

MINUTES - COMMITTEE OF THE WHOLE

MEETING HELD THURSDAY, JUNE 13, 2002, AT 8:30 A.M.

PRESENT: Councillor Savoie, in the Chair, Mayor Lowe and Councillors Fleming, Holland, Hughes, Lunt, Madoff, McLean, and Vanden Berg.

Mr. Joe Martignago, City Manager, attended for the entire meeting and Messrs. Basey, Chow, Dellebuur, Dowdall, Galavan, Koch, Kresse, Lam, Leskiw, Matthews, McCliggott, O'Reilly, Phillips, Scoones, Sikstrom, Timms, Weller, Wiffen, Ms. Atkinson, Ms. Beaman, Ms. Fowler, Ms. Low, Ms. Masters, Ms. Mayhew, Ms. Meyer, Ms. Price-Douglas, and Ms. Thompson attended for portions of the meeting.

Recording Secretary: Linda Johnson

REGIONAL GROWTH STRATEGY WORKSHOP

02/432

Committee of the Whole, at its meeting on May 2, 2002, considered Capital Regional District Regional Growth Strategy Bylaw 2952. The Bylaw was referred to the Advisory Planning Commission and the Parks, Recreation & Community Services Advisory Committee for review. Councillors also requested that a workshop be scheduled for June 13, 2002 to formulate the City's response to the Capital Regional District before the August deadline.

The Manager, Planning Division, reviewed the Regional Growth Strategy, advising that it focuses on two areas – containment of population growth within defined service areas, and a high quality natural environment.

Challenges to be addressed include:

- affordable housing
- effective transportation
- a vital economy for the region and its major elements, e.g. downtown, the harbour, and industrial areas.

For the City, follow-up action is required to:

- advance an economic strategy that supports downtown as the cultural, commercial and economic heart of the region.
- increase ground access housing.
- balance human with environmental needs in the harbour/ocean "blue space".
- participate in a variety of growth strategy initiatives.

The Advisory Planning Commission; the Parks, Recreation & Community Services Advisory Committee; and the Environment and Shoreline Advisory Committee have reviewed the Regional Growth Strategy Bylaw, and endorsed acceptance. Individual reports outlined concerns and changes recommended by the advisory committees.

Ms. Cynthia Hawkesworth, from the Ministry of Community, Aboriginal and Women's Services was present to review the mediation and arbitration processes in place, and the municipal review procedures.

DELEGATION

PARKS LAND ACQUISITION FUND

02/431

This presentation was postponed to a future Committee of the Whole meeting.

STATUS OF AUTOMATED PHONE SYSTEM

02/430

Committee received a memorandum dated June 7, 2002 from the Manager, Revenue providing an update on the City's automated phone system.

The City of Victoria had a full-time position to answer the central telephone number until January 2002. At that time, the switchboard operator was cut from the budget and calls were directed to an automated system backed up by the Public Service Counter. The report listed specific complaints received about the automated system, and adjustments made to improve the service. The number of complaints has been reduced to a handful each week, and staff is continuing with further improvements.

Councillors requested that a staff member be assigned to phone duties until the end of June, as Public Service Counter staff do not have time to take calls during tax season.

ACTION:

Councillor McLean moved that:

- 1) the report dated June 7, 2002 from the Manager, Revenue, regarding the automated phone system, be received for information;
- 2) staff be requested to continue to work to improve the system;
- 3) a follow-up report be forwarded to Committee of the Whole in October, 2002.

COUNCILLOR INQUIRIES

BMX TRACK

02/429

Councillor Hughes expressed concern that bicycle motocross enthusiasts are using city property in Dockside as a BMX track.

ACTION:

Councillor Hughes moved that the Manager, Recreation Services, be requested to discuss with other intermunicipal recreation directors a proposal to build a BMX track within the four core municipalities.

FINANCE

2001 ANNUAL REPORT

02/428

Committee received a memorandum dated June 6, 2002 from the Director of Finance with attached audited report covering the annual financial statements of the City of Victoria, in

accordance with Section 328 of the *Local Government Act*. The financial statements included the consolidated statements of the financial position of the Corporation of the City of Victoria as at December 31, 2001 and the related consolidated statements of financial activities, changes in financial position, and changes in the reserve, operating and capital funds and the fund balances for the year.

The Director of Finance advised that the City's Annual Report will soon be available, and will include the financial statements, reports from all departments, and 2001 statistics.

OVERVIEW OF THE 2001 AUDIT

02/427

Mr. Randy Decksheimer, Partner, KPMG LLP, Chartered Accountants, addressed Committee regarding the recent 2001 audit. He advised that the audit determined that the 2001 financial statements present fairly the financial position of the City as at December 31, 2001, and the results of its operations and cash flows for the year.

PLANNING & DEVELOPMENT

REZONING APPLICATION #02-11 **840 PEMBERTON ROAD**

02/426

Committee received a memorandum dated June 5, 2002 from the Senior Planner regarding Rezoning Application #02-11 for 840 Pemberton Road. The proposal is to construct a single family dwelling in what is currently the south side yard of Pemberton House (the Greater Victoria Drug and Alcohol Rehabilitation Society facility) and to convert the existing house to three strata units. The proposed new house would be on a separate 748m² lot. The existing house is to be relocated to the north on its own 1045m² lot. The existing house requires rezoning because the proposed lot area is below the 2347m² required in the Subdivision Bylaw based on its floor area. As well, the new lot requires a development variance permit because the proposed width of 15m is less than 24m required under the existing zoning.

ACTION: Councillor Madoff moved that it be recommended to Council that:

- 1) Rezoning Application #02-11 for 840 Pemberton Road be forwarded for consideration at a public hearing and that the City Solicitor be instructed to prepare the necessary Zoning Bylaw amendments, based on the draft zone outline in section 3.2, subject to:
 - 1) Confirmation to the Corporate Administrator that the proposal has been reviewed by neighbours and the community association.
 - 2) Approval of the following Development Variance Permit for the proposed house concurrent with rezoning:
Section 1.1.7 to vary the lot width for the new house from 24m to 15m
 - 3) An amended and fully dimensioned parking and access plan provided to the satisfaction of the City Engineer.
 - 4) The registration of easements for the shared driveway concurrently with the approval of the subdivision.
- 2) The strata-titling of the existing house into three strata units be approved concurrently with any rezoning approval subject to compliance with applicable provincial codes and municipal bylaws.

DEVELOPMENT PERMIT APPLICATION #02-13
865 VIEW STREET

02/425

Committee received a memorandum dated May 15, 2002 from the Head, Urban Design regarding Development Permit Application #02-13 for 865 View Street. The applicant has submitted a new Development Permit Application to replace Development Permit #00-07 which expired on May 25, 2002. The previously approved project did not proceed due to unfavourable rental market conditions. There is no change to the application as previously approved by Council.

- ACTION:** Councillor Madoff moved that it be recommended to Council that Development Permit Application #00-07 be replaced with Development Permit Application #02-13, in accordance with:
- 1) Plans stamped "Development Permit 02-13" dated May 24, 2002.
 - 2) On-site development meeting all bylaw requirements with the following relaxations:

Section 3.7.4	Maximum height relaxed from 37m to 37.6m
Section 3.7.7	Open site space relaxed from 40% minimum to 21.7% (Currently it is 30.67%)
Section 3.7.9	Street setback relaxed from 4.5m to 1.4m
Section 3.7.15(a)(b)	Relaxation of parking requirements from 83 stalls to 81 stalls
 - 3) Final plans in accordance with plans identified above and to the satisfaction of the Director of Planning & Development.

DEVELOPMENT VARIANCE PERMIT #02-14
1748 LEE AVENUE

02/424

Committee received a memorandum dated June 6, 2002 from the City Planning Division regarding Development Variance Permit #02-14 for 1748 Lee Avenue. The purpose of the application is to request a parking variance. The applicants would like to develop a secondary suite on the ground floor of their single family dwelling. They meet the requirements of the R1-B zone for this development, however they are requesting a variance to avoid removing a landscaped sideyard and a portion of the rear yard to install additional parking.

- ACTION:** Councillor Fleming moved that it be recommended to Council that a Development Variance Permit be issued in accordance with:
- 1) Plans stamped "Development Variance Permit #02-14" dated May 6, 2002.
 - 2) Development meeting all bylaw requirements with the following variance:

Schedule C, Section A(2)	Relaxation of parking requirement from 2 stalls to 1 to accommodate the creation of a secondary suite
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 - 3) Final plans to be in accordance with plans identified above, to the satisfaction of the Director of Planning & Development.

REGIONAL GROWTH STRATEGY BYLAW 2952

02/423

Committee received a memorandum dated June 6, 2002 from the Manager, Planning Division, regarding Capital Regional District Regional Growth Strategy Bylaw 2952. The City's response to the bylaw was discussed earlier in the meeting during the Regional Growth Strategy workshop.

ACTION: Mayor Lowe moved that it be recommended to Council that the Capital Regional District be advised that the City of Victoria accepts Regional Growth Strategy Bylaw 2952, based on the assumptions listed in Appendix 1 of the report dated June 6, 2002 from the Manager, Planning Division.

Committee received a memorandum dated June 10, 2002 from the Environment & Shoreline Advisory Committee advising that they reviewed the Regional Growth Strategy Bylaw, and recommend acceptance of the bylaw, however, they did have concerns regarding the definition of eco-systems; the lack of buffer zones, targets, or methods of monitoring for sensitive eco-systems; and urban containment.

ACTION: Councillor Vanden Berg moved that it be recommended to Council that:

- 1) the report dated June 10, 2002 from the Environment & Shoreline Advisory Committee regarding the Regional Growth Strategy Bylaw, be received for information.
- 2) the concerns of the committee, as outlined in the report, be summarized in a letter to the Capital Regional District.

LOCAL PLANNING PARTNERSHIP CONCEPT

02/422

Council, at its meeting on February 28, 2002 considered the Local Planning Partnerships framework and approved it in principle as a basis for assisting community groups to advance local planning projects. The document was referred to the Advisory Planning Commission for its review and comments, with special attention to funding equity between neighbourhoods.

Committee received a memorandum dated June 5, 2002 from the Advisory Planning Commission advising that they had discussed the concept at meetings in April, May and June and outlining the results of their review.

Committee was advised of a last minute request from the Chair of the Advisory Planning Commission that consideration of this item be postponed to a later meeting.

DEVELOPMENT PROCESS IMPROVEMENTS

02/421

Committee received a memorandum dated June 6, 2002 from the Senior Planner advising that the City Planning Division and Community Associations, together, have been examining ways to improve and streamline forms and information provided to applicants requesting rezoning and other development approvals. A Development Application Information form was attached for Committee's review. It was prepared to clarify and simplify information needed mainly for

rezoning, but can be used for other types of applications. The form received positive comments from the Community Association Network, the Urban Development Institute, and the Canadian Home Builders' Association.

ACTION: Councillor Madoff moved that the report dated June 6, 2002 from the Senior Planner regarding Development Process Improvements, be received for information.

HORSEDRAWN CARRIAGE LICENSES

02/420

Committee received a memorandum dated May 23, 2002 from the Senior Bylaw Officer advising that the current version of the Ticket Bylaw provides MTI enforcement powers for the Pedicab Carriage Regulation Bylaw. This bylaw has been repealed and replaced by the Vehicles For Hire Bylaw. The Vehicles for Hire Bylaw regulates the licensing and operation of taxicabs as well as sightseeing vehicles and vessels, including whale watching boats, tour buses, and horsedrawn carriages. The Police Department is taking an active role in enforcing the Vehicles For Hire Bylaw, and has requested MTI enforcement powers.

ACTION: Councillor Hughes moved that it be recommended to Council that the Vehicles For Hire Bylaw and the Ticket Bylaw be amended to provide for MTI enforcement powers.

REQUEST TO CONVERT TALLYHO LICENSES

02/419

Committee received a memorandum dated June 10, 2002 from the Senior Bylaw Officer regarding a request received from Capital City Tally-Ho Sightseeing Company (1980) Ltd. to convert 2 of its 6 wagon licenses to single carriage licenses. The request was referred to the other two licensed carriage operators in the city, Black Beauty Line Victorian Carriage Tours Ltd. and Victoria Single Horse Drawn Carriage Tours Inc., and both have expressed objection to the proposal. The City's Transportation Section and the Business License Section have no objections.

ACTION: Councillor McLean moved that consideration of a request to convert Tallyho wagon licenses, be tabled for two weeks, to allow time for the industry to review the issue and report back to Committee of the Whole.

TRANSPORTATION

HORSEDRAWN SIGHTSEEING VEHICLES OGDEN POINT / CRUISE SHIP ACCESS

02/418

Committee received a memorandum dated June 11, 2002 from the Transportation Section regarding Ogden Point cruise ship access for horsedrawn sightseeing vehicles.

The Vehicles for Hire Bylaw regulates the horsedrawn sightseeing industry, stipulating the area of operations, the maximum number and type of vehicles permitted, minimum insurance requirements, and operating regulations on city streets. The Bylaw also outlines how companies

may apply to have additional horsedrawn sightseeing vehicles on city streets for a special event. For the last few years Victoria Single Horsedrawn Carriage Tours Inc. has provided cruise ship passengers with horsedrawn sightseeing tours originating at Ogden Point, using special event permits. Although special events are not allowed in the James Bay neighbourhood, staff, in an effort to accommodate this service on a relatively small scale and with minor impact on traffic, issued a number of special event route permits for this activity. In 2002 the request for special event route permits increased significantly, and staff felt they could no longer issue the permits.

ACTION: Councillor McLean moved that consideration of a request to allow horsedrawn sightseeing vehicles access to Ogden Point cruise ships, be tabled for two weeks to allow time for the industry to review the issue and report back to Committee of the Whole.

NO SKATEBOARDING AREA – RED ZONE COMMUNICATION PLAN

02/417

Committee of the Whole, at its March 21, 2002 meeting, requested that the Advisory Transportation Committee develop a communication and signing plan to inform the public of recent changes to the 'no skateboarding area', known as the red zone.

Committee received a memorandum dated June 6, 2002 from the Advisory Transportation Committee advising that they have reviewed and endorsed a proposed sign to be placed on existing signposts or light standards at the boundaries of the 'no skateboarding area'. The advisory committee agreed that the communication plan would best consist of posters being placed at skateboard shops, sports equipment rental outlets, schools, and community centres. Long term suggestions included education programs through the Police School Liaison Officer, and including skateboarding regulations on the City's web site.

ACTION: Councillor McLean moved that:

- 1) the report dated June 6, 2002 from the Advisory Transportation Committee regarding the communication and signing plans for the 'no skateboarding area', be received for information.
- 2) staff be instructed to proceed with the communication plan, but delay signing the area until it is determined if the communication plan alone has achieved the desired results.

TRAFFIC ORDERS

02/416

Committee received a memorandum dated June 4, 2002 from the Manager, Transportation, outlining a list of 12 Traffic Orders for consideration by Council. Staff have conducted an onsite investigation for each and recommend that the orders be approved.

ACTION: Mayor Lowe moved that it be recommended to Council that the Traffic Orders outlined in the report dated June 4, 2002 received from the Manager, Transportation, be approved.

ENGINEERING

APPEAL – RESIDENTIAL STRATA TITLE POLICY **1025 CARBERRY GARDENS**

02/415

At its April 25, 2002 meeting, Committee of the Whole considered a letter of appeal to strata title a building at 1025 Carberry Gardens. The City's Residential Strata Titling Policy prohibits acceptance of applications to strata title rental buildings with more than four units when the vacancy rate falls below 4%. The policy also allows "the right to appeal to City Council" to have an application considered. At that time a motion to consider the appeal was defeated.

Committee received a letter dated May 15, 2002 from the owner of 1025 Carberry Gardens requesting reconsideration of his appeal, citing the following reasons:

- The April 25th, 2002 agenda was re-arranged slightly, and he missed hearing Committee's discussion of his request.
- 4 of 6 tenants have advised that they are vacating their rental units.
- Letters of support have been received from tenants and immediate neighbours.
- Confirmation that mortgage rates would be similar to current rents.

ACTION: Councillor Madoff moved that it be recommended to Council that the appeal of the owners of the residential rental building at 1025 Carberry Gardens to apply to strata title the building, be approved.

POWER SMART LED TRAFFIC LIGHTS

02/414

Committee received a memorandum dated June 10, 2002 from the Supervisor, Traffic Signals, advising that BC Hydro has introduced a Power Smart Traffic Light Program to assist municipalities to upgrade to energy efficient light emitting diode (LED) traffic signals.

LED lamps use 85-90% less energy than the standard lamps, and BC Hydro will pay 50% of the capital costs. The City's share of the capital costs will be paid back to BC Hydro over a 5 year period from the savings on energy costs.

ACTION: Councillor Madoff moved that it be recommended to Council that the City participate in the BC Hydro LED Traffic Light Program.

PARKS

ROOTSFEST FESTIVAL EQUIPMENT REQUEST

02/413

Committee received a memorandum dated June 4, 2002 from the Manager, Recreation Services, regarding a request from organizers of the RootsFest music festival to borrow the saddlespan tent from the City's festival equipment inventory. Acknowledging that their event takes place outside municipal boundaries, they are also requesting Council's consideration for a fee reduction on this equipment loan. The current Festival Equipment Policy gives local events

held in the City of Victoria priority booking and groups with events outside of the city normally may not book equipment until 4 weeks prior to the event. As well, local community events receive a lower rental rate on equipment. The request from Rootsfest requires Council to approve an exemption from the Festival Equipment Policy.

- ACTION:** Councillor McLean moved that it be recommended to Council that:
- 1) Approval be given to lending the City's saddlespan tent to Rootsfest at the non-profit rate identified in the Equipment Loan Policy.
 - 2) Rootsfest be required to provide sponsorship recognition to the City of Victoria to the same value as the proposed fee reduction (approximately \$2,830).

PARKS, RECREATION & COMMUNITY DEVELOPMENT ADVISORY COMMITTEE - TERMS OF REFERENCE

02/412

Committee of the Whole, at its April 11, 2002 meeting considered changes to the Terms of Reference for the Parks, Recreation & Community Development Advisory Committee. At that time, the issue was referred to Councillor Savoie, the Corporate Administrator, and the Manager of Recreation Services for review.

Committee received a memorandum dated June 4, 2002 from the Manager, Recreation Services, advising that the review has been completed and attaching the draft Terms of Reference for Committee's consideration.

- ACTION:** Councillor McLean moved that it be recommended to Council that the Terms of Reference for the Parks, Recreation & Community Development Advisory Committee, dated June 4, 2002, be approved.

BEACON HILL PARK MANAGEMENT PLAN

02/411

Council, at its February 28, 2002 meeting requested staff to return to Committee of the Whole with regular progress reports on the Beacon Hill Park Management Plan.

Committee received a memorandum dated June 3, 2002 from the Manager, Park Design & Development advising that since February staff has developed an integrated Appropriate Activity Assessment Framework, developed new application forms, and increased staff monitoring of selected large events. The following documents were distributed separately:

- Guidelines for Reviewers of Applications
- Appropriate Activity Assessment Framework
- Information for Applicants
- Application Form for Medium and Large Activities and Special Events
- Application Form for Small Activities and Special Events

Staff will continue to test and refine the Appropriate Activity Assessment Framework and the Application Forms and work will continue on developing an Alternate Site Strategy.

Present policy requires council approval for all new events proposed for the park. Staff recommends that this policy be modified to allow the Manager of Parks to approve applications for small events (under 50).

- ACTION:** Councillor Holland moved that it be recommended to Council that:
- 1) The report dated June 3, 2002 from the Manager, Park Design & Development, regarding Beacon Hill Park Management Plan, and the documents distributed separately, as listed in the report, be received for information.
 - 2) The event policy for Beacon Hill Park be modified to allow the Manager of Parks to approve applications for small events.

MEET YOUR NEIGHBOUR EVENT

02/410

Committee received a memorandum dated June 10, 2002 from the Manager, Parks Division regarding a request to use Vic West Park for a "Meet Your Neighbour" Fun Fair event on July 6, 2002. The volunteers at the event would be from the local businesses in the West Side Village Mall and surrounding Vic West businesses. All proceeds from food and drinks sold on site will be going to two local charities. The following proposed activities do not comply with Parks Bylaws:

- setting up a stage
- local bands playing music
- a master of ceremonies with an amplified microphone
- sale of food and non-alcoholic beverages

- ACTION:** Councillor McLean moved that it be recommended to Council that approval be given to a request for a permit to use Vic West Park from 10:30 a.m. to 3:30 p.m. on July 6, 2002 for a "Meet Your Neighbour" Fun Fair event, including the non-complying activities outlined in a report dated June 10, 2002 from the Manager, Parks Division.

BEACON HILL PARK CHILDREN'S WADING POOL

02/409

Committee received a memorandum dated June 10, 2002 from the Manager, Parks Division, regarding the children's wading pool at Beacon Hill Park. The pool, opened in 1925, is usually in operation from the end of the school year, 7 days a week, until the Labour Day weekend. The Vancouver Island Health Authority and Parks Division staff have determined that the wading pool should remain closed at this time until it is upgraded with a water filtration system, or replaced with a new water play feature that meets current health and safety standards.

- ACTION:** Councillor Holland moved that it be recommended to Council that, in light of the recommendations from the Vancouver Island Health Authority, staff investigation of alternatives, and the support available from the Victoria Parks and Recreation Foundation for fundraising and partnership development:
- 1) The Beacon Hill Wading Pool be decommissioned and removed from the Park;
 - 2) Approval in principle be given to the replacement of the wading pool with a water spray park, subject to further reporting from staff with respect to funding partnerships, location, size, budget, and design;

- 3) This issue be referred to the Parks, Recreation & Community Services Advisory Committee for review.

ADMINISTRATIVE MATTERS

DISPOSITION OF COMMUNICATIONS

02/408

Committee received a memorandum dated June 10, 2002, from the Manager, Administration, reporting that certain communications received in the Legislative Services Division have been dealt with on the date and in the manner indicated.

ACTION: Councillor McLean moved that the Disposition of Communications dated June 10, 2002 from the Manager, Administration, be received for information and filed.

COUNCILLOR INFORMATION SHARING

CREST UPDATE

02/407

Councillor McLean advised that the CREST Board recently approved a request to expedite the purchase of 115 Motorola XTS 3000 portable radios and a Quantar repeater.

CLOSED MEETING - 11:10 A.M.

Councillor Hughes moved that Committee of the Whole convene a closed meeting that excludes the public under Section 10(6) of the Council Bylaw for the reason that the following agenda items deal with matters specified in Section 10 (3) of the Council Bylaw.

LAND - UPPER HARBOUR PLACE – DOCKSIDE

02/406

Committee received a letter dated May 13, 2002 from Griffiths Milne Clough Projects Inc. regarding Lot D, Former Transit Corridor, Dockside. It was agreed that this correspondence would be discussed later in the meeting, during consideration of a staff report regarding the Dockside lands.

LEGAL – VICTORIA REGENT HOTEL

02/405

Councillor McLean moved that Mr. Brian Ross and Mr. Earl Wilde be permitted to address Committee in the closed portion of the meeting.

Mr. Ross and Mr. Wilde discussed late night noise and vandalism at the Victoria Regent Hotel. They requested the City's permission to close the public right-of-way adjacent to the hotel from 11:00 p.m. to 7:00 a.m.

Councillor McLean stated that Committee requires a staff report on this issue before further consideration of the request. Specifically, information is required on the original agreement between the hotel and the City.

The Director of Planning & Development advised that a report will be presented to Committee at its next meeting, to be held June 27, 2002.

LEGAL – LIQUOR LICENSING ENFORCEMENT POLICY

02/404

Committee received a memorandum dated June 11, 2002 from the Corporate Administrator regarding the City's Liquor Licensing Enforcement Policy, and specifically the use of a voluntary agreement, known as a Good Neighbour Agreement (GNA), between a liquor licensee and the City to secure the licensee's commitment to responsible business practices. The report described Vancouver's and New Westminster's experience with GNAs, and also discussed the bylaw and liquor license enforcement strategies of these cities.

Police Chief Battershill discussed liquor licensing issues with Committee, and also provided an update on other policing issues.

ACTION: Councillor Hughes moved that it be recommended to Council that the use of Good Neighbour Agreements be adopted as part of the City's draft Liquor Licensing Policy subject to its review by the Director of Planning & Development.

LAND – BUCKERFIELDS

02/403

The Director of Planning & Development provided an update on the development of the Buckerfields site.

LAND – DOCKSIDE

02/402

Committee received a memorandum dated June 7, 2002 from the Manager, Regulatory & Development Services regarding Lot D, Former Transit Corridor, Dockside.

ACTION: Councillor McLean moved that it be recommended to Council that staff be directed to advise British Columbia Assets and Lands Corporation that the City wishes to exercise its option to purchase Lots D, E, Rem. Lot 3, and Lot A of the former transit corridor through the Dockside lands.

LAND – REQUEST TO SUBLET 1921 FERNWOOD

02/401

Committee received a memorandum dated June 4, 2002 from the Property Manager regarding a request from the Fernwood Community Association (FCA) to sublet space in the city-owned building at 1921-23 Fernwood Road.

- ACTION:** Councillor Fleming moved that it be recommended to Council that a request from the Fernwood Community Association to sublet space in the city-owned building at 1921-23 Fernwood Road, be approved subject to the following:
- 1) The term of the lease being six months, after which the agreement will be reviewed by the FCA and city staff.
 - 2) A termination clause to be included in the sublease, allowing the FCA or the City to terminate for just cause.

LAND – ROYAL OAK BURIAL PARK

02/400

Committee received a memorandum dated June 5, 2002 from the Director of Finance regarding a proposal whereby the Board of Cemetery Trustees of Greater Victoria would purchase the unsold inventory of crypts and niches in the Royal Oak Mausoleum from its partner in the construction of the facility, Evergreen Mausoleums Ltd. To facilitate this venture the City of Victoria and the District of Saanich must jointly agree to amend the governing agreement to increase the Board's borrowing authority by \$1.5 million.

- ACTION:** Councillor Holland moved that it be recommended to Council that the City of Victoria agree to the request of the Board of Cemetery Trustees of Greater Victoria to amend the governing agreement to increase the Board's borrowing limit by \$1.5 million and to act as joint guarantor with the City of Saanich.

LEGAL - PESTICIDE REGULATION

02/399

Committee of the Whole, at its May 2, 2002 meeting, postponed consideration of a proposed bylaw to restrict pesticide use on city-owned and private property, pending further review by the City Solicitor.

The City Solicitor advised Committee that he has completed his review, and outlined his findings.

Committee requested that this item be placed on the agenda of the next Committee of the Whole meeting, to be held June 27, 2002.

LEGAL - REZONING APPLICATION #02-01 THE WATERLOT BEHIND 1810 STORE STREET

02/398

The City Solicitor provided legal information regarding an agreement between the City and the applicant for rezoning a waterlot behind 1810 Store Street.

APPOINTMENT – HARBOUR AUTHORITY

02/397

ACTION: Councillor Holland moved that it be recommended to Council that Mr. Geoff Young be appointed as the City's alternate representative to the Greater Victoria Harbour Authority.

The meeting adjourned at 12:35 p.m.

Councillor Savoie, Chair