



## **MINUTES – VICTORIA CITY COUNCIL**

### **MEETING OF THURSDAY, MARCH 1, 2018, AT 11:08 AM**

**PLACE OF MEETING:**

Council Chambers, City Hall

**PRESENT:**

Mayor Helps, Councillors Alto, Coleman, Isitt, Loveday, Lucas, Madoff, and Young

**ABSENT:**

Councillor Thornton-Joe

**STAFF PRESENT:**

J. Jenkyns – Acting City Manager; C. Coates – City Clerk; C. Havelka – Deputy City Clerk; P. Bruce – Fire Chief; S. Thompson – Director of Finance; J. Tinney – Director of Sustainable Planning & Community Development; F. Work – Director of Engineering & Public Works; B. Eisenhauer – Head of Engagement; T. Zworski – City Solicitor; C. Mycroft – Manager of Executive Operations; A. K. Ferguson – Recording Secretary

### **APPROVAL OF AGENDA**

**Motion:**

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

**Carried Unanimously**

### **READING OF MINUTES**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Alto, that the following minutes be adopted:

1. Minutes from the daytime meeting held February 1, 2018

**Carried Unanimously**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Alto, that the following minutes be adopted:

2. Minutes from the daytime meeting held February 15, 2018

**Carried Unanimously**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Alto, that the following minutes be adopted:

3. Minutes from the daytime meeting held February 22, 2018

**Carried Unanimously**

## **UNFINISHED BUSINESS**

1. **Letter from the Corporation of the Township of Spallumcheen**

*A letter dated January 23, 2018, in which the City was carbon-copied, regarding the need for cannabis sales revenue sharing within the province of BC with local governments.*

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Lucas, that the correspondence dated January 23, 2018 from the Corporation of the Township of Spallumcheen be received for information.

**Carried unanimously**

2. **Letter from the Minister of Transportation and Infrastructure**

*A letter of response dated January 25, 2018, regarding the City's support for the Capital Regional District's (CRD's) proposed Regional Transportation Authority.*

**Motion:**

It was moved by Councillor Young, seconded by Councillor Coleman, that the correspondence dated January 25, 2018 from the Minister of Transportation and Infrastructure be received for information.

**Carried unanimously**

3. **Letter from the Minister of Transportation and Infrastructure**

*A letter of response dated January 25, 2018, regarding a request that the provincial government consider changing the Motor Vehicle Act to allow the use of personal mobility devices in protected bike lanes.*

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Isitt, that the correspondence dated January 25, 2018 from the Minister of Transportation and Infrastructure be received for information.

**Motion to refer:**

It was moved by Councillor Isitt, seconded Loveday, that the letter be referred to the Active Transportation and Advisory Committee

**Amendment:**

It was moved by Councillor Loveday, seconded by Councillor Isitt, that the motion be amended as follows: That the letter be referred to the Active Transportation and Advisory Committee **and to the Accessibility Working Group.**

On the amendment:  
**Carried unanimously**

**Main motion to refer:**

That the letter be referred to the Active Transportation and Advisory Committee and to the Accessibility Working Group.

**Carried unanimously**

4. **Letter from the Letter from the District of Metchosin**

*A letter dated January 26, 2018, in which the City of Victoria was carbon-copied, regarding the Draft CRD Bylaw 4093 on Regional Transportation Service.*

**Motion:**

It was moved by Councillor Lucas, seconded by Councillor Alto, that the correspondence dated January 26, 2018 from the District of Metchosin be received for information.

**Carried unanimously**

5. **Letter from the Minister of Social Development and Poverty Reduction**

*A letter of response dated February 6, 2018 regarding the City's support for the creation of a 'British Columbians with Disabilities Act'.*

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Loveday, that the correspondence dated February 6, 2018 from the Minister of Social Development and Poverty Reduction be received for information.

**Amendment:**

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

That the correspondence dated February 6, 2018 from the Minister of Social Development and Poverty Reduction be received for information **and that the letter be referred to the Accessibility Working Group**

On the amendment:  
**Carried unanimously**

**Main motion as amended:**

That the correspondence dated February 6, 2018 from the Minister of Social Development and Poverty Reduction be received for information and that the letter be referred to the Accessibility Working Group.

**Carried unanimously**

**Rise and Report from Closed Meeting for Information**

a. **From the closed meeting of December 7, 2017:**

1. That Council appoint Stefan Schulson to the Advisory Design Panel (ADP) for the remainder of an 18-month term ending December 31, 2018.
2. Rescind the appointment of Patty Graham

b. **From the closed meeting of December 7, 2017:**

That Council authorize the Mayor and City Clerk to execute a lease with Budget Rent-A-Car of Victoria LTD (Incorporation No. BC0660710) for premises at 724 Douglas Street, in a form satisfactory to the City Clerk, for a period of five (5) years commencing January 01, 2018 which terms will reflect a base rent of \$16,827.50 per annum for the first two (2) years rising to \$17,589.50 for the remaining three (3) years, with an option to renew for an additional five (5) years, subject to the publication of the statutory notices required by the Community Charter.

c. **From the closed meeting of December 7, 2017:**

That Council authorize the Mayor and City Clerk to execute a lease amending agreement with the Trustees of the Religious Society of Friends for bare land at 1827 Fern Street, in a form satisfactory to the City Clerk, for a period of five (5) years commencing December 30, 2017 which terms will reflect the payment of \$5,580.00 per annum, with two (2) options to renew for an additional five (5) years, subject to the publication of the statutory notices required by the Community Charter.

**REPORTS OF COMMITTEES**

1. **Committee of the Whole – February 15, 2018**

1. **City Role in Childcare Solutions**

**Motion:**

It was moved by Councillor Alto, seconded by Councillor Loveday, that Council:

1. Direct staff to consider Childcare as a potential Community Amenity when reviewing the Community Amenity Policy and report back to Council.

2. Direct staff to report back at the next quarterly update on what work would be required to expedite the rezoning process for childcare spaces and/or to amend the Zoning Bylaw to include childcare for up to a certain number of spaces in all zones unless specifically noted otherwise.
3. Encourage the Director of Engineering and Public Works to work with the Sustainable Planning and Community Development department and to use his discretion under the Streets and Traffic Bylaw to be creative and flexible when it comes to allocating public rights of way to provide for temporary pick up and drop off zones adjacent to childcare facilities to avoid need for parking variances where practical.

**Carried unanimously**

**2. 2018 Operational Plan**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Alto, that Council receive this report for information.

**Carried unanimously**

**3. Fourth Quarter Operational Plan Progress Report**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Alto, that Council receive this report for information.

**Carried unanimously**

**4. Governance – Amendments to the Council Procedures Bylaw and Request to Address Council Policy**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Isitt, that Council direct staff to bring forward amendments to the *Council Procedures Bylaw* and *Request to Address Council Policy* to implement amendments approved in September 2016 and to include further Council Procedures Bylaw amendments to:

1. Increase electronic participation from the current maximum of two members to four members.
2. Provide further options for indicating voting preference during electronic participation.  
And that 72 hours be replaced with 24 hours in Section 9(2)(a) of the Council Procedures Bylaw.  
And that Section 9(7) be struck from the Council Procedure Bylaw.
3. Remove the 24 hour public posting requirement for amended bylaws.
4. Change the Request to Address Council sections to reflect current practices of late registration and five minute speaking time for all speakers.
5. Include consent agenda provisions for Committee of the Whole and Closed Council Meetings.
6. Permit debate on motions to postpone to a certain time.
7. Enable combining multiple bylaw readings in one motion.
8. Re-name the Notice of Motion section of the Committee of the Whole agenda to "Council Member Motions".
9. Strike Item 11 of the Request to address Council Policy.

Direct staff to report back on how other municipalities deal with electronic participation of members.

Direct staff to report back with options and of allowing the public to participate remotely when access to city hall is an issue and to examine the best practices of other local governments.

Add to the Council Procedures, a section 7(2)(d) posting the agenda on social media.

**Carried unanimously**

5. **Right of Way Improvements on Greenways**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Isitt, that Council refer the following resolution to staff to report back on the implications at the next Quarterly Update:

That staff report to Council with the following information:

1. A list of city blocks and laneways that do not currently have curbs and gutters installed;
2. A proposed process moving forward for right-of-way improvements arising from land use and development applications on these city blocks and laneways.

**Carried unanimously**

2. **Committee of the Whole – February 22, 2018**

1. **Advocacy and Local Action for Treatment and Recovery for People with Addiction**

**Motion:**

It was moved by Councillor Loveday, seconded by Councillor Coleman, that Council request that the Mayor write to the Minister of Mental Health and Addictions requesting that the Province open publicly funded and financially accessible treatment and recovery rooms and facilities on lower Vancouver Island and that Council direct staff to report back with options for allowing sober housing for people in recovery within residential zones.

**Motion to refer:**

It was moved by Councillor Loveday, seconded by Mayor Helps, that the following motion be referred to the Victoria Housing Strategy:

“that Council direct staff to report back with options for allowing sober housing for people in recovery within residential zones”

On the motion to refer:  
**Defeated**

For: Councillor Alto  
Against: Mayor Helps, Councillors Coleman, Isitt, Loveday, Lucas, Madoff, and Young

On the main motion:  
**Carried unanimously**

2. **Attendance at Association of Vancouver Island and Coastal Communities (AVICC) Conference**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Lucas, that Council authorize the attendance and associated costs for Councillor Isitt to the AVICC conference to be held in Victoria, April 13 to 15, 2018.

The approximate cost for attending is:

Registration	\$320.25
Incidentals	\$50.00

**Approximate Cost                      \$370.25**

**Carried unanimously**

3. **Follow-up on Council Motion re: Human Rights and Non-discrimination**

**Motion:**

It was moved by Councillor Alto, seconded by Councillor Loveday, that Council adopt the policy position, actions and materials laid out in the Appendices to this report.

**Carried unanimously**

5. **Sheltering Prohibition in Reeson Park and Quadra Park**

**Motion:**

It was moved by Councillor Lucas, seconded by Councillor Coleman, that subject to the Province agreeing to keep:

- The Out of the Rain (St Andrew's Presbyterian - 680 Courtney) 30 Mats youth 15-25 only, slated to close April 15th
- And the Cool Aid Seasonal Shelter - 755 Pandora – Mats, Co-Ed, slated to close March 31st – open beyond a seasonal basis

or the equivalent number of spaces at other locations, Council direct staff to amend the Parks Regulation Bylaw to prohibit overnight sheltering (camping) in Reeson Park and Quadra Park.

And that the Mayor be requested to write to the Minister Responsible for Housing, with a copy to the Premier and MLAs from the Capital Region, requesting a commitment from the Provincial Government to ensure an adequate supply of housing with supports to meet the needs in the community for the unhoused population throughout the region.

**Carried**

For: Mayor Helps, Councillors Coleman, Lucas, Madoff, and Young  
Against: Councillors Alto, Isitt, and Loveday

**BYLAWS**

*Councillor Lucas withdrew from the meeting at 1:20 p.m. due to a pecuniary conflict of interest as she is the General Manager of a hotel.*

1. **Bylaw for Business Licence Changes**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Loveday, that the following bylaw **be given first, second, and third reading:**

- a. *Business Licence Bylaw, Amendment Bylaw (No. 32) No. 18-034*

**Carried unanimously**

**CLOSED MEETING**

**Motion:**

It was moved by Councillor Coleman, seconded by Councillor Loveday, that Council convene a closed meeting that excludes the public under Sections 90(1) and/or (2) of the Community Charter; namely:

- *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)(f) law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;*
- *Section 90 (1)(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;*
- *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; and*
- *Section 90(1)(m) a matter that, under another enactment, is such that the public may be excluded from the meeting.*

**Carried Unanimously**

## **APPROVAL OF CLOSED AGENDA**

### **Motion:**

It was moved by Councillor Alto, seconded by Councillor Loveday, that Council adopt the closed agenda.

### **Amendment:**

It was moved by Councillor Loveday, seconded by Councillor Lucas, that Council approve the closed agenda with the following amendments:

#### **Consent Agenda**

**Item No. 1 - Minutes from the Closed Meeting held February 1, 2018**

**Item No. 2 - Minutes from the Closed Meeting held February 15, 2018**

**Item No. 3 - Minutes from the Closed Meeting held February 22, 2018**

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

### **Amendment:**

It was moved by Councillor Alto, seconded by Councillor Loveday, that Council approve the closed agenda with the following amendments:

**That an additional item, Legal Update be added following Item No. 4 - Intergovernmental Relations.**

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

## **CONSENT AGENDA**

It was moved by Councillor Coleman, seconded by Councillor Alto, that the following be adopted without further discussion:

### **1. Minutes from the Closed Meeting held February 1, 2018**

It was moved by Councillor Coleman, seconded by Councillor Alto, that the minutes from the closed meeting held February 1, 2018 be adopted.

**Carried Unanimously**

### **2. Minutes from the Closed Meeting held February 15, 2018**

It was moved by Councillor Coleman, seconded by Councillor Alto, that the minutes from the closed meeting held February 15, 2018 be adopted.

**Carried Unanimously**

### **3. Minutes from the Closed Meeting held February 22, 2018**

It was moved by Councillor Coleman, seconded by Councillor Alto, that the minutes from the closed meeting held February 22, 2018 be adopted.

**Carried Unanimously**

## **NEW BUSINESS**

### **1. Intergovernmental Relations**

Council received a confidential report from the Mayor, Councillors Coleman and Young providing information and recommendations regarding an Intergovernmental Relations item.

The discussion and motion were recorded and kept confidential.

**2. Proposed Municipal Service**

Council received a confidential report from the Fire Chief providing information and recommendations regarding a Proposed Municipal Service item.

The discussion and motion were recorded and kept confidential.

**3. Intergovernmental Relations**

Council received a confidential report from Councillor Alto providing information and recommendations regarding Intergovernmental Relations.

The discussion and motion were recorded and kept confidential.

**4. Intergovernmental Relations**

Council received a confidential report from Mayor Helps providing information and recommendations regarding Intergovernmental Relations.

The discussion and motion were recorded and kept confidential.

**5. Land**

Council received a confidential report regarding a Land item.

The discussion and motion were recorded and kept confidential.

**ADJOURNMENT**

**Motion:**

It was moved by Councillor Lucas, seconded by Councillor Alto, that the Closed Council meeting adjourn.

Time: 2:40 p.m.

**Carried Unanimously**

CERTIFIED CORRECT:

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CITY CLERK

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MAYOR OF THE CITY OF VICTORIA