



MINUTES - COMMITTEE OF THE WHOLE

July 21, 2022, 9:00 A.M.

COUNCIL CHAMBERS, CITY HALL, 1 CENTENNIAL SQUARE

**The City of Victoria is located on the homelands of the Songhees and Esquimalt People
Meeting will recess for a lunch break between 12:30 p.m. and 1:30 p.m.**

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

PRESENT ELECTRONICALLY: Councillor Dubow

STAFF PRESENT: J. Jenkyns - City Manager, S. Thompson - Deputy City Manager / Chief Financial Officer, C. Kingsley - City Clerk, C. Anderson - Deputy City Clerk, T. Zworski - City Solicitor, T. Soulliere - Director of Parks, Recreation & Facilities, B. Eisenhauer - Head of Engagement, J. Jensen - Director, People and Culture, K. Hoese - Director of Sustainable Planning and Community Development, A. Meyer - Assistant Director of Development Services, A. Hudson - Assistant Director of Community Planning, J. O'Connor - Deputy Director of Finance, K. Moore - Head of Business and Community Relations, C. Mycroft - Manager of Executive Operations, M. Cittone - Senior Planner, R. Batallas - Senior Planner, N. Reddington - Senior Cultural Planner, P. Bellefontaine - Director of Engineering & Public Works, D. Atkinson - Deputy Fire Chief, S. Perkins - Head of Bylaw Services, D. de Candole - Community Energy Specialist, P. Angelblazer - Committee Secretary

GUESTS: K. Graham – MNP, Y. Morrison - MNP

A. **APPROVAL OF AGENDA**

Moved By Councillor Alto
Seconded By Councillor Andrew

That the agenda be approved.

Amendment:

Moved By Councillor Alto
Seconded By Councillor Isitt

That item ***H.1 – Council Member Motion - Welcoming Cities Advisory Committee Recommendations to Council*** be added on to the consent agenda.

CARRIED UNANIMOUSLY

Councillor Young requested that item H.3 Council Member Motion - Advocacy Regarding Detention of Immigrants in Provincial Jails be removed from the consent agenda

On the agenda as amended:

CARRIED UNANIMOUSLY

B. CONSENT AGENDA

Moved By Councillor Potts
Seconded By Councillor Thornton-Joe

That the following items be approved without further debate

CARRIED UNANIMOUSLY

C.1 Minutes from the meeting held June 9, 2022

Moved By Councillor Potts
Seconded By Councillor Thornton-Joe

That the minutes from the Committee of the Whole meeting held June 9, 2022 be adopted.

CARRIED UNANIMOUSLY

C.2 Minutes from the meeting held June 16, 2022

Moved By Councillor Potts
Seconded By Councillor Thornton-Joe

That the minutes from the Committee of the Whole meeting held June 16, 2022 be adopted.

CARRIED UNANIMOUSLY

F.5 Proclamation - International Day of the Girl

Council received a report dated July 15, 2022 regarding the proclamation for International Day of the Girl, October 11, 2022.

Moved By Councillor Potts

Seconded By Councillor Thornton-Joe

That the *International Day of the Girl* Proclamation be forwarded to the August 4, 2022, Council meeting for Council's consideration.

CARRIED UNANIMOUSLY

H.1 Council Member Motion - Welcoming Cities Advisory Committee Recommendations to Council

Council received a Council Member Motion dated June 24, 2022 from Mayor Helps and Councillor Dubow authorizing the implementation of the Welcoming Cities Advisory Committee recommendations.

Moved By Councillor Potts

Seconded By Councillor Thornton-Joe

That Council:

1. Receive the 2022-2023 Welcoming City Implementation Plan for information
2. Allocate \$7500 from the 2022 Contingency budget to support Action 3.2, "Host or support an annual welcoming event for newcomers."
3. Request that staff report back as part of the 2023 budget process on the following Implementation Plan items:
 - a. Hosting a job fair for newcomers and immigrants to help fill City job vacancies
 - b. Hosting a workshop for newcomer-owned businesses to learn about the City's social procurement process, prequalification, and procurement opportunities
 - c. Adding a section to the Connect Victoria App, available in multiple languages, that is for newcomers, with information about resources, events, etc
 - d. Working with the Welcoming City Advisory Committee to develop a program to reach accepted refugees destined for Victoria including a Welcome to Victoria package in their own language, connections with local employers, etc, as they are waiting to come to Canada.
 - e. Ongoing support for an annual welcoming event for newcomers including hosting a pre-event or post-event activity and dialogue to introduce newcomer artists and performers to local community leaders and other community members, broaden their connection to the community, and strengthen cross-discipline relationships and knowledge-sharing.

CARRIED UNANIMOUSLY

H.4 Council Member Motion - Authorization of Attendance at UBCM Convention

Council received a Council Member Motion from Councillor Loveday authorizing the attendance and associated costs for Councillor Isitt to attend the Union of BC Municipalities (UBCM) Annual Convention.

Moved By Councillor Potts

Seconded By Councillor Thornton-Joe

That Council authorizes the attendance and associated costs for Councillor Loveday to attend the Union of BC Municipalities convention in September 2022.

Estimated costs:

Registration:	\$550
Accommodation:	\$800
Meals:	\$250
Transportation:	\$300

That this resolution be forwarded to the Daytime Council meeting of July 21, 2022

CARRIED UNANIMOUSLY

E. LAND USE MATTERS

E.1 1105 Caledonia Avenue - Rezoning Application No. 00786 (Fernwood)

Council received a report dated July 7, 2022 from the Director of Sustainable Planning & Community Development presenting Council with a proposal to allow manufacturing use in Fernwood Coffee, specifically to roast and package coffee and to distribute for off-site sales.

Committee recessed at 9:07 a.m., and reconvened at 9:10 a.m.

Committee recessed at 9:12 a.m., and reconvened at 9:19 a.m.

Committee discussed the following:

- *Steps which would be required by the applicant to meet zoning requirements*
- *Public engagement which has already been undertaken as a part of the rezoning process*

Moved By Councillor Andrew
Seconded By Councillor Isitt

That Council instruct staff to work with the applicant to bring forward a Temporary Use Permit for Council's consideration that includes conditions to address the areas of concerns associated with the manufacturing and off-site sales associated with the roasting business as well as incorporating any required variances.

Amendment:
Moved By Mayor Helps
Seconded By Councillor Loveday

That Council instruct staff to work with the applicant to bring forward a Temporary Use Permit for Council's consideration that includes conditions to address the areas of concerns associated with the manufacturing and off-site sales associated with the roasting business as well as incorporating any required variances, **and to schedule an Opportunity for Public Comment for Council and the public to consider the Temporary Use Permit.**

CARRIED UNANIMOUSLY

On the main motion as amended:

CARRIED UNANIMOUSLY

E.2 Step Code Acceleration - Engagement Summary and Next Steps

Council received a report dated July 7, 2022 from the Director of Sustainable Planning & Community Development providing Council with a summary of engagement on the BC Energy Step Code and BC carbon pollution standards, describing the impact of the engagement on recommended regulatory changes, and seeking direction to prepare bylaw amendments.

Committee discussed the following:

- *Reducing carbon emissions in the construction industry*
- *City authority over utility connections*
- *Emission factors of various energy sources and applications*
- *Regional and provincial building emissions standards*
- *Debating the use of incentives versus mandates for public policy*
- *Creating signage for step codes viewable to residents*
- *Carbon negative cement practices*

Moved By Mayor Helps
Seconded By Councillor Loveday

1. That Council direct staff to:

- a. Prepare the necessary Building and Plumbing Regulation Bylaw amendments to adopt the approach to the BC Energy Step Code, and forthcoming BC carbon pollution standards outlined in Table 2 and Table 3 of this report following the release of the 2022 BC Building Code revision.
 - b. Through engagement and analysis, explore requiring benchmarking for new and existing Part 3 buildings and requiring home energy labelling for Part 9 buildings.
 - c. Develop educational communications to build public awareness and understanding of the benefits of decarbonization through electrification.
2. If Provincial regulations enabling local government to adopt carbon pollution standards do not come into effect with the next BC Building Code revision, that Council direct staff to prepare the necessary Building and Plumbing Regulation Bylaw amendments as outlined in Table 4 and Table 5 of this report, as an alternative to 1.a above.

CARRIED UNANIMOUSLY

Committee recessed at 10:21 a.m., and reconvened at 10:39 a.m.

F. STAFF REPORTS

F.1 Governance Review - Phase 2 Report

Committee received a report dated July 15, 2022 from the City Clerk regarding the outcome of Phase 2 of the Governance Review providing Council with the consultant's final report and recommendations.

Committee discussed the following:

- *The role of integrity commissioner*
- *Conduct which may be referred to the integrity commissioner*
- *Potential chilling effects of an enforced code of conduct*
- *Comparisons between survey respondent self-identifying information and Victoria demographics*
- *Differing levels of work commitment from members of Council*
- *Difficulties with the enforcement codes of conduct in other municipalities*
- *Best practices for advisory committees*
- *Guidance on reducing time needed for decision-making*

Committee recessed at 12:30 p.m., and reconvened at 1:30 p.m.

Committee discussed the following:

- *Insights on the integrity commissioner from the jurisdictional scan.*
- *Delegating authority on minor decisions to the Mayor and City Manager*
- *Continuously improving City governance*

- *Setting the stage for the September 8, 2022 Workshop*
- *Lack of public confidence in City processes*
- *Role and usefulness of CALUCs in the planning process*
- *Strategies to improve accountability in the public service*
- *Councillor indemnities*
- *Opportunities to provide input prior to the September 8 workshop*
- *Sharing the costs and labour of the integrity commissioner between municipalities*
- *Improving the process on approving councillor remuneration*
- *Receiving feedback from advisory bodies*

Moved By Councillor Isitt

Seconded By Councillor Andrew

That the meeting time be extended until 4:00pm.

CARRIED UNANIMOUSLY

Committee discussed the following:

- *Areas of municipal responsibility*
- *Policies and bylaws enacted by Kelowna City Council*
- *Managing public expectations and narratives*
- *Councils' relationship with operational details*
- *Potentially allowing for delegations during Committee of the Whole*
- *Gaps in demographic data collected for the survey*
- *Pitfalls in comparing Victoria to regional municipalities, rather than other capital cities*
- *Number of proclamations received in other jurisdictions*

Moved By Councillor Alto

Seconded By Councillor Isitt

That Council receive the Governance Review Phase 2 final report and forward the recommendations to a workshop at the September 8, 2022 Committee of the Whole meeting.

CARRIED UNANIMOUSLY

F.2 Cultural Infrastructure Grant Program 2022 Report

Council received a report dated June 27, 2022 from the Head of Business and Community Relations seeking Council approval on staff recommendations for the 2022 Cultural Infrastructure Grant Program.

Committee discussed the following:

- *Reasons provided for rejecting applications*
- *Support given to applicants prior to grant adjudication*

- *Organizations which have opportunities for grant funding elsewhere*

Moved By Councillor Loveday

Seconded By Councillor Isitt

That Council:

1. Approve staff recommendations for the 2022 Cultural Infrastructure Grant funding allocations as outlined in Appendix A.

CARRIED UNANIMOUSLY

F.3 Victoria 3.0: Recovery Reinvention Resilience Progress Report

Council received a report dated July 21, 2022 from the Head of Business & Community Relations providing Council with a progress report on the action items achieved to date and changes to be enacted within the City's economic action plan, Victoria 3.0: Recovery Reinvention and Resilience.

Committee discussed the following:

- *Troublesome partnership with the UN urban economy forum.*
- *Ensuring that the Arts & Innovation District is driven by local needs*
- *Importance of supporting indigenous businesses as a facet of reconciliation*

Moved By Mayor Helps

Seconded By Councillor Potts

That Council:

1. Receive this report for information.
2. Approve the removal of action 9.8 - Partner with the Urban Economy Forum on UN Sustainable Development Goal 11, "Make cities and human settlements inclusive, safe, resilient and sustainable" (2020 – 2025) from Victoria 3.0: Recovery, Reinvention and Resilience economic action plan.

Amendment:

Moved By Mayor Helps

Seconded By Councillor Isitt

3. **Incorporate reference to Sustainable Development Goal 11: "Make cities and human settlements inclusive, safe, resilient, and sustainable" in to the introduction of Victoria 3.0 as one of the framing principles.**

CARRIED UNANIMOUSLY

On the motion as amended:

CARRIED UNANIMOUSLY

F.4 Workshop with Council - Arts & Innovation District

Committee received a presentation from Community Planning in order to receive input from Council into the planning and creation of the Arts & Innovation District.

Moved By Councillor Isitt

Seconded By Councillor Loveday

That Council suspend the rules of order for the workshop.

CARRIED UNANIMOUSLY

Committee discussed the following:

- *Rock Bay Creek waterway planning and daylighting opportunities*
- *Expanding greenspace, or creating new greenspace within the district*
- *Ensuring that any residential uses are deeply affordable*
- *Creating an east-west cycling and pedestrian connection along Pembroke*
- *Waterfront pathway*
- *Difficulty in securing spaces for art creation*
- *Reconciling Rock Bay heritage with a forward-looking arts & innovation district*
- *Animating the space, rather than sanitizing the space*
- *Attracting visitors through art venues, destination showcase*
- *Opportunity for live/work with the arts & culture community*
- *Temporary or initial tax relief to promote early adoption and development in the area*
- *Working together with First Nations who currently own a portion of Rock Bay.*
- *Preventing arts and industrial spaces from being redeveloped and used as residential*
- *Land acquisition and development opportunities*
- *Potentially using City-initiated zoning to ensure highest and best possible use for lots in the district*
- *Highlighting Indigenous entrepreneurship*
- *Ensuring a visual separation between 'downtown' and the arts & innovation district*
- *Creating a pop-up innovation district*
- *Ensuring a variety of different uses for the space*

H. NEW BUSINESS

Moved By Councillor Isitt

Seconded By Councillor Dubow

That consideration of the following motions be referred to the July 28, 2022 Committee of the Whole Meeting:

- H.2. Council Member Motion – Recommendations for Rental Incentive and MAARS projects
- H.5. Notice of Motion from the Council meeting held July 14, 2022

CARRIED UNANIMOUSLY

H.3 Council Member Motion - Advocacy Regarding Detention of Immigrants in Provincial Jails

Committee received a Council Member Motion dated July 15, 2022 from Councillor Isitt and Councillor Dubow regarding a resolution regarding the detention of immigrants in provincial jails.

Moved By Councillor Isitt
Seconded By Councillor Dubow

That the meeting time be extended until 4:15pm.

CARRIED UNANIMOUSLY

Committee discussed the following:

- *Timeliness of the council member motion*
- *Continuing with the resolution, rather than writing a letter of thanks*
- *Concerns about convoys, caravans, and boatloads of undocumented immigrants strolling past CBSA based on a reading of this policy*
- *Criminalization of immigration*
- *Providing appreciation to the Province for taking action*

Moved By Councillor Isitt
Seconded By Councillor Dubow

That Council endorses the following resolution from the City of Vancouver and directs staff to forward copies to the Premier of British Columbia, the Solicitor General of British Columbia, Members of the Legislative Assembly representing constituencies on Vancouver Island, and Union of BC Municipalities (UBCM) member local governments, requesting favourable consideration and resolutions of support:

Resolution: Detention of Immigrants in Provincial Jails

WHEREAS The Canada Border Services Agency (CBSA) has used Provincial prisons to detain tens of thousands of migrants while they await the resolution of their immigration or refugee matters, 94 per cent of whom are held for administrative reasons posing no risk to the public and include children, survivors of trauma or persecution, and persons with disabilities including mental health conditions;

AND WHEREAS In a March 2022 submission to the Minister of Public Safety and Solicitor General, BC's Office of the Human Rights Commissioner stated that in the current immigration detention system people with disabilities and racialized

people experience harsher treatment and are detained for longer periods of time, and there is strong evidence that current practices contravene BC's Human Rights Code and international human rights conventions;

THEREFORE BE IT RESOLVED THAT that UBCM urge the Province of British Columbia to terminate its immigration detention agreement with the Canada Border Services Agency, stop incarcerating immigration detainees in BC jails, and call on the federal government to do away with immigration detention altogether.

And that this motion be forwarded to the daytime Council meeting for consideration.

Amendment:

Moved By Councillor Isitt

Seconded By Mayor Helps

~~That Council endorses the following resolution from the City of Vancouver and directs staff to forward copies to the Premier of British Columbia, the Solicitor General of British Columbia, Members of the Legislative Assembly representing constituencies on Vancouver Island, and Union of BC Municipalities (UBCM) member local governments, requesting favourable consideration and resolutions of support:~~

~~Resolution: Detention of Immigrants in Provincial Jails~~

~~WHEREAS The Canada Border Services Agency (CBSA) has used Provincial prisons to detain tens of thousands of migrants while they await the resolution of their immigration or refugee matters, 94 per cent of whom are held for administrative reasons posing no risk to the public and include children, survivors of trauma or persecution, and persons with disabilities including mental health conditions;~~

~~AND WHEREAS In a March 2022 submission to the Minister of Public Safety and Solicitor General, BC's Office of the Human Rights Commissioner stated that in the current immigration detention system people with disabilities and racialized people experience harsher treatment and are detained for longer periods of time, and there is strong evidence that current practices contravene BC's Human Rights Code and international human rights conventions;~~

~~THEREFORE BE IT RESOLVED THAT that UBCM urge the Province of British Columbia to terminate its immigration detention agreement with the Canada Border Services Agency, stop incarcerating immigration detainees in BC jails, and call on the federal government to do away with immigration detention altogether.~~

That Council request that the mayor write on behalf of Council to the Premier of British Columbia and Solicitor-General, copying members of the Legislative Assembly representing constituencies in the Capital Region, expressing appreciation to the Government of British Columbia for

providing notice of termination of its immigration detention agreement with the Government of Canada.

And that this motion be forwarded to the daytime Council meeting for consideration.

CARRIED UNANIMOUSLY

On the main motion as amended:

CARRIED UNANIMOUSLY

I. ADJOURNMENT OF COMMITTEE OF THE WHOLE

Moved By Councillor Andrew

Seconded By Councillor Alto

That the Committee of the Whole Meeting be adjourned at 4:22 p.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR