



MINUTES - VICTORIA CITY COUNCIL

March 25, 2021, 11:07 A.M.

6TH FLOOR BOARDROOM, CAPITAL REGIONAL DISTRICT, 625 FISGARD STREET,
VICTORIA, B.C.

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 Andrew, Councillor Potts,
Councillor Thornton-Joe

PRESENT ELECTRONICALLY: Councillor Alto, Councillor Dubow, Councillor Loveday,

ABSENT: Councillor Isitt, Councillor Young

STAFF PRESENT: J. Jenkyns - City Manager, P. Bruce - Fire Chief, C. Coates - City Clerk, T. Zworski - City Solicitor, B. Eisenhauer - Head of Engagement, P. Bellefontaine - Director of Engineering & Public Works, K. Hoese - Director of Sustainable Planning and Community Development, C. Havelka - Deputy City Clerk, C. Mycroft - Manager of Executive Operations, AK Ferguson - Committee Secretary, C. Kingsley - City Clerk, N. Sidhu – Assistant Director of Parks Recreation and Facilities

A. CONVENE COUNCIL MEETING

B. APPROVAL OF AGENDA

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That the agenda be approved

CARRIED UNANIMOUSLY

C. READING OF MINUTES

C.1 Minutes from the daytime meeting held March 4, 2021

Moved By Councillor Thornton-Joe

Seconded By Councillor Andrew

That the minutes from the daytime meeting held March 4, 2021 be adopted.

Council (to follow COTW)

March 25, 2021

CARRIED UNANIMOUSLY

E.1 Committee of the Whole

E.1.a Report from the March 18, 2021 COTW Meeting

E.1.a.a-Victoria Housing Reserve Guidelines Update

Moved By Councillor Thornton-Joe

Seconded By Councillor Andrew

That Council direct staff to:

1. Update the Victoria Housing Reserve Fund Guidelines based on the following changes:
 - a. Remove reference to funding assistance for affordable home ownership projects.
 - b. Amend the Funding Assistance section to:
 - i. decrease the eligible funding allocation for different levels of affordability per home;
 - ii. add a total funding cap for grant contributions to not exceed \$500,000 per project; and
 - iii. include fund eligibility to homes rented at Deep Subsidy, Rent Geared to Income (RGI) and Housing Income Limits (HILs) rates.
2. Revise the application process timeline so that grant applications that receive preliminary approval by Committee of the Whole are held for final approval by Council until development approvals are in place.
3. Update the Victoria Housing Strategy Phase Two document, page 47, to include with respect to Housing Affordability Targets:
 - a. Notwithstanding the income targets provided above, to support the expeditious development of affordable housing, proposals which are owned and operated by senior government agencies and non-profit housing providers, where homes are rented at Deep Subsidy, Rent Geared to Income or Housing Income Limit Rates are considered to meet the City's definition of "affordable housing".
4. That the program be modified to take into account the net-new units for housing rather than the gross number of units in the project and that the staff report back with options for program modification.

5. That the property tax status of the proposed units be reported to Council when approval is sought.

CARRIED UNANIMOUSLY

E.1.a.b-Destination Victoria re: MRDT Renewal

Moved By Councillor Andrew

Seconded By Councillor Loveday

That Council:

1. Approve the five-year renewal for the Municipal and Regional District Tax (MRDT)
2. Approve the new incremental MRDT from Airbnb Online Accommodation Platform for affordable housing initiatives.
3. Approve that Destination Greater Victoria continue to operate as the Official Destination Organization for the City of Victoria and eligible entity for MRDT from 2022-2026 based on the foundation of the five-year plan presented.

CARRIED UNANIMOUSLY

E.1.a.c-Festival Investment Grant 2021 Allocations

Councillor Thornton-Joe recused herself at 11:11 a.m. as her cousin is on the Board for the Dragon Boats Festival, and returned at 11:11 a.m.

Moved By Councillor Potts

Seconded By Councillor Loveday

That Council approve the Festival Investment Grant allocations as recommended in Appendix A for total cash grants of \$268,550 and in-kind City services grants of up to \$100,550.

That Council direct staff to engage the unsuccessful applicants to provide information on how the applications may be successful in future years.

CARRIED UNANIMOUSLY

E.1.a.d-Cultural Infrastructure Grant Program

Moved By Councillor Loveday

Seconded By Councillor Andrew

That Council:

1. Approve the new Cultural Infrastructure Grant Program and accompanying guidelines;

2. Approve reallocation of \$25,000 from previously approved funding for Create Victoria - Cultural Spaces Roadmap to the Cultural Infrastructure Grant Program for 2021;
3. Authorize the City Manager to approve the grants following the staff review process;
4. Direct staff to report back in T3 2021 on grant allocations and evaluation of the grant program and options for funding this program on an on-going basis.
5. That staff will provide an accessibility check list that all applicants must fill out.

CARRIED UNANIMOUSLY

E.1.a.e Arts and Culture Grant Policy Report

Moved By Councillor Potts
Seconded By Councillor Alto

That Council receive this report for information.

Council discussed:

- *Concerns with the wording of the harassment portion of the policy.*

Amendment:

Moved By Councillor Dubow
Seconded By Councillor Loveday

That Council receive this report for information.

That staff report back to Council on best practices that other municipalities use with respect to this. (the use of profanity and hateful language is likely to be perceived by the public as offensive and not permitted..)

Motion to Refer:

Moved By Mayor Helps
Seconded By Councillor Thornton-Joe

That this matter be referred to the 2022 Art in Public Places policy review:

That Council receive this report for information.

That staff report back to Council on best practices that other municipalities use with respect to this. (the use of profanity and hateful language is likely to be perceived by the public as offensive and not permitted..)

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

OPPOSED (1): Councillor Andrew

CARRIED (6 to 1)

E.1.a.f - AAA Cycling Network: Oaklands, Fernwood, Fort Central and Fort East

Council discussed:

- *the possibility of having an update or briefing note on the Richardson portion of the cycling network.*

Moved By Councillor Alto

Seconded By Councillor Potts

That Council:

1. Approve Fort Street East as the priority AAA cycling corridor for the Jubilee neighbourhoods, direct staff to complete detailed design, and incorporate construction costs into the 2022 Financial Plan.
2. Approve the design for Fort Street Central, direct staff to complete detailed design, and incorporate construction costs into the 2022 Financial Plan; and
3. Approve the designs for the Oaklands and Fernwood Connector projects and construct using existing funds in coordination with other planned capital initiatives in 2021.

CARRIED UNANIMOUSLY

E.1.a.g - Electronic Participation Practices Report Back

Council discussed:

- *Concerns with the Acting Mayor role and issues with electronically participating.*

Moved By Councillor Andrew

Seconded By Councillor Loveday

That Council approve a Policy for the best practices for electronic participation practices for the duration of the Ministerial Order M192:

1. That council members participating remotely be made visible by activating the camera to other council members and the public when called on to vote or comment.
2. That all remote participants advise the Mayor and City Clerk upon arrival and departure during the course of the meeting to enable accurate record keeping and voting results.

CARRIED UNANIMOUSLY

E.1.a.h - Development Cost Charge Bylaw Update

Moved By Councillor Thornton-Joe

Seconded By Councillor Andrew

That Council direct staff to bring forward an amendment Bylaw to establish a Consumer Price Index-based 1.1 percent increase to Development Cost Charges.

CARRIED UNANIMOUSLY

E.1.a.i - Council Member Motion: Continued Pedestrianization and Animation of Broad Street

Moved By Councillor Loveday

Seconded By Councillor Alto

1. That Council direct staff to continue the pedestrianization of the 1100 block of Broad Street until the end of 2021 as part of the continuation of the Build Back Victoria program.
2. That Council direct staff to include the ongoing pedestrianization of Broad Street as a 2022 action item in the appropriate workplans, ensuring access to accessible parking, adequate loading zones, and continued time- limited access for deliveries to service local businesses.
3. That Council direct staff to include investments in animation and infrastructure of the 1100 block of Broad Street in future capital planning and budget discussions.

CARRIED UNANIMOUSLY

F. BYLAWS

F.1 Bylaw for 1150 Cook Street: Development Permit with Variances Application No. 000130

Moved By Councillor Andrew

Seconded By Councillor Alto

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

1. Housing Agreement (1150 Cook Street) Bylaw (2021) Bylaw No. 21-031

CARRIED UNANIMOUSLY

Moved By Councillor Andrew

Seconded By Councillor Potts

Development Permit with Variances Application No. 00130

Council (to follow COTW)

March 25, 2021

That Council give first, second and third reading of Housing Agreement Bylaw (No. 21-031) and that, after giving notice and allowing an opportunity for public comment at a meeting of Council, consider the following motion (amendments noted in bold text below):

“That Council authorize the issuance of Development Permit with Variance Application No. 00130 for 1150 Cook Street in accordance with:

1. Plans date stamped February 2, 2021.
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. 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.
4. Final plans to be generally in accordance with plans date stamped February 2, 2021.
5. The Development Permit with Variances lapsing two years from the date of this resolution.”

FOR (5): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Loveday, and Councillor Potts

OPPOSED (2): Councillor Dubow, and Councillor Thornton-Joe

CARRIED (5 to 2)

F.2 Bylaw for 2564 Graham Street: Heritage Designation Application No. 000191

Moved By Councillor Alto
Seconded By Councillor Thornton-Joe

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

1. Heritage Designation (2564 Graham Street) Bylaw No. 21-040

CARRIED UNANIMOUSLY

F.3 Bylaw for 1611 Stanley Avenue: Heritage Designation Application No. 000194

Moved By Councillor Andrew
Seconded By Councillor Thornton-Joe

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

1. Heritage Designation (1611 Stanley Avenue) Bylaw No. 21-041

Council (to follow COTW)

March 25, 2021

CARRIED UNANIMOUSLY

G. CORRESPONDENCE

G.1 Letter from the Minister of Environment and Climate Change Strategy

Council received a letter dated March 16, 2021 from the Minister of Environment and Climate Change Strategy regarding the use of anticoagulant rodenticides.

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

That the correspondence dated March 16, 2021 from the Minister of Environment and Climate Change Strategy be received for information.

CARRIED UNANIMOUSLY

G.2 Letter from Brian Frenkel, UBCM President

Council received a letter dated February 26, 2021 from Brian Frenkel, UBCM President, regarding 2020 Resolutions Referred to the UBCM Executive.

Council discussed:

- whether the motion should be forwarded to UBCM

Moved By Councillor Loveday

Seconded By Councillor Alto

That the correspondence dated February 26, 2021 from Brian Frenkel, UBCM President be received for information.

Amendment:

Moved By Councillor Loveday

Seconded By Councillor Alto

That Council forward this resolution for consideration at the 2021 UBCM conference.

CARRIED UNANIMOUSLY

on the main motion as amended:

CARRIED UNANIMOUSLY

G.3 Letter from the Corporation of the Township of Esquimalt

Council received a letter dated March 18, 2021 from the Corporation of the Township of Esquimalt regarding Township of Esquimalt Policing Costs.

Moved By Councillor Loveday

Seconded By Councillor Andrew

Council (to follow COTW)

March 25, 2021

That the correspondence dated March 18, 2021 from the Corporation of the Township of Esquimalt be received for information.

CARRIED UNANIMOUSLY

H. CLOSED MEETING

Moved By Councillor Andrew

Seconded By Councillor Potts

MOTION TO CLOSE THE MARCH 25, 2021 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)(a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality;*
- *Section 90(1)(k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public.*

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

I. APPROVAL OF CLOSED AGENDA

M. NEW BUSINESS

M.1 Appointment - Community Charter Section 90(1)(a)

Council discussed and Appointment matter.

The discussion and motion were kept confidential.

M.2 Proposed Municipal Service - Community Charter Section 90(1)(k)

Council discussed a proposed municipal services matter.

Council (to follow COTW)

March 25, 2021

The discussion and motion were kept confidential.

M.3 Intergovernmental Relations - Community Charter Section 90(2)(b)

Council discussed an intergovernmental relations matter.

The discussion and motion were kept confidential.

All staff were excused at 1:58 p.m.

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

Council discussed an employee relations matter.

The discussion was kept confidential.

O. ADJOURNMENT

Moved By Councillor Potts

Seconded By Councillor Andrew

That the Closed Council Meeting be adjourned at 2:37 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR