



MINUTES - VICTORIA CITY COUNCIL

June 17, 2021, 12:00 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
The City of Victoria is located on the homelands of the Songhees and Esquimalt People

PRESENT: Mayor Helps in the Chair, Councillor Alto, Councillor Andrew, Councillor Isitt, Councillor Loveday, Councillor Thornton-Joe, Councillor Young

PRESENT ELECTRONICALLY: Councillor Dubow, Councillor Potts

STAFF PRESENT: J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Director of Finance, P. Bruce - Fire Chief, T. Zworski - City Solicitor, K. Hoese - Director of Sustainable Planning and Community Development, T. Soulliere - Director of Parks, Recreation & Facilities, N. Sidhu – Assistant Director of Parks, Recreation & Facilities, J. Biem – Assistant City Solicitor, J. Jensen - Head of Human Resources, A. Meyer - Assistant Director of Development Services, A. Hudson - Assistant Director of Community Planning, C. Havelka - Deputy City Clerk, J. O'Connor - Deputy Director of Finance, K. Moore - Head of Business and Community Relations, C. Mycroft - Manager of Executive Operations, G. Milne – Head of Strategic Operations, M. Sandhu - Head of Service Innovation & Improvement, M. Fedyczkowska - Legislation & Policy Analyst, C. Kingsley - City Clerk, S. Stoltz - Committee Secretary

A. CONVENE COUNCIL MEETING

B. APPROVAL OF AGENDA

Moved By Councillor Isitt
Seconded By Councillor Alto

That the agenda be approved.

CARRIED UNANIMOUSLY

D. PROCLAMATIONS

D.1 "International Medical Cannabis Day" - June 11, 2021

Moved By Councillor Isitt
Seconded By Councillor Loveday

That the following proclamation be endorsed: "International Medical Cannabis Day", June 11, 2021

CARRIED UNANIMOUSLY

E. UNFINISHED BUSINESS

E.1 Council Member Motion: Reconsideration of Public Hearing 1250 Dallas Road

Council received a Council Member Motion dated June 7, 2021 from Councillor Andrew regarding the proposed reconsideration of the Public Hearing for 1250 Dallas Road that was defeated by Council on May 27, 2021. The matter was first tabled before Council at the June 10, 2021 meeting and was postponed.

Moved By Councillor Andrew
Seconded By Councillor Alto

That Council reconsider its decision of the public hearing of 1250 Dallas Road and reschedule a new hearing.

FOR (7): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts
OPPOSED (2): Councillor Thornton-Joe, Councillor Young

CARRIED (7 to 2)

F. REPORTS OF COMMITTEE

F.1 Committee of the Whole

F.1.a Report from the June 3 COTW Meeting

F.1.a.a 931 McClure Street – Rezoning Application No. 00669 and Development Permit with Variances Application No. 00127 (Fairfield)

Moved By Mayor Helps
Seconded By Councillor Isitt

That the matter be referred back to staff to undertake a technical review and any other analysis on the revised plans to be submitted by the applicant and bring forward a report to Council on the application at the same time as bringing first and second reading of the bylaws for public hearing.

CARRIED UNANIMOUSLY

**F.1.a.b 610 - 624 Herald Street and 611 - 635 Chatham Street -
Development Permit with Variances Application No.
00156 (Downtown)**

Councillor Isitt recused himself from the meeting at 12:05 p.m. due to a non-pecuniary conflict of interest, as he is member on the board of a society that is an occupant of parcel close to this parcel.

Moved By Councillor Andrew
Seconded By Councillor Alto

That, subject to the preparation and execution of legal agreements to secure all residential units as rental, to the satisfaction of the Director of Planning and minor public realm plan corrections, that Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

“That Council authorize the issuance of Development Permit with Variance Application No. 00156 for 610 - 624 Herald Street and 611 - 635 Chatham Street, in accordance with:

1. Plans date stamped May 14, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
 - i. increase building height to 21.1m.
3. Registration of legal agreements on the property’s title to secure all residential units as rental for 60 years or the life of the building, to the satisfaction of City Staff.
4. A legal agreement to secure public realm improvements as indicated on Plans dated May 14, 2021.
5. Council authorizing the street-level projecting canopies over the City Right-of-Way on Herald, Chatham and Government Streets, provided that the applicant enters into an Encroachment Agreement in a form satisfactory to the City Solicitor and the Director of Engineering and Public Works.
6. Council authorizing anchor-pinning in the City right-of-way, with form and contents satisfactory to the City Solicitor and the Director of Engineering and Public Works.
7. That the mural be changed to reflect the Old Town and Chinatown neighborhood history and culture.
8. Further consideration of diversifying the brick colours in the project and make colours and design elements more consistent with those found in Chinatown
9. The Development Permit lapsing two years from the date of this resolution.”

CARRIED UNANIMOUSLY

Councillor Isitt returned to the meeting at 12:06 p.m.

F.1.a.c 701 Tye Road - Development Permit with Variances Application No. 00080 (Victoria West)

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That Council, subject to the execution of a Housing Agreement ensuring that no restrictions are placed on the rental of dwelling units within this building, to the satisfaction of the Director of Sustainable Planning and Community Development, and after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

“That Council authorize the issuance of Development Permit with Variances Application No. 00080 for 701 Tye Road, in accordance with:

1. Plans date stamped April 27, 2021.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - i. reduce front (west) setback from 2m to nil for parking levels 1 and 2
 - ii. reduce side (south) setback from 3.5m to nil for parking levels 1 and 2.
3. The Development Permit lapsing two years from the date of this resolution.”

CARRIED UNANIMOUSLY

F.1.a.d 2020 Annual Report - Parks and Open Spaces Master Plan and Urban Forest Master Plan

Moved By Councillor Loveday

Seconded By Councillor Thornton-Joe

That Council receive this report for information.

CARRIED UNANIMOUSLY

F.1.a.e 2020 Annual Report - Community Centre Operations

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That Council receive this report on the operation of the community and seniors' centres for information.

CARRIED UNANIMOUSLY

F.1.a.f Council Member Motion - Release and Monitoring of Repeat Offenders living in Community while awaiting disposition of charges

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

That Council request the Mayor to write to David Eby (Attorney General and Minister Responsible for Housing), Josie Osborne (Minister of Municipal Affairs), Mike Farnworth (Minister of Public Safety and Solicitor General) and Capital Region District Municipal Councils, to express the City of Victoria's concern that those charged with violent or serious offences are being released on a "promise to appear" or released from the court prematurely, and to further ask the provincial government to find ways to keep such individuals held in custody until charge disposition or until an informed determination of their potential risk to public safety can be made, and/or to provide sufficient funds for policing, for community safety and social support to assist with and support these individuals while they are living in community while awaiting disposition.

CARRIED UNANIMOUSLY

F.1.a.g Sheltering Update (Verbal)

Moved By Councillor Andrew
Seconded By Councillor Thornton-Joe

That Council receive this report for information.

CARRIED UNANIMOUSLY

F.1.a.h Council Member Motion - Beacon Hill Park Sheltering

Councillor Isitt recused himself at 12:10 p.m. due to a conflict of interest regarding his articling position with Together Against Poverty Society

Councillor Loveday recused himself at 12:10 p.m. due to a conflict of interest as his partner works for Together Against Poverty Society

Moved By Councillor Andrew
Seconded By Councillor Alto

That Council direct staff to:

1. Bring forward amendments to the Parks Regulation Bylaw to add Beacon Hill Park to the list of parks prohibited for overnight sheltering for a two year period from the date of bylaw adoption.
2. Report back to Council with any additional considerations to those outlined in this report with respect to the condition of Beacon Hill Park and plans for remediation, and with any additional advice or recommendations staff have with respect to overnight sheltering in City parks.
3. Report back to Council in May 2023 with an update on the progress of park remediation so that Council can determine whether to extend the prohibition on sheltering in Beacon Hill Park beyond the initial two-year period.

FOR: Mayor Helps, Councillor Alto, Councillor Andrew,
Councillor Thornton-Joe, Councillor Young
OPPOSED (2): Dubow & Potts
CARRIED (5 to 2)

Councillors Isitt and Loveday returned at 12:11 p.m.

F.1.b COTW Report from May 27 - 1419 Mallek item, with update report

Moved By Councillor Isitt
Seconded By Councillor Andrew

That Council approve a grant from the Victoria Housing Reserve Fund to the Kiwanis Village Society of Victoria in the amount of \$305,000 to assist in the construction of a four-storey 78-unit housing project at 1419 Mallek Crescent, subject to the following conditions:

1. The execution of a Housing Fund Grant Agreement acceptable to the Director of Sustainable Planning and Community Development and in the form satisfactory to the City Solicitor, outlining terms for the eligible use of the grant, reporting requirements, repayment, indemnification and construction insurance, and communication protocols.
2. The execution of a Housing Agreement, in the form satisfactory to the City Solicitor, to secure 78 new housing units as rentals for a period of 60 years for seniors (55+) with median income levels as follows:
 - a. 36 studio units;
 - b. 40 one-bedroom units;
 - c. 2 two-bedroom units.
3. The applicant fulfills the applicable requirements of the Victoria Housing Reserve Fund Guidelines; and

4. That the passage of this resolution creates no legal rights for the applicant or any other person, or obligation on the part of the City, until and unless all agreements are fully executed by the City.

CARRIED UNANIMOUSLY

F.1.c COTW report from June 17

F.1.c.a Council Member Motion: UBCM Resolution: Provincial Support for TRC, MMIWG2S and UNDRIP Recommendations

Moved By Councillor Dubow
Seconded By Councillor Isitt

That Council:

1. Endorse the following resolution and direct staff to forward copies to the Union of British Columbia Municipalities and member local governments, requesting favourable consideration:

Resolution: Provincial Support for Action and Implementation of Truth and Reconciliation Calls to Action, Missing and Murdered Indigenous Women, Girls and Two-Spirit People Calls for Justice, and the United Nations Declaration on the Rights of Indigenous Peoples

WHEREAS local governments in British Columbia are integral for the implementation of the Truth and Reconciliation Commission (TRC) of Canada Calls to Action, Murdered Indigenous Women, Girls and Two-Spirit People, (MMIWG2S) Calls for Justice, and the United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) but have the least resources to do the work meaningfully.

AND WHEREAS local governments are committed to advancing truth, justice, and reconciliation, and understanding that each Aboriginal community has different and diverse histories, making local context and consultation critical to meaningful action;

THEREFORE BE IT RESOLVED THAT UBCM call on the Province of British Columbia to provide support and equitable access to funding for trauma-informed, Indigenous-led education, training, and policy guidance for local governments and associated law enforcement and emergency services to implement municipal-

specific recommendations from the TRC, MMIWG2S, and UNDRIP.

CARRIED UNANIMOUSLY

F.1.c.b Council Member Motion: UBCM Resolution: Inclusion of Allied Health Workers, including mental health counselling specialties, and physical/ occupational therapists to help communities combat the opioid crisis

Moved By Councillor Dubow

Seconded By Councillor Potts

That Council:

1. Endorse the following resolution and direct staff to forward copies to the Union of British Columbia Municipalities and member local governments, requesting favourable consideration:

Resolution: Inclusion of Allied Health Workers, including mental health counselling professionals
Inclusion of Allied Health Workers, including mental health counselling specialties, and physical/ occupational therapists to help communities combat the opioid crisis:

WHEREAS the opioid crisis and mental health challenges affect at least 1 in 5 BC residents and has been compounded by the COVID-19; at the same time, evidence shows that access to upstream services such as counselling related specialties and physical/ occupational therapy decreases opioid use and/or provides better health intervention outcomes, but these are not accessible to many residents as they are not covered and are much too expensive through fee for services;

WHEREAS communities are currently struggling to meet the needs of our residents, between funding of community programs and increased mental health calls for first responders, which already comprise between 20-30% of local government expenditures and are not often the most appropriate service to support people in crisis;

THEREFORE BE IT RESOLVED THAT UBCM request that the Province expand access to and funding for allied health professionals, particularly mental health counselling specialties, and physical/

occupational therapy related specialties, through expansion of team-based care through not-for-profit delivery including community health centres, available to all BC residents regardless of their immigration status and income, throughout the province.
AND that the Province of BC increased support and funding for Peer Navigators as part of the BC Mental Health and Addictions Strategy.

CARRIED UNANIMOUSLY

H. CORRESPONDENCE

H.1 Letter from the District of Squamish

Council received a letter dated June 4, 2021 from the District of Squamish regarding the BC Climate Action Revenue Incentive Program (CARIP).

Moved By Councillor Isitt
Seconded By Councillor Loveday

That this letter be received for information.

CARRIED UNANIMOUSLY

H.2 Letter from Minister of Forests, Lands, Natural Resource Operations and Rural Development

Council received a letter dated June 2, 2021 from the Minister of Forests, Lands, Natural Resource Operations and Rural Development regarding a plan to modernize forest policy.

Moved By Councillor Isitt
Seconded By Councillor Loveday

That the letter be referred to the June 24 daytime Council meeting.

CARRIED UNANIMOUSLY

I. CLOSED MEETING AT 12:21 P.M.

Moved By Councillor Andrew
Seconded By Councillor Loveday

MOTION TO CLOSE THE JUNE 17, 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)(c) labour relations or other employee relations;

Section 90(1)(e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;

Section 90(1)(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

CARRIED UNANIMOUSLY

J. APPROVAL OF CLOSED AGENDA

Moved By Councillor Andrew

Seconded By Councillor Alto

That the closed agenda be approved.

CARRIED UNANIMOUSLY

K. NEW BUSINESS

K.1. Land - Section 90(1)(e) of the Community Charter

This item was withdrawn.

K.2. Legal Advice - Section 90(1)(i) of the Community Charter

Council discussed a legal matter.

The discussion and motion were recorded and kept confidential.

All staff except the City Manager, left the meeting at 12:26 p.m.

K.3. Employee Relations - Section 90(1)(c) of the Community Charter

Council discussed an employee relations matter with the City Manager.

The City Manager left the meeting for the following matter.

K.4. Employee Relations - Section 90(1)(c) of the Community Charter

Council discussed an employee relations matter.

L. ADJOURNMENT

Moved By Councillor Alto

Seconded By Councillor Andrew

As business had concluded, the Council meeting adjourned.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR