



MINUTES - VICTORIA CITY COUNCIL

April 23, 2020, 12:00 P.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 Dubow, Councillor Isitt, Councillor Loveday, and Councillor Young
- PRESENT ELECTRONICALLY: Councillor Potts and Councillor Thornton-Joe
- STAFF PRESENT: J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Director of Finance, P. Bruce - Fire Chief, C. Coates - City Clerk, T. Soulliere - Director of Parks, Recreation & Facilities, T. Zworski - City Solicitor, B. Eisenhauer - Head of Engagement, K. Hoese - Director of Sustainable Planning and Community Development, C. Havelka - Deputy City Clerk, C. Mycroft - Manager of Executive Operations, P. Martin - Council Secretary, M. Heiser – Committee Secretary

A. APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

Moved By Councillor Alto
Seconded By Councillor Dubow

That the agenda be approved as amended.

Amendment:

Moved By Councillor Alto
Seconded By Councillor Loveday

That the COTW Report from April 23, 2020 meeting be added to the agenda.

CARRIED UNANIMOUSLY

On the main motion as amended:
CARRIED UNANIMOUSLY

B. READING OF MINUTES

Moved By Councillor Isitt
Seconded By Councillor Dubow

That the following minutes be adopted:

1. Minutes from the special meeting held March 23, 2020
2. Minutes from the daytime meeting held April 2, 2020
3. Minutes from the meeting held April 9, 2020

CARRIED UNANIMOUSLY

D. PROCLAMATIONS

D.1 "Global Love Day" - May 1, 2020

Moved By Councillor Loveday
Seconded By Councillor Dubow

That the following proclamation be endorsed:

1. "Global Love Day" - May 1, 2020

CARRIED UNANIMOUSLY

D.2 "Apraxia Awareness Day" - May 14, 2020

Moved By Councillor Dubow
Seconded By Councillor Loveday

That the following proclamation be endorsed:

1. "Apraxia Awareness Day" - May 14, 2020

CARRIED UNANIMOUSLY

G. UNFINISHED BUSINESS

G.1 Letter from the Union of BC Municipalities

A letter dated April 8, 2020, regarding 2020 resolutions that were submitted to the Association of Vancouver Island Coastal Communities (AVICC).

Moved By Councillor Alto
Seconded By Councillor Dubow

That the correspondence dated April 8, 2020 from the Union of BC Municipalities be received for information.

CARRIED UNANIMOUSLY

H. REPORTS OF COMMITTEES

H.1 Committee of the Whole

H.1.a Report from the April 9, 2020 COTW Meeting

H.1.a.a Short Term Rental (STR) Business Licence Appeal Process Policy

Moved By Councillor Young
Seconded By Councillor Loveday

That Council approve the Short-Term Rental Business Licence Appeal Process Policy.

CARRIED UNANIMOUSLY

H.1.b Report from the April 16, 2020 COTW Meeting

H.1.b.a Regional Growth Strategy Amendment Referral for Municipal Acceptance

Moved By Councillor Alto
Seconded By Councillor Loveday

That Council:

1. Accept the Regional Growth Strategy amendment, as set out in the Capital Regional District's Bylaw No. 4328 "Capital Regional District Regional Growth Strategy Bylaw No. 1, 2018, Amendment Bylaw No. 1, 2019" (Bylaw No. 4328) as per section 436 of the Local Government Act.
2. Direct staff to provide the Capital Regional District Board with a letter confirming the City of Victoria's acceptance of the Capital Regional District Bylaw No. 4328.

CARRIED UNANIMOUSLY

H.1.b.b COVID-19 Update (Verbal)

Moved By Councillor Alto
Seconded By Councillor Dubow

That the report from the City Manager be approved as presented.

CARRIED UNANIMOUSLY

H.1.b.c Temporary Council Process COVID-19 - Review and Report Back

Moved By Councillor Alto
Seconded By Councillor Young

That Council:

1. Authorize telephone participation for request to address Council participants.

2. Direct staff to report back on the suspension of Public Hearings upon receipt of further information from the Ministry of Municipal Affairs and Housing.
3. Direct staff to amend the council and Committee of the Whole schedule to continue with the suspension of evening meetings until May 30, 2020, or earlier should circumstances warrant.
4. Direct staff to report back with a verbal update by May 14, 2020, with an anticipated timeline for restoring ordinary opportunities for public participation.

CARRIED UNANIMOUSLY

J. BYLAWS

J.1 Bylaw to Correct Clerical Error in Zoning Regulation Bylaw

Moved By Councillor Alto
Seconded By Councillor Young

That the following bylaw **be given third reading and be adopted:**

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1226) No. 20-056

CARRIED UNANIMOUSLY

J.2 Bylaw for Five Year Financial Plan 2020

Moved By Councillor Alto
Seconded By Councillor Young

That Council:

1. Amend the Five Year Financial Plan Bylaw, 2020 by replacing the bylaw that was given first reading on November 15, 2019 with the bylaw appended to the Five Year Financial Plan Bylaw, 2020 report, dated April 16, 2020.

Council discussed the following:

- The potential implications of the amendment to the bylaw.

FOR (5): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Thornton-Joe, and Councillor Young

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

CARRIED (5 to 3)

Moved By Mayor Helps
Seconded By Councillor Alto

That the Five Year Financial Plan Bylaw No. 19-112 as amended be read a second and third time.

FOR (5): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Thornton-Joe, and Councillor Young

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

CARRIED (5 to 3)

Council recessed at 12:38 p.m.

Mayor Helps reconvened the meeting at 1:32 p.m.

H. REPORTS OF COMMITTEES

H.1 Committee of the Whole

H.1.c Report from the April 23, 2020 COTW Meeting

H.1.c.a Victoria Police Department - Special Funding Request for Topaz Park Policing Costs

Moved By Councillor Loveday

Seconded By Councillor Alto

That Council authorize the following re-allocation of previously approved resources from the Late Night Great Night Program funding in the 2020 Provisional Financial Plan, to ensure public safety and public health during the COVID19 pandemic:

1. Up to \$100,000 to book accommodation for vulnerable populations, including people facing domestic violence, with staff directed to deploy these resources with no delay, working with partners to provide appropriate support services; and
2. Up to \$52,500 in additional public safety measures if required.

That staff report to Council if the remaining funds in the Late Night Great Night Program are expended, to consider a potential additional allocation to year end.

Mayor Helps advised that the two points of the motion will be voted on separately.

Moved By Councillor Loveday

Seconded By Councillor Alto

That Council authorize the following re-allocation of previously approved resources from the Late Night Great Night Program funding in the 2020 Provisional Financial Plan, to ensure public safety and public health during the COVID19 pandemic:

1. Up to \$100,000 to book accommodation for vulnerable populations, including people facing domestic violence, with staff directed to deploy these resources with no delay, working with partners to provide appropriate support services; and

That staff report to Council if the remaining funds in the Late Night Great Night Program are expended, to consider a potential additional allocation to year end.

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)

Moved By Councillor Loveday

Seconded By Councillor Alto

That Council authorize the following re-allocation of previously approved resources from the Late Night Great Night Program funding in the 2020 Provisional Financial Plan, to ensure public safety and public health during the COVID19 pandemic:

2. Up to \$52,500 in additional public safety measures if required.

That staff report to Council if the remaining funds in the Late Night Great Night Program are expended, to consider a potential additional allocation to year end.

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

OPPOSED (2): Councillor Dubow, and Councillor Isitt

CARRIED (6 to 2)

**H.1.c.b 650 Speed Avenue: Temporary Use Permit with Variances
Application No. 00016 (Burnside)**

Moved By Councillor Alto

Seconded By Councillor Loveday

1. That Council waive the standard practice of holding an opportunity for public comment for this application but direct staff to continue other standard practices related to sign posting and public notification, including a request for written commentary to come back to Council for consideration prior to issuing the Temporary Use Permit.
2. And subject to the required notification and advertising, Council consider issuing the Temporary Use Permit as follows:

"That Council authorize the issuance of Temporary Use Permit Application No.00016 for 650 Speed Avenue in accordance with plans submitted to the Sustainable Planning and Community Development department, date stamped April 2,

2020, to permit the additional use of multiple dwelling, subject to the following conditions:

- i. No less than 15 parking spaces shall be provided for residents.
- ii. The planting beds in the front and rear yards shall be cleaned up and reinstated.
- iii. The Temporary Use Permit, if issued, expires two years from the date of this resolution."

CARRIED UNANIMOUSLY

H.1.c.c Heritage Advisory Panel and Advisory Design Panel Referrals During the COVID-19 Pandemic

Moved By Councillor Alto

Seconded By Councillor Loveday

That Council:

1. Authorize meetings of the Heritage Advisory Panel and Advisory Design Panel to be conducted electronically during the period that the provincial declaration of a state of emergency made March 18, 2020, under section 9 (1) of the Emergency Program Act in relation to the COVID-19 pandemic and any extension of the duration of that declaration, is in effect.

CARRIED UNANIMOUSLY

H.1.c.d Revenue and Tax Policy Benchmark Monitoring and 2020 Tax Rates

Moved By Councillor Dubow

Seconded By Councillor Alto

That Council:

1. Approve 2020 tax rates in alignment with the Revenue and Tax Policy as follows:

Residential	3.1152
Utility	34.4916
Major Industrial	10.3581
Light Industrial	10.3581
Business	10.3581
Rec/Non Profit	6.8316
2. Direct staff to bring forward Tax Bylaw, 2020 for introductory readings and adoption to the daytime Council meeting on May 7, 2020.

CARRIED UNANIMOUSLY

H.1.c.e Council Member Motion: Re-Opening of Provincial Parks

Moved By Councillor Young

Seconded By Councillor Loveday

That Council request the Province to re-open Provincial parks for day use in order to reduce levels of use in local and regional parks and allow for greater physical distancing giving particular consideration to provincial parks on Southern Vancouver Island, the Lower Mainland and in proximity to other urban population centres in the province.

CARRIED UNANIMOUSLY

N. CLOSED MEETING at 1:37 p.m.

Moved By Councillor Young

Seconded By Councillor Dubow

MOTION TO CLOSE APRIL 23, 2020 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.

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

O. APPROVAL OF CLOSED AGENDA

Moved By Councillor Alto

Seconded By Councillor Dubow

That the closed agenda be approved.

Amendment:

Moved By Councillor Dubow

Seconded By Councillor Alto

That the agenda of the April 23, 2020 Closed Council meeting be amended as follows:

Consent Agenda:

P.1 Minutes from the closed meeting held March 23, 2020

P.2 Minutes from the closed meeting held April 2, 2020

P.3 Minutes from the closed Committee of the Whole meeting held April 2, 2020

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Alto

Seconded By Councillor Dubow

That the following item be discussed first on the agenda:

T.3 Employee Relations (Verbal)

CARRIED UNANIMOUSLY

On the main motion as amended:

CARRIED UNANIMOUSLY

P. CONSENT AGENDA

P.1 Minutes from the closed meeting held March 23, 2020

Moved By Councillor Alto

Seconded By Councillor Dubow

That the minutes from the closed meeting held March 23, 2020 be adopted.

CARRIED UNANIMOUSLY

P.2 Minutes from the closed meeting held April 2, 2020

Moved By Councillor Alto

Seconded By Councillor Dubow

That the minutes from the closed meeting held April 2, 2020 be adopted.

CARRIED UNANIMOUSLY

P.3 Minutes from the closed Committee of the Whole meeting held April 2, 2020

Moved By Councillor Alto
Seconded By Councillor Dubow

That the minutes from the closed Committee of the Whole meeting held April 2, 2020 be adopted.

CARRIED UNANIMOUSLY

T. NEW BUSINESS

T.3 Employee Relations – Community Charter Section 90(1)c

Council discussed an employee relations matter.

T. Soulliere, B. Eisenhauer, C. Havelka, C. Mycroft, T. Zworski, P. Rantucci, A. James, and M. Heiser withdrew from the meeting at 1:38 p.m.

C. Coates and S. Thompson withdrew from the meeting at 2:07 p.m.

B. Eisenhauer and C. Mycroft joined the meeting at 2:07 p.m.

C. Coates, S. Thompson, T. Soulliere, C. Havelka, C. Mycroft, T. Zworski, P. Rantucci, A. James, and M. Heiser joined the meeting at 2:22 p.m.

Mayor Helps withdrew from the meeting at 2:23 p.m. and Councillor Dubow assumed the Chair.

T.1 Land – Community Charter Section 90(1)e

Council received a report regarding a land matter.

The motion was recorded and kept confidential.

T.2 Legal Advice – Community Charter Section 90(1)(i)

Council received a report regarding a legal matter.

The motion was recorded and kept confidential.

V. ADJOURNMENT

Moved By Councillor Alto
Seconded By Councillor Loveday

That the Closed Council Meeting be adjourned at 2:48 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR

DRAFT