**  
**For the Committee of the Whole Meeting of May 20, 2021**

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**Date:** May 20, 2021

**From:** Councillor Sharmarke Dubow and Mayor Helps

**Subject:** Establishment of City of Victoria International Decade of People of African Descent (IDPAD) Advisory Committee

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**Background**

On July 23, 2020, Council approved the following Council Member Motion dated July 16, 2020 from Councillor Dubow and Mayor Helps regarding the International Decade for People of African Descent as follows:

*That the City of Victoria joins the government of Canada, the province of Ontario, the cities of Toronto and Ottawa, in acknowledging the International Decade for People of African Descent for the purpose of promoting respect, protection and fulfilment of all human rights and fundamental freedoms of people of African descent, as recognized in the Universal Declaration on Human Rights.*

*That Council directs staff to report back at the Period 2 2020 Update on the resource implications of reporting back as part of the 2021 budget on how to implement the International Decade of People of African Descent from 2021- 2024 including:*

- i) Raising awareness in the general public about the heritage and culture of people of African descent and around the International Decade of People of African Descent's broader goals and actions in Victoria.*
- ii) Delivering anti-racism including anti-black racism training to prevent systematic racism in city policy, bylaws, programs and services.*
- iii) Creating an advisory committee of people of African descent to work with and advise staff between 2021-2024 on the implementation of the International Decade for People of African Descent and commitment to People of African descent.*
- iv) Developing a capacity building grant program for Black-led organizations, black business owners, and institutions supporting and working with people of African descent.*
- v) Tracking and demonstrating progress with respect to City hiring practices at all levels to reflect the diversity of the community.*

- vi) *Creating internship opportunities for people of African descent to diversify the city's workforce.*

Other relevant motions are attached as Appendix A.

Through the 2021 financial planning process, Council funded up to \$25,000 from the Council strategic grant funding to support leadership opportunities for children and youth of African descent with the grant program to be developed in consultation with the IDPAD advisory committee once it has been formed. Council also funded \$75,000 from corporate consulting for the International decade for people of African Descent. A portion of this funding will be used to provide honoraria to committee members at a living wage.

The importance of advancing this initiative and putting out a call for Committee members is in alignment with the Provincial Government proclamation of May 23-29 as Anti-Racism Awareness Week. This proclamation coincides with the anniversary of the death of George Floyd and the subsequent rise of the Black Lives Matter movement on May 25th.

Approval of these Terms of Reference is required so that this important and timely work may begin, and that the City start to promote the future recruitment for this committee during Anti-Racism Awareness Week, May 23-29, 2021.

**Recommendation:**

That Council:

1. Adopt the attached Terms of the Reference for the City of Victoria International Decade of People of African Descent (IDPAD) Advisory Committee.
2. Direct staff to engage the communities identified in the Terms of Reference, inviting nominees for Council's consideration for appointment to the Advisory Committee by July 31, 2021.

Respectfully submitted,



Councillor Dubow



Mayor Helps

**Attachments:**

1. Terms of Reference – IDPAD
2. Timeline - IDPAD motions and fund approved

## **PROPOSED ADVISORY COMMITTEE TERMS OF REFERENCE**

### **INTERNATIONAL DECADE OF PEOPLE OF AFRICAN DESCENT**

#### **PURPOSE**

The City of Victoria, has acknowledged and recognized the International Decade of People of African Descent 2015-2024 for the purpose of promoting respect, protection and fulfillment of all human rights and fundamental freedoms of people of African descent, as recognized in the Universal Declaration on Human Rights. In order to advance this commitment, the City of Victoria is establishing a new advisory committee to support the three themes of the Decade as follows:

**Recognition:** Support efforts to recognize and celebrate the contributions of Black Victorians as part of the City's contributions to mark the decade.

**Justice:** Support efforts to promote equitable outcomes for Black Victorians on issues relating to policing. Designing, implementing and enforcing effective measures to eliminate the phenomenon popularly known as “racial profiling” and eliminating institutionalized stereotypes concerning people of African descent.

**Development:** Support efforts for positive outcomes for Black Victorians in areas of housing, employment and entrepreneurship.

#### **ROLE OF THE COMMITTEE**

The role of the IDPAD Advisory Committee is to provide Council with recommendations on the following:

- i) The recommended approach to implementing the IDPAD proclamation within the City of Victoria and community at large, including the development of a 3-year action plan;
- ii) Receive and communicate out City activities and updates related to the IDPAD implementation to “parent” organizations the member represents, where applicable;
- iii) Best practices to raise awareness in the general public about the heritage and culture of people of African descent and around the IDPAD broader goals and actions;
- iv) Advise Council on emerging issues and trends of significance to Black communities as they relate to City services and programs through semi-annual reports;
- v) How to ensure the interests and needs of Black communities are reflected in City programs and service delivery.

The committee is also expected to engage people of African descent and other community members through a series of at least three (3) public workshops and one (1) town hall meeting, to include the ideas of the broader community of the work of the IDPAD Committee and the City of Victoria’s work in implementing the IDPAD proclamation.

## **COMPOSITION AND APPOINTMENT**

The Committee will be composed of nine (9) members of African descent and (where possible):

- Three (3) elder members, who self-identify and represent the wisdom of Black communities
- Three (3) youth members between the ages of 18 to 29
- Three (3) members that represent Black lead organizations and Business
- Have knowledge or previous experience in racial equity and/or anti-discrimination work or a strong commitment to learn and contribute to this work
- Assume an allyship role in removing systemic barriers racialized and marginalized communities and the African diaspora encounter
- Collectively reflect a range of interests of the Black community in fields such as, but not limited to:
  - Arts/media/sports representation/Black Identity
  - Access to justice & community safety
  - Education
  - Inclusion & Immigration
  - Black ownership/wealth
  - Access to affordable housing and shelter
  - Mental/Physical health
  - Democratic engagement

The IDPAD Committee will select a Chair and Vice-chair to coordinate the procedural and operational aspects of the Committee work.

Two (2) Members of City Council will be appointed to serve as non-voting members to the Committee. Council liaisons will communicate matters from Council on issues that the Committee is discussing and will speak on behalf of the motions passed by the Committee that come forward to Council.

## **TIMELINE/ TERM**

The first meeting of the IDPAD Committee will be September 2021. The IDPAD Committee will be disbanded at the end of 2024 to coincide with the conclusion of the International Decade of People of African Descent.

## **MEETINGS AND DECISION-MAKING**

The IDPAD Committee will meet every month or at a frequency as determined appropriate by the committee.

Committee members should expect a minimum time commitment of approximately 6 hours per month for the first six months, including meeting time.

Meetings will aim to balance transparency with creating a safe and trusting environment.

## **COMPENSATION**

Committee Members will receive an honorarium for their participation set at the rate equivalent to the Living Wage in Victoria.

Any remuneration paid under these Terms of Reference shall be done in accordance with the applicable Canada Revenue Agency reporting regulations.

## **COMMUNICATIONS AND REPORTING**

The IDPAD committee will provide semi-annual updates to City Council with a list of recommendations, activities and accomplishments resulting from the implementation of the IDPAD proclamation.

Additional recommendations of the IDPAD Committee outside this semi-annual reporting process that are adopted through committee motions will be forwarded to Council by staff through the Triannual Accountability Reporting Process. If the motion is of an urgent nature, the appointed Council liaisons may bring committee motions to Council on a case-by-case basis.

If an individual member of the Committee wishes to communicate to Council, City staff or the public, they shall be expected to provide a disclaimer stating that “the opinions reflected by the member are their own personal comments and are not endorsed or representative of the IDPAD Advisory Committee”.

**July 23, 2020**

Therefore, be it resolved as follows:

1. That the City of Victoria joins the government of Canada, the province of Ontario, the cities of Toronto and Ottawa, in acknowledging the International Decade for People of African Descent for the purpose of promoting respect, protection and fulfillment of all human rights and fundamental freedoms of people of African descent, as recognized in the Universal Declaration on Human Rights.

That Council directs staff to report back at the Period 2 2020 Update on the resource implications of reporting back as part of the 2021 budget on how to implement the International Decade of People of African Descent from 2021-2024 including:

2. i) Raising awareness in the general public about the heritage and culture of people of African descent and around the International Decade of People of African Descent's broader goals and actions in Victoria.
- ii) Delivering anti-racism including anti-black racism training to prevent systematic racism in city policy, bylaws, programs and services.
3. Creating an advisory committee of people of African descent to work with and advise staff between 2021-2024 on the implementation of the International Decade for People of African Descent and commitment to People of African descent.
4. Developing a capacity building grant program for Black-led organizations, black business owners, and institutions supporting and working with people of African descent.
5. Tracking and demonstrating progress with respect to City hiring practices at all levels to reflect the diversity of the community.
6. Creating internship opportunities for people of African descent to diversify the city's workforce.

**October 15, 2020**

That Council:

- A. Recognize the experiences of Black communities by fulfilling the calls of the International Decade of People of African Descent (IDPAD); and
- B. Form an International Decade People African Descent Advisory Committee by the first quarter of 2021 and that:
  - a. The advisory committee membership be compensated for their participation; and
  - b. The advisory committee be asked to report to the City Council by May 2021 on an action plan for the City to address anti-Black racism and
  - c. The action plan be informed by community consultation.
- C. Approve the inclusion of \$18k in the 2021 budget to hire a consultant to develop and implement anti-black anti-racism training for all City staff, beginning with Council and senior management, and that the City Manager provide an update by Q4 of 2021 on the status and outcomes of this training including a breakdown of who received the training by department.

- D. Approve \$ 25k to be included in the 2021 budget to support Black children and youth leadership opportunities by providing grant funding to Black-led organizations, with the grant program to be co-designed by the IDPAD advisory committee.
- E. Include \$10,000 in the 2021 budget to engage a consultant to provide the capacity and expertise to establish and track workforce metrics in order to remove barriers to employment for underrepresented groups.
- F. Include \$7000 in the 2021 budget to engage a consultant with the expertise required to develop an internship program.
- G. And that Council include address systemic racism and fulfill the calls of the International Decade of People of African Descent (IDPAD) as an action item in the Strategic Plan as a 2021 action item.

That Council:

- 1. Receive this report for information.
- 2. That Council forward the information contained in Attachment K and this motion to the 2021 Financial Planning process.
- 3. Staff provide draft terms of reference by November 23 of 2020 for the International Decade People African Descent Advisory Committee.

#### **December 03, 2020**

Direct staff to report back on the implications and suggested sources for funding of up to \$70,000 for the International Decade for People of African Descent. And direct staff to report back in January 2021 on potential grant programs to carry out this work.

#### **January 21, 2021**

That Council fund up to \$25,000 from the Council strategic grant funding to support leadership opportunities for children and youth of African descent and the grant program to be developed in consultation with the IDPAD advisory committee once it has been formed and fund \$75,000 from corporate consulting for the International decade for people of African Descent.





**Council Report  
For the Meeting of May 20, 2021**

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**To:** Council **Date:** May 10, 2021  
**From:** C. Kingsley, City Clerk  
**Subject:** Delegation of Signing Authority Bylaw, Amendment Bylaw (No. 2)

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**RECOMMENDATION**

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

1. Delegation of Signing Authority Bylaw, Amendment Bylaw (No. 2), No. 21-039

**BACKGROUND**

Attached for Council's initial consideration is a copy of the proposed Bylaw No. 21-039.

On April 15 council approved the following motion:

2. Direct staff to bring forward an amendment to the Delegation of Signing Authority Bylaw to authorize the Director of Engineering and Public Works and the Chief Financial Officer to approve the specific quantity and sale amounts received from a competitive bidding process or based on prevailing market prices values and sign contracts to effect such sales.

Respectfully submitted,

Curt Kingsley  
City Clerk

**Report accepted and recommended by the City Manager**

**List of Attachments:**

- Bylaw No. 21-039

The purpose of this bylaw is to streamline City processes by delegating authorization and execution of certain documents on behalf of the City to appropriate City staff.

1	Title
2-3	Amendments
4	Commencement

## Title

- 1 This Bylaw may be cited as the “DELEGATION OF SIGNING AUTHORITY BYLAW,  
AMENDMENT BYLAW (NO. 2)”.

**2** Bylaw No. 09-031, the Delegation of Signing Authority Bylaw, is amended in section 2 by adding the following as the new subsection (3):

“(3) Council delegates the power to authorize and execute, on behalf of the City, any agreement, contract, deed, debenture, instrument or plan that is listed in column A of Schedule 2 to staff identified in the corresponding row in column B of that Schedule.”

- 3** The schedule attached to this bylaw as Schedule A is added to Bylaw No. 09-031, the Delegation of Signing Authority Bylaw, as the new Schedule 2.

**4** This Bylaw comes into force on adoption.

READ A FIRST TIME the day of 2021

READ A SECOND TIME the \_\_\_\_\_ day of \_\_\_\_\_ 2021

READ A THIRD TIME the

day of

2021

ADOPTED on the

day of

2021

CITY CLERK

MAYOR

**Schedule A:**

**Schedule 2**

Delegation of Authorization and Execution Table

	<b>Column A: Agreements</b>	<b>Column B: Authorized Delegate</b>
1	Agreements to sell carbon credits based on market prices identified in low carbon fuel credit market reports	Director of Engineering and Public Works and Chief Financial Officer



May 11, 2021

Ref: 266895

Dear Mayors and Chairs:

I am writing in follow up to a recent update from Okenge Yuma Morisho, Deputy Minister of Municipal Affairs, to Chief Administrative Officers regarding the Climate Action Revenue Incentive Program (CARIP). As you may be aware, 2021 will mark the wind down and final year of grant payments under this program. Budget 2021 also commits new funding to help local governments reduce greenhouse gas emissions through planning for compact, energy-efficient communities. The purpose of this letter is to thank British Columbia's local governments for your continued leadership and to describe how our government continues to work with local governments to achieve our collective climate goals.

Since the 2008 inception of the Climate Action Charter (CAC), almost every local government in B.C. has signed the CAC, committing to take action and develop strategies to achieve the following three goals:

- Work toward becoming carbon neutral in their local government corporate operations
- Measure and report on their community greenhouse gas (GHG) emissions profile
- Create complete, compact, energy-efficient rural and urban communities

As of 2018, the last year of full reporting prior to the pandemic, 187 local governments had signed on to the CAC and were publicly reporting on their progress toward meeting their climate action goals, 147 were measuring and reporting GHG emissions, and 50 local governments had achieved carbon neutrality in their operations. Communities across B.C. both large and small have consistently demonstrated leadership in taking action on climate change, in areas as broad as local food production, renewable energy generation and planning for public transit and active transportation. Thank you for your continued ambition and efforts to reduce greenhouse gas emissions in your corporate operations, and more broadly to inspire and work within your communities to tackle climate change.

Under CleanBC, the Province of British Columbia has put a priority on reducing pollution, boosting energy-efficient solutions and building a low-carbon economy. Local governments will continue to be a key partner in our collective efforts to address the challenges of a changing climate, playing a specific and important role in B.C.'s climate goals.

.../2

Just as local governments' actions on climate solutions have evolved in the past decade, our government is responding to support you with tools and funding programs such as:

- Updating the BC Action Climate Toolkit and the Green Communities Committee Carbon Neutral Framework.
- Investing \$110 million in combined provincial and federal funding to help local governments and Indigenous communities develop energy efficiency and clean energy projects through the Investing in Canada Infrastructure Program CleanBC Communities Fund.
- Working with the federal government to assess the climate impacts of all major infrastructure being funded under the Investing in Canada Infrastructure Program to reduce GHG emissions and increase resilience to climate change, which benefits communities and creates jobs.
- Boosting active transportation infrastructure with \$18 million through the Ministry of Transportation and Infrastructure.
- Making sure commuters can get out of their cars with historic investments in public transit, such as the Broadway Subway Line, and free transit for kids 12 and under starting this September.

Building on record investments in CleanBC, the province will continue to strengthen our work with local governments and support the CAC.

As noted, Budget 2021 commits \$11 million in new funding to help local governments plan for compact, energy-efficient communities, directly supporting the CAC's commitment to create complete, compact, energy-efficient rural and urban communities. I look forward to working with all local governments through Union of BC Municipalities and the Green Communities Committee on how to support greener and more livable communities.

Our government remains committed to working with local governments to reach our climate goals and make life better for people across British Columbia.

Sincerely,



Josie Osborne  
Minister

pc: Chief Administrative Officers



May 10, 2021

Ref: 265797

Her Worship Mayor Lisa Helps  
City of Victoria  
1 Centennial Sq  
Victoria BC V8W 1P6

Dear Mayor Helps:

Thank you for your insightful letter of March 18, 2021, requesting that the Local Government Act be amended to increase the amount of time between the nomination period and the beginning of the campaign period. I appreciate hearing from the City of Victoria about how we can work together to increase accessibility and improve operational efficiencies for local government elections.

To support effective election administration and mail ballot voting processes, the Province of British Columbia is committed to working with local governments and our local government election partners, such as the Union of BC Municipalities, the Local Government Management Association (LGMA) and Elections BC. On the ideas you brought forward, Patrick Thompson, Director, Governance Services, will reach out to City staff to discuss and understand better the details around the challenges you raised.

As the feasibility of legislative changes are considered, Ministry of Municipal Affairs staff will continue to work with local government election administrators, Elections BC and the LGMA on practical steps forward to address this issue.

Thank you again for writing.

Sincerely,



Josie Osborne  
Minister

pc: Patrick Thompson, Director, Governance Services, Governance and Structure



March 18, 2021

Honourable Josie Osborne  
Minister of Municipal Affairs  
Email: [MAH.Minister@gov.bc.ca](mailto:MAH.Minister@gov.bc.ca)

Dear Minister ~~Osborne~~, *Josie*

On behalf of Victoria City Council, I am writing to request that the Local Government Act be amended to increase the amount of time between the end of a nomination period and the start of the advance election period, to encourage voter turnout, increase accessibility, and increase municipalities' operational efficiencies in conducting a local election.

As you know, on December 12, 2020, the City of Victoria held a by-election for a vacant Council position. The Ministry of Municipal Affairs worked with local governments to develop best practices for conducting the by-election in accordance with emerging provincial health restrictions, and the City was grateful for the proactive communication with the Ministry and with Elections BC to mitigate the unprecedented challenges the pandemic imposed on this election process.

On November 5, 2020, Ministerial Order 405/2020 changed local election rules to allow anyone to vote by mail. However, the Local Government Act requires the candidate nomination process to be concluded before ballots can be ordered, printed, packaged, and delivered to voters, as candidate names are required to be printed on the ballots. Due to these limitations, the first vote-by-mail packages were not sent until November 23, 2020. Eligible voters were then advised not to return their packages by mail after December 4, 2020 to prevent late-mailed ballots, and instead instructed to pick up and drop off their mail packages. In the end, 1,030 mailed ballots were returned late and could not be counted, because the Local Government Act requires that ballots be received by the close of voting on general voting day.

As part of our continuous improvement strategy after completing major projects, the City of Victoria has reviewed the 2020 by-election and it is apparent that to encourage voter turnout and increase both accessibility to the election and the municipalities' operational efficiencies, more time is required between the end of the nomination period and the start of the advance election period.

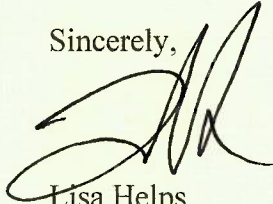
.../2



This is not only a by-election issue. Victoria City Council advocated for the same change to the Local Government Act in 2015, following a review and lessons learned from the 2014 local general elections. I understand too that the last provincial election resulted in a similar experience with a number of late mailed ballots.

Thank you for your consideration of this request.

Sincerely,

A handwritten signature in black ink, appearing to read 'Lisa Helps', with a large, stylized initial 'L'.

Lisa Helps  
Victoria Mayor