



MINUTES – VICTORIA CITY COUNCIL

MEETING OF THURSDAY, FEBRUARY 11, 2016, AT 6:30 P.M.

PLACE OF MEETING: Council Chambers, City Hall

PRESENT: Mayor Helps in the Chair, Councillors Alto, Coleman, Isitt, Loveday, Lucas, Madoff, Thornton-Joe and Young

STAFF PRESENT: J. Johnson - City Manager; P. Bruce - Fire Chief; C. Coates - City Clerk; K. Hamilton – Director of Citizen Engagement and Strategic Planning; J. Jenkyns - Deputy City Manager; T. Soulliere - Director of Parks, Recreation and Facilities; S. Thompson - Director of Finance; J. Tinney - Director, Sustainable Planning and Community Development; F. Work – Director of Engineering and Public Works; C. Wain – Senior Planner; C. Mycroft - Executive Assistant to the City Manager; C. Havelka - Council Secretary.

APPROVAL OF AGENDA

The City Clerk outlined amendments to the agenda.

Motion:

It was moved by Councillor Coleman, seconded by Councillor Alto, that the agenda be approved as amended.

Amendment:

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that Linda Bartram be added to Request to Address Council.

On the amendment:
Carried Unanimously

On the main motion as amended:
Carried Unanimously

POETRY READING

Yvonne Blomer, Poet Laureate, read a poem entitled “Wolf Management”.

Ann-Bernice Thomas, Youth Poet Laureate, read a poem entitled “Open Love Letter to my Friends”.

READING OF MINUTES

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that the Regular Council meeting minutes of January 28, 2016, be approved.

Carried Unanimously

REQUESTS TO ADDRESS COUNCIL

1. **Matthew Content, Jason Pincombe, Robin Stevenson: Proposal to Extend Liquor Service Hours at Saint Franks**
Provided information on the restaurant they have opened on Broad Street and outlined their intent to apply to extend the hours of operation to remain competitive.
2. **Kelly Newhook: Raise the Income Assistance Rates (BC Provincial Government)**
Spoke about the need to raise the income assistance rates and requested that Council write a letter to the provincial government in support of this increase, and how the low rates result in issues on the streets of Victoria and increases in the police budget.
3. **Sean Murray: Ensure that we get Tertiary Treatment that Screens out Drugs**
Spoke about the proposed sewage treatment and encouraged Council to support a tertiary plan that would filter out pharmaceuticals.
4. **Anna Gerrard: AVICC Resolution: Empowering Local Governments to Pursue Socially Responsible Investing**
Expressed support for the motion regarding local governments investing in a socially responsible manner, which requires the MFA to amend its investment policies and create a fossil free investment fund in response to climate issues.
5. **Zoe Yunker: AVICC Resolution: Empowering Local Governments to Pursue Socially Responsible Investing**
Spoke in support of the resolution regarding local governments investing in a socially responsible manner and outlined issues related to climate change and how investment can impact the environment.

6. **Linda Bartram: Accessibility and a Barrier-Free B.C.**
Spoke in support of the motion regarding a Barrier-Free B.C. and outlined the issues associated with people who are faced with barriers and encouraged Victoria to be the first municipality in B.C. to support a Barrier-Free B.C.

PROCLAMATIONS

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the following Proclamations be endorsed:

1. "Darwin Day" – February 12, 2016
2. "Bullying Stops Here – Pink Shirt Day" February 26, 2016
3. "Rare Disease Day" – February 29, 2016
4. "Health, Wellness & Sustainability Festival Day" – February 27, 2016
5. "Chamber of Commerce Week" – February 15 – February 19, 2016

Carried Unanimously

PUBLIC AND STATUTORY HEARINGS

1. 59 Cook Street

1. Public Hearing

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1061) – 16-016

The purpose of this bylaw is to rezone the portion of the land known as 59 Cook Street, as shown on the attached map, from the R1-B Zone, Single Family Dwelling District, to the R1-S2 Zone, Restricted Small Lot (Two Storey) District, to permit a new small lot house.

2. Development Variance Permit Application No. 00156

The Council of the City of Victoria will also consider issuing a development variance permit for the land known as 59 Cook Street, to vary the following requirements of the *Zoning Regulation Bylaw* for the existing house conversion:

- Reduce the rear yard setback from 7.55m to 4.6m
- Reduce the parking aisle width from 7m to 3.6m
- Reduce the rear yard landscaping from 33% to 24.5%
- Remove the rear lot line landscaping requirement for parking.

3. Development Permit Application No. 00488

The proposal is to create two lots, retaining the existing five-unit house conversion on the R1-B lot and construction of one new small lot house.

4. Heritage Designation

Under the provisions of the Local Government Act, the City of Victoria intends to designate the exterior of the building located at 59 Cook Street, legally described as Lot 2, Fairfield Farm Estate, Victoria City, Plan 9296, as protected heritage property, under Heritage Designation (59 Cook Street) Bylaw No. 16-015.

Charlotte Wain (Senior Planner): Advised that this is a rezoning application to rezone a portion of the property to permit a two lot subdivision in order to construct a new small lot house. She outlined the development variance permits and heritage designation that are also under consideration.

Mayor Helps opened the public hearing at 7:06 p.m.

Peter Hardcastle (Architect): Provided information regarding the location of the property as well as the history of the main house and adjacent houses, and outlined the proposed plan and design of the project.

Mayor Helps closed the public hearing at 7:10 p.m.

2. Bylaw Approval

It was moved by Councillor Coleman, seconded by Councillor Loveday, that the following bylaws **be given third reading**:

Zoning Regulation Bylaw, Amendment Bylaw (No. 1061) – 16-016
Heritage Designation (59 Cook Street) Bylaw – 16-015

Carried Unanimously

3. Bylaw Approval

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that the following bylaws **be adopted**:

Zoning Regulation Bylaw, Amendment Bylaw (No. 1061) – 16-016
Heritage Designation (59 Cook Street) Bylaw – 16-015

Carried Unanimously

4. Development Variance Permit Approval

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that Council authorize the issuance of Development Variance Permit Application No. 00156 for 59 Cook Street, in accordance with:

1. Plans date stamped September 15, 2015.
2. Development meeting all Zoning Regulation Bylaw requirements, except for the following variances for the existing parcel remainder:
 - a. Part 1.2.5 (b): Reduce the rear yard setback from 7.55m to 4.6m;
 - b. Schedule "C" (9): Reduce the parking aisle width from 7m to 3.6m;
 - c. Schedule "G" (5)(a): Reduce the rear yard landscaping minimum from 33% to 24.5%;
 - d. Schedule "G" (5)(c): Reduce the rear lot line landscaping for unenclosed parking from 1.5m wide and 1.8m high to 0m for both.
3. The Development Permit lapsing two years from the date of this resolution."

Carried Unanimously

5. Development Permit Approval

It was moved by Councillor Coleman, seconded by Councillor Thornton-Joe, that Council authorize the issuance of the issuance of Development Permit Application No. 00488 for 59 Cook Street, in accordance with:

1. Plans date stamped September 15, 2015.
2. Development meeting all *Zoning Regulation Bylaw* requirements.
3. The Development Permit lapsing two years from the date of this resolution."

Councillor Isitt spoke in support of the application noting it is an example of sensitive infill.

Carried Unanimously

2. 1845 Gonzales Avenue

1. Public Hearing

1. Zoning Regulation Bylaw, Amendment Bylaw (No. 1059) – 16-006

The purpose of this bylaw is to rezone the land known as 1845 Gonzales Avenue from the R1-G Zone, Gonzales Single Family Dwelling District, to the R1-B-GS2 Zone, Single Family Dwelling with Garden Suite for Plus Sites District, to permit a garden suite.

2. Development Permit Application

The Council of the City of Victoria will also consider issuing a development permit for the land known as 1845 Gonzales Avenue, in Development Permit Area 15E: Intensive Residential – Garden Suites for the purposes of approving the exterior design and finishes for the garden suite as well as landscaping.

Charlotte Wain (Senior Planner): Advised that this is a rezoning application to rezone the property to permit a garden suite. For Council's consideration is the supportability of this rezoning application and the associated issuance of a development permit.

Mayor Helps opened the public hearing at 7:13 p.m.

Max Maxie (Owner and Applicant): Outlined information regarding the proposal and their plan to live in the main property. He described the rationale behind the location for the garden suite and how design considerations will mitigate any impact on adjacent properties. Also described was how they engaged with the community and the architectural elements, height and shading that reflect the community and environment.

Councillor Madoff asked about the invitations sent out to the 18 neighbours which inadvertently identified the wrong location of the garden suite.

Max Maxie: That error happened at the beginning of the process and was clarified at the first CALUC meeting.

Mayor Helps asked about the location of the garden suite and the neighbours that assert it will interfere with their privacy.

Max Maxie: Advised that the location of the garden suite is as far as possible from adjacent homes.

Graham Whitmarsh (Richardson Street): Expressed concerns about the location of the garden suite and how it impacts privacy. It would be less harmful if it was orientated differently.

Jim Lauder (Richardson Street): Outlined his opposition to the development and how it will impact adjacent neighbours, Mr. and Mrs. Knight, and that lots in this neighbourhood are not conducive to this type of additional development.

Councillor Madoff asked about staff's site visit of the property.

Charlotte Wain: Staff prearrange a time with the property owner to review the garden and take into consideration what is required for the proposal.

Mayor Helps closed the public hearing at 7:33 p.m.

2. **Bylaw Approval**

It was moved by Councillor Coleman, seconded by Councillor Lucas, that the following bylaw **be given third reading:**

Zoning Regulation Bylaw, Amendment Bylaw (No. 1059) – 16-006

Councillor Coleman spoke in support of the application, and outlined the conservative approach the City has taken with respect to garden suites due to concerns regarding impacts to neighbours, but density is encouraged. He noted that there are no variances, and although neighbours are concerned about impacts, this proposal fits the criteria.

Councillor Madoff spoke in opposition to the application noting how densification has taken place in the neighbourhood and the importance to have neighbourhood consultation. Garden suite applications have to be reviewed carefully and some minor adjustments may have helped this application, as well as more discussion with the neighbours, but as that didn't happen she can't support the application.

Councillor Young spoke in opposition to the application as too many neighbours who would be the most affected had concerns. He noted that more consultation could have resulted in issues being resolved earlier. Council is trying to get a sense of the types of development that will be acceptable, but with the current status of this application he cannot support it.

Councillor Isitt spoke in opposition to the proposal due to the dissatisfaction of adjacent neighbours with the proposal and that a better outcome would be possible if the applicant engaged with the neighbours.

Councillor Alto asked staff about options for the applicant should Council decline the application.

Charlotte Wain: The applicant could apply again but the application would have to be significantly different.

Defeated

For: Councillors Coleman and Lucas

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

3. **1082 Richmond Avenue**

1. **Hearing**

Development Variance Permit Application No. 00166

The City of Victoria will be considering the issuance of a Development Variance Permit for the land known as 1082 Richmond Avenue for the purpose of varying the *Zoning Regulation Bylaw*, Schedule C, Off-Street Parking Requirements, by reducing the required amount of visitor parking from 3 stalls to 1 stall for the proposed multiple dwelling unit to be constructed on the property.

Charlotte Wain (Development Services): Outlined the purpose of the development variance application, which is to reduce the requirements for parking for a multiple dwelling unit to be constructed on the property.

Mayor Helps opened the public hearing at 7:45 p.m.

Sam Ganong (Abstract Developments): Advised that they are providing more parking stalls than required in the zoning bylaw, and they are reducing the number of stalls for visitor parking from 3 to 1. He described the location of the property, the number of units for the proposal, and the parking associated with it. They are trying to ensure the underground parking is full to lessen on-street parking issues, noting the recent concerns expressed by neighbours and how those concerns will be addressed.

Kelly Price (Adjacent resident): Expressed concerns about the consultation process and the high demand for parking in the neighbourhood. Also described as an issue are the amount of units proposed and the assets lost in the neighbourhood, including green assets.

Ann Steward (Oak Bay Avenue): Spoke in opposition of the proposal to reduce the parking and requested that more parking be added and asked if parking will be at a cost to owners. Also of concern is the lack of notification regarding this proposal.

Adjacent resident: Expressed concerns about the proposal and the impact it will have on parking and the lack of consultation that occurred. She requested that more residential parking be moved to this area.

Damian Finnegan (Richmond Avenue): Spoke about the parking and traffic in the neighbourhood and how traffic could be mitigated in the area.

Councillor Thornton-Joe asked about the notification requirements for the neighbours.

Charlotte Wain: Advised that signs are posted on the property and adjacent neighbours are notified.

Councillor Thornton-Joe asked if planning staff review applications with engineering staff to determine where visitor parking may be.

Charlotte Wain: Advised that planning staff engage with all departments to ensure all considerations are contemplated.

Mayor Helps asked if the parking spots will be free or will residents be charged for them.

Sam Ganong: Their intent is to provide on parking stall pre residential unit which would leave four stalls to be allocated.

Mayor Helps asked for clarification about the location chosen for the visitor parking spots.

Sam Ganong: Described the location of the sites set aside for visitor parking.

Councillor Madoff asked how the applicant had reached out to the immediate neighbours.

Sam Ganong: Advised that he had spoken with the neighbours and described the meetings he had with them regarding the requested variances.

Mayor Helps closed the public hearing at 8:05 p.m.

5. Development Variance Permit Approval

It was moved by Mayor Helps, seconded by Councillor Coleman, that Council authorize the issuance of Development Variance Permit Application No. 000166 for 1082 Richmond Avenue, in accordance with:

1. Plans date stamped November 13, 2015.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variance:
 - visitor parking requirements reduced from no less than 10% of total parking stalls to 5% of total parking stalls.
3. The Development Variance Permit lapsing two years from the date of this resolution.

Mayor Helps spoke in support of the application as this is a minor variance and there are now fewer residential units and over time there may be more parking spots available.

Councillor Madoff spoke in opposition to the application noting the need to have adequate visitor parking and this would be the time to make adjustments to meet the requirement for visitor parking.

Councillor Isitt spoke in opposition to the application saying he'd like the applicant address the parking issue, rather than relaxing the parking requirement.

Councillor Loveday spoke in support of the application noting they often see developments proposing less than a 1:1 parking ratio and this will allow for more than one parking stall per residential unit.

Councillor Thornton-Joe spoke in support of the proposal considering the reduction in units and the increase in parking stalls, but has some concern about the lack of communication.

Councillor Coleman spoke in support of the proposal noted that the variances being requested are close to what is required.

Carried

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

4. 950 Rockland Avenue

1. Hearing

Development Variance Permit No. 00158

The City of Victoria will be considering the issuance of a Development Variance Permit for the land known as 950 Rockland Avenue for the purpose of varying the Zoning Regulation Bylaw, Schedule C, Off-Street Parking Requirements, by reducing the required additional vehicle parking stalls from 1 to 0 and the required additional bicycle storage spaces from 1 to 0 for the existing multiple dwelling unit on the property.

Charlotte Wain (Senior Planner): Advised that this is a development variance permit application to convert the existing roof top amenity space into an additional dwelling unit. There are two variances be requested to reduce parking and bike storage and she described the public bicycle amenity that is proposed to mitigate the loss of bike storage.

Mayor Helps opened the public hearing at 8:15 p.m.

Councillor Lucas withdrew from the meeting at 8:16 p.m.

Mayor Helps closed the public hearing at 8:17 p.m.

2. Development Variance Permit Approval

It was moved by Councillor Madoff, seconded by Councillor Loveday, that Council authorize the issuance of Development Permit Application No. 000158 for 950 Rockland Avenue in accordance with:

1. Plans date stamped September 18, 2015.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
 - i. parking requirements reduced from 1.3 parking stalls per dwelling unit to 0.66 stalls per unit;
 - ii. bicycle storage requirements reduced from 1 storage space per dwelling unit to 0.49 storage space per unit.
3. That Council authorize staff to register a Section 219 Covenant on title in a form satisfactory to staff.
4. The Development Permit lapsing two years from the date of this resolution.

Carried Unanimously

Councillor Lucas returned to the meeting at 8:18 p.m.

5. 951 Johnson Street

1. Hearing

Development Permit with Variances No. 000426

The Council of the City of Victoria will consider issuing a Development Permit with Variances for the land known as 951 Johnson Street (and 989 Johnson Street), in Development Permit Area 3 (HC) Core Mixed-Use Residential, for purposes of allowing a 17 storey mixed-use building with ground floor commercial and residential above.

The Development Permit will vary the following requirements of the *Zoning Regulation Bylaw*:

- Section 3.67.5(2) - increase the building height from 30m to 50m;
- Section 3.67.5(2) - increase the number of storeys from 10 storeys to 17 storeys;

Charlotte Wain (Senior Planner): Advised that this is a development permit application with variances and the proposal is to construct a mixed building of two towers. Council is to consider the appropriateness of the proposal.

Mayor Helps opened the public hearing at 8:19 p.m.

Dan Cox (President of 989 Johnson Properties): Outlined the height and the density proposed for the project and the public consultation that occurred with this application.

Jim Alders (CEI Architecture): Described the opportunities at this site and the Harris Green neighbourhood and how they approached this development that fits into the downtown. Also described was how the design was influenced by the ADP and other considerations to create a dynamic design that is also influenced by adjacent properties.

Curtis Knichel (CEI Architecture): Provided information about the site plan, units plans, underground car and bike parking, as well as the ground floor plan and access points to the property.

Bev Windjack (Landscape Architect): Provided highlights of the landscape architecture, including streetscape enhancements and the details that define the plaza.

Councillor Thornton-Joe asked about pets being permitted in the building.

Dan Cox: Advised that pets could be accommodated but it would be up to the strata.

Councillor Loveday asked how the courtyard would be accessed and if the commercial area would be roped off.

Curtis Knichel: Advised that it is a private courtyard and the main entrance is off of Johnson Street. He described the entrances and how they would let commercial businesses use those spaces.

Jane Butler MacGregor CEO of Conservatory of Music: Spoke in support of project and appreciated that the Cox family kept them apprised of the plans.

Gary Foster (Capital Heights): Spoke in support of application as an improvement to the area and expressed approval for the design of the building.

Matt Gibbs (Johnson Street): Spoke in support of the application and in support of the extra height.

William Hordick (Owner of Atlas Video): Spoke in support of the application.

Wade MacCulloch (Cook Street): Spoke in support of the application and that this is good place to live and more density is supportable.

Fraser Trottier (View Street): Spoke in support of the application as it will be a positive impact on the area.

Councillor Isitt asked why staff are recommending that the driveway access be off Vancouver Street rather than Johnson Street?

Brad Dellebuur (Acting Assistant Director of Transportation): Provided rationale for staff recommending the driveway be on Vancouver Street, referencing the downtown plan that lists Johnson Street as a key pedestrian street that would benefit from less traffic.

Mayor Helps closed the public hearing at 8:44 p.m.

2. Development Permit Approval

It was moved by Councillor Thornton-Joe, seconded by Councillor Loveday, that Council authorize the issuance of Development Permit with Variances Application No. 000426 for 951 Johnson Street, in accordance with:

1. Plans date stamped December 2, 2015.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
 - a. Section 3.67.5(2) - increase the building height from 30m to 50m;
 - b. Section 3.67.5(2) - increase the number of storeys from 10 storeys to 17 storeys.
3. Council authorizing staff to execute an Encroachment Agreement for a fee of \$750 plus \$25 per m² of exposed shored face during construction, in a form satisfactory to staff.
4. Final plans to be generally in accordance with the plans identified above to the satisfaction of staff.
5. The Development Permit lapsing two years from the date of this resolution.

Councillor Thornton-Joe spoke in support of the application noting it is a well-designed building and will add to the diversity of the area. The applicant met with the Downtown Residents Association though it was not a requirement, which is commendable.

Councillor Loveday spoke in support of the application as it is an acceptable design and height.

Councillor Isitt spoke in support of the application due to the benefit provided by new housing, but less height would be his preference. He also outlined the importance of Vancouver Street being preserved as a cycling core, but noted that the applicant complied with staff direction.

Councillor Alto spoke in support of the application with respect to the design and site positioning of the building, and the level of community consultation undertaken is also supportable.

Councillor Madoff spoke in support of the application, noting that height is not a requirement for densification. Also noted was the architectural importance of the McCalls Funeral home.

Carried Unanimously

Council recessed from 8:52 p.m. to 9:00 p.m.

6. 613 Herald Street

1. Hearing

Development Permit with Variances No. 000377

The Council of the City of Victoria will consider issuing a Development Permit with Variances for the land known as 613 Herald Street, in Development Permit Area 1 (HC) Historic Core, for the purposes of constructing a six storey building with commercial at ground level and residential above.

The Development Permit will vary the following requirements of the *Zoning Regulation Bylaw*:

- Section 6.6.1 - Increase the maximum building height from 15m to 18.73m
- Section 6.8.3(b) - Reduce the front yard setback above 10m from 1.75m to 0.40m
- Section 6.8.5 - Reduce the minimum side yard setback from 4.50m to nil.
- Section 6.8.6(ii) - Reduce the number of vehicle parking spaces from 70% of the number of dwelling units (22 spaces) to 31% (10 spaces)

Charlotte Wain (Senior Planner): Advised that the application is for a building with ground floor retail with residential units above. She described the four variances which are being requested and for Council's consideration are the form and character of proposed building and the supportability of variances.

Mayor Helps opened the public hearing at 9:00 p.m.

Peter Hardcastle (Architect): Advised that this project is currently a vacant lot and he summarized the design changes made in response to community and Council concerns, the Chinese community, as well as to the ADP. Also described was the common green space, density relocation, and the exterior finishes.

Heather Parsons (Herald Street): Spoke in support of the development and noted the questions community members had about the project that resulted in collaborative meetings with the developer to change the height.

Mr. Helton (Herald Street): Spoke on behalf of the Strata Council and in support of the application. He noted the opportunity for residents to propose changes to the developer and the positive response which resulted in final drawings that were supported by the residents.

Mayor Helps closed the public hearing at 9:20 p.m.

2. Development Permit Approval

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Council authorize the issuance of Development Permit Application No. 000377 with Variances for 613 Herald Street, in accordance with:

1. Plans date stamped November 19, 2015.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
 - a. Section 6.6.1 – Increase the maximum building height from 15m to 18.73m
 - b. Section 6.8.3(b) – Reduce the front yard setback above 10m from 1.75m to 0.40m
 - c. Section 6.8.5 – Reduce the minimum side yard setback from 4.5m to nil.
 - d. Section 6.8.6(ii) – Reduce the number of vehicle parking spaces from 70% of the number of dwelling units (22 spaces) to 31% (10 spaces)
3. Removal of the Section 219 Covenant requirement for a car share vehicle.
4. The applicant entering into a car share agreement with MODO to secure car share memberships for each unit.
5. That a Car Share Agreement is in place to the satisfaction of MODO that will secure the fulfilment of the agreement in accordance with the standard practice.
6. Council authorizing the City of Victoria staff to execute an Encroachment Agreement for a fee of \$750 plus \$25 per m2 of exposed shored face during construction, in a form satisfactory to City staff.
7. Receipt of evidence that the Application is in compliance with the Ministry of Environment's *Environmental Management Act* as it pertains to potentially contaminated sites.
8. Final plans to be generally in accordance with the plans identified above to the satisfaction of City staff.
9. The Development Permit lapsing two years from the date of this resolution.

Councillor Thornton-Joe spoke in support of the application and the consultation carried out by the developer which led to community support. She noted the sensitive response to Chinese characteristics in the community, including in the courtyard. She requested that the white colour on the exterior of the building be changed to comply with Chinese cultural traditions.

Councillor Isitt spoke in support of the application, noting the developer's response to concerns expressed by neighbours and that the proposal is supportive in its revised state.

Councillor Madoff advised that this is collaborative response to community concerns which has improved the building.

Carried Unanimously

7. 1001 Blanshard Street and 804 – 812 Broughton Street

1. Hearing

Development Permit with Variances No. 00002

The Council of the City of Victoria will consider issuing a Development Permit with Variances for the land known as 1001 Blanshard Street and 804-812 Broughton Street, in Development Permit Area 14: Cathedral Hill Precinct, for purposes of permitting exterior changes to an existing two-storey commercial building, upgrades to landscaping and pedestrian areas, construction of a new services building and pedestrian walkway.

The Development Permit will vary the following requirements of the *Zoning Regulation Bylaw* Schedule C: Off-Street Parking:

- Section 16.C.12: reduce the required number of parking spaces from 48 to 10;
- Section 7.2(b): reduce the setback of parking spaces from the street from 1m to 0.62m.

Charlotte Wain (Senior Planner): This is a development permit with variances application to permit exterior changes to an existing two storey commercial building and to construct a new services building. There are two variances requested that are related to parking and the matter for Council to consider is the supportability of the proposal.

Mayor Helps opened the public hearing at 9:28 p.m.

Greg Damant (Cascadia Architects): Advised that this property is in Fairfield community not downtown, so it was rezoned to allow uses similar to downtown. They are at the stage where they are requiring a parking variance and he provided information about the revitalization of the block to create a sense of community. Also described was pedestrian access, parking, storm water management and changes to form and character of the development.

Graham Meckling (Waterfront Crescent): Spoke in support of the application and noted the parking issues in the area but the proposal is supportable when considering the amenities it brings to this part of town.

Mayor Helps closed the public hearing at 9:35 p.m.

2. Development Permit Approval

It was moved by Councillor Madoff, seconded by Councillor Thornton-Joe, that Council authorize the issuance of Development Permit with Variances Application No. 00002 for 1001 Blanshard Street and 804-812 Broughton Street, in accordance with:

1. Plans date stamped December 31, 2015.
2. Development meeting all *Zoning Regulation Bylaw* requirements, except for the following variances:
 - i. Schedule C, Section 16.C.12: reduce the required number of parking spaces from 48 to 10;
 - ii. Schedule C, Section 7.2(b): reduce the setback of parking spaces from the street from 1m to 0.62m.
3. The Development Permit lapsing two years from the date of this resolution.

Councillor Madoff spoke in support of the application, noting that the project will rejuvenate this location in the city and will work well with the Royal Theatre. She also spoke about the zoning that was applied to this site that will allow the tenants to occupy it in a timely way.

Mayor Helps spoke in support of this development, noting that without this variance, this spot would be for parking, which is not supportable. She noted that the boundaries of downtown need to be reviewed.

Councillor Coleman spoke in support of the proposal and noted the parking that is available nearby in a city parkade.

Councillor Thornton-Joe spoke in support of the application, which will revitalize this area of downtown. She also noted that community boundaries puts this site in Fairfield and Council has directed that staff review this.

Councillor Loveday spoke in support of the application that will revitalize this area.

Councillor Isitt asked about the process to review the boundaries for downtown.

Mayor Helps asked for this to be reviewed at a Committee meeting unless staff had a short explanation regarding this matter.

Jonathan Tinney (Director of Sustainable Planning & Community Development): Provided information about the underlying policy issue of land use in these areas of downtown which complicates the process of a neighbourhood planning review.

Councillor Isitt advised that he supports this application.

Carried Unanimously

Councillor Loveday withdrew from the meeting at 9:42 p.m.

8. 727 Yates Street

1. Hearing

Heritage Designation Application

Under the provisions of the Local Government Act, the City of Victoria intends to designate the exterior of the building located at 727 Yates Street, legally described as the westerly 30 feet of Lot 15, Victoria City, as protected heritage property, under Heritage Designation (727 Yates Street) Bylaw No. 16-005.

Charlotte Wain (Senior Planner): Advised that this is a heritage designation for 727 Yates Street to designate the building as a municipal heritage site.

Mayor Helps opened the public hearing at 9:43 p.m.

Councillor Loveday returned to the meeting at 9:44 p.m.

Mayor Helps closed the public hearing at 9:45 p.m.

2. Bylaw Approval

It was moved by Councillor Madoff, seconded by Councillor Thornton-Joe, that the following bylaw **be given third reading**:

Heritage Designation (727 Yates Street) Bylaw – 16-005

Councillor Madoff spoke in support of the application and noted the richness the building brings to the City and advised that the same architect who designed City Hall, designed this building.

Carried Unanimously

2. Bylaw Approval

It was moved by Councillor Madoff, seconded by Councillor Loveday, that the following bylaw be adopted

Heritage Designation (727 Yates Street) Bylaw – 16-005

Carried Unanimously

UNFINISHED BUSINESS

1. Application for a Liquor Primary Licence, Royal Canadian Legion Public Service Branch # 127, 514 Government Street

Council received a report dated February 4, 2016 that provided a review of the staff assessment respecting noise and community impacts on the application for a Liquor Primary Liquor Licence for the Royal Canadian Legion Public Service branch # 127 located at 514 Government Street.

Motion:

It was moved by Councillor Loveday, seconded by Councillor Alto, that Council, after conducting a review of the staff assessment respecting noise and community impacts on the application for a Liquor Primary Liquor Licence for the Royal Canadian Legion Public Service Branch #127, located at 514 Government Street, and receiving public input in accordance with the City's Liquor Licensing Fee Bylaw and Liquor Licensing Policy

1. Does support the application as described in the application summary dated October 1, 2015 and the letter from the applicant dated November 24, 2015 subject to a successful rezoning to permit the intended use and a business licence acquired.
2. Provides comments to the Liquor Control and Licensing Branch on the prescribed considerations contained in the report dated February 4, 2016 for the February 11, 2016 Council Meeting.

Carried Unanimously

REPORTS OF THE COMMITTEES

1. Committee of the Whole – February 4, 2016

1. Update on Housing Reserve Fund Grant for Rosalie's Village - 4351 West Saanich Road (District of Saanich)

It was moved by Councillor Thornton-Joe, seconded by Councillor Alto, that Council receive this update on the status of a previously approved Victoria Housing Reserve Fund grant for the Rosalie's Village supportive affordable housing project located at 4351 West Saanich Road (District of Saanich).

Carried Unanimously

2. Emergency Management Act - Response to Province of BC Request for Input

It was moved by Councillor Alto, seconded by Councillor Isitt,:

1. That Council direct staff to provide an initial fundamental submission to the Minister of State for Emergency Preparedness in response to the request for submissions from stakeholders, received through email on January 11, 2016 as outlined in this report; and,
2. The Mayor write the Honourable Naomi Yamamoto, Minister of State for Emergency Preparedness to request an extension to the stakeholder submission deadline of February 19, 2016 to enable a more fulsome stakeholder engagement and consultation process.

Carried Unanimously

3. Resolution for Consideration at Association of Vancouver Island Coastal Communities (AVICC) Annual Convention

It was moved by Councillor Alto, seconded by Councillor Isitt, that Council direct staff to:

1. Forward the attached motion to the Association of Vancouver Island Coastal Communities for consideration at their annual convention in April 2016.
2. Forward this resolution to the February 11th, 2016 Council meeting for approval.

Carried Unanimously

4. Update on Development Summit Action Plan Implementation

It was moved by Councillor Alto, seconded by Councillor Lucas, that Council receive this Development Summit Action Plan status report for information, that staff continue to implement the short-term and mid-term items identified within the Plan, and proceed with planning the next annual Development Summit for June 2016.

Carried Unanimously

5. Encroachment Agreement - 70 Saghalie Road (Bayview Lot 5)

It was moved by Councillor Coleman, seconded by Councillor Alto, that Council direct City Staff to prepare and enter into an Encroachment Agreement, to the satisfaction of the Director of Engineering, prior to the issuance of a building permit. To allow for the excavation of a portion of the right of way during construction and allow the soil anchors to remain in the right-of-way after completion of the project, for a fee of \$750 plus \$25 per area of exposed soil anchors during construction.

Carried Unanimously

6. **Proposed Procurement Process for Victoria Fire Headquarters**

It was moved by Councillor Lucas, seconded by Councillor Coleman, that Council:

1. Approve a multi-stage procurement strategy and direct staff to issue a Request for Qualification (RFQ) for the replacement of Fire Department Headquarters, with the intent of providing a multi-use facility that minimizes the cost to the taxpayer.
2. Approve in principle using up to \$30 million from the City's Debt Reduction Reserve for the procurement of a new Fire Department Headquarters to be located either at the existing site or a new site that may be identified through the RFQ process.
3. Include the Strategic Real Estate Function principles.
4. Deliver the service such that earned value outweighs service costs.
5. Link land requirements with long range plans of other departments and services.
6. Integrate real estate services into capital project design to reduce risk and further leverage land.
7. Pursue highest and best use of City lands while balancing civic priorities and operational requirements.
8. Operate in a clear policy framework.
9. Develop metrics for performance measurement.
10. Lead all real estate activity experience.

BE IT RESOLVED that staff report back to Council in camera with a working copy of lessons learned regarding procurement from the Johnson Street Bridge Project, as soon as possible.

Amendment:

It was moved by Councillor Isitt, seconded by Councillor Loveday, that the motion be amended:

2. Approve in principle using up to \$30 million from the City's Debt Reduction Reserve **and external funding sources** for the procurement of a new Fire Department Headquarters to be located either at the existing site or a new site that may be identified through the RFQ process

Councillor Isitt advised that this would maintain the project budget, but put more emphasis on seeking external funds.

Mayor Helps advised that it would be better to not limit funding.

Amendment to the Amendment:

It was moved by Mayor Helps, seconded by Councillor Madoff, that the amendment be amended:

2. Approve in principle using up to \$30 million from the City's Debt Reduction Reserve **and/or external funding sources** for the procurement of a new Fire Department Headquarters to be located either at the existing site or a new site that may be identified through the RFQ process

On the amendment to the amendment:
Carried Unanimously

On the amendment:
Carried Unanimously

On the main motion as amended:

Councillor Isitt said he will vote against the motion as a mechanism of restraint on this project.

Councillor Loveday said he is opposed to the motion and asked about the procurement process as it relates to approving in principle up to \$30 million.

Jason Johnson (City Manager): Provided information about the competitive process that would review the construction of other fire halls to inform a square foot cost and proceed to the market that way.

Councillor Loveday said a multi-stage procurement process would be preferable as \$30 million is too high and more information is needed.

Councillor Madoff said she is in support of the motion though not spending \$30 million.

Councillor Alto said the competitive process will provide a broad range of respondents for review.

Carried

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

Against: Councillors Isitt, Loveday and Young

7. **Summary of Public Input on 2016 Draft Financial Plan**

It was moved by Councillor Young, seconded by Councillor Coleman, that Council receive this report for information.

Carried Unanimously

8. **Proposed Adjustments to the Draft 2016 – 2020 Financial Plan**

It was moved by Councillor Coleman, seconded by Councillor Alto, that Council receive this report for information.

Carried Unanimously

9. Proposed Amendments to the Strategic Plan and Plan Implementation

It was moved by Councillor Alto, seconded by Councillor Coleman, that Council:

1. Amend the Strategic Plan Implementation Plan as outlined in Appendix A – strikethrough text to be deleted, underlined text to be added.
2. That Council consider the proposed changes to the 2015-2018 Strategic Plan at its February 9th and or 11th budget deliberation meetings.

Carried Unanimously

10. Letter to Minister Philpott Regarding Supervised Consumption Services

It was moved by Councillor Alto, seconded by Councillor Loveday, that the Mayor, on behalf of Council, write to federal Health Minister Jane Philpott, asking her to clearly set out what evidence, actions, and/or materials she requires to enable her positive consideration of an application to establish supervised consumption services in Victoria.

Carried Unanimously

11. Chinese Canadian Historic Places in the City

It was moved by Councillor Thornton-Joe, seconded by Councillor Madoff, that Council write a letter of thanks to Heritage B.C.

Carried Unanimously

REPORTS OF THE COMMITTEE

2. Special Committee of the Whole – February 9, 2016

1. Update Proposed Adjustments to the Draft 2016-2020 Financial Plan

It was moved by Councillor Loveday, seconded by Councillor Alto, that Council:

1. Provide direction regarding funding needs for items identified by the public or through responses to Council's motions passed during budget discussions.
2. Approve the following ongoing allocation of assessment growth property tax revenue:
 - a. Reduce the already approved \$500,000 allocation to the Buildings and Infrastructure Reserve to fit within the assessment growth property tax revenue available once finalized by BC Assessment
3. Approve the following one-time allocation of the 2015 surplus:
 - a. Any one-time funding needs identified by the public or through responses to Council's motions during budget discussions, as determined by Council.
 - b. Supplementary Requests for the year 2016 only:
 - i. Cultural Plan \$116,000
 - ii. Sidewalk power-washing \$15,000
 - iii. Traffic and parking improvements \$8,000
 - iv. Broad Street Mall repairs \$15,000
 - v. Parks overnight sheltering support and clean-up \$313,000
 - vi. Senior Parks Planner \$103,000
 - vii. Arboriculture \$128,500
 - viii. Real estate function consulting support \$100,000
 - c. The remainder to the Buildings and Infrastructure Reserve
4. Allocate \$785,000 to the David Foster Harbour Pathway budget in 2017 from the City's Gas Tax Reserve
5. Direct staff to bring forward the Five Year Financial Plan Bylaw, 2016, as amended, to the April 14, 2016 Council meeting.
6. Allocate an additional \$200,000 from 2015 surplus to Crosswalk projects.
7. Add an additional \$6,000 from 2015 Surplus for the City of Victoria Youth Council budget.
8. Direct staff to ask the India Mela and the Dragon Boat Society to submit their late Festival Investment Grant request and if found to qualify, to provide out of the supplementary budget 80% of the amount that they would have received in 2015.
9. Direct staff to allocate \$250,000 of 2015 Surplus to the Building and Infrastructure Reserve specifically for accessibility purposes.

Amendment:

It was moved by Mayor Helps, seconded by Councillor Lucas, that Council approve an allocation of \$250,000 in each of 2016 and 2017 for a two-year pilot program for a mental health team and that funding be provided from a lift in taxation of 0.2% .

Councillor Alto expressed concerns about the motion, outlined options for spending this money, and suggested that the Acting Police Chief speak to Council to answer questions on this budget allocation.

Councillor Isitt spoke against this motion outlining the need for more social workers.

Councillor Loveday asked about the impact of postponing this part of the budget.

Susanne Thompson (Director of Finance): In order to levy taxes, the final report is needed in April, so there is a bit of time.

Councillor Loveday asked what would happen if Council didn't approve this, noting that the Police Act regulates police expenditures.

Susanne Thompson: This would go back to the Police Board and one option would them to appeal it through police services.

Councillor Loveday said he doesn't support this expenditure, noting people need care from social workers and it is too much to pay for policing.

Councillor Thornton-Joe noted that the Mayors Task Force identified a need for more housing and supports. Policing costs are not down and this will help them to deal with other matters that they don't have the resources for. She would like the Acting Police Chief to be available for questions.

Mayor Helps agreed that it is a health expenditure but she supports a two year pilot project. She read out a police inspector's submission regarding the work they do with the homeless that shows they are able to do this work.

Councillor Lucas outlined the work the police do with community members and advised that they want to be a part of the solution.

Councillor Coleman noted the evolution of police services and their role downtown.

Councillor Young said that police have experience dealing with people with mental health issues, but they are too highly paid and others with specific training, through provincially funded projects, are better suited for the work.

Councillor Madoff noted the policing model in other jurisdictions and she'd like to hear about alternate models from the Acting Police Chief.

Motion to Postpone:

It was moved by Councillor Alto, seconded by Councillor Coleman that this item be postponed for consideration at the next available Committee or Council meeting for conversation with the new Acting Chief Constable for the purpose of clarifying details of the current proposal, and considering alternative methods of achieving the goals of that proposal.

Carried Unanimously

Councillor Loveday advised that he would like to postpone the entire police budget until more information is received.

Susanne Thompson: Advised that the Financial Plan Bylaw has already been given first reading but it can be amended when it comes back to Council. She suggested that Council ask the Acting Chief of Police about the police budget when he comes before Council.

Main Motion:
Carried

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

2. Supplementary Financial Plan Recommendations

It was moved by Councillor Alto, seconded by Councillor Isitt, that Council:

1. Direct staff to undertake a review of the City's parkade model in 2017.
2. Direct staff to report back on incorporating options for the Douglas Corridor Charrette into the Capital Plan.
3. Direct staff to engage the North Jubilee Neighbourhood Association, the Fernwood Community Association and the South Jubilee Neighbourhood Association on an initiative to name the new park at Begbie and Pembroke.
4. Direct staff to develop a reserve fund policy for accessibility use including options for annual funding of \$250,000.
5. Direct staff to increase the festival investment grant to \$169,000 starting in 2017 with provision for inflationary increases in future years.
6. Direct staff to explore partnership opportunities in the region for joint fire dispatch including a governance model that is based on partnership in the service and report back on any financial or operation implications of the current model of service delivery.
7. Direct staff to plant 20 trees in downtown in "vacant tree sites" in the fall of 2016, using funding available and identified in staff responses to Council motion as outlined in Appendix B.
8. Direct staff to report back on budget implications of the motion for 20 trees.
9. Direct staff to negotiate a lease for up to a 7,000 ft² library branch at Capital Park and to bring forward options for funding. (To be included in the 2017 budget and the 2017-2021 Five Year Financial Plan)
10. Direct staff to review the Building Plan Search fee as part of the work already ongoing on the Building Bylaw.
11. Direct staff to develop a plan for the installation of a kid friendly, public space enhancing structure in Centennial Square as part of the 2017 capital budget.
12. Direct staff to flag for consideration in the 2017 Capital Budget undertaking detailed design of Phase One of the David Foster Harbour Pathway as outlined in the response to Council's query on the topic in Appendix B.

Amendment:

It was moved by Mayor Helps, seconded by Councillor Thornton-Joe, that the motion be amended:

- 13. Direct staff to use the questions of clarification raised by survey respondents to develop the budget public engagement materials for 2017.**

On the amendment:

Carried Unanimously

Amendment:

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

- 14. Direct staff to use the input from survey respondents on the capital portion of the budget survey to inform capital planning for the 2017-2037 capital plan.**

Amendment to the amendment:

It was moved by Mayor Helps, seconded by Councillor Isitt, that the motion be amended:

- 14. Direct staff to ~~use~~ consider the input from survey respondents on the capital portion of the budget survey to inform capital planning for the 2017-2037 capital plan.**

On the amendment to the amendment:

Carried Unanimously

On the amendment:

Carried Unanimously

Amendment:

It was moved by Councillor Lucas, seconded by Councillor Madoff, that the motion be amended:

- 9. Direct staff to negotiate a lease for up to a ~~7,000~~ **7,100** ft² library branch at Capital Park and to bring forward options for funding. (To be included in the 2017 budget and the 2017-2021 Five Year Financial Plan)**

On the amendment:

Carried Unanimously

On the main motion as amended:

Carried Unanimously

3. Proposed Amendments to the Strategic Plan and Plan Implementation

2. Engage and Empower the Community

1. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action: Create a Public Engagement Road Map to accompany 2015-2018 Strategic Plan Action Items

Carried Unanimously

3. Excellence in Planning and Landuse

1. It was moved by Councillor Madoff, seconded by Councillor Alto, that Council direct staff to add the following as a 2016 Action: Initiate Local Area Planning Processes in Fairfield/Gonzales and Vic West neighbourhoods.

Councillor Isitt spoke in opposition to the motion.

Carried

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

2. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action: Review Community Association Landuse Process.

Carried Unanimously

3. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following action from the 2015 plan to the 2016 plan: Establish predictable flat rate fee for bonus density.

Carried Unanimously

4. Financial Capacity of Organization

1. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following action from the 2015 plan to the 2016 plan: Complete and implement Municipal Property Acquisition and Management Strategy.

Carried Unanimously

5. Prosperity Through Economic Development

1. It was moved by Councillor Alto, seconded by Councillor Isitt, that Council direct staff to direct city staff develop a living wage policy for the City, including an analysis of the costs resulting from the policy's application to city employees and contractors.

Carried

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

2. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action: Advocate for policies to ensure residents have sufficient income and supports to live with dignity and participate in the local economy.
Carried Unanimously
3. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action: Implement *Making Victoria: Unleashing Potential* including Year One and Ongoing Actions for Business Hub, and Actions where City is lead or supporting agency in Six Economic Engines.
Carried Unanimously
4. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action: Work with Tourism Victoria to modernize relationship between the City of Victoria and Tourism Victoria including removing the grandfathered status of Tourism Victoria with regards to the destination marketing tax.
Carried Unanimously
5. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action: Create Mayor's Task Force on Social Enterprise, as outlined in *Making Victoria: Unleashing Potential*.
Carried Unanimously
6. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016-2018 Action: Work in Partnership with Downtown Victoria Business Association to identify marketing initiatives and infrastructure improvements to support the vitality of downtown.
Carried Unanimously
7. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to change the 2016 Action to a 2017-2018 Action: Create and implement a plan to revitalize and brand Douglas Street as our "Main Street".
Carried Unanimously
8. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to change the 2016 Action as follows: That the City strike a Canada 150 working group to which other community leaders would be invited to plan Victoria activities to recognize Canada's Sesquicentennial in 2017.

6. Make Victoria More Affordable

1. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action: Develop Municipal Housing Action Plan.
Carried Unanimously
2. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move and change the 2016 Action to a 2017 Action: Work with CRD partners to implement a Housing First Initiative.
Carried Unanimously

7. Facilitate Social Inclusion and Community Wellness

1. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following from a 2015 Action to a 2016 Action: Develop public engagement plan for Crystal Pool and Fitness Centre, to be implemented in early 2016.
Carried Unanimously
2. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following from a 2015 Action to a 2016 Action: Initiate discussions with the YMCA to explore possibility of a common downtown pool and recreation facility delivering many programs.
Carried Unanimously
3. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following from a 2015 Action to Ongoing Action: Continue to keep subsidized housing units a focus and work with partners to create/identify new opportunities (2015).
Carried Unanimously
4. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action: Continue sheltering solutions work including storage of belongings and alternatives to sheltering in the parks.
Carried Unanimously
5. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action: Work towards implementation of Municipal Truth and Reconciliation Recommendations as laid out in Appendix C.
Carried Unanimously

6. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following from a 2017 Outcome to a 2016 Outcome: Accessible health services are available for Victoria's most marginalized people.

Carried Unanimously

8. Enhance and Steward Public Spaces, Green Spaces and Food Systems

1. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following item from a 2015 Action to a 2016 Action: Initiate and complete Parks Master Planning Process.

Carried Unanimously

2. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to modify the 2016 Action as follows: Hold a placemaking activity at Ships Point to advance a site plan from Harbour Dialogues. Consult public on specific design and allocate money in 2018 capital budget to complete. Addition: Identify pilot or 'pop-up' placemaking and/or projects small scale enterprises that can be undertaken in 2016.

Carried Unanimously

3. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to modify the following 2016 Outcome as follows: Monitor the efforts in neighbouring municipalities and create a report regarding a solution to the urban deer problem.

Carried Unanimously

9. Complete a Multi-Modal and Active Transportation Network

1. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following item from a 2015 Action to a 2016 Action: Designate location for E and N station as close as possible to the new bridge.

Carried Unanimously

2. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action (comes from 2015 Action): "Start an Active Transportation Advisory Committee".

Carried Unanimously

3. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following from a 2015 Action to a 2016 Action as follows: Sign pedestrian-only lanes just as prominently as streets. Distinguish between 'no exit' and 'no exit for motor vehicles'.

Carried Unanimously

4. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following from a 2015 Action to a 2016 Action as follows: Move from 2015 to 2016 Action: Review policy for desired right of way widths for road dedications and statutory right of ways.

Carried Unanimously

5. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the 2016 Action to a 2017 or 2018 Action; not in the capital budget as follows: Based on report funded through 2015 budget allocation to Island Transformations, repair rail crossings in City of Victoria.

Carried Unanimously

6. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to change the following 2018 Outcome: Pedestrian travel is safe comfortable and enjoyable for all ages and abilities.

Carried Unanimously

11. Steward Water Systems and Waste Streams Responsibly

1. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following from a 2015 Action to an Ongoing Action: Continue discussions on sewage treatment options.

Carried Unanimously

2. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to move the following from a 2015 Action to a 2016 Action: Communicate to CRD desire to see single stream collection of recyclables in closed wheeled totes. Make garbage disposal less convenient than recycling.

Carried Unanimously

3. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action: Create and enact bylaw to phase in the ban on the use of single use plastic bags.

Carried Unanimously

12. Plan for Emergencies Including Climate Change

1. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to add the following as a 2016 Action: Continue to explore options for fossil fuel free investments and financial services.

Carried Unanimously

13. Demonstrate Regional Leadership

1. It was moved by Mayor Helps, seconded by Councillor Isitt, that Council direct staff to change 2015-2018 Action as follows: Support and work with the Provincial government in the study of more effective regional governance in the capital region, including the possibility of amalgamation.

Carried Unanimously

REPORTS OF THE COMMITTEE

3. Committee of the Whole – February 11, 2016

1. Heritage Alteration Permit Application No. 00215 for 902 Foul Bay Road

It was moved by Councillor Young, seconded by Councillor Lucas,:

1. That Council authorize the issuance of the Heritage Alteration Permit Application No. 00215 for 902 Foul Bay Road to authorize the demolition of the Heritage Designated house in accordance with the owner's letter and engineer's report dated February 2, 2016.
2. That this recommendation be advanced directly to the February 11, 2016 Council meeting, in view of the public hazard.
3. That regular inspections take place to ensure that protected elements of the designated landscape are retained.
4. That if feasible from a safety point of view, the stone material is retained and reused on site.

Carried Unanimously

2. Heritage Designation Application No. 000152 for 1728 Denman Street

It was moved by Councillor Madoff, seconded by Councillor Thornton-Joe, after giving notice and allowing an opportunity for public comment at a meeting of Council, that Council consider the designation of the exterior and interior (entry hall, dining room and parlour) of the property located at 1728 Denman Street pursuant to Section 967 of the Local Government Act as a Municipal Heritage Site.

Carried Unanimously

3. Terms of Reference for the Truth and Reconciliation Commission's Call to Action Task Force

It was moved by Councillor Alto, seconded by Councillor Isitt, that Council direct staff to consult with the Esquimalt and Songhees Nations, through the Mayor's Office with assistance from Protocol staff, regarding their interest in participating in a Truth and Reconciliation task force and for any comments on the draft Terms of Reference.

That Council approve an amendment to the Terms of Reference to have two Council Liaisons appointed to the task force.

That Council consult with the First Nations and receive their advice and recommendations regarding the Truth and Reconciliation report, and then deliver a packaged report to the Capital Regional District, all Capital Regional District municipalities, and the Electoral Areas for their consideration.

Carried Unanimously

4. Cities Reducing Poverty: When Mayors Lead Conference to be held in Edmonton, Alberta, from April 5 – 7, 2016

It was moved by Councillor Coleman, seconded by Councillor Loveday, that Council authorizes the attendance and associated costs for Councillor Alto to the Tamarack Institute's Cities Reducing Poverty: When Mayors Lead Conference to be held in Edmonton, Alberta from April 5 – 7, 2016.

The approximate cost for attending is:

Travel	\$ 374.06
Registration	\$ 695.00
Accommodation	\$ 321.00
Incidentals	\$ 60.00
Cost per person	\$1,450.06

Carried Unanimously

MOTIONS

1. To Set Public Hearings for the Council Meeting of Thursday, February 25, 2016

It was moved by Councillor Madoff, seconded by Councillor Alto, that the following Public Hearings be held in Council Chambers, City Hall, on **THURSDAY, FEBRUARY 25, 2016, at 6:30 p.m.:**

1. Rezoning Application No. 00496, for 1122 and 1124 Leonard Street.
2. Development Variance Permit No. 00164 for 2540 Quadra Street
3. Development Variance Permit No. 00161 for 1000 Chamberlain Street

Carried Unanimously

2. AVICC Resolution: Empowering Local Governments to Pursue Socially Responsible Investing

Council received a motion and information from Councillors Loveday and Isitt that outlined a proposed resolution to be forwarded to AVICC to empower Local Governments to pursue socially responsible investing.

It was moved by Councillor Isitt, seconded by Councillor Loveday, that Council forward the following resolution to the Association of Vancouver Island and Coastal Communities (AVICC) for consideration at the 2016 annual meeting of the association, and that the resolution also be sent to AVICC member local governments encouraging favourable consideration and resolutions of support:

Resolution: Empowering Local Governments to Pursue Socially Responsible Investing

WHEREAS many local governments have committed to climate action and socially responsible investing;

AND WHEREAS a central strategy for climate change mitigation is to reduce emissions into the atmosphere relating to the consumption of fossil fuels, which includes divesting from fossil fuels and reinvesting in renewable sources of energy, employment and revenue;

AND WHEREAS local government are empowered in provincial legislation to invest through the Municipal Finance Authority, and the current investment portfolio offered by the Municipal Finance Authority does not include a fossil-fuel free investment option;

THEREFORE BE IT RESOLVED THAT the Association of Vancouver Island and Coastal Communities calls on the Municipal Finance Authority to create a fossil-fuel-free investment fund to provide local governments with an investment choice that aligns with priorities for climate action and social responsibility.

Councillor Young spoke in opposition to the motion and outlined other options for addressing for curtailing energy consumption.

Carried

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

3. AVICC Resolution: Legislation and Action for a Barrier-Free BC

Council received a motion and information from Councillors Loveday and Isitt that outlined a proposed resolution to be forward to AVICC regarding legislation and action for a barrier-free BC.

It was moved by Councillor Loveday, seconded by Councillor Isitt, that Council forward the following resolution to the Association of Vancouver Island and Coastal Communities (AVICC) for consideration at the 2016 annual meeting of the association, and that the resolution also be sent to AVICC member local governments encouraging favourable consideration and resolutions of support:

Resolution: Legislation and Action for a Barrier-Free BC

WHEREAS British Columbians with disabilities encounter a variety of physical, sensory and technological barriers as well as ones related to communication, education, employment, attitudes and many others on a daily basis;

AND WHEREAS The Government of British Columbia launched a non-mandatory, non-legislated initiative entitled "Accessibility 2024" in 2014 with the goal of making BC the most progressive province in Canada for people with disabilities by the year 2024;

AND WHEREAS both the Province of Ontario and the Province of Manitoba have enacted disability legislation with the Province of Nova Scotia working toward the introduction and enactment of disability legislation in 2016;

THEREFORE BE IT RESOLVED THAT the Association of Vancouver Island and Coastal Communities believes it is important to achieve a barrier-free province for all persons with disabilities and calls upon BC's Legislative Assembly to enact a strong and effective British Columbians with Disabilities Act.

Carried Unanimously

4. Motion: Support for a Barrier-Free BC

Council received a motion and information from Councillors Loveday and Isitt that outlined a proposed resolution to forward to the Premier of BC regarding a barrier-free BC.

It was moved by Councillor Loveday, seconded by Councillor Isitt, that Council adopt the following resolution

direct staff to forward a copy to the Premier of BC:

WHEREAS British Columbians with disabilities encounter a variety of physical, sensory and technological barriers as well as ones related to communication, education, employment, attitudes and many others on a daily basis;

AND WHEREAS the Federal Government of Canada is working toward the goal of enacting a Canadians with Disabilities Act which will require goods, services and facilities which come under their jurisdiction to be accessible to all persons with disabilities;

AND WHEREAS a Canadians with Disabilities Act will only apply to goods, services and facilities made available through Federal Ministries and federally funded programs with no ability to apply a similar requirement on goods, services or facilities made available through provincial governments or provincially regulated businesses;

AND WHEREAS the Government of British Columbia launched a non-mandatory; non-legislated initiative entitled "Accessibility 2024" on June 16 2014 with the goal of making BC the most progressive province in Canada for people with disabilities by the year 2024;

AND WHEREAS Both the Province of Ontario and the Province of Manitoba have enacted disability legislation with the Province of Nova Scotia working toward the introduction and enactment of disability legislation in 2016;

AND WHEREAS our organization endorses the thirteen principles upon which a British Columbians with Disabilities Act should be based as we believe it is important to achieve a barrier-free province for all persons with disabilities;

THEREFORE BE IT RESOLVED THAT the City of Victoria formally supports the Barrier-Free BC movement that is calling upon BC's Legislative Assembly to enact a strong and effective British Columbians with Disabilities Act.

Carried Unanimously

BYLAWS

1. FIRST READING

1. Bylaw Notice Adjudication Bylaw No. 16-017

Motion:

It was moved by Councillor Madoff, seconded by Councillor Loveday, for all first reading, that Council give first, second and third reading of Bylaw Notice Adjudication Bylaw No. 16-017.

Carried Unanimously

FIRST READING

It was moved by Councillor Madoff, seconded by Councillor Loveday, that the following bylaw be given first reading:

Bylaw Notice Adjudication Bylaw No. 16-017

Carried Unanimously

2. Administration Fees Amendment Bylaw (No. 3) No. 16-023

Motion:

It was moved by Councillor Madoff, seconded by Councillor Loveday, that Council give first, second and third reading of the Administration Fees Amendment Bylaw (No. 3) No. 16-023.

Carried Unanimously

FIRST READING

It was moved by Councillor Madoff, seconded by Councillor Loveday, that the following bylaw be given first reading:

Administration Fees Amendment Bylaw (No. 3) No. 16-023

Carried Unanimously

3. Zoning Regulation Bylaw, Amendment Bylaw (No. 1062) No. 16-024 for Rezoning Application No. 00496 for 1122 AND 1124 Leonard Street

Motion:

It was moved by Councillor Madoff, seconded by Councillor Loveday, that Council give first and second readings of Zoning Regulation Bylaw, Amendment Bylaw (No. 1062) No. 16-024.

Carried Unanimously

FIRST READING

It was moved by Councillor Madoff, seconded by Councillor Loveday, that the following bylaw be given first reading:

Zoning Regulation Bylaw, Amendment Bylaw (No. 1062) No. 16-024

Carried Unanimously

4. Heritage Designation (226 Dallas Road) Bylaw No. 16-022

It was moved by Councillor Madoff, seconded by Councillor Loveday, that the following bylaw be given first and second readings:

Heritage Designation (226 Dallas Road) Bylaw No. 16-022

Carried Unanimously

FIRST READING

It was moved by Councillor Madoff, seconded by Councillor Loveday, that the following bylaw be given first reading:

Heritage Designation (226 Dallas Road) Bylaw No. 16-022

Carried Unanimously

5. Heritage Designation (222 Dallas Road) Bylaw No. 16-021

It was moved by Councillor Madoff, seconded by Councillor Loveday, that the following bylaw be given first and second reading:

Heritage Designation (222 Dallas Road) Bylaw No. 16-021

Carried Unanimously

FIRST READING

Heritage Designation (226 Dallas Road) Bylaw No. 16-022

It was moved by Councillor Madoff, seconded by Councillor Loveday, that the following bylaw be given first reading:

Heritage Designation (226 Dallas Road) Bylaw No. 16-022

Carried Unanimously

6. Vehicles for Hire Amendment Bylaw (No. 14) No. 16-026

It was moved by Councillor Madoff, seconded by Councillor Loveday, that Council give first, second and third reading of the Vehicles for Hire Amendment Bylaw (No. 14) No. 16-026

Carried Unanimously

FIRST READING

It was moved by Councillor Madoff, seconded by Councillor Loveday, that the following bylaw be given first reading:

Vehicles for Hire Amendment Bylaw (No. 14) No. 16-026

Carried Unanimously

2. SECOND READING

It was moved by Councillor Madoff, seconded by Councillor Coleman, that the following bylaws be given second reading:

1. Bylaw Notice Adjudication Bylaw No. 16-017
2. Administration Fees Amendment Bylaw (No. 3) No. 16-023
3. Zoning Regulation Bylaw, Amendment Bylaw (No. 1062) No. 16-024
4. Heritage Designation (226 Dallas Road) Bylaw No. 16-022
5. Heritage Designation (222 Dallas Road) Bylaw No. 16-021
6. Vehicles for Hire Amendment Bylaw (No. 14) No. 16-026

Carried Unanimously

3. THIRD READING

It was moved by Councillor Madoff, seconded by Councillor Coleman, that the following bylaws be given third reading:

1. Bylaw Notice Adjudication Bylaw No. 16-017
2. Administration Fees Amendment Bylaw (No. 3) No. 16-023
3. Vehicles for Hire Amendment Bylaw (No. 14) No. 16-026

Carried Unanimously

CORRESPONDENCE

1. Downloading of DNA Analysis Costs

It was moved by Councillor Loveday, seconded by Councillor Lucas, that Council receive for information the correspondence dated February 2, 2016 from the City of Abbotsford regarding the Downloading of DNA Analysis Costs.

Carried Unanimously

QUESTION PERIOD

A question period was held.

ADJOURNMENT

It was moved by Councillor Young, seconded by Councillor Alto, that the Council meeting adjourn.

Time: 10:52 p.m.

Carried Unanimously

CERTIFIED CORRECT:

DRAFT