

MINUTES - COMMITTEE OF THE WHOLE

MEETING HELD THURSDAY, APRIL 17, 2003, AT 9:00 A.M.

PRESENT: Mayor Lowe, in the Chair, and Councillors Coleman, Fleming, Fortin, Holland, Hughes, Madoff, Savoie and Thornton-Joe.

Mr. Joe Martignago, City Manager, attended for the entire meeting and Messrs. Basey, Colantonio, Dellebuur, Dowdall, Furtado, Koch, Lam, Matanowitsch, Oberg, O'Reilly, Stevenson, Woodland, Ms. Atkinson, Ms. Baryluk, Ms. Chase, Ms. Fowler, Ms. Higgins, Ms. Zink, and Dr. Gorman attended for portions of the meeting.

Recording Secretary: Linda Johnson

MINUTES

03/324

ACTION: Councillor Holland moved that the minutes of the regular meeting of Committee of the Whole held April 10, 2003 be approved, with the following correction:

03/293 Future of Rail Corridor

Add: Councillor Holland requested that Capital Regional District Director Chris Causton be invited to attend a Committee of the Whole meeting to provide an update on the E & N rail corridor discussions.

Councillor Madoff advised that she has a personal association with the following application and because of this potential conflict of interest she left the meeting at 9:10 a.m.

PLANNING & DEVELOPMENT

REZONING APPLICATION #03-1

240-252 COOK STREET AND 1035/39/43 SUTLEJ STREET

03/323

Committee received a memorandum dated April 11, 2003 from the Planning Division regarding Rezoning Application #03-1 for 240-252 Cook Street and 1035/39/43 Sutlej Street. This is an application to acquire a section of public lane and amend the *Official Community Plan* land use designation and Development Permit Area designation on 3 properties and to rezone 5 properties to accommodate a mixed use development in the Cook Street Village. The development proposal consists of two 4 storey buildings. The building proposed for the corner of Cook and Sutlej Streets would contain approximately 765m² of commercial space on the ground floor and 30 units of rental housing in the upper 3 storeys. The other component of the development will replace 3 existing single family dwellings on Sutlej Street with a 4 storey 49 unit strata-titled apartment building. The applicant proposes that this mixed-use development will be the first LEEDS certified residential development in Victoria.

ACTION: Councillor Savoie moved that consideration of Rezoning Application #03-1 for 240-252 Cook Street, 1035/39/43 Sutlej Street, be tabled, pending the completion of a facilitated dialogue between the applicant and the community association.

DEVELOPMENT PERMIT #03-19
940 JOHNSON STREET

03/322

Committee received a memorandum dated April 8, 2003 from the Head, Urban Design regarding Development Permit Application #03-19 for 940 Johnson Street. The proposal is to construct a 4 storey building with 39 residential units and one unit of retail at ground level on the Johnson Street frontage, west of McCall's Funeral Home and south of St. John's Ambulance building.

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

- 1) Plans stamped "Development Permit Application 03-19" dated March 26, 2003 and April 9, 2003 (ramp cross section).
- 2) Development meeting all bylaw requirements except for:
Section 3.67.6 a) Relaxation of build to line distance for residential from 3.5m to 5.79m and less than 75% of building wall.
 b) Relaxation of build to line distance for non-residential less than 75% of building wall.
- 3) Review with CPTED on safety and security issues.
- 4) Review with staff regarding lighting and fence details.
- 5) Review with Parks Division regarding the proposed paving and landscaping on the public sidewalk areas.
- 6) Adjustments to the configuration of parking and access to the satisfaction of the Director of Engineering.
- 7) Final approval of the Development Permit subject to 'green light' on site profile from MWLAP (Ministry of Water, Land & Air Protection).
- 8) Final plans to be in accordance with plans identified above with responses to comments from staff and Council to the satisfaction of the Director of Planning & Development.
- 9) Referral to the Advisory Design Panel for its review.

SMALL LOT HOUSE PROGRAM

03/321

Committee received a memorandum dated April 7, 2003 from the Manager, Planning Division advising that, on September 12, 2002, Council adopted the *Small Lot House Rezoning Policy* and the *Small Lot House Design Guidelines* and instructed staff to proceed with zoning changes to the R1-S1, R1-S2, R-J and R-K zones. The report outlined the amendments to the *Zoning Regulation Bylaw* and advised that they are ready to proceed to a public hearing.

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

- 1) The completed versions of the *Small Lot House Rezoning Policy* and the *Small Lot House Design Guidelines* be received for information.
- 2) The *Zoning Bylaw* amendments, as appended to the report dated April 7, 2003 from the Manager, Planning Division, proceed to public hearing.

COMPLIANCE WITH CITY BYLAWS
120 KINGSTON STREET

03/320

Committee of the Whole, at its meeting on March 27, 2003, requested information on the following concerns regarding the timeshare building at 120 Kingston Street:

- bright lights around the building and in the pool area after 10:00 p.m.
- rules regarding the use of barbecues.
- design changes made to the building after Council's approval.

Committee received a memorandum dated April 11, 2003 from the Director, Planning & Development addressing each concern and advising that the building is in compliance with all city bylaws and approvals. However, the Bylaw Enforcement Division continues to receive complaints from the public that the exterior lighting constitutes a public nuisance.

Councillor Fleming requested that current information on this issue be forwarded to the James Bay Neighbourhood Environment Association.

Councillor Savoie requested a staff report on the possibility of developing a special lighting bylaw that would set maximum illumination limits or require that lighting be directed onto a subject lot.

ACTION: Councillor Fortin moved that the report dated April 11, 2003 from the Director, Planning & Development, regarding the timeshare building at 120 Kingston Street, be received for information.

INSPECTION FEES FOR "THE CRIDGE
CENTRE FOR THE FAMILY"

03/319

Committee of the Whole, at its meeting on April 3, 2003, received a letter dated April 1, 2003 from the Cridge Centre for the Family requesting that the City waive connection fees, building permit fees, and development cost charges for its new child care centre. The request was referred to staff for review.

Committee received a memorandum dated April 8, 2003 from the Chief Building Inspector advising that permit fees will be approximately \$30,000 and other fees, estimated by the project architect, will be approximately \$70,000. Neither the Planning & Development Department nor the Engineering Department has the authority to waive the fees.

ACTION: Councillor Holland moved that the request from the Cridge Centre for the Family regarding the development fees for its new child care centre, be referred to the Finance and Human Resources Committee for its review.

ENGINEERING

SAFE ROUTES TO SCHOOL

03/318

Committee received a memorandum dated April 11, 2003 from the Cycling Advisory Committee stating that, at its meeting on March 25, 2003, they discussed safe routes to schools in relation to proposed school closures in School District #61. This will result in the relocation of many students, and it is felt that safe cycling routes should be identified.

ACTION: Councillor Savoie moved that it be recommended to Council that the following motion from the Cycling Advisory Committee be endorsed:
“That Council write to School District #61 and recommend they work with the Cycling Advisory Committee and the Advisory Transportation Committee to plan the best cycling and walking routes to school, particularly in the face of potential school closures.”

NATIONAL PUBLIC WORKS WEEK GARBALLY YARD OPEN HOUSE

03/317

Committee received a memorandum dated April 9, 2003 from the Manager, Streets Division advising that May 18 to 24, 2003 is being celebrated across Canada and the USA as National Public Works Week. The City of Victoria will participate in this event by hosting a Public Works Open House at Garbally Yard on May 21, 2003. This year's theme is “The Strength of Public Works”, and City staff will display twenty exhibits reflecting the theme to groups of students and Senior Citizens groups.

ACTION: Councillor Holland moved that:

- 1) the report dated April 9, 2003 from the Manager, Streets Division regarding the Garbally Yard Open House on May 21, 2003 and celebrations for National Public Works Week, be received for information.
- 2) Members of Council be encouraged to accept an invitation to attend the Open House and lunch on that date.

PARKS

WEST NILE VIRUS

03/316

Committee received a memorandum dated March 31, 2003 from the Integrated Pest Management (IPM) Coordinator regarding the possibility of the West Nile virus being present in British Columbia this summer. The report described transmission of the virus, symptoms of the disease, and preparations for a potential outbreak.

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

- 1) Mayor and Council forward a letter to the Vancouver Island Health Authority (VIHA) requesting a committee be organized with representatives from each municipality to develop a coordinated action plan with respect to a potential West Nile virus outbreak, and requesting that VIHA apply for a blanket permit from the BC Ministry of Water, Land and Air Protection for mosquito abatement to be implemented if warranted.
- 2) Mayor and Council request in writing that VIHA and the Centre for Disease Control include Victoria in their mosquito surveillance detection program.

TENDER #03-009
ASPHALT PAVING WORKS

03/315

Committee received a memorandum dated April 11, 2003 from the Senior Buyer advising that Tender #03-009 for Asphalt Paving Works was advertised, four packages were issued, and three responses received. A staff committee conducted an evaluation of the tender.

ACTION: Councillor Fleming moved that it be recommended to Council that Tender #03-009 – Asphalt Paving Works be awarded to Island Asphalt Ltd. on the basis of being the best overall value to the City at a total estimated contract price of \$336,589.10. The tender has a 1 year extension option, allowing for a maximum 2 year award.

PARKING METERED ZONES

03/314

Committee received a memorandum dated April 11, 2003 from the Manager, Parking Services regarding parking meters. In December 2001 all the City's 60-minute mechanical meters were changed to 90-minute electronic meters. At that time prepaid parking cards were introduced, and a five-minute grace period was allowed on each electronic meter. The 458 two-hour mechanical meters in Zone 2 were left unchanged. The new electronic meters have been very successful, and staff have received numerous request to have them expanded to the two-hour zone.

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

- 1) The City standardize Zones 1 and 2 to 90-minute meters, with the rate of 25 cents for 10 minutes and provide a 5-minute grace period and the parking card option.
- 2) The City purchase 460 electronic parking meters, the same model as currently used.

ADMINISTRATIVE MATTERS

DISPOSITION OF COMMUNICATIONS

03/313

Committee received a memorandum dated April 11, 2003, 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 Savoie moved that the Disposition of Communications dated April 11, 2003 from the Manager, Administration, be received for information and filed.

FCM CONFERENCE

03/312

Committee received a memorandum dated April 17, 2003 from the Office of the City Manager regarding the Federation of Canadian Municipalities (FCM) Conference to be held May 30-June 2, 2003 in Winnipeg.

- ACTION:** Councillor Holland moved that it be recommended to Council that:
- 1) Approval be given to the attendance of Mayor Lowe and Councillors Madoff, Fleming, Savoie and Coleman at the FCM Conference in Winnipeg, May 30-June 2, 2003.
 - 2) Approval be given to funding of approximately \$8,700 to cover related expenses.

DISCOVERY WALK FESTIVAL – VANCOUVER, WASHINGTON

03/311

Committee received a memorandum dated April 17, 2003 from the Office of the City Manager regarding the Annual International Discovery Walk Festival to be held April 25-27, 2003 in Vancouver, Washington. Mayor Lowe is unable to participate and Deputy Mayor Madoff has indicated an interest in attending on the Mayor's behalf.

- ACTION:** Councillor Holland moved that it be recommended to Council that:
- 1) Approval be given to the attendance of Deputy Mayor Madoff at the 7th Annual International Discovery Walk Festival in Vancouver, Washington, April 25-27, 2003.
 - 2) Approval be given to funding of approximately \$700 to cover related expenses.

PROCLAMATION – WORLD UNITY FLAG

03/310

- ACTION:** Councillor Savoie moved that it be recommended to Council that the following proclamation be endorsed:

Whereas communities in nations across the world celebrate "Earth Day" each year on April 22nd; and in 2003 over 5,000 groups in 184 countries will celebrate Earth Day by renewing their public commitment by promoting a healthy environment and a peaceful, just, sustainable world.

Whereas thousands of citizens in Victoria will celebrate Earth Day on the afternoon of Saturday, April 26, 2003 by participating in the annual "Walk for Global Justice" beginning at Centennial Square and concluding on the grounds of the Legislature buildings.

Whereas the World Unity Flag, is a universal flag that represents all cultures of humanity through its symbolic seven rainbow stripes and a NASA photographic representation of Earth surrounded by two circles (white and black) and two intertwined bands of gold and silver. The Unity Flag, neither political nor religious, is a reminder of the inherent Unity, the interconnectedness of All Life.

Whereas the Unity Flag has been adopted as the main symbol of Victoria's 2003 "Walk for Global Justice.

Be It Resolved that the City of Victoria endorse the World Unity Flag and Proclaim its introduction for Earth Day, April 22nd, 2003 and as the official symbol of the Walk for Global Justice, April 26th, 2003.

COUNCILLOR INFORMATION SHARING

MINISTRY OF CHILDREN AND FAMILIES

03/309

Councillor Fortin expressed concern regarding the regionalization of services of the Ministry of Children and Families and the impact this will have on social services in Victoria.

Committee requested that Councillor Fortin make arrangements for the Interim Chief Executive Officer, Ministry of Children and Families, Vancouver Island - Ms. Jane Cowell to attend the April 24th, 2003 Committee of the Whole meeting to discuss the issue.

DOWNTOWN BANNER PROGRAM

03/308

Councillor Madoff and Councillor Thornton-Joe advised that they participated in a review of designs for the Downtown Banner Program, however the panel of judges did not choose a design. Last year's banners will be re-used this summer, and another call for designs will be issued in the fall.

SPCA / COMMUNITY MEETING

03/307

Councillor Savoie outlined a meeting she attended on April 16, 2003 where mediated dialogue took place between the SPCA and members of the community regarding the continuation of noise issues in the neighbourhood. The SPCA will prepare a report for the community on short term and long term plans to mitigate noise concerns.

CRD 2003 PRIORITY ISSUES

03/306

Members of Council each received a request from the Capital Regional District Board Chair to submit priority issues for regional consideration.

Council members outlined their priorities, as follows:

- Regional Affordable Housing Fund
 - *modeled on the Parks Levy*
- Codes of Practices for environmental regulations for business
 - *communication, education*
- Regional Arts & Culture Policy
 - *expand participation (make mandatory) in grants and facilities*

- Implementation of an Economic Development Strategy on a regional basis
- Regional Transportation Governance
- Review (enhancement) of Regional Social Service Grants
- Develop Inflow and Infiltration (I & I) Strategy, Marine Sediment Quality Guidelines (MSQG) and continue work on Storm Water Quality monitoring program.
- Continue to develop more regional educational opportunities (e.g. Low Impact Development Seminar)

WORKSHOP

2003 PLANNING DIVISION WORK PROGRAM

03/305

The Manager, Planning Division presented for Committee's consideration the 2003 Draft Work Program. Work hours are divided approximately as follows: 25% for development of policies and projects, 75% for current applications.

The work program contains policies and projects that:

- a) must be started in 2003
- b) should be started in 2003
- c) may be delayed.

These projects were briefly discussed. Staff suggestions for streamlining planning processes were also reviewed.

Committee requested that a list of planning priorities be prepared and forwarded to the next Committee of the Whole meeting for further consideration.

The meeting adjourned at 12:40 p.m.

Mayor Lowe, Chair