



## **MINUTES – VICTORIA CITY COUNCIL**

### **MEETING OF THURSDAY, OCTOBER 13, 2016, AT 6:30 P.M.**

**PLACE OF MEETING:** Council Chambers, City Hall

**PRESENT:** Mayor Helps in the Chair, Councillors Alto, Coleman, Isitt, Loveday, Lucas, Madoff, Thornton-Joe, and Young

**STAFF PRESENT:** J. Johnson – City Manager; J. Jenkyns - Deputy City Manager; C. Coates - City Clerk; P. Bruce – Fire Chief; J. Potter – Manager of Citizen Engagement; S. Thompson – Director of Finance; J. Tinney – Director of Sustainable Planning & Community Development; F. Work – Director of Engineering & Public Works; T. Soulliere – Director of Parks, Recreation, & Facilities; C. Havelka – Deputy City Clerk; C. Mycroft – Executive Assistant to the City Manager; L. Taylor – Senior Planner; P. Martin - Council Secretary.

### **APPROVAL OF AGENDA**

The City Clerk outlined amendments to the agenda.

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Lucas, that the agenda be approved as amended.

**Carried Unanimously**

### **POETRY READING**

The Youth Poet Laureate, Ann-Bernice Thomas, read a poem titled "Strings".

### **REQUESTS TO ADDRESS COUNCIL**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Alto, that the following speakers be permitted to address Council.

**Carried Unanimously**

1. **Larry Hannant: Motion Regarding Leonard Peltier**  
Outlined why Council should support the motion regarding advocacy for clemency for Leonard Peltier.
2. **Marion Cumming: Leonard Peltier**  
Outlined why Council should support the motion regarding advocacy for clemency for Leonard Peltier.
3. **Judith Riggs: Proposed Casino for Humboldt Valley**  
Outlined why Council should vote against the proposed casino in Humboldt Valley.
4. **James Younger: Food for Fines**  
Outlined why Council should start a program called "Food for Fines", where food donations for the food bank are accepted in lieu of payment for parking fines.
5. **Larry Wartels: Leonard Peltier Advocacy Motion**  
Outlined why Council should pass the motion and send letters to Honourable Justice Minister Jody Wilson-Raybould, Prime Minister Trudeau, and President Obama, advocating for Leonard Peltier.

### **PROCLAMATIONS**

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the following Proclamations be endorsed:

1. "World Mental Health Day" – October 10, 2016
2. "National Teen Driver Safety Week" – October 16 to October 22, 2016
3. "Waste Reduction Week" – October 17 to 23, 2016

**Carried Unanimously**

## **PUBLIC AND STATUTORY HEARINGS**

### **1. Temporary Use Permit Application No. 00001 for 1400 Vancouver Street and 952 Johnson Street**

#### **1. Hearing**

##### **Temporary Use Permit Application No. 00001**

The Council of the City of Victoria will consider issuing a Temporary Use Permit for the land known as 1400 Vancouver Street and 952 Johnson Street, in Development Permit Area 3 (HC) Core Mixed-Use Residential, for the purpose of allowing commercial use associated with a marketing suite.

Leanne Taylor (Senior Planner): Provided information regarding the application, which is to allow temporary retail and office uses for three years.

*Mayor Helps opened the public hearing at 7:05 p.m.*

Daniel Cox (Applicant): Provided information regarding the application, advising that they would like to take the next three years to explore options regarding use.

*Council discussed the following:*

- *That the exterior of the building would not be altered.*

Olivia Graham (2018 Meadow Place): Asked that the history of the chapel be looked into, prior to any work being undertaken.

*Council discussed the following:*

- *That the chapel may be used by the Victoria Conservatory of Music during the three year period.*

*Mayor Helps closed the public hearing at 7:09 p.m.*

#### **2. Temporary Use Permit Approval:**

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Council authorize the issuance of Temporary Use Permit Application No. 00001 for 1400 Vancouver Street and 952 Johnson Street in accordance with:

1. Plans date stamped July 21, 2016.
2. Development meeting all *Zoning Regulation Bylaw* requirements.
3. The Temporary Use Permit lapsing three years from the date of this resolution.

**Carried Unanimously**

### **2. Development Permit with Variances Application No. 00014 for 715 Princess Avenue**

#### **1. Hearing**

##### **Development Permit with Variances Permit Application No. 00014**

The Council of the City of Victoria will consider issuing a Development Permit with Variances for the land known as 715 Princess Avenue, in Development Permit Area 7A Corridors – Douglas Street and Blanshard Street, for the purpose of approving the exterior design and finishes for a two-storey storage garage with upper floor office space, as well as, landscaping and a variance to eliminate a dedicated on-site loading space.

The Development Permit will vary the following requirements of the *Zoning Regulation Bylaw*, M-1 Zone, Limited Light Industrial District:

- Part 7.2.9: Remove loading space requirement from one space to nil.

Leanne Taylor (Senior Planner): Provided information regarding the application, which is to construct a two-storey garage with upper floor office space.

*Mayor Helps opened the public hearing at 7:11 p.m.*

Karen Hillel (Hillel Architect): Provided information regarding the application, and the history of the property.

*Mayor Helps closed the public hearing at 7:15 p.m.*

#### **2. Development Permit with Variances Approval**

It was moved by Councillor Young, seconded by Councillor Thornton-Joe, that Council authorize the issuance of Development Permit Application No. 00014 for 715 Princess Avenue, in accordance with:

1. Plans date stamped July 25, 2016.

2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variance:
  - i. Part 7.2.9: remove loading space requirement from one space to nil.
3. The Development Permit lapsing two years from the date of this resolution.

**Carried Unanimously**

**3. Development Permit with Variances Application No. 00015 for 202 Edward Street**

**1. Hearing**

**Development Permit with Variances Application No. 00015**

The Council of the City of Victoria will consider issuing a Development Permit with Variances for the land known as 202 Edward Street, in Development Permit Area 15A: Intensive Residential – Small Lot, for the purposes of approving the exterior design and finishes for the new small lot house as well as landscaping and associated variances with respect to setbacks.

The Development Permit will vary the following requirements of the *Zoning Regulation Bylaw*, R1-S2 Zone, Restricted Small Lot (Two Storey) Dwelling District:

- Part 1.23(8)(a): Reduce the front yard setback from 6.00m to 5.76m;
- Part 1.23(8)(b): Reduce the rear yard setback from 6.00m to 5.16m for building only and from 6.00m to 3.00m to allow a retaining wall;
- Part 1.23(8)(c): Reduce the side yard (north) setback from 2.40m to 1.50m to allow for a habitable room with a window and to 1.04m to allow a projection for a fireplace.

**Development Variance Permit Application No. 00015**

The Council of the City of Victoria will consider issuing a Development Variance Permit for the land known as 202 Edward Street for the existing dwelling by varying the following requirements of the *Zoning Regulation Bylaw*, R1-B, Single Family Dwelling District:

- Part 1.2.5(b): Reduce the rear yard setback from 7.50m to 4.30m.

Leanne Taylor (Senior Planner): Provided information regarding the application, which is to construct a new small lot house.

*Mayor Helps opened the public hearing at 7:16 p.m.*

Giuseppe Martino (Applicant): Provided information regarding the application, advising that a similar application had previously been approved by Council and no negative feedback had been received.

*Councillor Isitt withdrew from the meeting at 7:17 p.m. and returned at 7:19 p.m.*

Olivia Graham (2018 Meadow Place): Questioned the size of the rear yard setback.

*Council discussed the following:*

- *That there is adequate space for the rear yard setback.*

*Mayor Helps closed the public hearing at 7:22 p.m.*

**2. Development Permit with Variances Approval**

It was moved by Councillor Alto, seconded by Councillor Loveday, that Council authorize the issuance of Development Permit with Variances Application No. 00015 for 202 Edward Street, in accordance with:

1. Plans date stamped August 10, 2016.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:

Existing Dwelling (Proposed Lot A)

- i. reduce the rear yard setback from 7.50m to 4.30m.

Small Lot House (Proposed Lot B)

- i. reduce the front yard setback from 6.00m to 5.76m;
- ii. reduce the rear yard setback from 6.00m to 5.16m for building only and from 6.00m to 3.00m to allow a retaining wall;
- iii. reduce the side yard (north) setback from 2.40m to 1.50m to allow for a habitable room with a window and to 1.04m to allow a projection for a fireplace;

3. The Development Permit lapsing two years from the date of this resolution.

**Carried Unanimously**

#### 4. **Development Variance Permit Application No. 00175 for 56 Gorge Road East**

##### 1. **Hearing**

##### **Development Variance Permit Application No. 00175**

The City of Victoria will be considering the issuance of a Development Variance Permit for the land known as 56 Gorge Road East for the purpose of varying certain requirements of the *Zoning Regulation Bylaw* namely:

- Relaxation of the maximum enclosed floor area added to a building within five years of installing a secondary suite from 20m<sup>2</sup> to 206.64m<sup>2</sup>.

Leanne Taylor (Senior Planner): Provided information regarding the application, which is to allow a secondary suite.

*Councillor Thornton-Joe withdrew from the meeting at 7:23 p.m. and returned at 7:24 p.m.*

*Mayor Helps opened the public hearing at 7:24 p.m.*

Manju Nehara (Applicant): Provided information regarding the application and advised that the secondary suite is to accommodate their extended family.

*Mayor Helps closed the public hearing at 7:25 p.m.*

##### 2. **Development Permit with Variances Approval**

It was moved by Councillor Lucas, seconded by Councillor Young, that Council authorize the issuance of Development Variance Permit Application No. 00175 for 56 Gorge Road East, in accordance with:

1. Plans date stamped August 22, 2016
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
  - i. Schedule J, Secondary Suite Regulations, Exterior Changes, increase the maximum enclosed floor area added within 5 years of installing a secondary suite from 20m<sup>2</sup> to 206.64m<sup>2</sup>
3. A 4.92m statutory right-of-way registered on title as per the plans date stamped August 22, 2016
4. The Development Permit lapsing two years from the date of this resolution.

*Council discussed the following:*

- *Whether the application should be considered as a secondary suite or as a duplex, due to concerns expressed by the community association.*

**Carried Unanimously**

#### **UNFINISHED BUSINESS**

##### 1. **Update Report for Rezoning Application No. 00493 and Development Permit with Variances Application No. 000441 for 1016 Southgate Street**

It was moved by Councillor Coleman, seconded by Councillor Madoff, that Council replace the previous motion from the Committee of the Whole meeting of July 21, 2016 with the following motion (variances updated to reflect the new zone):

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. 00493, if it is approved, consider the following motion:

"That Council authorize the issuance of a Development Permit for Application No. 000441 for 1016 Southgate Street, in accordance with:

1. Plans date stamped June 21, 2016.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
  - i. increase the site coverage from 33% to 38.70%;
  - ii. reduce the minimum site area from 920m<sup>2</sup> to 668.50m<sup>2</sup>;
  - iii. reduce the minimum required front yard setback from 7.50m to 5.67m;
  - iv. reduce the east side yard setback from 3m to 1.09m for the bike storage locker;
  - v. reduce the west side yard setback from 3m to 1.09m for the bike storage locker;
  - vi. reduce the front yard projection setback for the steps from 3m to 2.34m;
  - vii. required residential parking reduced from 1.2 spaces per dwelling unit to 1 space per dwelling unit;
  - viii. Schedule C, Section 7.2(b) - reduce the distance of an off-street parking space from the street boundary (rear lane) from 1.0m to 0.64m;
  - ix. Schedule C, Section 7.2(h) - reduce the landscape strip along the side yard from 0.60m to 0.50m;

- x. Schedule F, Section 4(d) - reduce the separation space between an accessory building and the principal building from 2.40m to 1.37m.
- 3. Final plans to be generally in accordance with the plans identified above to the satisfaction of City staff;
- 4. The Development Permit lapsing two years from the date of this resolution."

**Carried Unanimously**

**2. Letter from the Minister of Justice and Attorney General of Canada regarding a Basic Income Guarantee for All Canadians**

It was moved by Councillor Alto, seconded by Councillor Lucas, that the correspondence dated September 14, 2016, from the Minister of Justice and Attorney General of Canada be received for information.

**Carried Unanimously**

**3. Letter from the Canadian Union of Postal Workers regarding the phase 2 review of Canada Post**

It was moved by Councillor Isitt, seconded by Councillor Alto, that Council direct staff to complete the survey on behalf of Council prior to October 21<sup>st</sup>, 2016, providing responses consistent with Council's previously adopted resolutions relating to door-to-door delivery and postal banking.

**Carried Unanimously**

**Motion:**

It was moved by Councillor Alto, seconded by Councillor Loveday, that the correspondence dated September 7, 2016, from the Canadian Union of Postal Workers be received for information.

**Carried Unanimously**

**4. Letter from the Vancouver Island South Film & Media Commission thanking Council for the Strategic Plan Grant Contribution**

It was moved by Councillor Coleman, seconded by Councillor Madoff, that the correspondence dated September 20, 2016, from the Vancouver Island South Film & Media Commission be received for information.

**Carried Unanimously**

## **REPORTS OF COMMITTEES**

**1. Committee of the Whole – October 6, 2016**

**1. Cyril Close Local Service Area Parcel Tax Imposition**

It was moved by Councillor Madoff, seconded by Councillor Alto, that Council establish the Parcel Tax Review Panel to be comprised of all members of Council, and that any complaints on the Parcel Tax Roll be heard at the November 3, 2016 Committee of the Whole meeting.

**Carried Unanimously**

**2. a. Rezoning Application No. 00517 for 115 Moss Street**

It was moved by Councillor Coleman, seconded by Councillor Lucas, that Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00517 for 115 Moss Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set.

**Carried**

**For:** Mayor Helps, Councillors Alto, Coleman, Loveday, Lucas, and Thornton-Joe  
**Opposed:** Councillors Isitt, Madoff, and Young

**2. b. Development Permit with Variances Application No. 00517 for 115 Moss Street**

It was moved by Councillor Coleman, seconded by Councillor Lucas, 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.00517 if it is approved, consider the following motion:

"That Council authorize the issuance of Development Permit Application No. 00517 for 115 Moss Street, in accordance with:

1. Plans date stamped July 27, 2016
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
  - i. Part 1.23.3: reduce the lot width of Lot A and C from 10m to 9.89m;
  - ii. Part 1.23.8(c): reduce the side yard (north) setback of Lot B from 2.40m to 1.56m to allow for a habitable room with a window;
  - iii. Part 1.23.8(c): reduce the side yard (south) setback of Lot B from 2.40m to 1.56m to allow for a habitable room with a window;
  - iv. Schedule "C" Section 3 - permit one parking space to be located in the front yard of Lot B;
3. The Development Permit lapsing two years from the date of this resolution."

**Carried**

**For:** Mayor Helps, Councillors Alto, Coleman, Loveday, Lucas, and Thornton-Joe  
**Opposed:** Councillors Isitt, Madoff, and Young

**3. Submission of Input to National Housing Strategy**

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council direct staff to submit the Victoria Housing Strategy, 2016-2025, along with a covering document detailing recommendations for federal government involvement as outlined in this report, including the following recommendations, as the City's formal submission to the National Housing Strategy by the October 21, 2016 deadline:

- increase the share of non-market housing as a proportion of the total housing supply, and
- encourage the federal government to develop strategies for first time home buyers and affordable home ownership.

And that the cover letter include the following information:

- include funding for the National Housing Strategy in Budget 2017,
- create a National Housing Strategy that is flexible and funds locally developed solutions, and
- that the National Housing Strategy take into account the specific needs of First Nations individuals.

**Carried Unanimously**

**4. Letter from the Greater Victoria Harbour Authority**

It was moved by Councillor Coleman, seconded by Councillor Lucas, that Council direct staff to undertake a feasibility assessment leading to a possible financial partnership arrangement for the provision of the new public washroom facilities with the Greater Victoria Harbour Authority.

**Amendment:**

It was moved by Councillor Lucas, seconded by Councillor Isitt, that the James Bay Neighbourhood Association be included in any future discussions.

**On the amendment:**  
**Carried Unanimously**

**Main motion as amended:**

That Council direct staff to undertake a feasibility assessment leading to a possible financial partnership arrangement for the provision of the new public washroom facilities with the Greater Victoria Harbour Authority, and that the James Bay Neighbourhood Association be included in any future discussions.

*Council discussed the following:*

- *The implication this may have on past agreements.*
- *Whether the facilities should be built on private or public property.*

**On the main motion as amended:**  
**Carried Unanimously**

**5. Update on City Skateboarding Regulations**

It was moved by Councillor Alto, seconded by Councillor Isitt, that Council direct staff to:

1. Complete an additional focused engagement campaign throughout October 2016 to reinforce awareness against skateboarding on sidewalks;
2. Commence enforcement using both VicPD and Bylaw staff, on November 1, 2016;
3. Complete an additional dedicated engagement session regarding skateboarding regulations in the early spring 2017, to coincide with the opening of the new fully-protected bike facility on Pandora Avenue.

**Carried Unanimously**

**6. Reduced Speed Zones - Post-installation Monitoring**

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council direct staff to:

1. Retain, monitor and increase enforcement of the 40 km/h and 30 km/h speed zones;
2. Install speed-reader boards in strategic locations along the reduced speed zones, and implement a public awareness campaign to promote reduced speeds and provide cost estimates to Council during the 2017 Financial Planning process on the cost of acquiring a dedicated speed-reader board for each neighbourhood;
3. Provide an annual report to Council on collision statistics in December 2016;
5. Continue to introduce speed control elements in future street designs for these and other required corridors; and
6. Provide Council with another annual update on the reduced speed zone performance, in October 2017.

*Councillor Thornton-Joe withdrew from the meeting at 7:41 p.m. due to a potential pecuniary conflict of interest, as her husband works for BC Transit.*

It was moved by Councillor Loveday, seconded by Councillor Isitt:

4. Continue to work alongside BC Transit to maximize transit performance throughout the reduced speed zones;

**Carried Unanimously**

Councillor Thornton-Joe returned to the meeting at 7:42 p.m.

**7. Reserve Fund Target Balances**

It was moved by Councillor Coleman, seconded by Councillor Lucas, that Council direct staff to bring forward options to increase capital funding for Council's consideration during the 2017 financial planning process.

**Carried Unanimously**

**8. External Grant Review Committee - Evaluation Matrix**

It was moved by Councillor Lucas, seconded by Councillor Alto, that Council approve the interim methodology for developing the matrix for the Strategic Plan Grants for 2017 as outlined in this report and direct staff to proceed with recruiting Committee members and implementing the Committee and Process for the 2017 pilot project.

**Carried Unanimously**

**9. Rosalie Village**

It was moved by Councillor Thornton-Joe, seconded by Mayor Helps:

Whereas creating affordable housing is one of Council's priorities,

And whereas, Rosalie Village have been able to show how the additional funds would assist this project and the issues of homelessness that affect our City and Region,

And whereas, Council previously reduced the amount provided because there was a belief that we would be contributing more than Saanich. Saanich has reduced DCC costs, given easement rights and will be giving annual tax exemptions.

And whereas as our Housing Trust Fund currently has \$1.2 million and no proposals currently coming forward,

Therefore, it is moved that we increase our contribution to the amount originally recommended by staff which translates to \$125,000.00 being given to the Rosalie Village project.

*Council discussed the following:*

- *Whether using funds for housing outside the City of Victoria is appropriate.*

**Carried**

**For:** Mayor Helps, Councillors Alto, Coleman, Isitt, Loveday, Lucas, Madoff, and Thornton-Joe  
**Opposed:** Councillor Young

**10. Amendment to Cannabis-Related Business Regulation Bylaw to Enable Third Party ATM's**

It was moved by Councillor Lucas, seconded by Councillor Thornton-Joe, that Council direct staff to create an amendment to the Business Licence Regulation Bylaw to enable third party ATMs to operate in storefront cannabis retailers.

**Carried Unanimously**

**2. Committee of the Whole – October 13, 2016**

*Councillor Isitt withdrew from the meeting at 7:47 p.m. due to a potential conflict of interest, as he has family that resides near the subject property.*

**1. Work without Permit – 1142 Caledonia Ave. / Bylaw File #42266**

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that Council direct the City Clerk to file a notice in the Land Title Office in relation to the property located at 1142 Caledonia Avenue, legally described as Lot 10 Suburban Lot 17 Victoria Plan 153 indicating that a resolution relating to this property has been made under the authority delegated pursuant to Section 57(3) of the *Community Charter* and the provisions of the *Property Maintenance Delegation Bylaw*, and advise that further information regarding this resolution may be inspected at the Legislative & Regulatory Services Department in Victoria City Hall, and indicate that this notice is in regard to the owner's fifth suite.

**Carried Unanimously**

*Councillor Isitt returned to the meeting at 7:47 p.m.*

**2. Work without Permit – 1349 Grant Street / Bylaw File #48824**

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that Council direct the City Clerk to file a notice in the Land Title Office in relation to the property located at 1349 Grant Street, legally described as Lot 8 Plan 317A Section 75 Victoria indicating that a resolution relating to this property has been made under the authority delegated pursuant to Section 57(3) of the *Community Charter* and the

provisions of the *Property Maintenance Delegation Bylaw*, and advise that further information regarding this resolution may be inspected at the Legislative & Regulatory Services Department in Victoria City Hall.

**Carried Unanimously**

**3. 2016 Regional Growth Strategy – Request for Feedback**

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council consider the proposed 2016 Regional Growth Strategy (CRD Bylaw 4017) and provide comments to the CRD confirming that the proposed 2016 Regional Growth Strategy (RGS) is consistent with the City of Victoria *Official Community Plan* objectives related to growth, environment, housing, transportation and economic development for consideration at the RGS public hearing scheduled for October 19, 2016.

That Council express its concern over incremental urban sprawl and loss of green space in the region particularly in the Juan de Fuca electoral area and that the CRD take action to strengthen urban containment.

**Carried Unanimously**

**4. Report Back to Council – City Provision of Mulch to Community Garden Operators**

It was moved by Councillor Thornton-Joe, seconded by Councillor Isitt, that Council consider a policy to authorize the distribution of mulch to the 15 existing gardens which includes the allocation of funds to cover labour, at the budget meetings in late October.

**Carried**

**For:** Mayor Helps, Councillors Alto, Coleman, Isitt, Loveday, Lucas, Madoff, and Thornton-Joe  
**Opposed:** Councillor Young

**5. Follow-up Actions – Naming Initiative for Begbie Green**

It was moved by Councillor Madoff, seconded by Councillor Thornton-Joe, that Council receive this updated report for information and confirm the name of the green space located at Begbie and Pembroke streets as *Begbie Green*.

**Carried**

**For:** Mayor Helps, Councillors Alto, Coleman, Loveday, Lucas, Madoff, Thornton-Joe, and Young  
**Opposed:** Councillor Isitt

**6. Actions related to the E & N Rail Trail and Commuter Train Service**

It was moved by Councillor Isitt, seconded by Councillor Loveday:

1. That Council direct staff to cooperate with the Capital Regional District to engage owners of the private lands designated at "Railway Corridor" in Victoria West to complete the installation of the E & N Rail Trail from Esquimalt Road to Victoria Harbour as soon as practicable.
2. That Council direct staff to co-operate with the CRD in completing detailed design of the trail on the City owned land between Bayview property and the Galloping Goose Trail/Johnson Street Bridge and report back to Council.
3. That Council express its interest in further exploring the viability of commuter train service on the E & N corridor between Langford and Victoria as an inter-municipal service, or under Victoria Regional Transit Commission as a commuter train sub commission.

**Carried Unanimously**

**7. Updating the Street Vendors Bylaw to Permit Bicycle Street Vending**

It was moved by Councillor Loveday, seconded by Councillor Isitt, that Council refer the following resolution to the next Quarterly Strategic Plan Update and direct staff to report to Council at that update on the resource implications of the following action:

- (1) That Council approve the addition of the following 2017 Action to the Strategic Plan:  
"Consolidate and update the Street Vendors Bylaw to permit the licensing, operations and regulation of responsible bicycle street vending in the City of Victoria."

**Carried Unanimously**

**8. Emergency Program Overview**

It was moved by Councillor Loveday, seconded by Councillor Alto, that Council direct the City Manager to include an emergency management workshop at the beginning of each Council term.

That Council receive this report for information.



**Amendment:**

It was moved by Councillor Coleman, seconded by Councillor Loveday, that the motion be amended as follows:

That Council direct the City Manager to include an emergency management **training** workshop for Council **in the orientation sessions** at the beginning of each Council term.

**On the amendment:**  
**Carried Unanimously**

**Amendment:**

It was moved by Councillor Isitt, that the motion be amended by changing **workshop** to **table top exercise**.

**On the amendment:**  
**Defeated due to no seconder**

**Amendment:**

It was moved by Mayor Helps, seconded by Councillor Isitt, that the motion be amended as follows:

That Council direct the City Manager to include an emergency management training workshop for Council in the orientation sessions at the beginning of each Council term, **and a tabletop exercise within the first quarter of the new Council term**.

**On the amendment:**  
**Carried Unanimously**

**Main motion as amended:**

That Council direct the City Manager to include an emergency management training workshop for Council in the orientation sessions at the beginning of each Council term, and a tabletop exercise within the first quarter of the new Council term.

**On the main motion as amended:**  
**Carried Unanimously**

**BYLAWS**

**1. FIRST READING**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Alto, that the following bylaws **be given first reading:**

- a. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1073) No. 16-073*

**Carried Unanimously**

**2. SECOND READING**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Alto, that the following bylaws **be given second reading:**

- a. *Zoning Regulation Bylaw, Amendment Bylaw (No. 1073) No. 16-073*

**Carried Unanimously**

**3. THIRD READING**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Isitt, that Council rescind adoption of the Archives Use Bylaw, Amendment Bylaw (No. 2) No. 16-060.

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Loveday, that Council rescind third reading of the Archives Use Bylaw, Amendment Bylaw (No. 2) No. 16-060.

**Motion:**

It was moved by Councillor Isitt, seconded by Councillor Coleman, that the following bylaw **be given third reading:**

- a. *Archives Use Bylaw, Amendment Bylaw (No. 2) No. 16-060*

**Carried Unanimously**

### 3. Adoption

#### Motion:

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the following bylaw **be adopted:**

- a. *Tax Exemption (Permissive) Bylaw, 2017-2019 No. 16-074*

**Carried Unanimously**

*Councillor Coleman withdrew from the meeting at 7:57 p.m. due to a potential pecuniary conflict of interest, as his wife works for the Anglican Synod of the Diocese of BC.*

#### Motion:

It was moved by Councillor Young, seconded by Councillor Lucas, that the following bylaw **be adopted:**

- a. *Tax Exemption (Permissive) Bylaw, 2017-2019 No. 16-075*

**Carried Unanimously**

*Councillor Coleman returned to the meeting at 7:57 p.m.*

## **CORRESPONDENCE**

### 1. **Letter from the Minister of Community, Sport and Cultural Development and Minister Responsible for Translink regarding a Stakeholder Engagement Summary On the Passenger Transportation Sector**

It was moved by Councillor Alto, seconded by Councillor Lucas, that the correspondence dated September 23, 2016, from the Minister of Community, Sport and Cultural Development and Minister Responsible for Translink be received for information.

**Carried Unanimously**

### 2. **Letter from the District of Oak Bay regarding the Pemberton Trail Network**

It was moved by Councillor Isitt, seconded by Mayor Helps, that the correspondence dated September 29, 2016, from the District of Oak Bay be referred to the October 27, 2016 Committee of the Whole Meeting.

**Carried Unanimously**

## **NEW BUSINESS**

### 1. **Advocacy for Clemency for Leonard Peltier**

It was moved by Councillor Isitt, seconded by Councillor Loveday:

WHEREAS Leonard Peltier, an indigenous activist from Chippewa and Dakota Sioux territory in the present-day United States, and an honorary member of the Kwakwaka'wakw Nation of northern Vancouver Island, has been detained within the American prison system since his extradition from Vancouver, Canada in 1976; and

WHEREAS Since that date, a growing movement has emerged in Canada and around the world demanding freedom for Leonard Peltier; and

WHEREAS This advocacy extends from Bishop Desmond Tutu in South Africa, to the Anglican Bishop of the Diocese of British Columbia, the Right Reverend Dr. Logan McMenamie, to the Catholic Bishop of Victoria, the Most Reverend Gary Gordon, who appealed to United States President Barack Obama to free Leonard Peltier by granting Executive Clemency prior to the conclusion of his term of office in January 2017; and

WHEREAS The appeal for clemency has also been endorsed by leaders and organizations including: the Dalai Lama, the European Parliament, Nelson Mandela, Amnesty International, and Warren Allmand, Solicitor General of Canada and Minister of Indian Affairs and Northern Development in the Government of Prime Minister Pierre Elliott Trudeau at the time Peltier was extradited from Vancouver; and

WHEREAS This advocacy is imbued with a personal connection to the current Government of Canada, with the Honourable Justice Minister Jody Wilson-Raybould's grandmother Ethel Pearson, an elder of the Musgamakw Tsawataineuk Nation, offering Leonard Peltier asylum here on Vancouver Island in the 1970s to prevent his extradition from British Columbia; and

WHEREAS Leonard Peltier was adopted as an honorary member of the Kwakwaka'wakw Nation at the time, in accordance with protocols that included consent by dozens of hereditary chiefs; and

WHEREAS Victoria City Council has recognized 2017 as a Year of Reconciliation;

THEREFORE BE IT RESOLVED THAT Victoria City Council endorse Bishop Desmond Tutu's appeal for clemency for Leonard Peltier and request that the Mayor, on behalf of Council, forward this resolution to the Federal Minister of Justice and Prime Minister of Canada, urging them to write and advocate to the President of the United States in support of Executive Clemency for Leonard Peltier, as an act of

reconciliation with the indigenous peoples of North America prior to the conclusion of President Obama’s term of office in January 2017.

*Council discussed the following:*

- *Whether the proposed motion is an appropriate consideration for the City of Victoria Council.*

**Carried**

**For:** Mayor Helps, Councillors Alto, Coleman, Isitt, Loveday, Lucas, Madoff, and Thornton-Joe  
**Opposed:** Councillor Young

**QUESTION PERIOD**

*A question period was held.*

**ADJOURNMENT**

It was moved by Councillor Alto, seconded by Councillor Loveday, that the Council meeting adjourn.  
Time: 8:19 p.m.

**Carried Unanimously**

CERTIFIED CORRECT:

\_\_\_\_\_  
CITY CLERK

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MAYOR