



MINUTES - COMMITTEE OF THE WHOLE

September 22, 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

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 / Chief Financial Officer, C. Kingsley – City Clerk, C. Anderson – Deputy City Clerk, K. Hoese – Director of Sustainable Planning & Community Development, C. Mycroft – Manager of Executive Operations, T. Soulliere – Director of Parks, Recreation & Facilities, T. Zworski – City Solicitor, P. Rantucci – Director of Strategic Real Estate, B. Eisenhauer – Head of Engagement, S. Webb – Manager of Sustainable Transportation Planning & Development, D. Atkinson – Acting Fire Chief, Jo-Ann O'Connor – Deputy Director of Finance, P. Bellefontaine – Director of Engineering & Public Works, B. Roder – Committee Secretary

A. APPROVAL OF AGENDA

Moved By Councillor Alto
Seconded By Councillor Dubow

That the agenda be approved.

*Councillor Young requested that item **G.1 Business Recovery from Pandemic Bylaw Extension** be removed from the consent agenda.*

On the agenda as amended:

CARRIED UNANIMOUSLY

B. CONSENT AGENDA

Moved By Councillor Alto
Seconded By Councillor Loveday

That the following items be approved without further debate.

CARRIED UNANIMOUSLY

C.1 Minutes from the meeting held January 27, 2022

Moved By Councillor Alto
Seconded By Councillor Loveday

That the minutes from the Committee of the Whole meeting held January 27, 2022 be adopted.

CARRIED UNANIMOUSLY

C.2 Minutes from the meeting held September 1, 2022

Moved By Councillor Alto
Seconded By Councillor Loveday

That the minutes from the Committee of the Whole meeting held September 1, 2022 be adopted.

CARRIED UNANIMOUSLY

F.1 458 Cecelia Road: Development Permit with Variance Application No. 00176 (Burnside)

Committee received a report dated September 8, 2022 from the Director of Sustainable Planning and Community Development regarding a Development Permit with Variance Application for the property located at 458 Cecelia Road for a new one-storey, including a mezzanine level, industrial building consisting of light industry, vehicle repair and ancillary retail uses.

Moved By Councillor Alto
Seconded By Councillor Loveday

That Council consider the following motion:

1. That Council waive the standard practice of holding an opportunity for public comment for this application, including the standard practices related to sign posting and public notification.
2. That Council authorize the issuance of Development Permit with Variance Application No. 00176 for 458 Cecelia Road, in accordance with:
 - a. Plans date stamped April 27, 2022.
 - b. Development meeting all Zoning Regulation Bylaw requirements, except for the following variance:
 - i. increase the side yard setback along the east property line from 0m to 0.1m.
 - c. The applicant providing a 1.4m wide road dedication along the Cecelia Road frontage to the satisfaction of the Director of Engineering and Public Works.
3. That the Development Permit, if issued, lapses in two years from the date of this resolution.
4. That Council advance this matter for ratification and issuance at the September 22, 2022 daytime Council meeting.

CARRIED UNANIMOUSLY

G.2 Proclamation - Small Business Month

Committee received a report dated September 9, 2022 from the City Clerk regarding a proclamation for Small Business Month, October 2022.

Moved By Councillor Alto
Seconded By Councillor Loveday

That the *Small Business Month* Proclamation be forwarded to the September 22nd, 2022, Council meeting for Council's consideration.

CARRIED UNANIMOUSLY

D. Presentations

D.1 2022 External Audit Plan

B. Szabo and A. Davies, external auditors with BDO Canada LLP provided a presentation on the 2022 financial statement audit.

Committee discussed the following:

- *Actions taken by auditors to identify evidence of fraud*
- *Safeguards in place to prevent fraud*
- *Financial risks to climate change*
- *Johnson Street bridge financial audit*
- *Council training on audit process and financial statements*
- *Suggested that the auditor's present again to the new Council*

Moved By Councillor Andrew
Seconded By Councillor Loveday

That Council receive the 2022 External Audit Plan report for information.

CARRIED UNANIMOUSLY

D.2 Restorative Justice Victoria

G. Lindquist, Executive Director with Restorative Justice Victoria, provided a presentation to the Committee regarding an overview of the 2021 Restorative Justice Victoria activities and funding.

Committee discussed the following:

- *Accused versus respondent referral receipt*
- *Tracking of offenders after completion of process*
- *Referrals from the Crown justice system and local police forces*
- *Provincial funding*
- *Impact of restorative justice in reducing rates of recidivism*
- *Impact on financial savings to local police forces*

- *Case-by-case basis cost variation*
- *Support for expansion of program*
- *Involvement with Indigenous communities*
- *Inclusion of Indigenous cultural practices*
- *Lack of Indigenous justice program in Victoria*
- *Educational training for other non-profit organizations*
- *Systemic approaches versus individual cases*
- *Low income and Indigenous individuals' interaction with the justice system*
- *Funding contribution from the City*

Moved By Councillor Andrew

Seconded By Councillor Thornton-Joe

That Council receive the 2021 Restorative Justice Victoria activities and funding presentation for information.

Amendment:

Moved By Councillor Thornton-Joe

Seconded By Councillor Alto

That Council receive the 2021 Restorative Justice Victoria activities and funding presentation for information.

That Council request that the Mayor write to the provincial Attorney General and Solicitor General requesting that adequate provincial funding be provided to fund an Indigenous Justice Program in the south island, in collaboration with restorative Justice Victoria.

Amendment to the amendment:

Moved By Councillor Isitt

Seconded By Councillor Dubow

That Council receive the 2021 Restorative Justice Victoria activities and funding presentation for information.

That Council request that the Mayor write to the provincial Attorney General and Solicitor General requesting that adequate provincial funding be provided to fund an Indigenous Justice Program in the south island, in collaboration with restorative Justice Victoria and provide adequate, stable, year-to-year operating funding to Restorative Justice Victoria.

CARRIED UNANIMOUSLY

On the amendment:

That Council receive the 2021 Restorative Justice Victoria activities and funding presentation for information.

That Council request that the Mayor write to the provincial Attorney General and Solicitor General requesting that adequate provincial funding be provided to fund an Indigenous Justice Program in the south island, in collaboration with restorative Justice Victoria and provide adequate, stable, year-to-year operating funding to Restorative Justice Victoria.

CARRIED UNANIMOUSLY

On the main motion as amended:

That Council receive the 2021 Restorative Justice Victoria activities and funding presentation for information.

That Council request that the Mayor write to the provincial Attorney General and Solicitor General requesting that adequate provincial funding be provided to fund an Indigenous Justice Program in the south island, in collaboration with restorative Justice Victoria and provide adequate, stable, year-to-year operating funding to Restorative Justice Victoria.

CARRIED UNANIMOUSLY

Committee recessed at 10:32 a.m. and reconvened at 10:39 a.m.

G. STAFF REPORTS

G.1 Business Recovery from Pandemic Bylaw Extension

Committee received a report dated September 9, 2022 from the Director of Engineering and Public Works seeking Council direction on the extension of the Business Recovery from Pandemic Bylaw.

Committee discussed the following:

- *Issues with unused street patios occupying public space and parking stalls*
- *Mechanisms to review usage of patios throughout City*
- *Concern with parking availability*
- *Accessibility of patios and implementing permit requirements*
- *Design consideration of patios during permit process*
- *Maintenance requirements*
- *Usage of public realm space and impact on public*

Moved By Councillor Thornton-Joe

Seconded By Councillor Isitt

That Council direct the City Solicitor to bring forward amendments to the Business Recovery from Pandemic Bylaw (#21-095) to change the expiry date from October 31, 2022 to March 31, 2023.

Amendment:

Moved By Councillor Isitt
Seconded By Councillor Dubow

That Council direct the City Solicitor to bring forward amendments to the Business Recovery from Pandemic Bylaw (#21-095) to change the expiry date from October 31, 2022 to March 31, 2023.

And that Council direct staff to report back on options for an inspection prior to occupancy of patios to ensure accessibility and other public interest considerations.

CARRIED UNANIMOUSLY

On the main motion as amended:

That Council direct the City Solicitor to bring forward amendments to the Business Recovery from Pandemic Bylaw (#21-095) to change the expiry date from October 31, 2022 to March 31, 2023.

And that Council direct staff to report back on options for an inspection prior to occupancy of patios to ensure accessibility and other public interest considerations.

CARRIED UNANIMOUSLY

I. NEW BUSINESS

I.1 Council Member Motion - Economic Revitalization Tax Exemption and Economic Reconciliation

Committee received a Council member motion dated September 13, 2022 from Mayor Helps and Councillor Loveday regarding work with the Nations to create a revitalization program and corresponding property tax exemption program.

Committee discussed the following:

- *Tool to nurture relationships with the Nations*
- *Compliments City's Arts and Innovation District plan*
- *Incentive short term uses to revitalize the area*

Moved By Mayor Helps
Seconded By Councillor Loveday

That Council direct staff to work with the Songhees and Esquimalt Nations, through Matullia Holdings LP, to develop an Revitalization Program as per section 226 of the Community Charter and report back to Council with the objectives for the program for Council's consideration including a tax exemption of up to ten years, beginning in 2024, to support development of the lands that promotes revitalization of the area also supporting the Nations economic opportunity consistent for the Arts and Innovation District laid out in Victoria 3.0 to life.

CARRIED UNANIMOUSLY

I.2 Council Member Motion - Return of Statue to Sir John A Macdonald Historical Society

Committee received a Council member motion dated September 13, 2022 from Mayor Helps and Councillor Thornton-Joe regarding the return of the Sir John A Macdonald Statue to the Sir John A Macdonald Historical Society.

Committee discussed the following:

- *Historical impact on Chinese citizens*
- *Society is sensitive towards the need for reconciliation*
- *Initial commitment to community*
- *Engagement of community in decision making*
- *Encouraged next Council to continue improvements in equity, diversity, and inclusion*
- *Increase resources and capacity*
- *Significance of statues and place names*
- *Coming to terms with discrimination in our past*

Moved By Mayor Helps

Seconded By Councillor Thornton-Joe

That Council supports the return of the Sir John A Macdonald Statue to the Sir John A Macdonald Historical Society on the following terms:

1. The City of Victoria will deliver the statue and its accompanying plinth to a designated storage facility in Ladner, B.C., with funding from the 2022 contingency budget.
2. The Historical Society and the donors will not permit the statue to be displayed anywhere on Vancouver Island B.C. without the expressed approval the local Nation(s) on whose territory the statue would stand.
3. Any public statements made by the Society, or the donors would be highly supportive of the reconciliation process. Such statements, if any are required, will be coordinated with Mayor of the City of Victoria and the Esquimalt and Songhees Nation's leadership.
4. It is the intention of the Society to safeguard the statue and not seek a place of public display.
5. If the Society allows the public display of the statue at some future time it will use its best efforts to include, with the statue, the fullest possible educational and contextual information concerning the individual portrayed, his time, his policies, and their consequences.

CARRIED UNANIMOUSLY

I.3 Council Member Motion - Housing Outreach Support Program

Committee received a Council Member Motion dated September 16, 2022 from Councillor Isitt regarding an expenditure of \$45,000 to the Quadra Village Community Centre and partner agencies for the Housing Outreach Support Program.

Committee discussed the support from community associations and highlighted the need for this service of work.

Moved By Councillor Isitt
Seconded By Councillor Dubow

That Council:

1. Authorizes an expenditure of \$45,000 to the Quadra Village Community Centre and partner agencies for the Housing Outreach Support Program, funded from the 2022 contingency.
2. Requests a presentation and report from the QVCC on the results of the program in Q3 2023.

Amendment:

Moved By Councillor Isitt
Seconded By Councillor Dubow

That Council:

1. Authorizes an expenditure of \$45,000 to the Quadra Village Community Centre and partner agencies for the Housing Outreach Support Program, funded from the 2022 contingency.
2. Requests a presentation and report from the QVCC on the results of the program in Q3 2023.

That this item be forwarded to the September 22, 2022 daytime meeting of Council for consideration.

CARRIED UNANIMOUSLY

On the main motion as amended:

That Council:

1. Authorizes an expenditure of \$45,000 to the Quadra Village Community Centre and partner agencies for the Housing Outreach Support Program, funded from the 2022 contingency.
2. Requests a presentation and report from the QVCC on the results of the program in Q3 2023.

That this item be forwarded to the September 22, 2022 daytime meeting of Council for consideration.

CARRIED UNANIMOUSLY

J. ADJOURNMENT OF COMMITTEE OF THE WHOLE

Moved By Councillor Alto
Seconded By Councillor Dubow

That the Committee of the Whole Meeting be adjourned at 11:42 a.m.

CARRIED UNANIMOUSLY

CITY CLERK

MAYOR

DRAFT