



MINUTES - VICTORIA CITY COUNCIL

December 3, 2020, 2:15 P.M.

COUNCIL CHAMBERS - 1 CENTENNIAL SQUARE, VICTORIA BC

To be held immediately following the Committee of the Whole Meeting

The City of Victoria is located on the homelands of the Songhees and Esquimalt People

PRESENT: Mayor Helps in the Chair, Councillor Alto, Councillor Thornton-Joe, Councillor Young

PRESENT ELECTRONICALLY: Councillor Isitt, Councillor Loveday, Councillor Potts

PRESENT ELECTRONICALLY FOR A PORTION OF THE MEETING: Councillor Dubow

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, 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, J. O'Connor - Deputy Director of Finance, K. Moore - Head of Business and Community Relations, C. Mycroft - Manager of Executive Operations, M. Fedyczkowska - Legislation & Policy Analyst, M. Heiser - Committee Secretary, A. James - Head of Strategic Operations, P. Bellefontaine - Director of Engineering & Public Works

A. CONVENE COUNCIL MEETING

B. APPROVAL OF AGENDA

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the agenda be approved.

CARRIED UNANIMOUSLY

D. PROCLAMATIONS

D.1 "National Day of Remembrance and Action on Violence Against Women" - December 6, 2020

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

That the following proclamation be endorsed:

1. "National Day of Remembrance and Action on Violence Against Women" - December 6, 2020

CARRIED UNANIMOUSLY

E. REPORTS OF COMMITTEE

E.1 Committee of the Whole

E.1.a Report from the November 26 COTW Meeting

E.1.a.a Modification of Rock Bay Stormwater Outfall License Agreement with Transport Canada

Moved By Councillor Alto
Seconded By Councillor Young

That Council authorize the Mayor and City Clerk to execute the Modification of the Rock Bay Stormwater Outfall License Agreement to update the City's existing Rock Bay License Agreement with Transport Canada to include the newly installed stormwater outfall 626A at the north end of Store Street.

CARRIED UNANIMOUSLY

E.1.a.b Council Member Motion: Appointing New Members to the Victoria Welcoming Cities Task Force

Moved By Councillor Dubow
Seconded By Councillor Thornton-Joe

1. That Council amend the Welcoming Cities Task Force terms of reference to add one representative from the Victoria Police Department and one representative from the Downtown Victoria Business Association.
2. That Council direct staff to recruit the above representatives and bring back to Council for approval.

CARRIED UNANIMOUSLY

E.1.a.c 1150 Cook Street: Development Permit with Variances Application No. 00130

Moved By Councillor Young
Seconded By Councillor Isitt

Refer to staff to work with the applicant to revise the application to address:

- Areas where design guidelines setbacks are noted in the staff report
- Report back on conversations with BC Hydro on technical solutions
- Points a and c as stated in staff report
- Points b and d from the staff report
- Point e from staff report
- Point by point response to the DRA letter as it addresses issues within the applicant's control.

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

Moved By Mayor Helps
Seconded By Councillor Alto

That, subject to plan revisions to address the following:

- a. Further consideration for the location of the gas meter on Cook Street and provision of additional detail for the design of the metal fence enclosure, to the satisfaction of the Director of Planning.
- b. Clarification of the proposed architectural and landscape materials as it relates to the creation of a positive pedestrian experience, to the satisfaction of the Director of Planning.
- c. Further consideration for access to the BC Hydro specifications and further consideration of future BC Hydro underground infrastructure to ensure that it does not negatively impact the street trees, to the satisfaction of the Director of Engineering and Public Works and Director of Parks, Recreation and Culture.
- d. Corrections to satisfy Parks requirements and to resolve inconsistencies with the site plan, landscape plan and building cross sections as they relate to landscaping and street trees, to the satisfaction of the Director of Parks, Recreation and Culture.
- e. Design revisions to reduce the impacts on the street trees along Cook Street, including reducing the pruning within the canopy and within the critical root zone to ensure the successful retention of these trees, to the satisfaction of the Director of Parks, Recreation and Culture.

And, subject to the preparation and execution of the following legal agreements in a form satisfactory to the City Solicitor to secure:

- a. A future strata cannot restrict the rental of units, to the satisfaction of the Director of Sustainable Planning and Community Development.
- b. Public realm streetscape improvements consistent with the Downtown Public Realm Plan and Streetscape Standard (DPRP) specifications, to the satisfaction of the Director of Engineering and Public Works.
- c. Provision of a minimum of four electric vehicle charging stations to the satisfaction of the Director of Sustainable Planning and Community Development.

And that subject to receipt of a letter from the Ministry of Environment confirming that the landowner has met the requirements of Section 557(2) of the Local Government Act with respect to contaminated sites, 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. 00130 for 1150 Cook Street in accordance with:

- 1. Plans date stamped September 30, 2020.
- 2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances:
 - i. Increase the height from 30m to 47.57m;
 - ii. increase the number of storeys from 10 storeys to 16 storeys.
- 3. Final plans to be generally in accordance with plans date stamped September 30, 2020.
- 4. The Development Permit lapsing two years from the date of this resolution.”

FOR (6): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Potts, Councillor Loveday, Councillor Young

OPPOSED (2): Councillor Isitt, Councillor Thornton-Joe

CARRIED (6 to 2)

E.1.a.d 2700 Avebury Avenue: Rezoning Application No. 0700, Development Permit Application No. 000583, Development Variance Permit Application No. 00230, Development Variance Permit No. 000229

Moved By Councillor Young

Seconded By Councillor Isitt

Rezoning Application No. 00700 for 2700 Avebury Avenue:

That Council decline Application No. 00700 for the property located at 2700 Avebury Avenue.

Development Permit Application No. 000583 for 2700 Avebury Avenue:

That Council decline Development Permit Application No. 000583 for the property located at 2700 Avebury Avenue.

Development Variance Permit No. 000229 - 2700 Avebury Avenue:

That Council decline application No. DVP000229 for the property located at 2700 Avebury Avenue.

Development Variance Permit No. 00230 for 2700 Avebury Avenue:

That Council decline Development Variance Permit Application No. 00230 for the property located at 2700 Avebury Avenue.

Motion to postpone:

Moved By Mayor Helps

Seconded By Councillor Alto

That this item be postponed to the evening meeting of December 10, 2020.

CARRIED UNANIMOUSLY

E.1.a.e 535 Yates Street: Development Variance Permit Application No. 00240

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

That Council decline issuance of Development Variance Permit application No. 00240 for 535 Yates Street for signage located higher than the lowest sill of the second storey of the building as indicated on submitted plans (date stamped March 11, 2020).

CARRIED UNANIMOUSLY

E.1.a.f Equity Framework: External Community Organization Engagement

Moved By Councillor Dubow

Seconded By Councillor Alto

That Council receive this report for information.

CARRIED UNANIMOUSLY

E.1.a.g Emergency Management BC Funding for Showers at Our Place

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

That Council receive this report for information.

CARRIED UNANIMOUSLY

E.1.b Report from the November 30 Special COTW Meeting

E.1.b.a Supplementary Requests and other Resource Requirements

E.1.b.a.a Youth Strategy

Moved By Councillor Alto

Seconded By Councillor Loveday

Direct staff to report back on potential funding sources for the part time Youth Strategy Assistant.

CARRIED UNANIMOUSLY

E.1.b.b Strategic Plan Items – Appendix B

Moved By Councillor Loveday

Seconded By Councillor Alto

That Council direct staff to report back on the funding for a potential Governance Review

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

OPPOSED (1): Councillor Young

CARRIED (7 to 1)

E.1.b.c Appendix C – Financial Plans Report Back

E.1.b.c.a Electrical Kisoks

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

1. Direct staff to report back on implications and potential funding for the allocation of up to \$10,000 to the public art creation and \$7,000 for public works labour and maintenance
2. Direct staff to explore BC Hydro Grant funding for electrical box beautification. The annual grants deadline is September 30.

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

OPPOSED (1): Councillor Young

CARRIED (7 to 1)

E.1.b.c.b Our Place – Extended Hours

Moved By Councillor Thornton-Joe

Seconded By Mayor Helps

That Council direct staff to report back on potential funding of \$50,000 for extended hours at Our Place and request the Mayor to write a letter to BC Housing and Island Health requesting them to provide matching funding.

CARRIED UNANIMOUSLY

E.1.b.c.c South Island Prosperity Partnership

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

Direct staff to report back on locations and funding sources for ongoing funding.

CARRIED UNANIMOUSLY

Councillor Dubow withdrew from the meeting at 2:38 p.m.

E.1.b.c.d International Decade for People of African Descent

Moved By Councillor Loveday
Seconded By Mayor Helps

Direct staff to report back on the implications and suggested sources for funding of up to \$70,000 for the International Decade for People of African Descent. And direct staff to report back in January 2021 on potential grant programs to carry out this work.

CARRIED UNANIMOUSLY

E.1.b.c.e Motor Vehicle Act Pilot Project

Moved By Councillor Loveday
Seconded By Councillor Alto

Direct staff to report back on a potential funding source for \$190,000 for a 2-year term FTE to advance the Motor Vehicle Act Pilot Project.

FOR (6): Mayor Helps, Councillor Alto, Councillor Isitt, Councillor Potts, Councillor Loveday, Councillor Thornton-Joe
OPPOSED (1): Councillor Young

CARRIED (6 to 1)

E.1.b.c.f Transit Shelters

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

Direct staff to report back on potential funding source to add \$20,000 for transit shelters.

CARRIED UNANIMOUSLY

E.1.b.d Appendix D – Deferred Items from 2020

E.1.b.d.a Arts and Culture

Moved By Councillor Loveday
Seconded By Councillor Alto

That Council direct staff to report back with potential funding sources to implement the Cultural Spaces Road Map and Infrastructure Grant Fund.

CARRIED UNANIMOUSLY

E.1.b.d.b Re: Indigenous Relations Function as referenced in Appendix D

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

Direct staff to report back on the implications and suggested funding source(s) for contracted services up to an amount of \$37,500 to investigate, research and propose options to establish an Indigenous Relations Function within the operations of the City of Victoria, with such report to be delivered in time to be considered for inclusion in the 2022 Financial Plan and report back in January with sources of grant funding to undertake this work.

FOR (6): Mayor Helps, Councillor Alto, Councillor Isitt, Councillor Potts, Councillor Loveday, Councillor Thornton-Joe
OPPOSED (1): Councillor Young

CARRIED (6 to 1)

E.1.b.d.c Re: Reconciliation Dialogues as referenced in Appendix D

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

Direct staff to report back on the implications and suggested funding source(s) for up to \$40,000 to enable presentation of up to four (4) Reconciliation Dialogues in 2021, platform and method to be determined and report back in January with sources of grant funding to undertake this work.

CARRIED UNANIMOUSLY

E.1.b.d.d Climate and Environment - Oil to Heat Pump Incentive Program

Moved By Mayor Helps
Seconded By Councillor Alto

That Council direct staff to report back on a potential funding source for \$100,000 to fund the Oil to Heat Pump Incentive Program in 2021.

FOR (6): Mayor Helps, Councillor Alto, Councillor Isitt, Councillor Potts, Councillor Loveday, Councillor Thornton-Joe
OPPOSED (1): Councillor Young

CARRIED (6 to 1)

E.1.b.d.e Banfield Park Swimming Dock

Moved By Councillor Loveday
Seconded By Councillor Isitt

That Council direct staff to report back on a potential funding source for the Banfield Park Swimming Dock Study and the installation of a dock in time for summer 2021.

CARRIED UNANIMOUSLY

Legal Services

Moved By Mayor Helps
Seconded By Councillor Alto

Direct staff to report back on potential funding sources for the additional full-time Assistant City Solicitor.

CARRIED UNANIMOUSLY

E.1.b.e Appendix E – Additional Grant Requests

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

That Council direct staff to report back on a potential funding source for Victoria Heritage Foundation and the Victoria Civic Heritage Trust.

CARRIED UNANIMOUSLY

E.1.b.f Appendix F – Positions Deferred to 2021

E.1.b.f.a Pedestrian Master Plan/Sidewalk Rehabilitation Program

Moved By Councillor Thornton-Joe

Seconded By Councillor Loveday

That Council direct staff to report back on a potential funding source for and implications of adding \$100,000 for the Pedestrian Master Plan Master Plan implementation and/or Sidewalk Rehabilitation programs. That the work align with the Equity Framework.

CARRIED UNANIMOUSLY

E.1.b.g Our Place – Storage of Belongings

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

1. That Council direct staff to report back on a potential funding source for the Our Place Storage of Belongings costs of \$50,000.
2. That Council receive an annual update on the use of grant funds provided by the City.
3. That staff report to council with a list of grants provided to Our Place in the last five years.

Amendment:

Moved By Mayor Helps

Seconded By Councillor Thornton-Joe

1. That Council direct staff to report back on a potential funding source for the Our Place Storage of Belongings costs of \$50,000.
2. That Council receive an annual update **from Our Place** on the use of grant funds provided by the City.
3. That staff report to council with a list of grants provided to Our Place in the last five years.

CARRIED UNANIMOUSLY

On the main motion as amended:

1. That Council direct staff to report back on a potential funding source for the Our Place Storage of Belongings costs of \$50,000.
2. That Council receive an annual update from Our Place on the use of grant funds provided by the City.
3. That staff report to council with a list of grants provided to Our Place in the last five years.

CARRIED UNANIMOUSLY

**E.1.b.h Neighbourhood Association (without community centres)-
Part-Time Coordinator**

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

1. That Council direct staff to report back on a potential funding source for \$20,000 for a part-time coordinator for the Downtown Residents Association, North and South Jubilee, Rockland and North Park Neighbourhoods as a one-year pilot with a final report on the utility of the coordinator position to be provided at the end of the pilot.
2. Forward this motion to VCAN for their feedback.

Amendment:

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

1. That Council direct staff to report back on a potential funding source for \$20,000 for a part-time coordinator for the Downtown Residents Association, North **Jubilee, and** South Jubilee, Rockland and North Park Neighbourhoods as a one-year pilot with a final report on the utility of the coordinator position to be provided at the end of the pilot.
2. Forward this motion to VCAN for their feedback.

CARRIED UNANIMOUSLY

On the main motion as amended:

1. That Council direct staff to report back on a potential funding source for \$20,000 for a part-time coordinator for the Downtown Residents Association, North Jubilee, South Jubilee, Rockland and North Park Neighbourhoods as a one-year pilot with a final report on the utility of the coordinator position to be provided at the end of the pilot.
2. Forward this motion to VCAN for their feedback.

CARRIED UNANIMOUSLY

Motion Arising:

Moved By Mayor Helps

Seconded By Councillor Isitt

That Council allocate a portion of a Committee of the Whole meeting in February 2021 to have a discussion about neighbourhood boundaries.

CARRIED UNANIMOUSLY

E.1.b.i Pathway Lighting Upgrades

Moved By Councillor Potts

Seconded By Councillor Isitt

That Council direct staff to report back on the implications and potential funding source(s) for lighting upgrades in Burnside Gorge (Gallopig Goose, Burnside Bridge and Cecelia Ravine) in collaboration with the CRD where necessary, including treatments that require less infrastructure i.e. solar lighting treatments.

CARRIED UNANIMOUSLY

E.1.b.j Pro Art Alliance of Greater Victoria

Moved By Councillor Loveday

Seconded By Councillor Alto

That Council direct staff to report back on a potential funding source an annual grant of \$10,000 for the Pro Art Alliance of Greater Victoria to fund the City of Victoria Creative Builder Award on an ongoing basis.

CARRIED UNANIMOUSLY

E.1.b.k Vic West Skate Park Lighting

Moved By Councillor Loveday

Seconded By Councillor Isitt

That Council direct staff to report back with implications of adding lighting to the Vic West Skate Park.

CARRIED UNANIMOUSLY

E.1.b.l List of Significant Capital Projects

Moved By Councillor Thornton-Joe
Seconded By Mayor Helps

Direct staff to report back in January 2021 with a list of significant capital projects both included in the 2021 Financial Plan and proposed as motions during the budget process and request that Council rank the projects in order of importance.

CARRIED UNANIMOUSLY

E.1.b.m Re: A New Request to Recognize the Memorial Nature of Shelbourne Street

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

Direct staff to report back on the implications and suggested funding source(s) of up to \$15,000 to create and install stone markers commemorating a Shelbourne Avenue memorial road, working in collaboration with the District of Saanich, to be installed and direct staff to refer the matter to Fernwood North Jubilee and Oaklands Neighbourhood Associations and report back by January 15, 2021.

CARRIED UNANIMOUSLY

E.1.b.n Mitigation Strategies and Financial Plan Bylaw

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That Council:

1. Direct staff to incorporate the following mitigation strategies, as outlined in the November 5, 2020 Draft 2021-2025 Financial Plan report, into the Five-year Financial Plan Bylaw, 2021 to reduce the overall tax increase to \$2.5 million or 1.75%:
 - a. Service/program adjustments of \$3.9 million
 - b. Additional new property tax revenue from new development \$500,000
 - c. Portion of estimated provincial Restart Grant \$4.1 million
2. Direct staff to include in the 2021 Financial Plan a budget of \$1.74 million for mitigating impacts of sheltering with funding from the Restart Grant from the Province.
3. Direct staff to bring forward the Five-year Financial Plan Bylaw, 2021 to the December 3, 2020 daytime Council meeting for consideration of first reading.
4. Direct staff to bring forward bylaws outlining sewer utility and water utility user fee increases for 2021 to the December 3,

2020 daytime Council meeting for consideration of first, second and third readings.

5. Upon completion of public consultation, direct staff to bring forward direct-award grants and other grants as outlined in this report for consideration of approval.
6. Upon completion of public consultation, consider funding additional grant requests, supplementary requests, resource requirements for financial plan motion report backs and 2021 Strategic Plan action items, and items deferred in 2020 originally funded by 2019 surplus, as determined by Council.

CARRIED UNANIMOUSLY

F. BYLAWS

F.1 Bylaws for Electric Vehicle Charging User Fee

Moved By Councillor Alto
Seconded By Councillor Loveday

That the following bylaws **be adopted**:

1. City Parkades Electric Vehicle Charging Fees Bylaw No. 20-032
2. Streets and Traffic Bylaw, Amendment Bylaw (No. 9) No. 20-033

CARRIED UNANIMOUSLY

F.2 Bylaws for Parks Regulation Amendment Bylaw

Moved By Mayor Helps
Seconded By Councillor Thornton-Joe

That the following bylaw **be given first, second, and third readings**:

1. Parks Regulation Bylaw, Amendment Bylaw (No. 11) No. 20-113

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

OPPOSED (2): Councillor Isitt, Councillor Potts

CARRIED (5 to 2)

Moved By Mayor Helps
Seconded By Councillor Potts

That the following bylaw **be given first, second, and third readings**:

1. Parks Regulation Bylaw, Amendment Bylaw (No. 12) Amendment Bylaw No. 20-124

CARRIED UNANIMOUSLY

F.3 Bylaws for Utility Fees

F.3.a Bylaw for Sanitary Sewer and Stormwater Utilities

Moved By Councillor Alto
Seconded By Councillor Young

That the following bylaw **be given first, second, and third readings:**
1. Sanitary Sewer and Stormwater Utilities Bylaw, Amendment Bylaw
(No. 8) 20-108

CARRIED UNANIMOUSLY

F.3.b Bylaw for Waterworks Utilities

Moved By Councillor Young
Seconded By Councillor Potts

That the following bylaw **be given first, second, and third readings:**
1. Waterworks Bylaw Amendment Bylaw (No. 15) 20-109

CARRIED UNANIMOUSLY

F.4 Bylaw for the Five Year Financial Plan 2021

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the following bylaw **be given first reading:**
1. Five Year Financial Plan Bylaw, 2021 No. 20-112

CARRIED UNANIMOUSLY

E. REPORTS OF COMMITTEE

E.1 Committee of the Whole

E.1.a Report from the December 3, 2020 COTW Meeting

E.1.c.a Pandemic Relief for the Vic West Lawn Bowling Club

Moved By Councillor Loveday
Seconded By Councillor Alto

That Council approve the following expenditures through either cash or in-kind grants to the Vic West Lawn Bowling Club:

1. \$1000 To cover the portion of Vic West Lawn Bowling Club's water bills for the bowling green (not the clubhouse) for 2020 and first half of 2021
2. \$500 for sand to maintain the lawn bowling green
3. That a letter be sent to the Parks and Recreation Foundation thanking them for their support

Councillor Young requested that No. 3 be voted on separately.

That Council approve the following expenditures through either cash or in-kind grants to the Vic West Lawn Bowling Club:

1. \$1000 To cover the portion of Vic West Lawn Bowling Club's water bills for the bowling green (not the clubhouse) for 2020 and first half of 2021
2. \$500 for sand to maintain the lawn bowling green

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

OPPOSED (1): Councillor Young

CARRIED (6 to 1)

3. That a letter be sent to the Parks and Recreation Foundation thanking them for their support

CARRIED UNANIMOUSLY

Councillor Isitt withdrew from the meeting at 3:07 p.m. due to a potential non-pecuniary conflict of interest with the following item as he serves as Director of a Society that applied for a grant under the following program.

Councillor Loveday withdrew from the meeting at 3:07 p.m. due to a potential non-pecuniary conflict of interest with the following item as his partner is participating in a practicum with one of the following organizations that has applied for a grant.

E.1.c.b. Emergency Social Services Grant

Moved By Councillor Alto

Seconded By Councillor Potts

That Council fund The Salvation Army Addictions and Rehabilitation Centre, Shower Power, \$86,520, and that Council request that The Salvation Army provide a monthly report to staff on the number of days, hours, showers, and a list of parks attended, and the future use of the portable shower.

That Council approve \$6,500 for the James Bay United Church Community Care Tent.

Forward the remaining applications to the Capital Regional District Reaching Home Program for consideration.

That Council allocate \$22,400 to the Umbrella Society.

CARRIED UNANIMOUSLY

Councillor Loveday and Councillor Isitt returned to the meeting at 3:08 p.m.

E.1.c.c Council Member Motion: Showers at Our Place Society

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

That the City contribute \$2850 per month between December and March to be funded by the federal-provincial Restart to partner with Island Health, BC Housing and United Way to provide extended hours for shower use.

CARRIED UNANIMOUSLY

H. NEW BUSINESS

H.1 Short Term Rental Business License Appeals

H.1.a Short Term Rental Business License Appeal for 2-1871 Fern Street

Council received a report dated November 16, 2020 from the City Clerk regarding the Short Term Business License Appeal for 2-1871 Fern Street. The City Clerk and Mayor outlined the appeal process policy.

Council discussed the following:

- *Definition of a self-contained unit*
- *Sink's location in the kitchen space*

Moved By Mayor Helps
Seconded By Councillor Young

That Council deny the reconsideration request of Kaila Pilecki and uphold the Licence Inspectors decision to deny a short-term rental business licence for premises at 2-1871 Fern Street.

FOR (5): Mayor Helps, Councillor Isitt, Councillor Potts, Councillor Loveday, Councillor Young
OPPOSED (2): Councillor Alto, Councillor Thornton-Joe

CARRIED (5 to 2)

H.1.b Short Term Rental Business License Appeal for 4 Gorge Road East

Council received a report dated November 16, 2020 from the City Clerk regarding the Short Term Business License Appeal for 4 Gorge Road East. The City Clerk and Mayor outlined the appeal process policy.

Council discussed the following:

- *Occupancy of unit*
- *Elements of unit resembling a self-contained unit*
- *Requirement for annual applications*

Moved By Mayor Helps
Seconded By Councillor Thornton-Joe

That Council allow the reconsideration request of Kirsten Van Ritzen and direct issuance of a 2020 short-term business licence for premises at 4 Gorge Road East.

CARRIED UNANIMOUSLY

Councillor Loveday withdrew from the meeting at 3:35 p.m. due to a potential non-pecuniary conflict of interest with the following item as his father lives close to the subject property.

H.1.c Short Term Rental Business License Appeal for 302 Moss Street

Council received a report dated November 25, 2020 from the City Clerk regarding the Short Term Business License Appeal for 302 Moss Street. The City Clerk and Mayor outlined the appeal process policy.

Council discussed the following:

- *Support of potential denial*
- *Comments reviewed on the advertisement online*

Moved By Mayor Helps
Seconded By Councillor Alto

That Council deny the reconsideration request of Nicole Clement-Reynier and uphold the Licence Inspectors decision to deny a short-term rental business licence for premises at 302 Moss Street”.

CARRIED UNANIMOUSLY

Councillor Loveday returned to the meeting at 3:44 p.m.

I. CLOSED MEETING

Moved By Councillor Potts
Seconded By Councillor Young

MOTION TO CLOSE THE DECEMBER 3, 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)(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.*

CARRIED UNANIMOUSLY

J. APPROVAL OF CLOSED AGENDA

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the closed agenda be approved.

CARRIED UNANIMOUSLY

N. NEW BUSINESS

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

Council discussed a legal advice matter.

The motion was recorded and kept confidential.

N.2 Employee Relations - Community Charter Section 90(1)(c)

Council discussed an employee relations matter.

The motion was recorded and kept confidential.

N.3 Employee Relations - Community Charter Section 90(10)(c)

Council discussed an employee relations matter.

The motion was recorded and kept confidential.

All staff except the City Manager withdrew from the meeting at 5:01 p.m.

N.4 Employee Relations - Community Charter Section 90(10)(c)

The motion was recorded and kept confidential.

P. ADJOURNMENT

Moved By Councillor Alto
Seconded By Councillor Young

That the Closed Council Meeting be adjourned at 5:10 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR