

MINUTES OF THE COMMITTEE OF THE WHOLE MEETING
HELD THURSDAY, MAY 17, 2007, 9:00 a.m.

Committee Members Present: Mayor Lowe in the Chair, Councillors Chandler, Coleman, Holland, Hughes, Madoff, Thornton-Joe and Young.

Absent: Councillor Fortin.

Staff Present: P. Ballantyne – City Manager; R. Woodland - Corporate Administrator; C. Havelka - Recording Secretary.

Staff Present for a Portion of the Meeting: P. O'Reilly – Director of Engineering; D. Day – Director of Planning & Development; D. Atkinson – Director of Parks, Recreation & Community Development; P. Sparanese – Deputy Director of Engineering; S. Barber – Senior Heritage Planner; M. Leskiw – Manager, Parks; W. Zink – Manager, Social Planning & Housing; B. Dellebuur – Transportation; B. Sikstrom – Senior Planner; M. Gorman – IPM Coordinator; M. Lam – Head, Urban Design; I. Husu – Acting Manager, Parking Services; V. Van den Boomen – Manager, Parking Services; S. Masters – Manager of Protocol and Administration; Sgt. Simpson – Police; S. Schopp – Manager, Development & Regulatory Services.

1. CALL TO ORDER

The Chair called the meeting to order at 9:01 a.m.

2. APPROVAL OF AGENDA

The Chair outlined the following changes to the May 17, 2007 Committee of the Whole agenda:

- Address Change for item # 4
- Item # 10 withdrawn
- Addition of Closed Item # 20
- Councillor Inquiries / Information Sharing:
 - a) Councillor Thornton-Joe – one sharing

Action: Councillor Hughes moved that the Agenda of the May 17, 2007 Committee of the Whole meeting be approved as amended.

CARRIED 07/290

3. ADOPTION OF MINUTES

3.1 May 3, 2007 Committee of the Whole Minutes

Action: Councillor Holland moved that the minutes of the Committee of the Whole meeting held May 3, 2007 be adopted.

CARRIED 07/289

Councillor Fortin joined the meeting at 9:05 a.m.

4. CLOSED MEETING at 9:05 a.m.

Committee Members Present: Mayor Lowe in the Chair, Councillors Chandler, Coleman, Fortin, Holland, Hughes, Madoff, Thornton-Joe and Young.

Staff Present: P. Ballantyne – City Manager; R. Woodland – Corporate Administrator; C. Havelka - Recording Secretary.

Staff Present for a Portion of the Meeting: D. Atkinson – Director of Parks, Recreation and Community Development; M. Mathews – Operations Manager, Parks; G. Smith – Supervisor of Parks Operation; M. Gorman – IPM Coordinator; M. Leskiw – Manager, Parks.

Action: Councillor Hughes moved that Committee of the Whole convene a Closed meeting that excludes the public under Section 11(6) of the Council Bylaw for the reason that the following agenda items deal with matters specified in Section 11(3) and/or (4) of the Council Bylaw.

CARRIED 07/288

5. Land

Committee received information from Parks with respect to the impact of a proposed Bylaw on City lands.

6. OPEN MEETING CALLED TO ORDER AT 9:21 A.M.

7. DEVELOPMENT SERVICES

7.1 Development Permit # 000087 for 747 Fort Street

Committee received a report dated May 8, 2007 from Development Services with respect to Development Permit # 000087 for 747 Fort Street. This application is for an addition and improvements to the public lobby of the existing office building at 747 Fort Street. Currently, it is the location of an exterior staircase in an opening that connects the basement to the Fort Street level. The proposal is to enclose that open ground level space with a new floor, glazed walls and a new roof, and turn it into a more generous lobby that connects to the original elevator

waiting area. These improvements would provide a comfortable waiting area for the increased pedestrian traffic and demand for services offered in the office building such as the passport issuance. As part of the proposal, an enclosed but smaller staircase is provided further along the existing walkway at the southern end of the addition.

Two substantial corner columns finished in granite are proposed on the eastern and western ends of the new glazed lobby. While the eastern column serves as a signage panel that also contains the existing gas meters, sprinkler stand pipes, and the ventilation tube, it results in a potential blind spot for pedestrians and is not consistent with the objective of creating a comfortable and welcoming entry into to the existing walkway. The objective is demonstrated by the splayed and transparent corners of the existing building at ground level.

As this Development Permit application does not include any variances, there is no requirement for notification, sign posting and a hearing.

Committee members expressed concerns with respect to the proposed design for the existing walkway. The present walkway is inviting because of high visibility. Committee requested further design review to address the corner treatment leading into the walkway. Staff advised that changes will be made to the satisfaction of the Director of Planning & Development.

Action: Councillor Holland moved that Council authorize the issuance of a Development Permit in accordance with:

1. Plans stamped "Development Permit # 000087" dated April 23, 2007.
2. Development meeting all bylaw requirements.
3. The applicant to incorporate into the proposal design amendments to create a more welcoming entrance to the existing walkway and eliminate the pedestrian blind spot.
4. Final plans to be in accordance with plans identified above with the incorporation of condition # 3 above to the satisfaction of the Director of Planning and Development.

CARRIED 07/287

7.2 Development Permit # 000085 for 1419 Mallek Crescent

Committee received a report dated May 8, 2007 from Development Services with respect to Development Permit # 000085 for 1419 Mallek Crescent. The applicant is proposing to construct one of the two Seniors Supportive Residences (Phase 2) at Kiwanis Village. As the original approved Development Permit was for the construction of two residences together (Phase 2 and Phase 3), an amendment to the permit will be required.

The amended proposal is to construct the two-storey building accommodating fifteen supportive living units in the southern portion of the area just west of the Phase 1 rental apartment complex (fifty units) completed in 2001. Included in this Phase 2 proposal is an east/west footpath that was designed to run between the two buildings (Phase 2 and 3) linking the vehicular access lane on the west

through the central roundabout to the Phase 1 building to the east. The existing surface parking provided around the perimeter of the combined Phase 2 and Phase 3 site remains unchanged. While the proposed landscaping is part of the proposed Phase 2 development, the existing grassed area for the future Phase 3 building is to remain. The design of the proposed Phase 2 building remains unchanged as previously approved.

As this Development Permit application does not include any variances, it is not subject to a notification requirement and a hearing.

- Action:** Councillor Holland moved that Council authorizes the issuance of a Development Permit as an amendment to the previously approved Development Permit # 000029 in accordance with:
1. Plans stamped "Development Permit No. 000085" dated May 1, 2007.
 2. Development meeting all bylaw requirements.
 3. Final plans to be in accordance with plans identified above to the satisfaction of the Director of Planning and Development.

CARRIED 07/286

7.3 Owner Request for Heritage Designation # 000046 for 2201 Vancouver Street

Committee received a report dated May 7, 2007 from Development Services with respect to an Owner Request for Heritage Designation for 2201 Vancouver Street. This is for an existing 1911 Arts and Crafts-style house, and selected interior features, as a municipal heritage site. The house is on the Heritage Registry and is located in the North Park neighbourhood.

- Action:** Councillor Thornton-Joe moved that, whereas the house at 2201 Vancouver Street is of heritage significance, City Council designate the house and garage as a municipal heritage site, including the following interior features:
- Main floor living room and dining room, including fireplaces, wall wainscoting, and ceiling beams.
 - Second floor fireplace.

CARRIED 07/285

7.4 Heritage Alteration Permit # 00058 for 1524 Shasta Place

Committee received a report dated May 7, 2007 from Development Services with respect to Heritage Alteration Permit # 00058 for 1524 Shasta Place. This application is to construct new roof dormers, windows, and a recessed balcony on the north and south roof slopes of the existing heritage-designated house at 1524 Shasta Place. The application was reviewed by the Heritage Advisory Committee at its meeting of April 24, 2007 and was recommended for approval. A Public Hearing is not required.

Action: Councillor Thornton-Joe moved that pursuant to Heritage Designation Bylaw No. 444, City Council authorize the issuance of Heritage Alteration Permit # 00058 in accordance with:

1. Plans dated April 24, 2007.
2. Development meeting all bylaw requirements.
3. Final plans to be in accordance with plans identified above.

CARRIED 07/284

7.5 Advisory Planning Commission Recommendation – Rezoning Application # 00114 for 1620 Blanshard Street

Committee received a report dated May 4, 2007 from Development Services with respect to Advisory Planning Commission Recommendation for Rezoning Application # 00114 for 1620 Blanshard Street. This application is to redevelop the Gold's Gym Building, on the southwest corner of Blanshard and Fisgard Streets plus the lot to the west, for a fifteen-storey office building and ground level retail/restaurant uses. The development would be serviced by 143 underground parking spaces and 42 bicycle spaces.

Rezoning is requested to permit a density increase from 3.0:1 to 7.6:1 floor space ratio, an increase in maximum height from 43m to 58m and for massing of upper portions of the building facades and the side yard configuration.

The Advisory Planning Commission, at its meeting of May 1, 2007, reviewed the proposal and made the following recommendation:

“The Advisory Planning Commission accept the application as presented.”

*Carried
One voted against the motion*

Councillor Chandler noted it would be helpful to include Committee minutes with the recommendations.

Action: Councillor Holland moved that this report be received for information.

CARRIED 07/283

7.6 Advisory Planning Commission – Motions (2)

Committee received two Advisory Planning Commission Motions dated May 4, 2007 from Development Services. At the meeting dated May 4, 2007, the following motions were made:

“That the Advisory Planning Commission recommend to Council that the City form a task force or working group to study how urban agriculture can be enhanced and protected through planning and in the context of zoning regulations, planning policies and the taxation regime.”

Carried Unanimously

and

“Recommendation to Council to consider introducing an anti-demolition bylaw to restrict demolition of residential rental buildings”.

*Carried
5 voted in favour
3 opposed*

Action: Councillor Holland moved that the motions from the May 4, 2007 Advisory Planning Commission meeting be received for information.

CARRIED 07/282

Councillor Chandler withdrew from Council Chambers at 9:26 a.m. as she has a decommissioned secondary suite, which creates a direct pecuniary interest with the following item.

7.7 Special City Council Meeting on Secondary Suites and Next Steps

Committee received a report dated May 8, 2007 from Development Services with respect to the Special City Council Meeting on Secondary Suites and Next Steps. The vast majority of speakers at the Special City Council Meeting on Secondary Suites held on May 3, 2007 spoke in favour of secondary suites. A significant number stated that the City should broaden the regulations further. A variety of opinions were received on the various choices. The most common opinions expressed were:

- Remove the building age requirement for a secondary suite;
- Do not require parking for a secondary suite;
- Consider exterior changes and other ways to provide secondary suites.

The comments received at the meeting and the rationale behind them makes a persuasive case for removing the building age requirement and not requiring an on-site parking space for a secondary suite. While the comments received on removing the exterior change restrictions would add flexibility, the management of these changes would require the preparation of design guidelines and controls by way of development permits. This would require more time and increased staff resources.

Requiring a business licence fee and alternative approaches to bylaw enforcement as suggested by some would raise the risk associated with licensing and bylaw enforcement. A more pro-active approach to bylaw enforcement associated with licensing would also require more resources that would not be fully offset by any reasonable licensing rate.

Any changes to the City's approach to secondary suites will need to be communicated to the public as part of the City's broader housing strategy. The impacts and effectiveness will also need to be monitored.

A Committee member requested that information regarding secondary suites be forwarded to the Advisory Housing Committee (AHC) for review. The City Manager advised that the AHC has been forwarded this information.

A Committee member inquired as to the regulations regarding significant changes or renovations. A staff member advised that these existing regulations are not subject to change and therefore don't appear in this report.

Committee members expressed concerns with respect to design guidelines for additions. AHC comments on design guidelines would help address design issues. Also recognized is the need to move forward with the secondary suite policy. A second phase of this policy addressing design concerns would be a topic for review in eighteen months.

Action: Councillor Fortin moved:

1. That the following R1-B, R1-A and R-2 Zoning Bylaw amendments regarding secondary suites be prepared and forwarded to a Public Hearing to be held on June 14, 2007:

Parking	Remove the parking stall requirement for a secondary suite
Single Family Dwelling Age	Allow secondary suites in single family detached dwellings of any building age.

2. That any impacts of the zoning regulation changes be monitored and staff are to report back to Council within Eighteen Months of adoption of the changes.
3. That no business licence be required for a secondary suite.
4. That Bylaw Enforcement continue consistent with current practices.

CARRIED 07/281

Councillor Chandler returned to the meeting at 9:38 a.m.

8. ENGINEERING

8.1 Downtown Parking Assessment Study

Committee received a report dated May 9, 2007 from Engineering with respect to Downtown Parking Assessment Study. The City of Victoria and the Downtown Victoria Business Association (DVBA) jointly funded an assessment of parking in downtown Victoria. Working with DVBA representatives and staff from Community Planning, Transportation and the Parking Services Divisions, the consultant (Urban Systems) collected and analyzed information related to downtown on-street and off-street parking spaces. They evaluated the amount, type and adequacy of short-term and long-term parking, based on current and anticipated land uses, and City/regional land-use planning/transportation objectives and strategies contained in the *Official Community Plan, Downtown Plan, Integrated Transportation Strategies, the Capital Regional District's (CRD) Regional Growth Strategy* and the

CRD TravelChoices Strategy. The consultant also compared parking supply and demand in Victoria's downtown core to similar municipalities in Canada, evaluated the balance between short-term and long-term parking and reviewed where off-street parking was located to respond to anticipated future land use. Observations included:

- City policy for on-street parking and municipal-owned parkades supports short term parking needs, while still recognizing the need for some longer-term parking in older areas of downtown.
- Parking and pricing strategies should build on the City-endorsed long-term regional transportation strategy.
- The City should place greater emphasis on providing short-term parking.
- As existing parking lot properties are redeveloped, the City should consider opportunities to replace the short-term parking.
- Pricing strategies and technology can encourage greater use of existing off-street parking facilities.
- On-street and off-street parking rates are low compared to private operators and other municipalities.
- While the parking system downtown is financially healthy, increased revenues could be used to support further investments in the parking system.

The City is currently updating its 2002 Parking Strategy. Information from the Downtown Parking Assessment report will be used to develop the new Parking Strategy, as it provides background information, suggestions and opinions that will assist with developing parking management strategies for the downtown area. Similarly, the report findings will be forwarded to staff working on the Downtown Plan review.

Councillor Coleman withdrew from Council Chambers at 10:11 a.m.

Councillor Coleman returned to Council Chambers at 10:13 a.m.

Committee members discussed the following issues:

- Surface parking lots do not promote a healthy downtown core; these sites are better suited for development.
- Staff has addressed the issues of non-compliant surface parking lots over the last five years.
- Revenue from increased parking charges should be put towards alternate transportation systems.
- Review the parking fee structure to charge more for on-street parking than off-street parking.
- Adequate parking for the Disabled. There is a map of disabled parking spots.
- Work towards more inviting parkades.
- Not to over charge for parking which could prevent people and visitors from coming downtown.
- This report is an assessment of the existing inventory and doesn't encompass transportation issues.

Action: Councillor Young moved that this report be received for information and referred to the Downtown Advisory Committee and Advisory Transportation Committee for information and review.

8.2 Request for Cruise Ship Shuttle Bus Service Pick Up and Drop Off Zones

Committee received a report dated May 8, 2007 from Engineering, Advisory Transportation Committee with respect to Request for Cruise Ship Shuttle Bus Service Pick up and Drop off Zones. Gary Gale, General Manager of Cruise Victoria, along with Westcan Terminal and the Greater Victoria Harbour Authority, requested the Advisory Transportation Committee (ATC)'s support for three drop off and pick up locations for a proposed new cruise ship shuttle bus service between Ogden Point and downtown.

Following a discussion on the issue, the use of transit Zones and service to Beacon Hill Park, ATC members made the following motion:

The Advisory Transportation Committee recommends Council endorse the three proposed pick up / drop off locations for Cruise Victoria Services, subject to written BC Transit approval for the use of existing bus zones.

Carried

Cruise Victoria Services will use two bus zones (1000 block Government Street and Erie Street) for drop off only, and will use the Tourist Parking zone on the west side of the 700 block Government Street for passenger pick up.

Committee members discussed the proposed BC Transit zones for this service and agreed that locating a drop off zone for the north end of town was important. Staff advised that they continue to negotiate drop off zones with BC Transit.

Staff advised Committee that this project was initiated by the Greater Victoria Harbour Authority (GVHA) to coordinate services and to allow for better control of relevant issues. Cruise Victoria has consulted with the James Bay Neighbourhood Environment Association and other stakeholders. Consultations have also occurred with pedicab and taxi owners to prevent overlap. The motor coaches are bio-diesel.

Committee members discussed the possibility of a free shuttle as an additional option to be considered by GVHA, the Downtown Victoria Business Association and Tourism Victoria.

Action:

Councillor Young moved that Council:

1. Endorse the Advisory Transportation Committee recommendation for three proposed pickup / drop off locations for Cruise Victoria Service, subject to written BC Transit approval for the use of existing bus zones.
2. That staff work with Cruise Victoria Service to explore options for a drop off location at the north end of downtown.

9. PARKS

9.1 Urban Agriculture – Parks, Recreation & Community Services Advisory Committee Motion

Committee received a report dated May 2, 2007 from Parks, Recreation & Community Services Advisory Committee with respect to Urban Agriculture. At the March 15, 2007 Committee of the Whole meeting a proclamation and motion regarding Urban Agriculture was on the agenda. This topic was discussed at the April 16, 2007 meeting of the Parks, Recreation & Community Services Advisory Committee. Discussions took place about the importance of urban agriculture; initiatives such as community gardens; production of fruits and vegetables; community participation in new plantings and encouraging development of green building policy.

The following motion was passed:

The Parks, Recreation & Community Services Advisory Committee support the proclamation as presented to Council.

Carried

Action: Councillor Thornton-Joe moved that this report be received for information.

CARRIED 07/278

9.2 Pesticide Use Reduction Bylaw and Public Education Program Update

Committee received a report dated May 17, 2007 from Parks with respect to Pesticide Use Reduction Bylaw and Public Education Program Update. The purpose of this report is to provide City Council with an update on the status, timelines and financial implications for implementation of a pesticide use reduction bylaw and associated public education program.

In response to letters sent from the Mayor Office in late 2006, Esquimalt, Oak Bay, View Royal, Saanich, Central Saanich and Metchosin have chosen to participate with the City of Victoria in a CRD–led Pesticide Use Reduction Education Campaign. The development of the research and education elements of this program is underway and will be implemented over the next two years. One of the components targeted for 2007 is a survey to assess current pesticide use by residents and an evaluation of tools to achieve pesticide use reduction. Also being introduced in 2007 is a campaign to reduce pesticide use on lawns. The City's cost to participate in this program is currently estimated at \$20,000 per year.

At this time the City of Victoria is the only municipality proceeding towards the implementation of a pesticide use bylaw. Staff has completed a draft "Pesticide Use Reduction Bylaw" for the City of Victoria for circulation and feedback. Bylaw development, including public consultation, revisions, and readings would be

targeted for completion in 2008. Development of the administration process including record keeping systems for permits and fines, assignment of responsibilities, hiring/training of staff and final adoption of the Pesticide Use Reduction Bylaw would be targeted to take place in 2009. Maintaining the City of Victoria's inventory and infrastructure without pesticides will have financial, aesthetic and stakeholder use impact. Administering and enforcing the bylaw is estimated to cost between \$30,000 and \$220,000 depending upon the level of enforcement and process desired by Council.

Committee members discussed with staff the following issues:

- The changes in the bylaw are now at a consultation and education stage.
- Staff is looking at educational tools to change how the use of pesticides is perceived; communicating the current pesticide usage in the region is one tool to be employed.
- Communicating with stakeholders is important as the public gets information from the retail sector.
- How the City will be impacted in terms of staff hours for monitoring and compliance.
- The possibility of implementing the bylaw at an earlier date.
- The value of collaborating with other municipalities for a better impact.
- Hiring youth as monitors for the program similar to the hiring of youth by the CRD to monitor watering restrictions.
- Targeting a date for the implementation and enforcement of the bylaw.

The Director of Parks, Recreation and Community Development advised Committee that this draft bylaw is being circulated to address relevant issues and determine if the changes are appropriate.

Action:

Councillor Madoff moved that Council directs staff to:

1. Circulate the draft bylaw to the City's Advisory Committees and other stakeholders for review and feedback, and
2. Continue to work with the CRD and other municipalities on the implementation of a Pesticide Use Reduction public education campaign, and
3. Report back to Committee with an implementation date for the Pesticide Use Reduction Bylaw.

CARRIED 07/277

Councillor Coleman withdrew from Council Chambers at 11:13 a.m. as he works in a food primary business, which creates a direct pecuniary interest in this item.

10. CORPORATE AND REGULATORY SERVICES

10.1 Liquor Establishments Extended Hours

Committee received a report dated May 8, 2007 from Corporate and Regulatory Services with respect to Liquor Establishments Extended Hours. The purpose of

this report is to recommend policy options to Council that will guide the City's response to requests for extension of hours for liquor establishments in the City of Victoria.

Under consideration in this report:

- **Liquor-Primary**

Extension of Hours on Sunday – Extension of hours of service for liquor-primary cabarets/clubs on Sunday to 02:00h;

- **Liquor-Primary**

Extension of Hours past 02:00h – Extension of hours of service for liquor-primary cabarets/clubs to 04:00h;

- **Liquor-Primary/Food-Primary**

Extension of Hours on New Year's Eve – Extension of hours of service for all liquor licensees for New Year's Eve;

- **Food Primary**

Extension of Hours – Extension of hours past midnight for food-primary licensees.

A Committee member inquired about the late hours at five food-primary restaurants and was advised by staff that the late hours were secured before local government regulations were introduced. Staff also advised about the regulations around food-primary establishments.

Committee was advised by Sergeant Simpson that the Police approve of all four recommendations.

Committee was advised by Staff that these recommendations will give staff direction with respect to Liquor Licence hours but applications will still come before Council.

Councillor Chandler withdrew from the meeting at 11:22 a.m.

Committee members discussed the hours of closure for the various establishments. It was noted that Vancouver has reconsidered its policy of allowing 04:00h closures by restricting service hours to 03:00h. Reviewing the *good neighbour agreement* and options to help address noise and nuisance issues were discussed.

Action: Councillor Thornton-Joe moved that:

- 1. Liquor-Primary Extension of Hours on Sunday**

That City Council approve extended hours of service until 02:00h on a holiday Monday for liquor-primary establishments and authorize staff to implement this policy by approving multiple dates for each calendar year, through a Temporary Change to a Liquor Licence application; and

- 2. Liquor-Primary Extension of Hours past 02:00h**

That City Council not consider applications for extended hours of sale past 02:00h for any date other than New Year's Eve; and

3. Liquor-Primary and Food-Primary Extension of Hours on New Year's Eve

That City Council approves extended hours of service until 03:00h January 1, for all licensees on the condition that food is available to patrons; and

4. Food-Primary Extension of Hours past Midnight

That Council considers applications for extended hours of service up to, but not past 01:00h, on Friday and Saturday only for all food-primary licensees.

CARRIED 07/276

Councillor Coleman returned to the meeting at 11:25 a.m.

Councillor Chandler returned to the meeting at 11:27 a.m.

11. ADMINISTRATIVE MATTERS

11.1 Disposition of Communications dated May 8, 2007

Action: Councillor Thornton-Joe moved that the Disposition of Communications dated May 8, 2007 from the Manager, Administration, be received for information and filed.

CARRIED 07/275

Councillor Thornton-Joe advised Committee, in reference to item # 10 of the disposition, that staff is working on providing bio-degradable dog excrement bags in City parks.

11.2 Proclamations – “Falun Dafa Month”

Action: Councillor Coleman moved that the month of May 2007, be proclaimed as “Falun Dafa Month” in the City of Victoria, Capital City of the Province of British Columbia.

CARRIED 07/274

12. COUNCILLOR INFORMATION SHARING

12.1 Councillor Thornton-Joe – Walking Tours

Councillor Thornton-Joe shared with Committee the joint initiative between the City of Victoria, the Downtown Victoria Business Association, Tourism Victoria and the Provincial Capital Commission with respect to heritage walking tours. Councillor Thornton-Joe passed out four brochures for the various walks.

13. CLOSED MEETING at 11:25 a.m.

Committee Members Present: Mayor Lowe in the Chair, Councillors Chandler, Coleman, Fortin, Holland, Hughes, Madoff, Thornton-

Joe and Young.

Staff Present:

P. Ballantyne – City Manager; R. Woodland – Corporate Administrator; C. Havelka - Recording Secretary.

Staff Present for a Portion of the Meeting:

D. Atkinson – Director of Parks, Recreation and Community Development; S. Hortsing – Manager, Facilities, Planning & Projects; D. Angrove – Fire Chief; M. Anderson – Chief Fire Prevention Officer; J. Daly, Manager, Research and Design; B. Wiffen – Property Manager; M. Mayhew – Executive Assistant; G. Price-Douglas – Community Development Planner; P. Sparanese – Deputy Director, Engineering.

Action: Councillor Hughes moved that Committee of the Whole convene a Closed meeting that excludes the public under Section 11(6) of the Council Bylaw for the reason that the following agenda items deal with matters specified in Section 11(3) and/or (4) of the Council Bylaw.

CARRIED 07/273

13.1 May 3, 2007 Committee of the Whole Closed Minutes

Action: Councillor Holland moved that the Closed Minutes of the Committee of the Whole meeting held May 3, 2007 be adopted.

CARRIED 07/272

13.2 Land – New Lease – Ferry Dock at 45 Songhees Road

Committee received a report dated May 7, 2007 from Corporate and Regulatory Services with respect to a New Lease for a Ferry Dock at 45 Songhees Road.

Action: Councillor Fortin moved that Council approves a new Lease with Chip Reit No. 40 Holdings Ltd., for the float and gangway at 45 Songhees Road, subject to:

1. Term: 5 years commencing June 1, 2007.
2. Renewal: 2 years.
3. Net Rent: \$5,000/yr, increasing by CPI (all items-Canada) each year.
4. Approval of installation by Navigable Waters (application by City – in progress)
5. Tenant responsible for installation of new float and all repairs and maintenance, including insurance.
6. Permitted uses: temporary moorage only, pick up and drop off of passengers.

CARRIED 07/271

13.3 First Nations Protocol

Committee received a report dated May 7, 2007 from the Mayor's Executive Assistant with respect to First Nations Protocol.

The discussion and resolution were recorded and kept confidential

(Closed Resolution 07/270)

13.4 Land – Redevelopment

Committee received a report dated May 15, 2007 from the City Manager with respect to proposed land redevelopment of City lands.

The discussion and resolution were recorded and kept confidential

(Closed Resolution 07/269)

14. ADJOURNMENT

Action: Councillor Hughes moved that the Committee of the Whole meeting of May 17, 2007 be adjourned at 11:53 a.m.

CARRIED 07/268

Mayor Lowe, Chair