

**MINUTES OF THE
COMMITTEE OF THE WHOLE MEETING
HELD THURSDAY, SEPTEMBER 7, 2017, 9:00 A.M.**

1. THE CHAIR CALLED THE MEETING TO ORDER AT 9:00 A.M.

Committee Members Present: Mayor Helps (Chair), Councillors Alto, Coleman, Isitt, Loveday, Lucas, Madoff, Thornton-Joe, and Young

Staff Present: D. Manak – Police Chief; J. Jenkyns – Deputy City Manager; C. Coates – City Clerk; C. Havelka – Deputy City Clerk; P. Bruce – Fire Chief; S. Thompson – Director of Finance; J. Jensen – Head of Human Resources; J. Tinney – Director of Sustainable Planning & Community Development; T. Soulliere – Director of Parks, Recreation, & Facilities; F. Work – Director of Engineering & Public Works; M. Macintyre – Director of Public Crime Prevention Services & Public Affairs, Victoria Police; B. Eisenhower – Head of Engagement; A. Meyer – Assistant Director of Development Services; Q. Anglin – Business Ambassador; M. Angrove – Planner; C. Mycroft – Manager of Executive Operations; A. M. Ferguson – Recording Secretary

2. APPROVAL OF AGENDA

Motion: It was moved by Councillor Madoff, seconded by Councillor Alto, that the Agenda of the September 7, 2017, Committee of the Whole meeting be approved.

Amendment: It was moved by Councillor Isitt, seconded by Councillor Alto, that the Agenda of the September 7, 2017, Committee of the Whole meeting be amended as follows:

Consent Agenda:

Item # 1 - Minutes from the meeting held August 10, 2017

Item # 8 - Bylaw Officers

Item # 9 - Proclamation: "Prostate Cancer Awareness Month" - September 2017

Item # 10 - Proclamation: "KidSport Week" - September 9 -16, 2017

Item # 11 - Proclamation: "International Day of Peace" - September 21, 2017

On the amendment:
CARRIED UNANIMOUSLY 17/COTW

Main motion as amended:

That the amended Agenda of the September 7, 2017, Committee of the Whole Meeting be approved with the following amendments:

Consent Agenda:

Item # 1 - Minutes from the meeting held August 10, 2017

Item # 8 - Bylaw Officers

Item # 9 - Proclamation: "Prostate Cancer Awareness Month" - September 2017

Item # 10 - Proclamation: "KidSport Week" - September 9 -16, 2017

Item # 11 - Proclamation: "International Day of Peace" - September 21, 2017

On the main motion as amended:
CARRIED UNANIMOUSLY 17/COTW

3. CONSENT AGENDA

Motion: It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the following items be approved without further debate:

3.1 Minutes from the meeting held August 10, 2017

Motion: It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the Minutes of the meeting held August 10, 2017, be adopted.

CARRIED UNANIMOUSLY 17/COTW

3.2 Bylaw Officers

Committee received a report dated August 15, 2017, from the City Clerk regarding the appointment of a bylaw officer.

Motion: It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that Council approve the appointment of Shane MacDonald: as a Bylaw Officer pursuant to section 2(a) of the Inspection Bylaw (06-061).

CARRIED UNANIMOUSLY 17/COTW

3.3 Proclamation: "Prostate Cancer Awareness Month" - September 2017

Committee received a report dated August 10, 2017, from the City Clerk providing information regarding a proclamation for Prostate Cancer Awareness Month in September.

Motion: It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the Prostate Cancer Awareness Month Proclamation be forwarded to the September 7, 2017 Council meeting for Council's consideration.

CARRIED UNANIMOUSLY 17/COTW

3.4 Proclamation: "KidSport Week" - September 9 - 16, 2017

Committee received a report dated August 15, 2017, from the City Clerk providing information regarding a proclamation for KidSport Week on September 9 – 16, 2017.

Motion: It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the KidSport Week Proclamation be forwarded to the September 7, 2017 Council meeting for Council's consideration.

CARRIED UNANIMOUSLY 17/COTW

3.5 Proclamation: "International Day of Peace" - September 21, 2017

Committee received a report dated August 10, 2017, from the City Clerk providing information regarding a proclamation for International Day of Peace on September 21, 2017.

Motion: It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the International Day of Peace Proclamation be forwarded to the September 7, 2017 Council meeting for Council's consideration.

CARRIED UNANIMOUSLY 17/COTW

4. UNFINISHED BUSINESS

4.1 2017 Second Quarter Report

Committee received a report dated August 9, 2017, from the Chief Constable with the Victoria Police regarding their quarterly update.

Committee discussed:

- We speak translate training for Victoria Police.
- The details of the Block Watch Program.
- The role of Victoria Police in enforcing drug trafficking and the overdose crisis.
- Services provided by Victoria Police and various impacts to service levels.

Motion: It was moved by Mayor Helps, seconded by Councillor Thornton-Joe, that Council receive this report for information.

Councillor Loveday withdrew from the meeting at 9:39 a.m. and returned at 9:39 a.m.

Committee discussed:

- The Federal Government's recognition of the Victoria Police force.

CARRIED UNANIMOUSLY 17/COTW

Committee received a report dated August 25, 2017, from the City Manager regarding the quarterly update.

Committee discussed:

- Progresses of various initiatives and programs including the new bike lanes, Topaz Park improvements, and the parks and open spaces master plan.
- Financial progresses and grants.
- Receiving a report from the new youth coordinator.

Motion: It was moved by Mayor Helps, seconded by Councillor Alto, that Council receive this report for information.

CARRIED UNANIMOUSLY 17/COTW

Committee received a report dated August 16, 2017, from the Head of Human Resources regarding the resolution for the "We Speak Translate Project" that was referred to the quarterly update from the July 27, 2017 Committee of the Whole Meeting.

Motion: It was moved by Councillor Loveday, seconded by Councillor Alto, that Council Direct staff to proceed with Google Translate Training for the front line service delivery positions identified in Appendix A, with subsequent "lunch and learn" opportunities. Utilize re-purposed equipment as required, deployed on a shared basis wherever possible. Schedule training sessions to minimize impact to service delivery and additional staffing costs.

CARRIED UNANIMOUSLY 17/COTW

Committee recessed at 10:25 a.m. and returned at 10:30 a.m.

Councillor Thornton-Joe and Isitt returned to the meeting at 10:31 a.m.

5. LAND USE MATTERS

5.1 Rezoning Application No. 00574 for 543 Herald Street

Committee received a report dated July 27, 2017, from the Director of Sustainable Planning and Community Development regarding an application to allow for the retail sale of cannabis.

Motion: It was moved by Councillor Alto, seconded by Councillor Lucas, that Council decline Rezoning Application No. 00574 for the property located at 543 Herald Street.

Committee discussed:

- Concerns regarding the proximity to the Chinese Public School.
- Concerns about the amendment made to the policy relating to distance while applications had been submitted based on the initial policy.

CARRIED 17/COTW

For: Mayor Helps, Councillors Alto, Lucas, Madoff, Thornton-Joe, and Young
Against: Councillors Coleman, Isitt, and Loveday

Councillor Loveday withdrew from the meeting at 10:41 a.m. and returned at 10:42 a.m.

5.2 Rezoning Application No. 00581 for 2018-2030 Douglas Street and 649 Pembroke Street (Rock Bay)

Committee received a report dated August 24, 2017, from the Director of Sustainable Planning and Community Development regarding an application to allow for the retail sale of cannabis.

Committee discussed:

- Other potential proposals for the site.

Motion: It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council instruct staff to prepare the necessary Zoning Regulation Bylaw Amendment that would authorize the proposed development outlined in Rezoning Application No. 00581 for 2018-2030 Douglas Street & 649 Pembroke Street, that first and second reading of the Zoning Regulation Bylaw Amendment be considered by Council and a Public Hearing date be set.

CARRIED 17/COTW

For: Mayor Helps, Councillors Alto, Coleman, Isitt, Loveday, Lucas, Madoff, and Thornton-Joe
Against: Councillor Young

5.3 Rezoning Application No. 00570 for 2650-2654 Quadra Street (Hillside/Quadra)

Committee received a report dated August 24, 2017, from the Director of Sustainable Planning and Community Development regarding an application to allow for the retail sale of cannabis.

Committee discussed:

- The effects of declining the application on the occupants of the building.

Motion: It was moved by Councillor Isitt, seconded by Councillor Alto, that the following motion be considered at the November 2, 2017, Committee of the Whole Meeting:
That Council decline Rezoning Application No. 00570 for the property located at 2650-2654 Quadra Street and refer the property to Bylaw Services to bring into compliance any unlawful construction and unlawful occupancy.

DEFEATED 17/COTW

For: Councillors Alto and Isitt
Against: Mayor Helps, Councillors Coleman, Loveday, Lucas, Madoff, Thornton-Joe, and Young

Committee discussed:

- Concerns about the proximity to the nearby school.

Motion: It was moved by Councillor Isitt, seconded by Councillor Alto, that Council decline Rezoning Application No. 00570 for the property located at 2650-2654 Quadra Street and refer the property to Bylaw Services to bring into compliance any unlawful construction and unlawful occupancy.

CARRIED UNANIMOUSLY 17/COTW

5.4 Rezoning Application No. 00590 for 608 Johnson Street (Downtown)

Committee received a report dated July 27, 2017, from the Director of Sustainable Planning and Community Development regarding an application to allow for the retail sale of cannabis.

Motion: It was moved by Councillor Lucas, seconded by Councillor Thornton-Joe, that Council decline Rezoning Application No. 00590 for the property located at 608 Johnson Street.

Committee discussed:

- Concerns about the proximity to nearby dispensaries.

CARRIED 17/COTW

For: Mayor Helps, Councillors Alto, Coleman, Isitt, Lucas, Madoff, Thornton-Joe, and Young
Against: Councillor Loveday

Councillor Lucas withdrew from the meeting at 10:58 a.m. due to a pecuniary conflict of interest at she manages a retail store near the subject site being considered in the following item.

5.5 Temporary Use Permit No. 00004 for 1601 Douglas Street (Downtown)

Committee received a report dated August 24, 2017, from the Director of Sustainable Planning and Community Development regarding an application to allow for the retail sale of cannabis.

Motion: It was moved by Councillor Young, seconded by Councillor Thornton-Joe, that Council decline Temporary Use Permit Application No. 00004 for the property located at 1601 Douglas Street.

CARRIED UNANIMOUSLY 17/COTW

Councillor Lucas returned to the meeting at 10:59 a.m.

6. NEW BUSINESS

6.1 Demolition of Heritage Registered Property Located at 1525 Shasta Place

Committee received a Council member motion dated August 30, 2017, from Councillors Madoff and Thornton-Joe regarding recommendations for a temporary protection order to give detailed consideration for further long-term protection options for the property at 1525 Shasta Place and to negotiate an appropriate resolution with the property owner.

Motion: It was moved by Councillor Madoff, seconded by Councillor Thornton-Joe, that Council direct staff to prepare a resolution directing staff to prepare a 60-day temporary protection order, without consent of the owner to allow Council to give detailed consideration for further long-term protection options for the property at 1525 Shasta Place and to negotiate an appropriate resolution with the property owner.

Committee discussed:

- Rationale for the temporary protection order and concerns about the fact that staff have worked with the applicant since 2008.

Postpone: It was moved by Councillor Lucas, seconded by Councillor Young, that Council postpone the following information until further information is received:

That Council direct staff to prepare a resolution directing staff to prepare a 60-day temporary protection order, without consent of the owner to allow Council to give detailed consideration for further long-term protection options for the property at 1525 Shasta Place and to negotiate an appropriate resolution with the property owner.

On the motion to postpone:

CARRIED 17/COTW

For: Mayor Helps, Councillors Coleman, Lucas, Thornton-Joe, and Young

Against: Councillors Alto, Isitt, Loveday, and Madoff

Mayor Helps requested that the motion to postpone be reconsidered.

Motion: It was moved by Councillor Lucas, seconded by Councillor Young, that the motion to postpone be reconsidered.

CARRIED UNANIMOUSLY 17/COTW

Committee discussed:

- The process of the temporary-protection order.
- Receiving information from staff on the advice given to the owner regarding the renovation of the heritage property.

Amendment: It was moved by Councillor Alto, seconded by Councillor Thornton-Joe, that the motion be amended as follows:

That Council direct staff to prepare a resolution directing staff to prepare a 60-day temporary protection order, without consent of the owner to allow Council to give detailed consideration for further long-term protection options for the property at 1525 Shasta Place ~~and to negotiate an appropriate resolution with the property owner~~ **based on a staff report to be provided for the meeting of September 21, 2017.**

Committee discussed:

- Staff's rationale for not recommending designation of the property.

The Director of Sustainable Planning & Community Development provided a verbal overview of staff's position on the property.

On the amendment:
DEFEATED UNANIMOUSLY 17/COTW

Councillor Loveday withdrew from the meeting at 11:39 a.m.

Mayor Helps withdrew from the meeting at 11:41 a.m. Councillor Alto assumed the chair in her absence.

Councillor Loveday returned to the meeting at 11:41 a.m.

Committee discussed:

- Concerns about the conflicting messages being received from the applicant and staff on the advice given for the renovation of the property.

Mayor Helps returned to the meeting at 11:42 a.m.

Amendment: It was moved by Councillor Thornton-Joe, seconded by Councillor Young, that the motion be amended as follows:

That Council direct staff to prepare a resolution directing staff to prepare a 60-day temporary protection order, without consent of the owner to allow Council to give detailed consideration for further long-term protection options for the property at 1525 Shasta Place ~~and to negotiate an appropriate resolution with the property owner~~ **possible resolutions with the property owner to protect the heritage registered house.**

Amendment to the amendment:

It was moved by Councillor Isitt, seconded by Councillor Thornton-Joe, that the amendment be amended as follows:

That Council direct staff to prepare a resolution directing staff to prepare a 60-day temporary protection order, without consent of the owner to allow Council to give detailed consideration for further long-term protection options for the property at 1525 Shasta Place and to negotiate ~~an appropriate resolution with the property owner~~ **possible resolutions with the property owner to protect the heritage registered house property.**

On the amendment to the amendment:

CARRIED UNANIMOUSLY 17/COTW

On the amendment:

CARRIED 17/COTW

For: Mayor Helps, Councillors Alto, Coleman, Isitt, Loveday, Madoff, Thornton-Joe, and Young
Against: Councillor Lucas

Committee discussed:

- Concerns about the lack of notification to the property owner regarding the motion for the temporary protection order.
- The process of the temporary protection order and coming to a resolution with the applicant.

Amendment: It was moved by Mayor Helps, seconded by Councillor Alto, that the motion be amended as follows:

That Council direct staff to prepare a resolution directing staff to prepare a ~~60~~ **30**-day temporary protection order, without consent of the owner to allow Council to give detailed consideration for further long-term protection options for the property at 1525 Shasta Place and to negotiate possible resolutions with the property owner to protect the heritage registered property.

On the amendment:

DEFEATED UNANIMOUSLY 17/COTW

Amendment: It was moved by Councillor Thornton-Joe, seconded by Councillor Madoff, that the motion be amended as follows:

That Council:

1. direct staff to prepare a resolution directing staff to prepare a 60-day temporary protection order, without consent of the owner to allow Council to give detailed consideration for further long-term protection options for the property at 1525 Shasta Place and to negotiate possible resolutions with the property owner to protect the heritage registered property
2. **direct staff to report back in 30 days with a progress report.**

On the amendment:

CARRIED UNANIMOUSLY 17/COTW

Postpone: It was moved by Councillor Lucas, that Council postpone the following resolution until further information is received:

That Council:

1. direct staff to prepare a resolution directing staff to prepare a 60-day temporary protection order, without consent of the owner to allow Council to give detailed consideration for further long-term protection options for the property at 1525 Shasta Place and to negotiate possible resolutions with the property owner to protect the heritage registered property
2. **direct staff to report back in 30 days with a progress report.**

MOTION FAILED DUE TO NO SECONDER

Main motion as amended:

It was moved by Councillor Thornton-Joe, seconded by Councillor Madoff, That Council:

1. direct staff to prepare a resolution directing staff to prepare a 60-day temporary protection order, without consent of the owner to allow Council to give detailed consideration for further long-term protection options for the property at 1525 Shasta Place and to negotiate possible resolutions with the property owner to protect the heritage registered property
2. direct staff to report back in 30 days with a progress report.

On the main motion as amended:

CARRIED 17/COTW

For: Mayor Helps, Councillors Alto, Coleman, Isitt, Loveday, Madoff, Thornton-Joe, and Young

Against: Councillor Lucas

6.2 Transgender, Gender Non-Binary, and Two-Spirit Equity and Inclusion Policy

Committee received a Council member motion dated August 31, 2017, from Councillors Loveday and Alto regarding recommendations for a Transgender, Gender Non-Binary, and Two-Spirit Equity and Inclusion Policy.

Motion: It was moved by Councillor Loveday, seconded by Councillor Alto:
BE IT RESOVED THAT Council approves the following policy statement:
“The City of Victoria is committed to making civic facilities, operations and programs safe, inclusive, and equitable for people of all genders, gender identities, and gender expressions, and their communities.
In the City of Victoria, this may include but is not limited to:
a) Signage and Literature
b) Public Spaces (including washrooms and change-rooms)
c) Human Resource Training and Staff Policies
d) Programming (including “all-bodies” programming)
e) Collaborative Public and Community Partnerships
f) Forms and records and instruments of data collection and management.”

CARRIED UNANIMOUSLY 17/COTW

Motion:

It was moved by Mayor Helps, seconded by Councillor Alto, that Council direct staff to report back as part of the next quarterly update and in the context of the next strategic plan on the following motion:

BE IT FURTHER RESOLVED THAT Council direct staff to report back with a plan to: Identify and change policies needed to make civic facilities, operations, and programs safe, inclusive, and equitable for people of all genders, gender identities, and gender expressions engage Transgender, Gender Non-Binary and Two-Spirit communities as such identification and changes are undertaken.

CARRIED UNANIMOUSLY 17/COTW

7. ADJOURNMENT

Motion:

It was moved by Councillor Loveday, seconded by Councillor Alto, that the Committee of the Whole meeting of September 7, 2017, be adjourned at 12:25 p.m.

CARRIED UNANIMOUSLY 17/COTW

CERTIFIED CORRECT:

CITY CLERK

MAYOR