

MINUTES - COMMITTEE OF THE WHOLE

MEETING HELD THURSDAY, SEPTEMBER 12, 2002, AT 9:00 A.M.

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

ABSENT: Councillors Fleming and Lunt

Mr. Joe Martignago, City Manager, attended for the entire meeting; and Messrs. Barber, Basey, Chow, Dennis, Hennessey, Hortsing, Lam, McCliggott, Oberg, O'Reilly, Timms, Wiffen, and Woodland, and Ms. Atkinson, Ms. Higgins, Ms. Mayhew, and Chief Thoresen attended for portions of the meeting.
Recording Secretary: Linda Johnson

DELEGATIONS

ARENA GREEN COMMITTEE **NORTH PARK COMMUNITY ASSOCIATION**

02/381

Dyan Farley, Chair, North Park Neighbourhood Association (NPNA), and Ayrie Cunliffe, NPNA's representative on the Arena Green Committee, addressed Committee of the Whole regarding the neighbourhood's involvement in reviewing the environmental and community impact of the Multipurpose Facility. Generally the NPNA supports the placement of the facility, and is in favour of this type of increase in civic density. The NPNA would like to be included in a comprehensive process to deal with all transportation issues.

ACTION: Councillor Savoie moved that it be recommended to Council that an interdisciplinary committee be formed, including representatives from:

- Council
- the North Park Neighbourhood Association
- and city staff

to deal with the impact of the Multipurpose Facility on neighbourhood and transportation issues, including parking, traffic flow, public transit, pedestrian flow, a cycling issues.

PLANNING & DEVELOPMENT

DEVELOPMENT VARIANCE PERMIT #02-05
1925 BLANSHARD STREET (MULTIPURPOSE FACILITY)

02/380

Committee received a memorandum dated September 10, 2002 from the Head, Urban Design, regarding Development Variance Permit #02-05 for 1925 Blanshard Street (Multipurpose Facility). The report advised that at a special Victoria Advisory Design Panel meeting held on September 9, 2002, the panel supported the design approach of the Preliminary Development Variance Permit application as presented, with 13 recommendations. Committee reviewed and briefly discussed the recommendations.

ACTION: Mayor Lowe moved that the report dated September 10, 2002 from the Head, Urban Design, regarding Development Variance Permit #02-05 for 1925 Blanshard Street (Multipurpose Facility), be received for information.

REQUEST FOR HERITAGE DESIGNATION
1923 FERNWOOD ROAD

02/379

Committee received a memorandum dated August 30, 2002 from the Heritage Planner advising that the Fernwood Community Association has requested consideration of heritage designation for the building at 1923 Fernwood Road. The building is owned by the City and is presently used by the Fernwood Community Association as office and meeting space. The application was reviewed by the Heritage Advisory Committee at its meeting on August 27, 2002 and was recommended for approval.

ACTION: Councillor Hughes moved that it be recommended to Council that, whereas the building at 1923 Fernwood Road is worthy of heritage designation, it be designated as a municipal heritage site.

REQUEST FOR HERITAGE DESIGNATION
637-645 FORT STREET

02/378

Committee received a memorandum dated August 30, 2002 from the Heritage Planner advising of a request received from the owner of 637-645 Fort Street (Yarrows Building) to designate this Heritage Registry commercial building in Old Town as a municipal heritage site. The application was reviewed by the Heritage Advisory Committee at its meeting on August 27, 2002 and was recommended for approval.

ACTION: Councillor Hughes moved that it be recommended to Council that, whereas the Yarrows Building (Pemberton Block) at 637-649 Fort Street is worthy of heritage designation, it be designated as a municipal heritage site.

REQUEST FOR HERITAGE DESIGNATION

1250 RUDLIN STREET

02/377

Committee received a memorandum dated August 28, 2002 from the Heritage Planner advising of a request received from the owner of 1250 Rudlin Street to designate this single family dwelling in Fernwood as a municipal heritage site. The application was reviewed by the Heritage Advisory Committee at its meeting of August 27, 2002 and was recommended for approval.

ACTION: Councillor Hughes moved that it be recommended to Council that, whereas the house at 1250 Rudlin Street is worthy of heritage designation, it be designated as a municipal heritage site.

REQUEST FOR HERITAGE DESIGNATION **582 ST. CHARLES STREET**

02/376

Committee received a memorandum dated August 23, 2002 from the Heritage Planner advising of a request received from the owner of 582 St. Charles Street to designate this large two storey tudor revival house in Rockland as a municipal heritage site. The application was reviewed by the Heritage Advisory Committee at its meeting of August 13, 2002 and was recommended for approval.

ACTION: Councillor Savoie moved that it be recommended to Council that, whereas the house at 582 St. Charles Street is worthy of heritage designation, it be designated as a municipal heritage site.

DEVELOPMENT VARIANCE PERMIT #02-12 **122 SUPERIOR STREET**

02/375

Committee received a memorandum dated August 29, 2002 from the Head, Urban Design regarding Development Variance Permit #02-12 for 122 Superior Street. This is an application for a development variance permit to construct a new single family dwelling. The applicant has requested relaxation of the number of storeys; site coverage; front, rear, and side yard setbacks, and minimum site area. The large number of variances are due to the unusual site conditions of this existing subdivided lot. The Advisory Design Panel reviewed the proposal on August 28, 2002 and recommended approval.

ACTION: Councillor McLean moved that it be recommended to Council that a Development Variance Permit be issued in accordance with:

- 1) Plans stamped "Development Variance Permit #02-12" dated August 8, 2002.
- 2) Development meeting all bylaw requirements with the following variances:

Section 1.2.5(2)	Number of storeys relaxed from 2 to 2½
Section 1.2.6	Site coverage relaxed from 40% to 46.9%
Section 1.2.7	Front yard setback relaxed from 7.5m to 2.4m
Section 1.2.9	Rear yard setback relaxed from 7.5m to 0m (deck) and to 1.2m (building)
Section 1.2.10	Side yard west setback relaxed from 1.5m to 0m
Section 1.2.10	Side yard east setback relaxed from 3.0m to 1.2m
Section 1.2.14	Minimum site area 460m ² relaxed to 125.6m ²

- 3) Final plans to be in accordance with plans identified above to the satisfaction of the Director of Planning & Development.

INSPECTION POWERS

02/374

Committee received a memorandum dated September 10, 2002 from the Senior Bylaw Officer advising that Andrew Dolan has been hired to replace Debra Turner as Bylaw Officer/License Inspector. To properly exercise his duties, Mr. Dolan will require Council appointment under the Inspection and Enforcement Bylaw.

- ACTION:** Councillor Holland moved that it be recommended to Council that:
- 1) Andrew Dolan be appointed to the position of Bylaw Officer.
 - 2) This recommendation be forwarded to the regular Council meeting of September 19, 2002.
 - 3) The appointment of Debra Turner to this position, be rescinded.

FINANCE

TENDER #02-048

PARTIAL ROOF REPLACEMENT – CRYSTAL POOL

02/373

Committee received a memorandum dated September 9, 2002 from the Manager, Supply Management Services regarding Tender #02-048 for Partial Roof Replacement for the Crystal Pool. On August 15, 2002 Council approved the transfer of \$170,000 for pool relining to the roof replacement budget. The extra funding enabled staff to amend the tender to include complete roof replacement, as well as options to replace the roof in sections.

Tender documents were issued to five qualified firms, and three tenders were received. The roofing consultant on the project reviewed the tenders, and agreed with a recommendation for complete roof replacement.

- ACTION:** Councillor McLean moved that it be recommended to Council that Tender #02-048 – Partial Roof Replacement – Crystal Pool, be awarded to the lowest tender, Top Line Roofing, at a value of \$291,816.82 for the complete roof replacement.

ADMINISTRATIVE MATTERS

PANHANDLING

02/372

- ACTION:** Councillor Savoie moved that the issue of Panhandling be tabled to the next meeting of Committee of the Whole to be held September 19, 2002.

DISPOSITION OF COMMUNICATIONS

02/371

Committee received a memorandum dated September 6, 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 Hughes moved that the Disposition of Communications dated September 12, 2002 from the Manager, Administration, be received for information and filed.

COUNCILLOR INFORMATION SHARING

CANADA GREEN BUILDING COUNCIL

02/370

Councillor Savoie advised that a group of professionals fostering the “green building” concept plan to petition the federal government to establish a Canada Green Building Council. Similar to the US Green Building Council, it would promote buildings that are environmentally responsible, profitable, and healthy places to live and work. They have requested a letter of support from Victoria City Council.

ACTION: Councillor Savoie moved that it be recommended to Council that Mayor Lowe be requested to send a letter, faxed by September 14, 2002, to the Sustainable Building Canada Committee in support of the formation of a Canada Green Building Council.

CENTRAL LIBRARY PLANNING **THE BAY BUILDING**

02/369

Councillor McLean reported that the Central Library Planning Committee met last week, however since then information regarding the proposed sale of The Bay Building has been made public. The Library Board will discuss this information at their meeting on Tuesday, September 17, 2002, and Councillor McLean advised that this new possibility is timely for re-location of the central library.

Mayor Lowe provided information about preliminary discussions with The Bay head office personnel, and advised that he will meet with them in Victoria in approximately three weeks.

HARBOUR AUTHORITY

02/368

Councillor Holland advised that all community appointments to the Harbour Authority have been completed. A Visioning Session is planned for October 17 and 18, and the City Manager will participate in this. She provided cruise ship statistics for the month.

Councillors requested that the minutes of Harbour Authority meetings be made available to them, and also requested copies of the resumes of the new appointees.

CLOSED MEETING - 10:05 A.M.

Councillor McLean 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.

MULTIPURPOSE FACILITY

02/367

The Multipurpose Facility Steering Team, including Jonathan Huggett, Multipurpose Facility consultant; Leo Mariotto and members of his architectural team; and City staff members, provided information on the Operating Agreement, the Design/Build Contract, and landscape and building design. The project schedule and status of borrowing bylaws were also discussed.

NEW LEASE **#15 – 748 DOUGLAS STREET, VCC**

02/366

Committee received a memorandum dated August 29, 2002 from the Property Manager advising that a tenant currently leasing space on the second floor of the Victoria Conference Centre (VCC) has offered to lease vacant space on the first floor. The vacated space on the second floor will be used by the VCC for meeting and office space.

- ACTION:** Councillor McLean moved that it be recommended to Council that a new lease with Something Fishy Salmon Gifts Inc. for #15 – 748 Douglas Street, be approved with the following terms:
- 1) Term: October 1, 2002 until December 31, 2007 with one 5 year renewal option.
 - 2) Net Rent: \$20.46 psf for Oct.-Dec./02 and then \$27 psf for Jan/03 to Dec/07. Rent for the renewal period to be negotiated.
 - 3) Tenant Improvement allowance in the amount of \$15,570 to be paid to the tenant by the VCC.
 - 4) Termination of the existing lease on the second floor, with Something Fishy Salmon Gifts Inc., effective September 30, 2002.

BRIDGE FOOTINGS – NEW LEASES

02/365

Committee received a memorandum dated August 13, 2002 from the Property Manager advising that the leases for the footings of both the Bay and Johnson Street bridges expire August 31, 2002 and September 30, 2002 respectively. The footings are part of the federal seabed and therefore subject to leasing. Transport Canada is considering a way to transfer title of the footings to the City for a nominal fee, however this could be a lengthy process.

- ACTION:** Councillor McLean moved that it be recommended to Council that two new leases with Transport Canada for bridge footings, be approved, with terms as follows:

- 1) Bay Street bridge footings
 - 3 year term commencing September 1, 2002
 - Lease rate of \$500 per annum plus GST

- 2) Johnson Street bridge footings
 - 3 year term commencing October 1, 2002
 - Lease rate of \$500 per annum plus GST

AMENDMENT TO FIRE SERVICE AGREEMENT

02/364

Committee received a memorandum dated August 30, 2002 from the Fire Chief advising that Esquimalt Council considered the Fire Service Agreement at its meeting on August 26, 2002, and recommended acceptance of the agreement, with one amendment.

ACTION: Councillor Savoie moved that it be recommended to Council that the Victoria-Esquimalt Fire Services Agreement dated September 10, 2002, be approved, with the following amendment:
In subsection 3.3, final sentence, delete the words "endeavour to" so that this sentence reads as follows: *The Victoria Fire Chief will ensure that said Equipment is comparable to Victoria's.*

LABOUR RELATIONS ISSUES

02/363

The City Manager advised of recent discussions regarding labour relations issues.

2001 HONOURARY CITIZENS AWARDS

02/362

Committee received a memorandum dated September 6, 2002 from Councillor Hughes, Chair, Honourary Citizens Advisory Committee, outlining the list of nominees selected by the committee to receive 2002 Honourary Citizens Awards.

ACTION: Councillor Hughes moved that it be recommended to Council that the twelve nominees for Honourary Citizen Awards, as recommended in the report dated September 6, 2002 from the Chair, Honourary Citizens Advisory Committee, be endorsed.

PROPOSED CHANGES TO THE NOMINATING PROCEDURE FOR HONOURARY CITIZENS

02/361

Committee received a memorandum dated September 6, 2002 from Councillor Hughes, Chair, Honourary Citizens Advisory Committee, outlining changes recommended by the advisory committee to improve the nomination and voting process for selection of Honourary Citizens.

ACTION: Councillor Savoie moved that it be recommended to Council that the following changes to the nomination process for Honourary Citizens Awards, be adopted:

- 1) The Honourary Citizens Advisory Committee (the Committee) set out the categories and the scoring process in relation to the categories.
- 2) Not only would Committee members and City Council be allowed to recommend the nominees for the Honourary Citizens Award, the public also would be invited to participate in the nomination process by gathering

information about their nominees for submission to the Committee. Guidelines as to the qualification of the nominees and the categories would be determined by the Committee and placed in a newspaper advertisement. An application form and guidelines for the nomination process should be prepared and made available to those who are interested.

- 3) The City shall advertise in a local newspaper for the public to participate in the nomination process. A deadline date for the public to submit their applications and supporting material would be stated in the advertisement.
- 4) After the deadline date, when all the applications are received, they should be categorized from A – Z. Then these applications are to be split equally to the Committee members for vetting.
- 5) Honourary Citizen Awards will be made once in each Council term, with the nomination process commencing in the Fall of the 2nd year of the term, and awards presented in the 3rd year of the term.

The meeting adjourned at 12:15 p.m.

Councillor Madoff, Chair