



MINUTES - VICTORIA CITY COUNCIL

September 3, 2020, 4:41 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

Due to the COVID-19 Pandemic, public access to City Hall is not permitted.

This meeting may be viewed on the City's webcast at www.victoria.ca

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

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, C. Havelka - Deputy City Clerk, C. Mycroft - Manager of Executive Operations, AK Ferguson - Committee Secretary

B. APPROVAL OF AGENDA

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the agenda be approved.

Amendment:
Moved By Councillor Alto
Seconded By Councillor Loveday

That the two items forwarded from today's Committee of the Whole meeting be added to the agenda.

CARRIED UNANIMOUSLY

On the main motion as amended:

CARRIED UNANIMOUSLY

C. READING OF MINUTES

C.1 Minutes from the daytime meeting held July 23, 2020

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the minutes from the daytime meeting held July 23, 2020 be adopted.

CARRIED UNANIMOUSLY

C.2 Minutes from the evening meeting held July 23, 2020

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

That the minutes from the evening meeting held July 23, 2020 be adopted.

CARRIED UNANIMOUSLY

C.3 Minutes from the evening meeting held August 6, 2020

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

That the minutes from the evening meeting held August 6, 2020 be adopted.

CARRIED UNANIMOUSLY

D. PROCLAMATIONS

D.1 "United Way Month" - September 2020

Moved By Councillor Alto

Seconded By Councillor Loveday

That the following proclamation be endorsed:

"United Way Month" - September 2020

CARRIED UNANIMOUSLY

D.2 "Jaswant Singh Khalra Day" - September 6, 2020

Moved By Councillor Dubow

Seconded By Councillor Alto

That the following proclamation be endorsed:

"Jaswant Singh Khalra Day" - September 6, 2020

CARRIED UNANIMOUSLY

E. UNFINISHED BUSINESS

E.1 Letter from the Minister of Municipal Affairs and Housing

A letter of response dated August 4, 2020, regarding changes to property assessments for residential units to address rental housing supply and affordability.

Committee discussed:

- *what property this letter addressed*
- *Ensuring that the property owner gets the response as well*

Moved By Councillor Alto
Seconded By Councillor Dubow

That the correspondence dated August 4, 2020 from the Minister of Municipal Affairs and Housing be received for information.

CARRIED UNANIMOUSLY

E.2 Letter from the Minister of Transportation and Infrastructure

A letter of response dated August 12, 2020 regarding priorities for public transit during the COVID-19 recovery.

Moved By Councillor Alto
Seconded By Councillor Dubow

That the correspondence dated August 12, 2020 from the Minister of Transportation and Infrastructure be received for information.

CARRIED UNANIMOUSLY

E.3 Letter to the Prime Minister and Premier from the City of Port Moody

A letter co-signed by the City dated May 21, 2020 sent to Prime Minister Justin Trudeau and Premier John Horgan, calling upon the Government of Canada and the Government of British Columbia to erase homelessness following the COVID-19 pandemic.

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

That the correspondence dated May 21, 2020 sent to the Prime Minister and Premier from the City of Port Moody be received for information.

CARRIED UNANIMOUSLY

E.4 Letter from the Minister of Municipal Affairs and Housing

A letter of response dated August 12, 2020 regarding government actions to manage homelessness following the COVID-19 pandemic.

Moved By Councillor Alto
Seconded By Councillor Potts

That the correspondence dated August 12, 2020 from the Minister of Municipal Affairs and Housing be received for information.

CARRIED UNANIMOUSLY

F. REPORTS OF COMMITTEES

F.1 Committee of the Whole

F.1.a City Response on Sheltering During the Pandemic

Mayor Helps requested that the motion be separated.

That Council:

1. Direct the City Solicitor to prepare amendments to the Parks Regulation Bylaw, to the satisfaction of the Director of Parks, Recreation and Facilities, which include
 - a. the following temporary adjustments;
 - i. no prohibition on daytime sheltering in accordance with Council direction of May 21, 2020;

FOR (5): Councillor Alto, Councillor Isitt, Councillor Loveday, Councillor Potts and Councillor Dubow

OPPOSED (3): Mayor Helps, Councillor Thornton-Joe, Councillor Young

CARRIED (5 to 3)

- ii. Limitation on maximum size of a shelter (limit footprint of sheltering site);
- iii. Spacing requirements for prevention of fire spread, access for emergency services, and maintain physical distancing to reduce spread of infection;
- iv. Restrictions on possession of open flame appliances and combustible materials;
- v. Creation of a buffer around areas where sheltering is prohibited in parks, as well as schools; and
- vi. A clause repealing the amendments 30 days after the last extension of the Provincial state of emergency; and

- b. the following permanent adjustment;
 - i. Adding community gardens and horticultural areas to the list of areas where sheltering is not permitted; and
 - ii. Adding Summit Park, Moss Rocks Park, MacDonald Park, South Park, Robert Porter Park, David Spencer Park, to the list of parks where sheltering is prohibited.

CARRIED UNANIMOUSLY

2. Authorize the expenditure of up to \$165,000 in 2020 funded from contingencies for additional Bylaw Services resources, and direct staff to include ongoing annual budget of \$491,000 in the draft 2021 Financial Plan funded by 2021 new property tax revenue from new development.

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

OPPOSED (1): Councillor Isitt

CARRIED (7 to 1)

F.1 Committee of the Whole

F.1.b Council Member Motion: Engagement to Inform City of Victoria Policy Re Encampments

Moved By Councillor Alto

Seconded By Councillor Potts

1. That Council approve up to \$40,161.00 from the Financial Stability Reserve to facilitate an engagement with people currently sheltering and camping in the city's parks, and seek potential funding partners.
2. That Council provide a grant to the Greater Victoria Coalition to End Homelessness to facilitate that engagement.

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

OPPOSED (1): Councillor Young

CARRIED (7 to 1)

G. BYLAWS

G.1 Bylaw for 202 Raynor Avenue: Rezoning Application No. 00724, Development Permit with Variances Application No. 00137, and Heritage Alteration Permit with Variance Application No. 00021

Moved By Councillor Alto

Seconded By Councillor Potts

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

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1235) No. 20-090

CARRIED UNANIMOUSLY

G.2 Bylaw for 727-729 Johnson Street: Heritage Designation Application No. 000153

Moved By Councillor Thornton-Joe

Seconded By Councillor Potts

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

1. Heritage Designation (727-729 Johnson Street) Bylaw No. 20-012

CARRIED UNANIMOUSLY

G.3 Bylaw for 3197 and 3199 Fifth Street and 1027, 103, 1045, 1055, 1065, and 1075 Tolmie Avenue: Repeal of Housing Agreement Bylaw No. 14-044 and Discharge of Notice

Moved By Councillor Potts
Seconded By Councillor Thornton-Joe

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

1. Housing Agreement Bylaw No. 20-093 Repeal Bylaw (2020)

CARRIED UNANIMOUSLY

G.4 Bylaw for Amendment to the Five Year Financial Plan Bylaw, 2020

Moved By Councillor Isitt
Seconded By Councillor Potts

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

1. Five Year Financial Plan 2020, Amendment (No. 1) Bylaw No. 20-092

CARRIED UNANIMOUSLY

H. CLOSED MEETING

Moved By Councillor Loveday
Seconded By Councillor Dubow

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)(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)(g) litigation or potential litigation affecting the municipality;*
- *Section 90(1)(i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.*

CARRIED UNANIMOUSLY

J. READING OF CLOSED MINUTES

J.1 Minutes from the daytime closed meeting held July 23, 2020

Moved By Councillor Thornton-Joe
Seconded By Councillor Dubow

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

CARRIED UNANIMOUSLY

J.2 Minutes from the evening closed meeting held July 23, 2020

Moved By Councillor Thornton-Joe
Seconded By Councillor Dubow

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

CARRIED UNANIMOUSLY

J.3 Minutes from the evening closed meeting held August 6, 2020

Moved By Councillor Thornton-Joe
Seconded By Councillor Dubow

That the minutes from the evening closed meeting held August 6, 2020 be adopted.

CARRIED UNANIMOUSLY

M. NEW BUSINESS

M.1 Litigation/Legal Advice - Community Charter Section 90(1)(g) and (i)

This item was postponed until September 3, 2020.

M.2 Land - Community Charter Section 90(1)(e)

This item was dealt with during a closed portion of Committee of the Whole.

M.3 Law Enforcement/Litigation - Community Charter Section 90(1)(f) and 90(1)(g)

Council discussed a Law Enforcement/Litigation matter.

The conversation and motion were recorded and kept confidential.

All staff except the City Manager were excused from the meeting at 4:38 p.m.

M.4 Employee Relations - Community Charter Section 90(1)(c)

Council discussed an employee relations matter.

O. ADJOURNMENT

Moved By Councillor Loveday

Seconded By Councillor Alto

That the Closed Council Meeting be adjourned at 4:55 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR