

MINUTES - COMMITTEE OF THE WHOLE

MEETING HELD THURSDAY, NOVEMBER 13, 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, Dowdall, Lam, Woodland, Ms. Atkinson, Ms. Higgins, Ms. Price-Douglas, Ms. Ramsay, Ms. Taylor, Ms. Zink attended for portions of the meeting.

Recording Secretary: Linda Johnson

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 9:05 a.m.

PLANNING & DEVELOPMENT

DEVELOPMENT PERMIT APPLICATION #03-42 **105/109 WILSON STREET**

03/766

Committee received a memorandum dated November 6, 2003 from the Head, Urban Design regarding Development Permit Application #03-42 for 105/109 Wilson Street. The applicant has requested an amendment to the current Development Permit #02-35B to allow implementation of the proposed development in 2 phases. Phase 1 includes the building with 51 residential units at 109 Wilson Street and all the underground parking towards Wilson Street. The area above the parkade roof slab, where the Phase 2 building with 32 units has yet to be developed, is to be landscaped as lawn.

- ACTION:** Councillor Thornton-Joe moved that it be recommended to Council that a Development Permit be issued in accordance with:
- 1) Plans stamped "Development Permit Application #03-42" dated October 29, 2003 for Phase 1, and dated October 22, 2003 for the overall development.
 - 2) Development meeting all bylaw requirements with the following variances:

Section 10.43.3(1)	Setback (south) from property line to balcony, relaxed from 4m to 3.1m
Section 10.43.3(2)	Setback (south) from property line to building, relaxed from 5m to 3.1m
Section 10.43.4	Relaxation of parking requirement from 1.4 stalls per dwelling unit to: <ol style="list-style-type: none">a) 0.75 stall per studio unitb) 1.0 stall per one bedroom unit and for one bedroom plus den unitc) 1.4 stalls per two bedroom unit and for two bedroom plus den unit
Section 10.12.8	West side yard setback to the park relaxed from 4.0m to 3.0m
 - 3) Covenant to be registered to the effect that the occupancy permit for the Phase 1 building at 109 Wilson Street will not be issued prior to building

permit approval and construction commencement of the Phase 2 building at 105 Wilson Street.

- 4) Security to ensure completion of Phase 1 landscaping as proposed to the satisfaction of the Director of Planning & Development.
- 5) Final plans to be in accordance with plans identified above to the satisfaction of the Director of Planning & Development.
- 6) Removal of the large pile of soil on the adjacent city-owned property.
- 7) Receipt of a report providing a clear characterization of the rental suites planned for the project.

Councillor Madoff returned to the meeting at 9:35 a.m.

SPECIAL PROJECT GRANTS
FALL 2003 INTAKE FUNDING RECOMMENDATIONS

03/765

Committee received a memorandum dated November 13, 2003 from the Community Development Planner providing a summary of Special Project Grant applications for the Fall 2003 intake, and making funding recommendations for consideration by Council. 17 grant applications were received, with a total amount requested of \$80,498.

Of the \$80,450 in this grant budget, there is \$48,200 available for project funding in this final cycle. The projects were innovative and of very high quality. Applications recommended for funding met at least one of the focus areas and those of particular merit were recommended for full funding.

ACTION: Councillor Fortin moved that it be recommended to Council that the following Special Project Grants, totaling \$48, 298, be approved:

APPLICANT	AMOUNT APPROVED
AIDS Vancouver Island - <i>AVI Community Beautification Project</i>	\$ 4,998
Capital Region Race Relations Association - <i>The Victoria Race Relations Consultation Project</i>	2,800
Centre for Integral Economics - <i>Victoria Greenhouse Gas Reduction Tax Shift Project</i>	3,000
Fairfield Community Association - <i>Coordinated Emergency Plan</i>	1,100
Society of Living Intravenous Drug Users - <i>Peer-based Intravenous Drug User Outreach Services</i>	2,800
Victoria AIDS Resource & Community Service Society - <i>Mobile Needle Exchange</i>	5,000
Victoria Peace Centre - <i>Peace, Earth Justice Web Archives Project</i>	Decline
Victoria Target Theatre - <i>"Can't You Hear Me?"</i>	3,000
Ballet Victoria Society - <i>Peter Pan Ballet</i>	3,400
Bridges for Women Society - <i>Bridges for Women Enterprises – Handbook 6 Project</i>	3,700
CineVic Society of Independent Filmmakers - <i>DisCinamate</i>	Decline

The Salvation Army Community & Family Services - <i>Job Club / Computer Training</i>	Decline
All About Canada Foundation (City Green) - <i>Passion for Action Climate Change Challenge</i>	3,500
Capital Bike and Walk Society - <i>Bicycle and Pedestrian Audit and Review</i>	3,500
Victoria Car Share Cooperative - <i>Neighbourhood Car Sharing Initiative</i>	3,000
Tactile Colour Communication Society - <i>Printing Tactile Maps of Beacon Hill Park</i>	4,500

Councillor Fortin advised that he is employed by the applicant for the next grant, and because of this conflict of interest he left the meeting at 10:12 a.m.

ACTION: Councillor Savoie moved that it be recommended to Council that the following Special Project Grant, be approved:

APPLICANT	AMOUNT APPROVED
Burnside Gorge Community Association - <i>Community Safety Strategy</i>	4,000

Councillor Fortin returned to the meeting at 10:13 a.m.

UPDATE ON OUTDOOR COMMUNITY MARKETS

03/764

Committee received a memorandum dated November 6, 2003 from the Community Development Planner advising that, in response to a request from Council, staff has prepared an assessment of all community markets in the City, including a review of a proposed market at Ship's Point.

A survey of the organizations and market operators was undertaken and staff has concluded that the City is currently well served by the present number of markets, and there is not a need for an additional market at Ship's Point in the Inner Harbour.

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

- 1) The City continue to support the existing six outdoor public markets at their present locations.
- 2) Additional outdoor markets be considered if they are specialized in nature and are a result of a community initiative with demonstrated support.

FINANCE

BUDGET STATUS REPORT

03/763

Committee received a memorandum dated October 30, 2003 from the Comptroller advising that a budget review is undertaken periodically in order to highlight any variances and recommend necessary adjustments. The report recommended changes in the amount of \$215,741 that will reduce the balance in the contingency account to \$2,200,863.

- ACTION:** Councillor Fleming moved that it be recommended to Council that:
- 1) the Budget Status Report dated October 30, 2003 from the Comptroller, be received for information.
 - 2) Adjustments to the budget bylaw and transfers from contingencies, as outlined in the report, be approved.

ADMINISTRATIVE MATTERS

LIBRARY OPERATING AGREEMENT

03/762

Committee received a letter dated November 4, 2003 from the Chair, Greater Victoria Public Library Board regarding extension of the current Library Operating Agreement, which expires December 31, 2003.

- ACTION:** Councillor Holland moved that it be recommended to Council that:
- 1) The following recommendation from the Greater Victoria Public Library Board, be endorsed:
"That no changes be made to the current Library Operating Agreement due to extenuating circumstances of the lawsuit and the possible move of the Central Library and that it be extended without prejudice for two years."
 - 2) The Mayor and Corporate Administrator be authorized to execute the Addendum to the Library Operating Agreement dated January 1, 1999, as attached to the letter dated November 4, 2003 from the Chair, Greater Victoria Library Board.

DISPOSITION OF COMMUNICATIONS

03/761

Committee received a memorandum dated November 7, 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 November 7, 2003 from the Manager, Administration, be received for information and filed.

PROCLAMATIONS

03/760

- ACTION:** Councillor Holland moved that the following proclamations be approved and forwarded to the appropriate Council meeting:
- | | |
|------------------------------|--------------------------|
| <i>Child Day</i> | <i>November 20, 2003</i> |
| <i>Christmas Seals Month</i> | <i>December, 2003</i> |

COUNCILLOR INQUIRIES

CRD SEWER BYLAW AMENDMENTS

03/759

Councillor Savoie advised that amendments have been made to the Capital Regional District (CRD) Storm Water Bylaw to include new codes of practice for laboratories and recreation facilities and amendments to existing codes of practice.

She requested that staff review the CRD amendments and prepare the necessary amendments to the City's Storm Water Bylaw (01-154).

SIGNIFICANT PROJECTS STREAMLINING ACT

03/758

Councillor Savoie requested that Mayor Lowe write to the provincial government requesting that local government be removed from Bill 75 – Significant Projects Streamlining Act.

COUNCILLOR INFORMATION SHARING

HARBOUR INFORMATION

03/757

Councillor Holland advised that a recent report from Victoria A.M. includes information from Cruise Ship exit surveys.

She also reported that the Greater Victoria Harbour Authority has held its first Annual General Meeting, and she will provide information from that meeting in the near future.

DOWNTOWN 2020

03/756

Councillor Madoff reminded Councillors of the Downtown 2020 Conference being held November 17 & 18, 2003.

REGIONAL HOUSING AFFORDABILITY FORUM

03/755

Mayor Lowe reminded Councillors of the CRD Forum to discuss Housing Affordability on November 26, 2003 at Saanich Municipal Hall, 6:30 – 9:30 p.m.

APPOINTMENT OF CRD DIRECTORS

03/754

The following members of Council had expressed interest in being appointed to the Capital Regional District Board for the 2004 term: Mayor Lowe, Councillor Coleman, Councillor Fleming, and Councillor Savoie.

They were each given an opportunity to address Committee. Voting followed by secret ballot. The Corporate Administrator counted the ballots and advised Committee of the results.

Committee of the Whole

Minutes – November 6, 2003

ACTION: Councillor Hughes moved that it be recommended to Council that the following members of Council be appointed to the Capital Regional District Board for 2004:

Mayor Lowe	Alternate – Councillor Coleman
Councillor Fleming	Alternate – Councillor Fortin
Councillor Savoie	Alternate – Councillor Madoff

Mayor Lowe advised that he will contact the CRD to discuss the possibility of having a “pool” of City of Victoria Councillors act as Alternate CRD Directors.

**CITY REPRESENTATIVES TO CRD
ON MUNICIPAL BALLOT**

03/753

Councillor Savoie advised that she will be presenting a motion to the next Committee of the Whole meeting regarding a proposal to include an election of City representatives to the Capital Regional District Board with the next municipal election of Mayor and Councillors.

CLOSED MEETING - 11:00 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.

**THE OWNERS, STRATA PLAN VIS69
v. CITY OF VICTORIA**

03/752

Committee received a memorandum dated November 6, 2003 from the City Solicitor regarding a Supreme Court action, The Owners, Strata Plan VIS69 v. City of Victoria.

ACTION: Councillor Coleman moved that it be recommended to Council that the settlement amount set out in the City Solicitor’s report of November 6, 2003, be approved.

LEAVE TO APPEAL – PNI

03/751

The City Solicitor advised that the Supreme Court of Canada has granted a Leave to Appeal in the matter of Pacific National Investments v. City of Victoria.

**PERSONNEL – COUNCIL / STAFF
COMMUNICATIONS**

03/750

Councillor Fortin referred to discussions on corporate communication that took place during the recent Strategic Planning session with Council and senior staff. He stressed the importance of this issue, and requested an update on the development of policy and guidelines.

The City Manager advised that staff will begin work on a communication strategy immediately.

STRATEGIC PLANNING – DECISIONS

03/749

Councillor Fortin asked when information regarding decisions made at the recent Strategic Planning session would be available to the public.

The Coordinator, Corporate Communications advised that a brochure is being developed, outlining Council's decisions. Another meeting between staff and Council is required to finalize the content.

The meeting adjourned at 11:15 a.m.

Mayor Lowe, Chair