



MINUTES - COMMITTEE OF THE WHOLE

August 5, 2021, 9:00 A.M.

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

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 Potts, Councillor Thornton-Joe, Councillor Young

PRESENT ELECTRONICALLY: Councillor Dubow, Councillor Loveday

PRESENT ELECTRONICALLY FOR A PORTION OF THE MEETING: Councillor Isitt

STAFF PRESENT: J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Director of Finance, 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, A. Meyer - Assistant Director of Development Services, A. Hudson - Assistant Director of Community Planning, C. Havelka - Deputy City Clerk, L. Van Den Dolder - Assistant City Solicitor, D. Atkinson - Acting Fire Chief, J. O'Connor - Deputy Director of Finance, K. Moore - Head of Business and Community Relations, C. Mycroft - Manager of Executive Operations, N. Sidhu - Assistant Director of Parks, Recreation & Facilities, J. Biem - Assistant City Solicitor, P. Bellefontaine - Director of Engineering & Public Works, C. Kingsley - City Clerk, G. Milne - Head of Strategic Operations, S. Stoltz - Committee Secretary

A. APPROVAL OF AGENDA

Moved By Councillor Potts
Seconded By Councillor Thornton-Joe

That the agenda be approved.

CARRIED UNANIMOUSLY

B. CONSENT AGENDA

Moved By Councillor Alto
Seconded By Councillor Potts

That the following items be approved without further debate

CARRIED UNANIMOUSLY

E.2 645 and 655 Tye Road: Rezoning Application No. 00749 (Victoria West)

Committee received a report dated July 22, 2021 from the Director of Sustainable Planning and Community Development regarding a rezoning application for the properties located at 645 and 655 Tye Road to remove the restrictions on maximum total floor area for office use and retail uses in order for the property owner to be able to fill long-term vacancies within the existing four- and five-storey buildings, and recommending that it move forward to a Public Hearing.

Moved By Councillor Alto
Seconded By Councillor Potts

That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00749 for 645 and 655 Tye Road, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set once staff have received a Development Permit Application to add permanent outdoor seating to the northwest plaza at 645 Tye Road.

That Council, after the Public Hearing for Rezoning Application No. 00749, if it is approved, authorize the Mayor and City Clerk to execute legal instrument, in a form satisfactory to the City Solicitor, to discharge covenant number EV35208 from the properties located at 645 Tye Road and 655 Tye Road.

CARRIED UNANIMOUSLY

F.2 Encroachment Agreement for 247-271 Cook Street

Committee received a report dated July 19 from the Director of Engineering and Public Works regarding an application for a Delegated Development Permit (DDP) and two building permits for interior and exterior changes to the existing building for 247-271 Cook Street.

Moved By Councillor Alto
Seconded By Councillor Potts

That Council:

1. Approve the City entering into an encroachment agreement with the property owner of 247-271 Cook Street to allow for certain structural (non-decorative) encroachments as detailed in this report over a portion of Cook Street, on terms and in a form satisfactory to the Director of Engineering and Public Works and the City Solicitor.
2. Forward this recommendation to the daytime Council meeting of August 5, 2021.

CARRIED UNANIMOUSLY

F.4 Proclamation - International Overdose Awareness Day

Committee received a report dated July 30, 2021 from the City Clerk regarding the proclamation for International Overdose Awareness Day, August 31, 2021.

Moved By Councillor Alto
Seconded By Councillor Potts

That the International Overdose Awareness Day Proclamation be forwarded to the August 5, 2021 Council meeting for Council's consideration.

CARRIED UNANIMOUSLY

F.5 Proclamation - Childhood Cancer Awareness Month

Committee received a report dated August 3, 2021 from the City Clerk regarding the proclamation for Childhood Cancer Awareness Month, September 2021.

Moved By Councillor Alto
Seconded By Councillor Potts

That the Childhood Cancer Awareness Month Proclamation be forwarded to the August 5, 2021 Council meeting for Council's consideration.

CARRIED UNANIMOUSLY

D. UNFINISHED BUSINESS

D.1 Report Back: Expanding food and pollinator growing initiatives on municipal land

Committee received a report dated July 22, 2021 from the Director of Parks, Recreation and Facilities regarding options to increase the cultivation of food and pollinator plants on municipal land, as requested in 2020.

Moved By Councillor Loveday
Seconded By Mayor Helps

1. That Council receive this report for information
2. That Council direct staff to include all options outlined in this report for consideration in the draft 2022 Financial Plan.

Councillor Isitt joined the meeting in person at 9:17 a.m.

Committee discussed:

- *Deer prevention measures*
- *Food security and its definition within a municipal context*

Amendment:

Moved By Councillor Isitt

Seconded by Councillor Loveday

1. That Council receive this report for information
2. That Council direct staff to include all options outlined in this report for consideration in the draft 2022 Financial Plan.
3. **That Council direct staff to report back as part of the 2022 budget on the resource requirements for enhanced city-led support for the design, installation and operations of Food Forests and allotment gardens on City land.**

Amendment to the amendment:

Moved By Councillor Isitt

Seconded by Councillor Loveday

1. That Council receive this report for information
2. That Council direct staff to include all options outlined in this report for consideration in the draft 2022 Financial Plan.
3. **That Council direct staff to report back as part of the 2022 budget on the resource requirements for enhanced city-led support for the design, installation and operations of Food Forests and allotment gardens on City land including options for the enhanced planting and stewardship of food-bearing trees in the City-managed urban forest.**

CARRIED UNANIMOUSLY

On the amendment:

CARRIED UNANIMOUSLY

On the main motion as amended:

1. That Council receive this report for information
2. That Council direct staff to include all options outlined in this report for consideration in the draft 2022 Financial Plan.
3. That Council direct staff to report back as part of the 2022 budget on the resource requirements for enhanced city-led support for the design, installation and operations of Food Forests and allotment gardens on City land including options for the enhanced planting and stewardship of food-bearing trees in the City-managed urban forest.

CARRIED UNANIMOUSLY

E. LAND USE MATTERS

E.1 3150 Somerset Street: Rezoning Application No. 00763 and Development Permit Application No. 000592 (Hillside/Quadra)

Committee received a report dated July 22, 2021 from the Director of Sustainable Planning and Community Development regarding a rezoning application and a development permit application in order to demolish the existing legally non-conforming duplex, subdivide the property, and construct two new duplexes, and recommending that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set.

Committee discussed:

- *How this proposal fits with the Missing Middle housing initiative*
- *Concerns regarding landscaping and tree removal*
- *Concerns regarding parking and driveway designs*
- *Support for increasing the housing supply within the City*

Rezoning Application No. 00763 for 3150 Somerset Street

Moved By Councillor Young

Seconded By Councillor Andrew

That Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00763 for 3150 Somerset Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set.

Development Permit Application No. 000592 for 3150 Somerset Street

Moved By Councillor Young

Seconded By Councillor Andrew

That Council, after giving notice and allowing an opportunity for public comment at a meeting of Council, and after the Public Hearing for Rezoning Application No. 00763, if it is approved, consider the following motion:

“That Council authorizes the issuance of Development Permit Application No. 000592 for 3150 Somerset Street, in accordance with:

1. Plans date stamped April 6, 2021.
2. The Development Permit lapsing two years from the date of this resolution.”

Moved By Councillor Isitt

Seconded By Councillor Dubow

That this matter be referred to staff to work with the applicant on a revised design that aims to retain both Garry Oak trees.

FOR (2): Councillor Dubow, Councillor Isitt

OPPOSED (7): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Potts, Councillor Loveday, Councillor Thornton-Joe, Councillor Young

DEFEATED (2 to 7)

On the main motion:

CARRIED UNANIMOUSLY

F. STAFF REPORTS

F.1 AAA Priority Cycling Network: Remaining Projects & Network Completion

Committee received a report dated July 22, 2021 from the Director of Engineering & Public Works regarding the City's Sustainable Mobility Strategy, and recommendations to complete 3.5 kilometres of infrastructure in James Bay, along with next steps associated with delivering the final two priority network projects on Gorge Road and Pandora Avenue East.

Committee recessed at 10:26 a.m. and returned at 10:33 a.m.

Committee discussed:

- *Support for the cycling network*
- *Appreciation for staff's hard work regarding the design, feedback, and engagement on the project*

Moved By Mayor Helps
Seconded By Councillor Alto

That Council:

1. Approve the designs for Superior Street and Montreal Street as part of the priority AAA cycling network and direct staff to incorporate detailed design and construction costs into the 2022 Financial Plan;
2. Approve the current designs for Government Street South as part of the priority AAA cycling network and direct staff to incorporate detailed design and construction costs into the 2022 Financial Plan. Continue to work with agency partners and community stakeholders on establishing an implementation strategy for achieving ultimate streetscape and public space designs in conjunction with future works in the Inner Harbour District;
3. Approve the Gorge Road project and direct staff to complete detailed design and construction, with costs incorporated into the 2022 and 2023 Financial Plans; and
4. Direct staff to undertake public engagement on the design of the Pandora East Project in 2022 and incorporate construction costs into the 2023 Financial Plan.

Amendment:

Moved By Councillor Isitt
Seconded By Mayor Helps

That Council:

1. Approve the designs for Superior Street and Montreal Street as part of the priority AA cycling network and direct staff to incorporate detailed design and construction costs into the 2022 Financial Plan;
2. Approve the current designs for Government Street South as part of the priority AAA cycling network and direct staff to incorporate detailed design and construction costs into the 2022 Financial Plan. Continue to work with agency partners and community stakeholders on establishing an implementation strategy for achieving ultimate streetscape and public space designs in conjunction with future works in the Inner Harbour District;
3. Approve the Gorge Road project and direct staff to complete detailed design and construction, with costs incorporated into the 2022 and 2023 Financial Plans; and
4. Direct staff to undertake public engagement on the design of the Pandora East Project in 2022 and incorporate construction costs into the 2023 Financial Plan.

CARRIED UNANIMOUSLY

Moved By Councillor Isitt

Seconded By Councillor Andrew

MOTION TO CLOSE THE AUGUST 5, 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)(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.

CARRIED UNANIMOUSLY

Committee went into a closed meeting at 11:13 a.m.

Land – Community Charter Section 90(1)(e)

Committee discussed a land matter.

The discussion and motion were recorded and kept confidential.

The open Committee of the Whole meeting reconvened at 11:35 a.m.

Committee discussed:

- *Potential proposals for the corridor; support for planning to progress*

Amendment:

Moved By Councillor Isitt

Seconded By Mayor Helps

That Council:

1. Approve the designs for Superior Street and Montreal Street as part of the priority AAA cycling network and direct staff to incorporate detailed design and construction costs into the 2022 Financial Plan;
2. Approve the current designs for Government Street South as part of the priority AAA cycling network and direct staff to incorporate detailed design and construction costs into the 2022 Financial Plan. Continue to work with agency partners and community stakeholders on establishing an implementation strategy for achieving ultimate streetscape and public space designs in conjunction with future works in the Inner Harbour District;
3. Approve the Gorge Road project and direct staff to complete detailed design and construction, with costs incorporated into the 2022 Financial Plans; and
4. Direct staff to undertake public engagement on the design of the Pandora East Project in 2022 and incorporate construction costs into the 2023 Financial Plan.
5. **Direct staff to report back to Council by the end of Q2 2022 with a progress update on planning for future enhancements to the cycling network.**

CARRIED UNANIMOUSLY

Committee discussed:

- *Traffic patterns and concerns regarding the ease of travel in the downtown area*

On the main motion as amended:

CARRIED UNANIMOUSLY

Committee recessed at 12:23 p.m. and reconvened at 1:15 p.m.

F.3 Topaz Park Improvement Plan: Phase 1 Concept Design Proposals

Committee received a report dated July 22, 2021 from the Director of Parks, Recreation and Facilities regarding concept designs for two major improvements to Topaz Park, the new skate and bike parks, and the artificial turf sport field replacement.

Committee discussed:

- *Opportunities to enhance recreation in the north side of the City*

Moved By Councillor Isitt

Seconded By Councillor Thornton-Joe

Motion to extend the meeting to 3 p.m.

CARRIED UNANIMOUSLY

Moved By Councillor Loveday

Seconded By Councillor Alto

That Council approve the following two concept designs for Phase 1 improvements to Topaz Park;

- A. Skate and Bike Parks Project, as shown in Attachment A, and
- B. Artificial Turf Sport Field Replacement Project, as shown in Attachment B.

Amendment:

Moved By Councillor Isitt

Seconded By Councillor Thornton-Joe

That Council approve the following two concept designs for Phase 1 improvements to Topaz Park;

- A. Skate and Bike Parks Project, as shown in Attachment A, and
- B. Artificial Turf Sport Field Replacement Project, as shown in Attachment B, **subject to a staff review of the replacement lighting to minimize light pollution to nearby households to the greatest extent possible.**

Councillor Dubow was absent for the amendment vote.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Isitt

Seconded By Councillor Dubow

That Council approve the following two concept designs for Phase 1 improvements to Topaz Park;

- A. Skate and Bike Parks Project, as shown in Attachment A, **and that consideration be given to maintaining connectivity of the Garry Oak ecosystem and providing opportunities for passive enjoyment of that area by the public.**
- B. Artificial Turf Sport Field Replacement Project, as shown in Attachment B, subject to a staff review of the replacement lighting to minimize light pollution to nearby households to the greatest extent possible.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Isitt
Seconded By Councillor Dubow

That Council approve the following two concept designs for Phase 1 improvements to Topaz Park;

A. Skate and Bike Parks Project, as shown in Attachment A, and that consideration be given to maintaining connectivity of the Garry Oak ecosystem and providing opportunities for passive enjoyment of that area by the public.

B. Artificial Turf Sport Field Replacement Project, as shown in Attachment B, subject to a staff review of the replacement lighting to minimize light pollution to nearby households to the greatest extent possible.

That Council direct staff to report by Q3, 2022 on the next phase of implementation of the Topaz Park improvement plan.

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Andrew
Seconded By Councillor Isitt

That Council approve the following two concept designs for Phase 1 improvements to Topaz Park;

A. Skate and Bike Parks Project, as shown in Attachment A, and that consideration be given to maintaining connectivity of the Garry Oak ecosystem and providing opportunities for passive enjoyment of that area by the public.

B. Artificial Turf Sport Field Replacement Project, as shown in Attachment B, subject to a staff review of the replacement lighting to minimize light pollution to nearby households to the greatest extent possible.

That Council direct staff to report by Q3, 2022 on the next phase of implementation of the Topaz Park improvement plan.

That Council direct staff to include in the accessibility washroom:

- 1. An adult change table complete with a lift and sling with a 600lb capacity that allows ability to move around the room.**
- 2. Contrasting floor tiles to help those with visibility impairments**
- 3. Grab bars attached to the walls**

Amendment to the amendment:

Moved By Councillor Isitt
Seconded By Councillor Andrew

That Council approve the following two concept designs for Phase 1 improvements to Topaz Park;

A. Skate and Bike Parks Project, as shown in Attachment A, and that consideration be given to maintaining connectivity of the Garry Oak ecosystem and providing opportunities for passive enjoyment of that area by the public.

B. Artificial Turf Sport Field Replacement Project, as shown in Attachment B, subject to a staff review of the replacement lighting to minimize light pollution to nearby households to the greatest extent possible.

That Council direct staff to report by Q3, 2022 on the next phase of implementation of the Topaz Park improvement plan.

That Council direct staff to include in the accessibility washroom:

- 4. An adult change table complete with a lift and sling with a 600lb capacity that allows ability to move around the room.**
- 5. Contrasting floor tiles to help those with visibility impairments**
- 6. Grab bars attached to the walls**

And direct staff to engage the Accessibility Advisory Committee on potential additional accessibility provisions for this washroom.

CARRIED UNANIMOUSLY

On the amendment:

FOR (8): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe
OPPOSED (1): Councillor Young

CARRIED (8 to 1)

Amendment:

Moved By Councillor Loveday
Seconded By Councillor Dubow

That Council approve the following two concept designs for Phase 1 improvements to Topaz Park;

A. Skate and Bike Parks Project, as shown in Attachment A, and that consideration be given to maintaining connectivity of the Garry Oak ecosystem and providing opportunities for passive enjoyment of that area by the public.

B. Artificial Turf Sport Field Replacement Project, as shown in Attachment B, subject to a staff review of the replacement lighting to minimize light pollution to nearby households to the greatest extent possible.

That Council direct staff to report by Q3, 2022 on the next phase of implementation of the Topaz Park improvement plan.

That Council direct staff to include in the accessibility washroom:

1. An adult change table complete with a lift and sling with a 600lb capacity that allows ability to move around the room.
2. Contrasting floor tiles to help those with visibility impairments
3. Grab bars attached to the walls

And direct staff to engage the Accessibility Advisory Committee on potential additional accessibility provisions for this washroom.

That Council ensure that a detailed design doesn't prohibit a covered portion of the skate board park and include this potential expenditure as part of the long term capital plan.

CARRIED UNANIMOUSLY

Councillor Isitt requested that the motions be considered separately.

On section A:

A. Skate and Bike Parks Project, as shown in Attachment A, and that consideration be given to maintaining connectivity of the Garry Oak ecosystem and providing opportunities for passive enjoyment of that area by the public.

CARRIED UNANIMOUSLY

On section B:

B. Artificial Turf Sport Field Replacement Project, as shown in Attachment B, subject to a staff review of the replacement lighting to minimize light pollution to nearby households to the greatest extent possible.

FOR (8): Mayor Helps, Councillor Alto, Councillor Andrew, Councillor Dubow, Councillor Loveday, Councillor Potts, Councillor Thornton-Joe, Councillor Young
OPPOSED (1): Councillor Isitt

CARRIED (8 to 1)

On the remaining motions as amended:

That Council direct staff to report by Q3, 2022 on the next phase of implementation of the Topaz Park improvement plan.

That Council direct staff to include in the accessibility washroom:

1. An adult change table complete with a lift and sling with a 600lb capacity that allows ability to move around the room.
2. Contrasting floor tiles to help those with visibility impairments
3. Grab bars attached to the walls

And direct staff to engage the Accessibility Advisory Committee on potential additional accessibility provisions for this washroom.

That Council ensure that a detailed design doesn't prohibit a covered portion of the skate board park and include this potential expenditure as part of the long term capital plan.

CARRIED UNANIMOUSLY

Moved By Councillor Andrew
Seconded By Councillor Potts

Motion to extend the meeting until 3:10 p.m.

CARRIED UNANIMOUSLY

H. NEW BUSINESS

H.1 Council Member Motion: Appoint Candidate to Police Board

Committee received a Council Member Motion dated July 30, 2021 from Mayor Helps regarding the requirement to appoint a candidate to the Victoria/Esquimalt Police Board.

Moved By Mayor Helps
Seconded By Councillor Thornton-Joe

That Council:

1. Request Legislative Services staff to begin selection of the City of Victoria appointee to the Victoria/Esquimalt police board.
2. Prioritize equity seeking groups in Council's selection.

Amendment:

Moved By Councillor Isitt
Seconded By Councillor Young

That Council

1. Request Legislative Services staff to begin selection of the City of Victoria appointee to the Victoria/Esquimalt police board.
2. Prioritize equity seeking groups in Council's selection **and invite applications from all members of the public.**

Moved By Councillor Andrew
Seconded By Councillor Alto

Motion to extend the meeting until 3:30 p.m.

CARRIED UNANIMOUSLY

On the amendment:

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Andrew

Seconded By Mayor Helps

That Council

1. Request Legislative Services staff to begin selection of the City of Victoria appointee to the Victoria/Esquimalt police board.
2. Prioritize equity seeking groups in Council's selection and invite applications from all members of the public.
3. **All applicants must reside within the City of Victoria.**

CARRIED UNANIMOUSLY

Amendment:

Moved By Councillor Andrew

Seconded By Councillor Young

That Council

1. Request Legislative Services staff to begin selection of the City of Victoria appointee to the Victoria/Esquimalt police board.
2. **Prioritize Encourage applications from** equity seeking groups ~~in~~ **for** Council's selection and invite applications from all members of the public.
3. All applicants must reside within the City of Victoria.

FOR (3): Councillor Andrew, Councillor Young, Councillor Thornton-Joe

OPPOSED (6): Mayor Helps, Councillor Alto, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts

DEFEATED (3 to 6)

Amendment:

Moved By Mayor Helps

Seconded By Councillor Young

That this move forward to today's Council meeting.

CARRIED UNANIMOUSLY

Moved By Councillor Alto

Seconded By Councillor Thornton-Joe

Motion to extend the meeting until 3:39 p.m.

CARRIED UNANIMOUSLY

Committee decided to separate the motions by unanimous consent.

On the main motions as amended:

That Council

1. Request Legislative Services staff to begin selection of the City of Victoria appointee to the Victoria/Esquimalt police board.

CARRIED UNANIMOUSLY

2. Prioritize equity seeking groups in Council's selection and invite applications from all members of the public.

FOR (7): Mayor Helps, Councillor Andrew, Councillor Alto, Councillor Dubow, Councillor Isitt, Councillor Loveday, Councillor Potts

OPPOSED (2): Councillor Thornton-Joe Councillor Young

CARRIED (7 to 2)

3. All applicants must reside within the City of Victoria.

CARRIED UNANIMOUSLY

I. ADJOURNMENT OF COMMITTEE OF THE WHOLE

Moved By Councillor Thornton-Joe

Seconded By Councillor Andrew

That the Committee of the Whole Meeting be adjourned at 3:38 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR