



MINUTES - VICTORIA CITY COUNCIL

July 29, 2021, 3:21 P.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 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, C. Kingsley - City Clerk, 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. Biem – Assistant City Solicitor, A. Meyer - Assistant Director of Development Services, A. Hudson - Assistant Director of Community Planning, C. Havelka - Deputy City Clerk, C. Mycroft - Manager of Executive Operations, S. Webb - Manager of Transportation, N. Sidhu - Assistant Director of Parks, Recreation & Facilities, P. Bellefontaine - Director of Engineering & Public Works, G. Diamond – Council and Committee Secretary

B. APPROVAL OF AGENDA

Moved By Councillor Thornton-Joe
Seconded By Councillor Alto

That the agenda be approved.

CARRIED UNANIMOUSLY

Council referred the open meeting items to the July 29, 2021 evening Council meeting.

C. CLOSED MEETING

Moved by Councillor Loveday
Seconded by Councillor Potts

MOTION TO CLOSE THE JULY 29, 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

C.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.

Council referred item G.8 to the August 5, 2021 evening Council meeting.

The open Council meeting reconvened 3:37 p.m.

Motion to go into a closed Council meeting at 3:44 p.m.

Moved By Councillor Potts

Seconded By Councillor Andrew

MOTION TO CLOSE THE JULY 29, 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)(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;

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(1)(m) a matter that, under another enactment, is such that the public may be excluded from the meeting;

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;

Amendment:

**Moved by Councillor Loveday
Seconded by Councillor Thornton-Joe**

~~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

On the main motion as amended:

CARRIED UNANIMOUSLY

D. APPROVAL OF CLOSED AGENDA

Moved By Councillor Thornton-Joe
Seconded By Councillor Potts

That the closed agenda be approved.

CARRIED UNANIMOUSLY

E. READING OF CLOSED MINUTES

E.1 Minutes from the closed meeting held July 8, 2021

Moved By Councillor Thornton-Joe
Seconded by Councillor Potts

That the minutes from the closed meeting held July 8, 2021 be adopted.

CARRIED UNANIMOUSLY

E.2 Minutes from the closed COTW meeting held July 8, 2021

Moved By Councillor Thornton-Joe
Seconded by Councillor Potts

That the minutes from the closed COTW meeting held July 8, 2021 be adopted.

CARRIED UNANIMOUSLY

G. NEW BUSINESS

G.1 Appointment – Community Charter Section 90(1)(a)

Council discussed an appointment matter.

The motion was recorded and kept confidential.

G.2 Legal Advice/Litigation – Community Charter Section 90(1)(g) and 90(1)(i)

Council discussed a legal matter.

The motion was recorded and kept confidential.

G.3 Land – Community Charter Section 90(1)(e)

Council discussed a land use matter.

The motion was recorded and kept confidential.

G.4 Labour Relations, Law Enforcement, Litigation, Negotiations – Community Charter Section 90(1)(c), (f), (g), (k)

Council discussed a labour Relations, law Enforcement, litigation, and negotiations matter.

The motion was recorded and kept confidential.

G.5 Matter Under Another Enactment – Community Charter Section 90(1)(m)

Council discussed a matter under another enactment.

The motion was recorded and kept confidential.

G.6 Legal Advice/Litigation – Community Charter Section 90(1)(g) and 90(1)(i)

Council discussed a legal matter.

The motion was recorded and kept confidential.

G.7 Legal Advice – Community Charter Section 90(1)(i)

Council discussed a legal matter.

The motion was recorded and kept confidential.

H. ADJOURNMENT

Moved By Councillor Loveday

Seconded By Councillor Potts

That the Council meeting be adjourned at 5:00 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR