

MINUTES - COMMITTEE OF THE WHOLE

MEETING HELD THURSDAY, SEPTEMBER 18, 2003, AT 9:00 A.M.

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

ABSENT: Councillors Hughes and Madoff

Mr. Joe Martignago, City Manager, attended for the entire meeting and Messrs. Basey, Galavan, Matanowitsch, Scoones, Timms, Wiffen, and Woodland, Ms. Atkinson, Ms. Barlow, Ms. Fowler, Ms. Higgins, Ms. Lowe, Ms. Masters, and Ms. Taylor attended for portions of the meeting.
Recording Secretary: Linda Johnson

MINUTES

ACTION: Councillor Thornton-Joe moved that the minutes of the regular meeting of Committee of the Whole, held September 11, 2003, be adopted, with the following change:

03/643

03/611 Cathedral Hill Precinct Draft Plan

2) The draft plan be referred to the Advisory Planning Commission **and the Heritage Advisory Committee** for comment.

PLANNING & DEVELOPMENT

REZONING APPLICATION #02-22 902/920/926 CALEDONIA AND 1911 QUADRA

03/642

Committee received a memorandum dated September 10, 2003 from the Planning Division regarding Rezoning #02-22 involving three lots: the existing commercial/residential building at 1911 Quadra Street; 902 Caledonia Street, zoned C-1; and two adjacent residential lots at 920 and 928 Caledonia Street. The proposal is to maintain the existing building as rental units with a commercial component under one strata title lot, and construct 24 strata 'garden courtyard' units tied into the existing building and on the adjacent two lots. As part of the application, the Land Use Contract on the existing building will be discharged and the lots will be consolidated.

ACTION: Councillor Holland moved that it be recommended to Council that Rezoning Application #02-22 for 902/920/926 Caledonia Street and 1911 Quadra Street be forwarded for consideration at a public hearing and that the City Solicitor be instructed to prepare the necessary Zoning Bylaw amendment based on the appended zone outline, subject to:

- 1) The strata titling of the project being considered in parallel with the rezoning application and that the approval be granted following the rezoning of the property subject to all applicable regulations.
- 2) A covenant being placed on the rental strata at 1911 Quadra Street and 902 Caledonia Street restricting further strata titling and ensuring they will remain as rental units in perpetuity.
- 3) The proposed boulevard treatments being secured prior to the issuance of an Occupancy Permit in a form satisfactory to the Director of Planning & Development.
- 4) The properties being placed within DPA 8, Harris Green and North Park, and the development being reviewed by the Advisory Design Panel and the Advisory Planning Commission.
- 5) The Land Use Contract on 1911 Quadra Street and 902 Caledonia Street being removed in conjunction with the rezoning.

COMMERCIAL USE OF PUBLIC SPACE

03/641

Committee received a memorandum dated September 12, 2003 from the Bylaw Officer providing a summary of the non-statutory public hearing on the commercial use of public space held August 28, 2003. Most presenters supported the concepts of fairness and accessibility, and understood the City's need to obtain fair market value for public space. Concern was expressed that moving to an auction or lottery system could result in the displacement of experienced operators, the licensing of unqualified operators, and possible negative effects for the tourism industry. Staff is working to develop a regulatory system that balances the interests of present operators, potential operators, and the general public.

ACTION:

Councillor Thornton-Joe moved that it be recommended to Council that:

- 1) The following framework for a regulatory system for the commercial use of public space be endorsed:
 - a) That all licenses for the commercial use of public space be awarded on the basis of a Request for Proposals (RFP) system.
 - b) That selection criteria be objective and include factors deemed appropriate by Council from time to time.
 - c) That multi-year license periods be established for each sector (food vending, pedicabs, horsedrawn carriages, and tour buses).
 - d) That license fees and fees for occupancy of public space be separate and distinct.
 - e) That fair market values for both licenses and occupancy of public space be established after consultation with qualified professionals.
- 2) Staff be directed to bring forward a more detailed report together with the necessary bylaw amendments as soon as possible.
- 3) The report be distributed to the Advisory Transportation Committee, Downtown Advisory Committee, Provincial Capital Commission, Greater Victoria Harbour Authority, and Tourism Victoria.

ENGINEERING

PARKING ON 2600/2700 BLOCK – FERNWOOD ROAD

03/640

Committee received a memorandum dated September 12, 2003 from the Transportation Division regarding a request received from the residents of the 2600 and 2700 blocks of Fernwood Road to permit daytime parking on both sides of the street. Staff have reviewed the request and support it.

ACTION: Councillor Fortin moved that it be recommended to Council that the traffic order to permit daytime parking on both sides of Fernwood Road in the 2600 and 2700 blocks, as attached to the report dated September 12, 2003 from the Transportation Division, be approved.

PARKS

HMCS GALIANO COMMEMORATION SERVICE AT ROSS BAY CEMETERY

03/639

Committee received a memorandum dated September 9, 2003 from the Manager, Parks Division advising that the Naval Officers' Association of Vancouver Island has applied for permission to hold a commemoration service at the HMCS Galiano Cairn in Ross Bay Cemetery on October 30th, 2003, between 11:00 a.m. and 12:00 p.m. The service will mark the 85th anniversary of the loss of HMCS Galiano, the only Royal Canadian Navy ship lost during the First World War.

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

- 1) The non-complying activities for the commemoration service at the HMCS Galiano Cairn in Ross Bay Cemetery on October 30, 2003, as outlined in the report dated September 9, 2003 from the Manager, Parks Division, be approved.
- 2) The applicant be required to obtain a Park permit and abide by all rules and regulations.

GUIDELINES FOR NEW SPECIAL EVENTS

03/638

Committee received a memorandum dated September 15, 2003 from the Downtown Coordinator regarding the proposed *Guidelines for New Special Events*, recently developed by staff. The report discussed the approximately 150 special events held each year on the streets, sidewalks and other public spaces in the City of Victoria. These events are primarily concentrated in a small number of locations and the cumulative impact on nearby residents, businesses and the transportation system is significant. The most popular and heavily used areas are Dallas Road and the Inner Harbour / Legislative Precinct. These areas are the first choice of groups proposing new events because of their high visibility and large number of potential customers or spectators. The City provides services at no cost to community events held by non-profit groups, however the budget for these services is now at maximum capacity and the ability to provide services for new events is limited.

ACTION: Councillor Coleman moved that it be recommended to Council that the *Guidelines for New Special Events*, as attached to the report dated September 15, 2003 from the Downtown Coordinator, be adopted.

ADMINISTRATIVE MATTERS

UBCM CONFERENCE

03/637

Committee received a memorandum dated September 16, 2003 from the Office of the City Manager regarding the attendance of City representatives at the 2003 Union of BC Municipalities (UBCM) Conference.

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

- 1) The attendance of Mayor Lowe and Councillors Coleman, Fleming and Holland, at the UBCM Conference in Vancouver, September 23 to 26, 2003, be approved.
- 2) Funding of approximately \$6,523.44 to cover related expenses, be approved.

DISPOSITION OF COMMUNICATIONS

03/636

Committee received a memorandum dated September 15, 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 September 15, 2003 from the Manager, Administration, be received for information and filed.

PROCLAMATIONS

03/635

ACTION: Councillor Savoie moved that the following proclamations be approved and forwarded to the appropriate Council meeting:

<i>British Columbia Rivers Day</i>	<i>September 28, 2003</i>
<i>Mahatma Gandhi Day</i>	<i>October 2, 2003</i>
<i>World Teachers' Day</i>	<i>October 5, 2003</i>
<i>International Car Free Day</i>	<i>September 22, 2003</i>
<i>Seniors' Week</i>	<i>October 1-7, 2003</i>
<i>Breastfeeding Week</i>	<i>October 1-7, 2003</i>

**CREST ANNUAL GENERAL MEETING
RESOLUTIONS**

03/634

Committee received a memorandum dated August 1, 2003 from the General Manager, Capital Region Emergency Services Telecommunications (CREST), advising of resolutions to be considered by local government members prior to the Annual General Meeting on October 8, 2003.

- ACTION:** Councillor Fortin moved that it be recommended to Council that the City of Victoria:
- 1) Receives and approves the 2003 CREST Directors Report.
 - 2) Receives and approves the December 31, 2002 Audited Financial Statements.
 - 3) Approves the re-appointment of KPMG, Chartered Accountants as CREST Auditors.
 - 4) Approves the CREST Special Resolution to amend Section 4.5 of the CREST Company Articles as proposed.

COUNCILLOR INQUIRIES

**REQUEST FOR UPDATE
MULTIPURPOSE FACILITY**

03/633

Councillor Fleming requested that the Project Manager provide an update on the Multipurpose Facility project.

In addition, he referred to the application that was considered by the Advisory Design Panel (ADP) in June 2003. At that time the application was incomplete, and Councillor Fleming asked when the completed application will be returned to the ADP for further review.

VISIONS VICTORIA CONFERENCE

03/632

Councillor Savoie referred to the minutes of a recent Downtown Advisory Committee meeting that mentioned provincial funding for a Visions Victoria Conference. She assumed this was the same conference considered by Committee on September 11, 2003, and wondered why information on provincial funding had not been presented at that time. Councillor Savoie was advised that there are two separate conferences, "Visions Victoria" and "Downtown Victoria 2020". Provincial funding has only been secured for the first conference, which is unrelated to the conference for which the City is providing some assistance.

HMCS VICTORIA

03/631

Councillor Holland discussed the welcoming ceremony for the submarine HMCS Victoria held on September 17, 2003. She thanked Mayor Lowe for the comments he made while presenting a 'Richard Hunt' carved mask to the officers and crew of the submarine.

CLOSED MEETING - 10:30 A.M.

Councillor Fortin 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.

**POINT HOPE SHIPYARD
ASSIGNMENT OF LEASE**

03/630

Committee received a memorandum dated September 11, 2003 from the Property Manager regarding assignment of the existing lease with Point Hope Shipyards.

654900 BC Ltd., a company owned by Mr. Ian Maxwell, has purchased the assets of Point Hope Shipyards. Mr. Maxwell was present to discuss with Committee his business plan and vision for the property. He advised that most of the infrastructure and many of the buildings on the site are derelict or obsolete. Mr. Maxwell discussed preliminary environmental remediation plans. He advised that it is the intention of 654900 BC Ltd. to operate the site under the present uses set out in the Lease and confirmed his understanding that any change in use would require Council's approval.

ACTION: Councillor Holland moved that it be recommended to Council that consent be given to the assignment of the Point Hope Shipyards lease to 654900 BC Ltd. in a form satisfactory to the City Solicitor, effective October 1, 2003.

The closed meeting adjourned at 11:15 a.m. and the open public meeting reconvened.

**VICTORIA FIRE DEPARTMENT / EMERGENCY SOCIAL SERVICES PROGRAM
INTERIOR BC FOREST FIRES**

03/629

Neil Aldous, Victoria Fire Department, and Rob Johns, Emergency Social Services (ESS) Program outlined the City's assistance to the communities in interior BC during recent forest fires.

The fire department provided an engine and crew August 22 – 26, 2003; and a tanker truck, command car, and crew September 4 – 8, 2003. The ESS team included 7 volunteers and provided assistance for 19 days.

Mr. Aldous and Mr. Johns described the work their crews performed, the impact these massive fires had on them personally, and the experience gained through this work that will enhance the City's ability to deal with disasters.

The meeting adjourned at 11:55 a.m.

Mayor Lowe, Chair