MINUTES - COMMITTEE OF THE WHOLE

October 10, 2019, 9:00 A.M.
COUNCIL CHAMBERS, CITY HALL, 1 CENTENNIAL SQUARE
The City of Victoria is located on the homelands of the Songhees and Esquimalt People

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

LEAVE OF ABSENCE: Councillor Collins

STAFF PRESENT: J. Jenkyns - City Manager, C. Coates - City Clerk , P. Bruce - Fire Chief, S. Thompson - Deputy City Manager / Director of Finance, F. Work - Director of Engineering & Public Works, T. Soulliere - Director of Parks, Recreation & Facilities, B. Eisenhauer - Head of Engagement, C. Havelka - Deputy City Clerk, A. Hudson - Acting Director of Sustainable Planning & Community Development, C. Mycroft - Manager of Executive Operations, T. Zworski - City Solicitor, R. Morhart - Manager, Permits & Inspections, J. O'Connor - Deputy Director of Finance, K.Moore - Head of Business and Community Relations, J. Day – Senior Cultural Planner, M. Heiser - Committee Secretary

A. APPROVAL OF AGENDA

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the agenda be approved.

CARRIED UNANIMOUSLY

B. CONSENT AGENDA

That the following items be approved without further debate

C.1 Minutes from the meeting held September 19, 2019

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the minutes from the meeting held September 19, 2019 be adopted.

CARRIED UNANIMOUSLY

F.1 Request for Boulevard Removal from the Taxed Boulevard Program

Committee received a report dated September 19, 2019 from the City Clerk regarding the proposed boulevard removal from the Taxed Boulevard Program for the south side of Richardson Street between Harbinger Avenue and Cornwall Street.

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That Council approve the removal of the following boulevard from the Taxed Boulevard Program effective for the 2020 tax year:

1. South side of Richardson Street between Harbinger Avenue and Cornwall Street.

CARRIED UNANIMOUSLY

F.3 Appointment - Bylaw Officer

Committee received a report dated October 2, 2019 from the City Clerk regarding the appointment of Shannon Perkins as the Manager of Bylaw and Licensing Services.

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That Council approve the appointment of Shannon Perkins:

1. As a Bylaw Officer pursuant to section 2(a) of the Inspection Bylaw (06-061).
2. As a Business License Inspector for the City of Victoria; and,
3. A Building Inspector for the purposes for Section 57 of the Community Charter.

CARRIED UNANIMOUSLY

F.4 Proclamation - Fair Employment Week

Committee received a report dated September 26, 2019 from the City Clerk regarding Fair Employment Week, October 7 to October 11, 2019.

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the *Fair Employment Week* Proclamation be forwarded to the October 10, 2019 Council meeting for Council's consideration.

CARRIED UNANIMOUSLY

DRAFT

C. UNFINISHED BUSINESS

D.1 Postponed Motion - Fare Free Youth Bus Program - Update and Considerations

Director of Engineering and Public Works delivered an update to Council regarding the cost of proceeding with smart phone capabilities.

Moved By Councillor Alto
Seconded By Councillor Potts

That the motion postponed from the October 3, 2019 Committee of the Whole meeting be lifted for consideration.

CARRIED UNANIMOUSLY

Petition to BC Transit through the Victoria Regional Transit Commission (VRTC) to introduce the required Smart Bus capabilities to enable online pass allocation, single, digital tap payment systems, and data capture, for our regional transit system

Amendment:

Moved By Councillor Isitt
Seconded By Mayor Helps

Petition to BC Transit through the Victoria Regional Transit Commission (VRTC) to introduce the required Smart Bus capabilities to enable online pass allocation, single, digital tap payment systems, and data capture, for our regional transit system**, and reiterate the City of Victoria's support for the introduction of fare-free public transit for the Capital Region**.

CARRIED UNANIMOUSLY

Main motion as amended:

Petition to BC Transit through the Victoria Regional Transit Commission (VRTC) to introduce the required Smart Bus capabilities to enable online pass allocation, single, digital tap payment systems, and data capture, for our regional transit system, and reiterate the City of Victoria's support for the introduction of fare-free public transit for the Capital Region.

CARRIED UNANIMOUSLY

D. LAND USE MATTERS

E.1 570 Yates Street: Liquor Primary License Application No. 000294, Leopold's Tavern (Downtown)

Committee received a report dated September 11, 2019 from the Acting Director of Sustainable Planning and Community Development regarding the proposed application by Leopold's Tavern for a Liquor Primary Licence.

DRAFT

Committee discussed:

- *Community response/feedback*
- *Recent communication received from the Downtown Residents Association*
- *Window specifications*
- *Patio licensing*

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

That Council direct staff to provide the following response to the Liquor Licensing Agency:

1. Council, after conducting a review with respect to noise and community impacts, does support the application of Leopold's Tavern located at 570 Yates Street having hours of operation from 9:00 am to 12:00 am daily with a total occupant load of 120 people (100 interior and 20 exterior, sidewalk cafe seats).

   Providing the following comments on the prescribed considerations:

   a. The impact of noise on the community near the establishment was considered in relation to the request and noise impacts are expected to be proportional to existing licence capacity and associated noise levels in the vicinity. The applicant has requested a closing time of 12:00 am Sunday through Thursday and 1 :00 am on Friday and Saturday, which is not fully supportable due to existing density of licenced seating in the area and higher than average calls for service related to noise and other impacts associated with late night entertainment.

   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 to neighbouring property owners and occupiers within 100 metres of the licensed location and a notice posted at the property. The City received five letters in response to the notification that went to 899 owners and occupants and all were opposed to the application which included one letter from the Downtown Residents Association.

   d. Council recommends the license be approved conditional on amending the closing hours to 12:00 am daily.

Amendment:

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

e. That the sidewalk be open to 10 p.m. daily.

FOR (3): Councillor Isitt, Councillor Alto, and Councillor Thornton-Joe

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

DEFEATED (3 to 5)

Amendment:

Moved By Councillor Isitt
Seconded By Councillor Thornton-Joe

That the City introduce a closing time of 10 pm for the sidewalk cafe for when the permit comes up for renewal in January.

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

OPPOSED (2): Mayor Helps and Councillor Young

CARRIED (6 to 2)

Main motion as amended:

That Council direct staff to provide the following response to the Liquor Licensing Agency:

1. Council, after conducting a review with respect to noise and community impacts, does support the application of Leopold's Tavern located at 570 Yates Street having hours of operation from 9:00 am to 12:00 am daily with a total occupant load of 120 people (100 interior and 20 exterior, sidewalk cafe seats).

   Providing the following comments on the prescribed considerations:

   a. The impact of noise on the community near the establishment was considered in relation to the request and noise impacts are expected to be proportional to existing licence capacity and associated noise levels in the vicinity. The applicant has requested a closing time of 12:00 am Sunday through Thursday and 1 :00 am on Friday and Saturday, which is not fully supportable due to existing density of licenced seating in the area and higher than average calls for service related to noise and other impacts associated with late night entertainment.

   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 to neighbouring property owners and occupiers within 100 metres of the licensed location and a notice posted at the property. The City received five letters in response to the notification that went to 899 owners and occupants and all were opposed to the application which included one letter from the Downtown Residents Association.

   d. Council recommends the license be approved conditional on amending the closing hours to 12:00 am daily.

That the City introduce a closing time of 10 pm for the sidewalk cafe for when the permit comes up for renewal in January.

CARRIED UNANIMOUSLY

DRAFT

Committee recessed at 10:15 a.m. and reconvened at 10:21 a.m.

E. STAFF REPORTS

F.2 Canada Day Report

Committee received a report dated October 7, 2019 from the Senior Cultural Planner regarding the history and specifics pertaining to the City's role in programming annual Canada Day celebrations and seeking direction on how to proceed for 2020.

Committee discussed:
- *Volunteer t-shirts*
- *Corporate sponsorships*
- *Celebration history*
- *Ethnic representations*
- *Family focused activities*

Moved By Councillor Thornton-Joe
Seconded By Councillor Dubow

That Council direct staff to:

1. Maintain the City's current approach for the Canada Day celebrations and increase the special event operations budget by $107,000 in the 2020 financial planning process to account for new police charges previously covered through the Police Board budget.

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

OPPOSED (1): Councillor Isitt

CARRIED (7 to 1)

F. NOTICE OF MOTIONS

G.1 Council Member Motion - Affordable Artist Housing in the City of Victoria

Committee received a report dated October 3, 2019 from Councillor Loveday regarding the proposed alignment of the Create Victoria Masterplan with the Victoria Housing Strategy to include the creation of housing for artists.

Committee discussed:
- *The Victoria Housing Strategy*
- *Economic plans*

Moved By Councillor Loveday
Seconded By Mayor Helps

1. That Council direct staff to align the Create Victoria Masterplan with the Victoria Housing Strategy to include the creation of housing for artists as a goal of the Victoria Housing Strategy.
2. And that Council direct staff to consider ways to encourage the creation of affordable housing through the implementation of existing policies including the inclusionary housing policy, housing reserve fund, and other relevant policies.

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

OPPOSED (1): Councillor Young

CARRIED (7 to 1)

G. ADJOURNMENT OF COMMITTEE OF THE WHOLE

Moved By Councillor Loveday
Seconded By Councillor Alto

That the Committee of the Whole Meeting be adjourned at 11:50 a.m.

CARRIED UNANIMOUSLY

CITY CLERK MAYOR

DRAFT