



## MINUTES - VICTORIA CITY COUNCIL

April 15, 2021, 9:59 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

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

PRESENT  
ELECTRONICALLY: Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor  
Potts

STAFF PRESENT: C. Kingsley - City Clerk S. Thompson - Deputy City Manager /  
Director of Finance, J. O'Connor – Deputy Director of Finance, 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, C. Mycroft –  
Manager of Executive Operations, K. Hoese - Director of  
Sustainable Planning and Community Development, C. Havelka -  
Deputy City Clerk, C. Mycroft - Manager of Executive Operations,  
P. Rantucci – Head of Strategic Real Estate, R. Tooke – Manager,  
Sustainability, Assets and Support Services, S. Perkins – Manager,  
Bylaw Services, Sustainability, Assets and Support Services, S.  
Young – Climate & Environmental Sustainability Specialist, G.  
Diamond – Council/Committee Secretary

### **B. APPROVAL OF AGENDA**

**Moved by** Councillor Alto  
**Seconded by** Councillor Andrew

That the agenda be approved

**CARRIED UNANIMOUSLY**

### **C. READING OF MINUTES**

#### **C.1 Minutes from the daytime Council meeting held February 11, 2021**

**Moved By** Councillor Alto  
**Seconded By** Councillor Thornton-Joe

That the minutes from the daytime Council meeting held February 11, 2021 be  
adopted.

**CARRIED UNANIMOUSLY**

**C.2 Minutes from the evening Council meeting held February 11, 2021**

**Moved By** Councillor Alto

**Seconded By** Councillor Thornton-Joe

That the minutes from the evening Council meeting held February 11, 2021 be adopted.

**CARRIED UNANIMOUSLY**

**C.3 Minutes from the daytime Council meeting held February 18, 2021**

**Moved By** Councillor Alto

**Seconded By** Councillor Thornton-Joe

That the minutes from the daytime Council meeting held February 18, 2021 be adopted pending a correction to item E.1.a.e.

**CARRIED UNANIMOUSLY**

**D. PROCLAMATIONS**

**D.1 "Sexual Assault Awareness Month" - April 2021**

**Moved By** Councillor Andrew

**Seconded By** Councillor Thornton-Joe

That the following proclamation be endorsed:

1. "Sexual Assault Awareness Month" April 2021

**CARRIED UNANIMOUSLY**

**E. REPORTS OF COMMITTEE**

**E.1 Committee of the Whole**

**E.1.a Report from the April 8, 2021 COTW Meeting**

**E.1.a.a Recommendation for Pacificanna at 1881 Fort Street**

**Moved By** Councillor Andrew

**Seconded By** Councillor Alto

1. That Council direct staff to advise the Liquor and Cannabis Regulation Branch (LCRB):

The Council of the City of Victoria supports the application of Pacificanna at 1881 Fort Street to receive a provincial cannabis retail store license with the following comments:

1. The Council recommends that the Liquor and Cannabis Regulation Branch issue a license to Pacificanna at 1881 Fort Street.
2. City staff did not raise any concerns about this referral in terms of community impacts.
3. Residents' views were solicited through a mail-out to property owners and occupiers within 100 meters of this address and to the relevant neighbourhood association.

The City sent 284 notices and received 10 responses. The City did not receive correspondence from the South Jubilee Neighbourhood Association.

That Council direct staff to advise the LCRB of Council's recommendation subject to the applicant's compliance with applicable City bylaws and permits.

**CARRIED UNANIMOUSLY**

#### **E.1.a.b Sale of Low Carbon Fuel Credit**

**Moved By** Councillor Andrew  
**Seconded By** Councillor Young

That Council:

1. Approve the City, as a Part 3 fuel supplier under the Greenhouse Gas Reduction (Renewable and Low Carbon Fuel Requirements) Act, to enter into contracts that enable the sale of the City's low carbon fuel credits, on terms and in a form satisfactory to the Director of Engineering and Public Works and the City Solicitor;
2. Direct staff to bring forward an amendment to the Delegation of Signing Authority Bylaw to authorize the Director of Engineering and Public Works and the Chief Financial Officer to approve the specific quantity and sale amounts received from a competitive bidding process or based on prevailing market prices values and sign contracts to effect such sales;
3. Direct revenue from such sales to electrification of City fleet and/or public EV charging infrastructure to continue to support and accelerate climate action; or to be transferred to the Climate Action Reserve for such use in future years.
4. That staff report back on an annual basis as part of the Climate Action Update with respect to the sale of low carbon fuel credits.

FOR (8): Mayor Helps in the Chair, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Young

OPPOSED (1): Councillor Isitt

**CARRIED (8 to 1)**

**F. BYLAWS**

**F.1 Bylaw for Fire Prevention and Regulation Amendment Bylaw**

**Moved By** Councillor Andrew

**Seconded By** Councillor Alto

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

1. Fire Prevention and Regulation Bylaw, Amendment Bylaw (No. 1) No. 21-010

**CARRIED UNANIMOUSLY**

**F.2 Bylaw for False Alarms Amendment Bylaw**

**Moved By** Councillor Andrew

**Seconded By** Councillor Alto

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

1. False Alarms Bylaw, Amendment Bylaw (No. 1) No. 21-018

**CARRIED UNANIMOUSLY**

**F.3 Bylaw for Five Year Financial Plan, 2021**

*Council discussed the following:*

- *Budget is prudent given the past year while still forward looking*
- *Investment into decomodified housing, municipal parks system, neighbourhoods and community centres*
- *Concerns around budget allocation to policing expenditures*
- *Concerns that fundamental thrusts of budget may be too costly or be too ambitious*
- *Challenges of balancing needs during the pandemic*
- *Budget will overall increase the wellbeing of a majority of citizens*

**Moved By** Councillor Andrew

**Seconded By** Councillor Alto

That Council:

1. Amend the Five Year Financial Plan Bylaw, 2021 by replacing the bylaw that was given first reading on December 3, 2020 with the bylaw appended to the Five Year Financial Plan Bylaw, 2021 report, dated April 9, 2021.
2. That the Five Year Financial Plan Bylaw No. 20-112 as amended be read a second and third time.

FOR (6): Mayor Helps in the Chair, Councillor Alto, Councillor Andrew, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe,

OPPOSED (3): Councillor Dubow, Councillor Isitt, Councillor Young

**CARRIED (6 to 3)**

**F.4 Bylaw for 2021 Tax Rates**

*Council discussed the following:*

- *Concerns around even distribution of taxation across zone class*

**Moved By** Councillor Andrew

**Seconded By** Councillor Alto

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

1. Tax Bylaw, 2021 No. 21-048

FOR (8): Mayor Helps in the Chair, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Young

OPPOSED (1): Councillor Isitt

**CARRIED (8 to 1)**

**F.5 Bylaw for Business Improvement Area Rate**

**Moved By** Councillor Andrew

**Seconded By** Councillor Thornton-Joe

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

1. Business Improvement Area Rate Bylaw No. 21-053

**CARRIED UNANIMOUSLY**

**F.6 Boulevard Tax Bylaw**

*Council discussed the following:*

- *The Helping Hands program for waste collection does not apply to boulevard maintenance for people who have accessibility challenges and cannot maintain boulevard*
- *When exemptions for the Bylaw come forward, Council should be proactive to ensure any citizens with accessibility challenges are offered help before Bylaw is notified*

**Moved By** Councillor Andrew

**Seconded By** Councillor Thornton-Joe

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

1. Boulevard Tax Bylaw No. 21-054

**CARRIED UNANIMOUSLY**

**F.7 Checkout Bag Regulation Bylaw**

*Council discussed the following:*

- *Openness to a postponement due to the pandemic and associated high rates of takeout and extraordinary situation*
- *Chamber of Commerce has indicated support for this and said businesses have taken ownership*
- *Council could ban plastic bags completely and move toward compostable bags*

**Moved By** Councillor Isitt  
**Seconded By** Mayor Helps

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

1. Checkout Bag Regulation Bylaw 20-025

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

OPPOSED (2): Councillor Andrew, Councillor Young

**CARRIED (7 to 2)**

**F.8 Parks Regulation Bylaw Amendment Bylaw**

*Councillor Dubow withdrew from the meeting at 11:04 a.m. due to a potential non-pecuniary conflict of interest as he lives at a property within 400 m of one of the parks in question.*

**Moved By** Councillor Andrew  
**Seconded By** Councillor Alto

That the following bylaw **be adopted:**

1. Parks Regulation Bylaw, Amendment Bylaw (No. 15) 21-049

FOR (7): Mayor Helps in the Chair, Councillor Alto, Councillor Andrew, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Young

OPPOSED (1): Councillor Isitt

**CARRIED (7 to 1)**

*Councillor Dubow returned to the meeting at 11:06 a.m.*

**G. CLOSED MEETING**

**Moved By** Councillor Andrew  
**Seconded By** Councillor Young

MOTION TO CLOSE THE APRIL 15, 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)(n) the consideration of whether a council meeting should be closed under a provision of this subsection or subsection (2).

#### **CARRIED UNANIMOUSLY**

#### **H.1 Consideration of a Closed meeting – Community Charter Section 90(1)(n)**

Council considered a part of a council meeting that may be closed to the public.

The conversation was recorded and kept confidential.

*The open Council meeting reconvened 11:43 a.m.*

#### **Motion to go into a closed Council meeting at 11:45 a.m.**

**Moved By** Councillor Andrew

**Seconded By** Councillor Potts

#### **MOTION TO CLOSE THE APRIL 15, 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)(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.

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**

**A. APPROVAL OF CLOSED AGENDA**

**Moved By** Councillor Alto  
**Seconded By** Councillor Thornton-Joe

That the closed agenda be approved.

**CARRIED UNANIMOUSLY**

**B. READING OF CLOSED MINUTES**

**B.1 Minutes from the closed Committee of the Whole Meeting held February 18, 2021**

**Moved By** Councillor Alto  
**Seconded By** Councillor Thornton-Joe

That the minutes from the closed Committee of the Whole meeting held February 18, 2021 be adopted.

**CARRIED UNANIMOUSLY**

**B.2 Minutes from the closed Council meeting held February 18, 2021**

**Moved By** Councillor Alto  
**Seconded By** Councillor Thornton-Joe

That the minutes from the closed meeting held February 18, 2021 be adopted.

**CARRIED UNANIMOUSLY**

**E. NEW BUSINESS**

**E.1 Legal Advice – Community Charter Section 90(1)(i)**

Council discussed a legal matter.

The motion was recorded and kept confidential.

**E.2 Intergovernmental Relations – Community Charter Section 90(2)(b)**

Council discussed an intergovernmental relations matter.

The motion was recorded and kept confidential.

**G. ADJOURNMENT**

**Moved By** Councillor Alto  
**Seconded By** Councillor Thornton-Joe

That the Closed Council Meeting be adjourned at 3:09 p.m.

**CARRIED UNANIMOUSLY**

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CITY CLERK

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MAYOR

DRAFT