MINUTES - COMMITTEE OF THE WHOLE

May 21, 2020, 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 Loveday, Councillor Thornton-Joe, Councillor Dubow, Councillor Young
PRESENT ELECTRONICALLY:	Councillor Potts
PRESENT ELECTRONICALLY AND IN PERSON:	Councillor Isitt
STAFF PRESENT:	J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Director of Finance, C. Coates - City Clerk , P. Bruce - Fire Chief, T. Zworski - City Solicitor, P. Bellefontaine – Acting Director of Engineering & Public Works, T. Soulliere - Director of Parks, Recreation & Facilities, B. Eisenhauer - Head of Engagement, J. Jensen - Head of Human Resources, K. Hoese - Director of Sustainable Planning and Community Development, 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, A. Johnston - Planner, R. Batallas - Senior Planner, M. Heiser - Committee Secretary, A. James - Head of Strategic Operations, R. Carroll – Manager, Strategic Real Estate, L. Baryluk, Senior Planner, S. Young – Climate & Environmental Sustainability Specialist, S. Perkins – Manager, Bylaw Services

A. APPROVAL OF AGENDA

Moved By Councillor Loveday
Seconded By Councillor Alto

That the agenda be approved.

Amendment:

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That item I.7 – Proclamation – Honouring the National Day of the Republic of Azerbaijan be added to the Consent Agenda.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the agenda of the May 21, 2020 Committee of the Whole meeting be amended as follows:

Consent Agenda:

H.5 404 Henry Street: Heritage Designation Application No. 000189 (Victoria West)

I.6 Reallocation of Funding to Support 'Get Growing, Victoria!'

I.7 Proclamation - Honouring the National Day of the Republic of Azerbaijan

CARRIED UNANIMOUSLY

Main motion as amended:
CARRIED UNANIMOUSLY

B. CONSENT AGENDA

Moved By Councillor Alto
Seconded By Councillor Dubow

That the following items be approved without further debate.

CARRIED UNANIMOUSLY

H.5 404 Henry Street: Heritage Designation Application No. 000189 (Victoria West)

Committee received a report dated May 7, 2020 from the Director of Sustainable Planning and Community Development regarding the proposed Heritage Designation Application for 404 Henry Street in order to designate the exterior of the property.

Moved By Councillor Alto
Seconded By Councillor Dubow

That Council approve the designation of the property located at 404 Henry Street, pursuant to Section 611 of the Local Government Act, as a Municipal Heritage Site, and that first and second reading of the Heritage Designation Bylaw be considered by Council and a Public Hearing date be set.

DRAFT

CARRIED UNANIMOUSLY

I.6 Reallocation of Funding to Support 'Get Growing, Victoria!'

Committee received a report dated May 11, 2020 from the Director of Parks, Recreation and Facilities requesting the relocation of funding to support the education and distribution components of the 'Get Growing, Victoria!' food production program.

Moved By Councillor Alto
Seconded By Councillor Dubow

That Council approve the reallocation of $30,000 from the 2020 Community Garden Coordinator Grant to provide direct awards grants to community organizations supporting distribution and education components of the Get Growing, Victoria! food production program.

CARRIED UNANIMOUSLY

I.7 Proclamation - Honouring the National Day of the Republic of Azerbaijan

Committee received a report dated May 20, 2020 from the City Clerk regarding the proclamation for Honouring the National Day of the Republic of Azerbaijan, May 28, 2020.

Moved By Councillor Alto
Seconded By Councillor Dubow

That the *Honouring the National Day of the Republic of Azerbaijan* Proclamation be forwarded to the May 28, 2020 Council meeting for Council's consideration.

CARRIED UNANIMOUSLY

D. CLOSED MEETING

Motion to go into a closed Committee of the Whole meeting at 9:02 a.m.

Moved By Councillor Loveday
Seconded By Councillor Dubow

MOTION TO CLOSE THE MAY 21, 2020 COMMITTEE OF THE WHOLE 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)(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.

CARRIED UNANIMOUSLY

E. APPROVAL OF CLOSED AGENDA

F. CLOSED - STAFF REPORTS

F.1 Law Enforcement - Community Charter Section 90(1)(f)

Committee discussed a law enforcement matter.

The motion was recorded and kept confidential.

The open Committee of the Whole meeting reconvened at 9:34 a.m.

H. LAND USE MATTERS

H.1 324/328 Cook Street and 1044, 1048 and 1052/1054 Pendergast Street: Rezoning Application No. 00634 and DPV No. 000527 - Advance for Consideration after Postponement (Fairfield)

Committee received a report dated May 11, 2020 from the Director of Sustainable Planning and Community Development regarding the proposed Rezoning Application No. 00634 and Development Permit with Variance Application No. 000527 for 324/328 Cook Street and 1044, 1048 and 1052/1054 Pendergast Street in order to advance the applications for the properties back to Committee of the Whole for consideration.

Committee discussed the following:
- *Proposed use for the community space*
- *Affordable housing contribution*
- *Fewer comments received regarding application*
- *Adjacent parcel strata council proposed use of space*
- *Application received prior to policy changes*

Moved By Mayor Helps
Seconded By Councillor Young

That Council advance Rezoning Application No. 00634 and Development Permit with Variance Application No. 000527 for 324/328 Cook Street and 1044, 1048 and 1052/1054 Pendergast Street for consideration, in accordance with the recommendation stated in the attached Committee of the Whole Report from the meeting of March 19, 2020.

FOR (6): Mayor Helps, Councillor Alto, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Young
OPPOSED (2): Councillor Dubow, Councillor Isitt

CARRIED (6 to 2)

H.2 750 and 780 Summit Avenue: Development Permit with Variance Application No. 00136 (Burnside)

Committee received a report dated May 7, 2020 from the Director of Sustainable Planning and Community Development regarding the proposed Development Permit with Variance Application for 750 and 780 Summit Avenue in order to construct a four-storey car storage facility.

Committee discussed the following:

- *Electric car charging stations*
- *Maintenance of proposed landscaping*

Moved By Mayor Helps
Seconded By Councillor Loveday

That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion:
"That, subject to the proposed metal panels being reviewed and determined to be to the satisfaction of the Director of Sustainable Planning and Community Development, Council authorize the issuance of Development Permit with Variance Application No. 00136 for 750 and 780 Summit Avenue, in accordance with:

1. Plans date stamped April 14, 2020.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
   a. No provision of a loading space (Part 7.2, Section 9).
3. Provision of a short-term bike rack (6 spaces) in a location to the satisfaction of the Director of Engineering and Public Works.
4. The Development Permit lapsing two years from the date of this resolution."

CARRIED UNANIMOUSLY

H.3 500, 504, and 506 Herald Street: Development Permit with Variance No. 00105 (Downtown)

Committee received a report dated May 7, 2020 from the Director of Sustainable Planning and Community Development regarding the proposed Development Permit with Variance Application for 500, 504, and 506 Herald Street in order to construct an upper floor addition and exterior stairs to an existing building for use as a brew pub.

Committee discussed the following:

- *Concerns relating to hours of operation and occupancy load*
- *Matters under Council's consideration*
- *Properties receiving notice for public comments*
- *Comments received from the Downtown Residents Association*

Moved By Mayor Helps
Seconded By Councillor Alto

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. 00105 for 500, 504, and 506 Herald Street, in accordance with:

1. Plans date stamped April 16, 2020.
2. Development meeting all Zoning Bylaw 2018 requirements, except for the following variance:
    a. allowing new construction and building features to be erected partly on one lot and partly on another lot (Administration, Part 1, Section 12).
3. Conditional upon:
    a. the applicant providing security to replace two street trees (species to be determined by the Parks Department) on the frontage and to include grate, guard and structural soil to the satisfaction of the Director of Parks and Recreation; and
    b. the applicant providing a financial contribution of $1000 for two bicycle racks to be placed on Herald Street.
4. The Development Permit lapsing two years from the date of this resolution."

Amendment:

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

That Council, after giving notice, **extending the notification area to 100 metres,** and allowing an opportunity for public comment at a meeting of Council, consider the following motion:

CARRIED UNANIMOUSLY

On the main motion as amended:

That Council, after giving notice, extending the notification area to 100 metres, 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. 00105 for 500, 504, and 506 Herald Street, in accordance with:

1. Plans date stamped April 16, 2020.
2. Development meeting all Zoning Bylaw 2018 requirements, except for the following variance:
    a. allowing new construction and building features to be erected partly on one lot and partly on another lot (Administration, Part 1, Section 12).
3. Conditional upon:
    a. the applicant providing security to replace two street trees (species to be determined by the Parks Department) on the frontage and to include grate, guard and structural soil to the satisfaction of the Director of Parks and Recreation; and
    b. the applicant providing a financial contribution of $1000 for two bicycle racks to be placed on Herald Street.

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

CARRIED UNANIMOUSLY

Committee recessed at 10:38 a.m. and reconvened at 10:44 a.m.

Councillor Dubow requested that the vote on the Consent Agenda be recalled so that item I.6 Reallocation of Funding to Support 'Get Growing, Victoria!' could be considered separately.

Mayor Helps recalled the vote on the Consent Agenda.

B. CONSENT AGENDA

Moved By Councillor Alto
Seconded By Councillor Dubow

That the following items be approved without further debate.

CARRIED UNANIMOUSLY

H.5 404 Henry Street: Heritage Designation Application No. 000189 (Victoria West)

Committee received a report dated May 7, 2020 from the Director of Sustainable Planning and Community Development regarding the proposed Heritage Designation Application for 404 Henry street in order to designate the exterior of the property.

Moved By Councillor Alto
Seconded By Councillor Dubow

That Council approve the designation of the property located at 404 Henry Street, pursuant to Section 611 of the Local Government Act, as a Municipal Heritage Site, and that first and second reading of the Heritage Designation Bylaw be considered by Council and a Public Hearing date be set.

CARRIED UNANIMOUSLY

I.7 Proclamation - Honouring the National Day of the Republic of Azerbaijan

Committee received a report dated May 20, 2020 from the City Clerk regarding the proclamation for Honouring the National Day of the Republic of Azerbaijan, May 28, 2020.

Moved By Councillor Alto
Seconded By Councillor Dubow

That the *Honouring the National Day of the Republic of Azerbaijan* Proclamation be forwarded to the May 28, 2020 Council meeting for Council's consideration.

CARRIED UNANIMOUSLY

DRAFT

H. LAND USE MATTERS

H.4 1035 Joan Crescent: Development Permit with Variance Application No. 00129 (Rockland)

Committee received a report dated May 7, 2020 from the Director of Sustainable Planning and Community Development regarding the proposed Development Permit with Variance Application for 1035 Joan Crescent in order to construct a semi-attached dwelling.

Committee discussed the following:

- *Duplex common use areas*
- *Common roof line shared between units*
- *CALUC's comments on design guidelines*

Moved By Mayor Helps
Seconded By Councillor Alto

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. 00129 for 1035 Joan Crescent, in accordance with:

1. Plans date stamped January 7, 2020.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
   i. reduce the front yard setback from 10.50 metres to 3.22 metres.
3. The Development Permit lapsing two years from the date of this resolution."

Motion to refer:

Moved By Councillor Isitt
Seconded By Councillor Young

That the matter be referred back to staff to work with the applicant to ensure greater consistency with the spirit and letter of the duplex guidelines.

FOR (6): Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Young
OPPOSED (2): Mayor Helps, Councillor Alto
CARRIED (6 to 2)

I. STAFF REPORTS

I.1 COVID-19 Update (Verbal)

Committee received an update from the City Manager with regards to recent events and initiatives relating to the City's response to the Covid-19 pandemic highlighting several items:

- Aid for downtown business openings

- Topaz Park and Pandora Avenue encampments
- Collaboration with organizations and service providers to achieve housing and sheltering units

Committee discussed the following:
- *Takeout and food establishments' waste uptake*
- *Supports provided in housing facilities*
- *Allowance for public distancing notice on sidewalks*
- *Content proposed for social distancing stickers*

Moved By Mayor Helps
Seconded By Councillor Thornton-Joe

That the City Manager's report on the Covid-19 update be received for information.

CARRIED UNANIMOUSLY

I.2 Downtown Core Area Plan Update

Committee received a report dated April 30, 2020 from the Director of Sustainable Planning and Community Development regarding the recommended approach for updated the Downtown Cores Area Plan (DCAP, 2011.)

Committee discussed the following:
- *Engagement process successes*
- *Comments received from the Downtown Residents Association*
- *Identifying tools for effective engagement during the pandemic*
- *Accessibility Framework representation within the proposed guidelines*
- *Public amenity spaces and opportunities*
- *Proposed engagement with BC Transit*
- *Private properties and how they interact with the public realm*

Moved By Mayor Helps
Seconded By Councillor Thornton-Joe

That Council:
1. Direct staff to undertake an update of the Downtown Core Area Plan focused on enhancing liveability through improved building design considerations.
2. Direct staff to report back with proposed updates to the Downtown Core Area Plan and a related Official Community Plan Amendment Bylaw to update development permit area and heritage conservation area guidelines.
3. Consider consultation under Section 475(2)(b) of the Local Government Act and direct staff that no referrals of the Official Community Plan Amendment Bylaw are necessary to the Capital Regional District Board, Island Health, Songhees Nation, Esquimalt Nation, provincial or federal governments, Township of Esquimalt, District of Saanich and the District of Oak Bay.
4. Consider consultation under Sections 475(1) and 475(2) of the Local Government Act and direct staff to undertake consultation with the project technical working group along with downtown property owners, residents,

businesses, the development industry and heritage community on the proposed amendments to the Official Community Plan through a combination of printed materials and digital engagement tools such as an online open house and a project website.

CARRIED UNANIMOUSLY

I.3 Temporary License of Occupation for DC Fast Charger at 1400 Blk of Store Street

Committee received a report dated May 13, 2020 from the Acting Director of Engineering and Public Works seeking Council authorization of a ten-year term License of Occupation permitting BC Hydro to install and maintain a DCFC electric vehicle station.

Committee discussed the following:
- *Designated accessible parking*
- *Timing of Broad Street chargers project*
- *Cost of chargers and installation*

Moved By Councillor Alto
Seconded By Mayor Helps

That Council, authorize the City to enter into a License of Occupation (Electric Vehicle Charging Stations) agreement, allowing BC Hydro Power Authority (BC Hydro) the use of a defined portion of land at 1400 Store Street to install, maintain and operate a publicly accessible Direct Current Fast Charge (DCFC), electric vehicle station as shown in Appendix A.

CARRIED UNANIMOUSLY

Committee recessed at 12:02 p.m. and reconvened at 12:19 p.m.

I.4 Motor Vehicle Act Pilot Project

Committee received a report dated May 14, 2020 from the Acting Director of Engineering and Public Works providing an overview of the Motor Vehicle Act Pilot Program process and requirements for the City of Victoria to successfully and sustainably participate in this program.

Committee discussed the following:
- *Proposed collaboration with other municipalities*
- *Provincial priorities as it relates to this project*
- *Active and inactive applications for program funding*

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That Council direct staff to:

1. Communicate with the Province of British Columbia that the City of Victoria will work collaboratively with other municipalities and the Capital Regional District to explore a proposal for the second call under the Motor Vehicle Act Pilot Program focused on reduced speed limits and new mobility devices.
2. Prepare the associated corporate resourcing requirements to participate in the Motor Vehicle Act Pilot Program for consideration by Council as a part of the 2021 Financial Planning process.
3. Request expansion of provincial road safety and active transportation grant funding programs to support municipal participation in the Motor Vehicle Act Pilot Program.

CARRIED UNANIMOUSLY

I.5 Greater Victoria Harbour Authority Member Representative Appointment

Committee received a report dated May 13, 2020 from the City Clerk regarding the proposed extension of Councillor Alto's appointment as Member Representative to the Greater Victoria Harbour Authority.

Motion to refer:

Moved By Councillor Dubow
Seconded By Councillor Alto

That this matter be referred to June 11, 2020.

Amendment:

Moved By Councillor Isitt
Seconded By Councillor Loveday

That this matter be referred to ~~June 11, 2020~~ **after the municipal by-election or November 26, 2020 COTW meeting, whichever occurs first.**

FOR (3): Councillor Isitt, Councillor Loveday, Councillor Potts
OPPOSED (5): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Thornton-Joe, Councillor Young

DEFEATED (3 to 5)

On the motion to refer:

That this matter be referred to June 11, 2020.

CARRIED UNANIMOUSLY

I.6 Reallocation of Funding to Support 'Get Growing, Victoria!'

Committee received a report dated May 11, 2020 from the Director of Parks, Recreation and Facilities requesting the relocation of funding to support the education and distribution components of the 'Get Growing, Victoria!' food production program.

Moved By Councillor Isitt
Seconded By Councillor Dubow

That Council approve the reallocation of $30,000 from the 2020 Community Garden Coordinator Grant to provide direct awards grants to community organizations supporting distribution and education components of the Get Growing, Victoria! food production program.

CARRIED UNANIMOUSLY

K. NEW BUSINESS

K.1 Council Member Motion: Sheltering-in-place during Covid-19 Pandemic

Committee received a Council Member Motion dated May 19, 2020 from Councillor Potts, Councillor Isitt, and Councillor Loveday regarding the existing direction of sheltering-in-place in municipal greenspaces during the public health emergency.

Moved By Councillor Potts
Seconded By Councillor Isitt

1. That Council reaffirms the existing direction, consistent with advice of Public Health Officials to reduce the risk of transmission of Covid-19, of sheltering-in-place through deferred enforcement of the 7 am – 7 pm bylaw provision in locations where overnight sheltering is permitted (outside of Topaz and Pandora) for the duration of the public health emergency.
2. That Council adopts the following Policy relating to regulation of sheltering-in-place in locations where overnight sheltering is permitted] during the public health emergency:
    a. That Council directs staff not to remove shelters and belongings that are abandoned or unoccupied until 72 hours after they have been tagged by a Bylaw Officer, and ensure that any notices are consistent with this policy.
    b. That Council directs staff to store impounded items in a secure facility, for retrieval by the owner for up to thirty (30) days, to the extent that this policy is consistent with workplace safety requirements, and ensure that any notices are consistent with this policy.
3. Maintain and improve dialogue between the City of Victoria Bylaw Division, people living outside and the people who work with them regarding sheltering-in-place in locations where overnight sheltering is permitted, under the purview of the City Bylaw division, to mitigate unintended harms of City bylaws to those who are living outside.

Amendment:

Moved By Mayor Helps
Seconded By Councillor Young

1. That Council reaffirms the existing direction **for the duration of the provincial state of emergency,** consistent with advice of Public Health

Officials to reduce the risk of transmission of Covid-19, of sheltering-in-place through deferred enforcement of the 7 am – 7 pm bylaw provision in locations where overnight sheltering is permitted (outside of Topaz and Pandora) ~~**for the duration of the public health emergency**~~**.**

Amendment to the amendment:

Moved By Councillor Isitt
Seconded By Councillor Potts

1. That Council reaffirms the existing direction **for the duration of the health hazard under the public health act identified by the provincial heath officer** ~~**provincial state of emergency,**~~ consistent with advice of Public Health Officials to reduce the risk of transmission of Covid-19, of sheltering-in-place through deferred enforcement of the 7 am – 7 pm bylaw provision in locations where overnight sheltering is permitted (outside of Topaz and Pandora) ~~**for the duration of the public health emergency.**~~

DEFEATED

On the amendment:

FOR (1): Councillor Young
OPPOSED (7): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe,
DEFEATED (1 to 7)

On the main motion:

Amendment:

Moved By Mayor Helps
Seconded By Councillor Alto

That part B be postponed to May 28, 2020 until the letter is received from infectious disease specialist.

FOR (4): Mayor Helps, Councillor Alto, Councillor Thornton-Joe, Councillor Young,
OPPOSED (4): Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts
DEFEATED (4 to 4)

Amendment:

Moved By Councillor Alto
Seconded By Councillor Isitt

b. That Council directs staff to store impounded items in a secure facility, for retrieval by the owner for up to thirty (30) days, to the extent that this policy is consistent with workplace safety requirements **and the advice of local public heath authorities**, and ensure that any notices are consistent with this policy.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

1. That Council reaffirms the existing direction, consistent with advice of Public Health Officials to reduce the risk of transmission of Covid-19, of sheltering-in-place through deferred enforcement of the 7 am – 7 pm bylaw provision in locations where overnight sheltering is permitted (outside of Topaz and Pandora) **until June 25, 2020 ~~for the duration of the public health emergency.~~**
2. That Council adopts the following Policy relating to regulation of sheltering-in-place in locations where overnight sheltering is permitted **until June 25, 2020 ~~during the public health emergency:~~**

Motion to extend:

Moved By Mayor Helps
Seconded By Councillor Alto

That the meeting be extended to 2:15 p.m.

CARRIED UNANIMOUSLY

On the amendment:
CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Isitt
Seconded By Councillor Dubow

4. That staff report to Council on June 25 with an update on sheltering in parks as well as indoor sheltering options.

Amendment to amendment:

Moved By Mayor Helps
Seconded By Councillor Thornton-Joe

4. That staff report to Council on June 25 with an update on sheltering in parks as well as <u>a report from partners on opportunities for</u> indoor sheltering options.

CARRIED UNANIMOUSLY

On the amendment:
CARRIED UNANIMOUSLY

DRAFT

Motion to extend:

Moved By Councillor Alto
Seconded By Councillor Dubow

That the meeting be extended to 2:30 p.m.

CARRIED UNANIMOUSLY

Committee discussed the following:

- *Specifics relating to different provincial and heath orders*
- *Staff's direction and current operations*
- *Staff safety as it relates to handling personal belongings*
- *Direction Bylaw has taken and implemented in light of the current pandemic*

Motion to extend:

Moved By Councillor Alto
Seconded By Councillor Dubow

That the meeting be extended to 2:45 p.m.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Alto
Seconded By Councillor Isitt

5. That this item be forwarded to the May 21, 2020 Council meeting.

FOR (7): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe
OPPOSED (1): Councillor Young
CARRIED (7 to 1)

Motion to extend:

Moved By Councillor Dubow
Seconded By Councillor Alto

That the meeting be extended to 3:30 p.m.

CARRIED UNANIMOUSLY

Motion to go into a closed Committee of the Whole meeting at 2:35 p.m.

Moved By Councillor Loveday
Seconded By Councillor Dubow

DRAFT

MOTION TO CLOSE THE MAY 21, 2020 COMMITTEE OF THE WHOLE 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)(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;

CARRIED UNANIMOUSLY

Legal Advice - Community Charter Section 90(1)(i)

Committee discussed a legal advice matter.

The conversation was recorded and kept confidential.

The open Committee of the Whole meeting reconvened at 2:45 p.m.

On the main motion as amended:

1. That Council reaffirms the existing direction, consistent with advice of Public Health Officials to reduce the risk of transmission of Covid-19, of sheltering-in-place through deferred enforcement of the 7 am – 7 pm bylaw provision in locations where overnight sheltering is permitted (outside of Topaz and Pandora) until June 25, 2020.
2. That Council adopts the following Policy relating to regulation of sheltering-in-place in locations where overnight sheltering is permitted during the public health emergency until June 25, 2020:
    a. That Council directs staff not to remove shelters and belongings that are abandoned or unoccupied until 72 hours after they have been tagged by a Bylaw Officer, and ensure that any notices are consistent with this policy.
    b. That Council directs staff to store impounded items in a secure facility, for retrieval by the owner for up to thirty (30) days, to the extent that this policy is consistent with workplace safety requirements and the advice of local public heath authorities, and ensure that any notices are consistent with this policy.
3. Maintain and improve dialogue between the City of Victoria Bylaw Division, people living outside and the people who work with them regarding sheltering-in-place in locations where overnight sheltering is permitted, under the purview of the City Bylaw division, to mitigate unintended harms of City bylaws to those who are living outside.
4. That staff report to Council on June 25 with an update on sheltering in parks as well as a report from partners on opportunities for indoor sheltering options.

FOR (7): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe
OPPOSED (1): Councillor Young
CARRIED (7 to 1)

M. ADJOURNMENT OF COMMITTEE OF THE WHOLE

Moved By Councillor Alto
Seconded By Councillor Isitt

That the Committee of the Whole Meeting be adjourned at 2:47 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR

DRAFT