

**MINUTES OF THE COMMITTEE OF THE WHOLE MEETING**  
**HELD THURSDAY, NOVEMBER 1, 2007, 9:00 a.m.**

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

**On Leave:** Councillor Chandler.

**Absent:** Mayor Lowe and Councillor Fortin.

**Staff Present:** M. McCliggott – Assistant City Manager; R. Woodland -Corporate Administrator; C. Havelka - Recording Secretary.

**Staff Present for a Portion of the Meeting:** P. Sparanese – Director of Engineering; B. Warner – Director of Finance; K. Josephson – Manager, Corporate Communications; H. Furtado – Manager, Streets; M. Lam – Senior Urban Design Planner; B. Sikstrom, Senior Planner; M. Hornell – Manager, Community Planning Division; J. Day – Community Recreation Coordinator; L. Baryluk – Planner; C. O’Regan – Manager, Facilities and Operations; C. Carter – Bylaw Officer; S. Masters – Manager, Administration and Protocol; M. Mayhew – Executive Assistant.

**1. MEETING CALLED TO ORDER BY THE CHAIR AT 9:00 a.m.**

**2. APPROVAL OF THE AGENDA**

The Chair outlined the following changes to the November 1, 2007, Committee of the Whole agenda:

- Item 8 – Addition of Applicant’s letter
- Item 11 – Corrected page 222
- Item 14A – Greater Victoria Public Library Board re: Operating Agreement
- Item 15A – Regional Land Use Motion

Closed portion of the meeting:

- Item 18 – Committee Appointment
- Item 19 – Personnel – Appointment
- Item 20 – Appointment – Regional Housing Trust Fund
- Item 21 – Legal

Councillor Sharing or Inquiry:

1. Councillor Hughes – Two inquiries.

**Action:** Councillor Coleman moved that the Agenda of the November 1, 2007 Committee of the Whole meeting be approved as amended.

**3. ADOPTION OF MINUTES**

**3.1 October 18, 2007 Committee of the Whole Minutes**

Councillor Coleman noted page 2 of the minutes with respect to the motion on the Victoria Tall Ships Society and corrected the minutes to reflect Committee's support for their 2008 event.

Councillor Coleman noted page 7 of the minutes with respect to the United Way campaign and corrected the minutes to reflect that it is the City of Victoria's United Way campaign.

**Action:** Councillor Coleman moved that the minutes of the October 18, 2007 Committee of the Whole meeting be adopted as corrected.

CARRIED 07/569

Acting Mayor Madoff welcomed back Councillor Holland who thanked her colleagues and staff for their support during her recuperation from surgery.

**4. PRESENTATION**

**4.1 Public Works Association - Recognition**

The Director of Engineering introduced the President of the Canadian Public Works Association, Ian Vaughan. Mr. Vaughan addressed Committee with respect to excellence in Public Service and recognized Hector Furtado, Manager of Streets, with an award for 2007 Public Works Manager of the Year. This award is given to those who show superior leadership, managerial skills and dedication to the community as nominated by their fellow peers.

A second award was presented to Mr. Furtado with respect to innovative ideas in the Public Works community. This award was in honour of the Westsong Walkway project and involved the lighting of the walkway with solar and wind powered luminaires; a project in which Mr. Furtado was involved.

**5. DELEGATIONS**

**5.1 CRD Parks Land Acquisition Fund**

Committee received a presentation from Jeff Ward, Assistant General Manager of CRD Parks Land Acquisition Fund. The CRD Board established this fund in 2000 and it generates approximately \$1,600,000 per year to purchase land for regional parks and trails. Mr. Ward provided Committee with an update on the status of the

Land Acquisition Fund revenue and expenditures and future land acquisition financial commitments.

Total parkland:

10,518 hectares; 28 regional parks; 2 regional trails; 7 parks managed as regional park reserves; 3.4 million visitors in 2006.

Purpose of regional parks:

To establish and protect a network of regional parks in perpetuity that represent and help maintain the diverse natural environments of the CRD and to provide opportunities for outdoor experiences that foster community involvement and participation.

Land Acquisition Program Accomplishments 2000 – 2006:

1882 hectares acquired; \$16,883,950 in land purchased; 68% of funding from CRD 32% of funding from partners, which include agencies such as The Land Conservancy (TLC), land owners, the federal and provincial government.

By the end of 2009 it is expected that the Land Acquisition Fund will have \$1.2 million remaining.

Committee members discussed the following:

- Increasing household tariff to support this program in the light of rising land costs.
- Private sector and taxpayer support and the willingness to continue with this regional need.
- Urban support for the region and the idea of reciprocation with respect to social issues in the core.

## **6. DEVELOPMENT SERVICES**

### **6.1 Development Permit # 000100 for 368 Harbour Road**

Committee received a report dated October 18, 2007 from Development Services with respect to Development Permit # 000100 for 368 Harbour Road. This application is to construct a private power-generation facility (biomass) on a site created by a subdivision under a separate application.

The proposed building is a biomass plant that utilizes a waste wood gasification energy system to provide heat for the entire Dockside Green development. The plant is enclosed in a metal shell with a design that intends to evoke a small-scale maritime industrial character special to this area. The proposal is consistent with the overall objectives of the *Design Guidelines for the Dockside Area*. Additional refinements of the south and west elevations of the building could bring the building expression even closer to those objectives and provide a lively, pleasant entrance to the shared laneway. These refinements could also provide a more comfortable and varied view for future residents of the paired residential building on the west.

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

**Action:** Councillor Thornton-Joe moved that Council authorize the issuance of a Development Permit in accordance with:

1. Plans stamped "Development Permit # 000100" dated September 25, 2007.
2. Development meeting all bylaw requirements.
3. Finals plans to be in accordance with plans identified above with the incorporation of responses to comments from staff prior to the Building Permit stage to the satisfaction of the Director of Planning & Development.

CARRIED 07/568

## **6.2 Development Permit # 000109 for 362 Harbour Road - Subdivision**

Committee received a report dated November 1, 2007 from Development Services with respect to Development Permit # 000109 for 362 Harbour Road to subdivide Lots 1 through 11 between Tyee Road and Harbour Road in Dockside Green. The proposal is consistent with Schedule C of the Master Site Plan in the *Dockside Master Development Agreement* dated October 5, 2005, requiring subdivision approval through a Development Permit.

This subdivision is consistent with other development submissions currently in process.

**Action:** Councillor Thornton-Joe moved that Council authorize the issuance of a Development Permit in accordance with:

1. Plans stamped "Development Permit # 000109" dated October 19, 2007.
2. Applicant must obtain approval of the Approving Officer and must comply with all applicable enactments and bylaws in connection with the subdivision.
3. Final plans to be in accordance with the plans identified above to the satisfaction of the Director of Planning & Development.

CARRIED 07/567

## **6.3 Development Permit # 000105 for 680 Montreal Street**

Committee received a report dated November 1, 2007 from Development Services with respect to Development Permit # 000105 for 680 Montreal Street. This application is to amend the existing Land Use Contract to upgrade the hotel entrance area and create an outdoor restaurant patio for the Laurel Point Inn at 680 Montreal Street. The exterior upgrade is proposed in conjunction with more significant interior renovation of the hotel.

The proposed enhancement is consistent with the goals and objectives of the *James Bay Neighbourhood Plan* and the *Building Signs & Awnings Advisory Design Guidelines* in reinforcing the design and character of the existing hotel.

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

**Action:** Councillor Thornton-Joe moved that Council authorize the issuance of a Development Permit (to amend the Land Use Contract) in accordance with:

1. Plans stamped "Development Permit # 000105" dated October 18, 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 & Development.

CARRIED 07/566

#### **6.4 Development Permit # 000101 for 920 / 926 Caledonia Avenue**

Committee received a report dated October 22, 2007 from Development Services with respect to Development Permit # 000101 for 920 / 926 Caledonia Avenue. This application is to construct eight, three-storey townhouses in two parallel buildings on the vacant site at 920 / 926 Caledonia Avenue.

The *North Park Local Plan* contains "Guidelines for New Housing Developments" which emphasize street relationship, open space, landscaping and CPTED. The Advisory Design Panel, at its meeting of October 3, 2007, reviewed the proposal and recommended its approval with comments.

The proposal requires variances related to site coverage, number of buildings on one lot and front, rear, and side yard setbacks. The applicant has, by letters, described the rationale for the variances requested. The requested variances can be supported if further refinements are made by the applicant to respond satisfactorily to the Advisory Design Panel and staff comments prior to the hearing.

As this Development Permit application includes variances, there is the requirement for notification, sign posting and a hearing in addition to the public hearing required for the concurrent rezoning application.

Staff advised that there will be minor changes to the windows before the Public Hearing. A Committee member noted that the predominance of the windows as a design element requires clear divisions as they form the main character of the building and requested that this point be addressed.

**Action:** Councillor Thornton-Joe moved that Council authorize the issuance of a Development Permit in accordance with:

1. Plans stamped "Development Permit #000101" dated July 25, 2007.
2. Development meeting all Zoning Bylaw requirements, except for:

- a) Section 3.9.3 – Site coverage relaxed from 33.3% maximum to 34.9%
  - b) Section 3.9.7 – Relaxed to permit two buildings on one lot.
  - c) Section 3.9.10(a) – Front yard setback relaxed from 7.5m average to 6.7m
  - d) Section 3.9.10(b) – Rear yard setback relaxed from 9m for building below 7m in height and 10.5m for building above 7m in height to 7.6m
  - e) Section 3.9.10(c) – Side yard setbacks relaxed from 4.9m to 3.4m for both east and west side yards.
3. Final plans to be in accordance with the plans identified above with the incorporation of responses to the comments from Advisory Design Panel and staff to the satisfaction of the Director of Planning & Development prior to the non-statutory hearing.

CARRIED 07/565

### **6.5 Rezoning Application # 00156 for 522 Toronto Street**

Committee received a report dated October 23, 2007 from Development Services with respect to Rezoning Application # 00156 for 522 Toronto Street. This application is to rezone one lot on the north side of Toronto Street from the R-2 Zone, Two Family Dwelling District, to a site specific zone that would allow the construction of a front to back duplex.

The following points were considered in reviewing this application:

- The proposal does not comply with the City's policies and regulations for duplex construction.
- The proposal entails increasing the floor space ratio, reduced setbacks and non-compliance with the parking standards.
- The applicant has an option to create a single family dwelling with a secondary suite, noting that variances may be required to satisfy the regulations.

The James Bay Neighbourhood Association has provided comments on this application. A letter from the applicant outlining the proposal and its rationale are attached to the report. The applicant was not present to speak to Committee about this application.

Committee members commented on densification in relation to this project and appropriate zoning. Though not opposed to this proposal in principle, it was felt there was too much 'building' and little room for parking. Also noted was the usefulness of staff providing a development option for the site.

**Action:** Councillor Thornton-Joe moved that this application be declined.

CARRIED 07/564

## **7. LEGISLATIVE AND REGULATORY SERVICES**

## 7.1 Proposed 2008 Committee of the Whole and Council Meeting Schedule

Committee received a report dated October 17, 2007 from Legislative and Regulatory Services with respect to the Proposed 2008 Committee of the Whole and Council Meeting Schedule.

A Committee member noted that the Association of Vancouver Island and Coast Communities (AVICC) 2008 AGM is in April and may conflict with the April meetings.

**Action:** Councillor Coleman moved that Council adopt the 2008 meeting schedule as noted below:

2008	Committee of the Whole	Council
January	10, 24	17, 31
February	7, 21	14, 28
March	6, 20	13, 27
April	3, 17	10, 24
May	1, 15	8, 22
June	5, 19	12, 26
July	3, 17	10, 24
August	14, 28	21
September	4, 18	11, 18
October	2, 16	9, 23
November	6	6, 27
December	11	4*, 18

\* Inaugural Council Meeting at 2:00 p.m.

CARRIED 07/563

## 8. ADMINISTRATIVE MATTERS

### 8.1 Disposition of Communications dated October 25, 2007

A Committee member inquired regarding letters about swimming lane closures at the Crystal Pool. Staff advised that this issue arose from a misunderstanding and has been resolved.

**Action:** Councillor Coleman moved that the Disposition of Communications dated October 25, 2007 from the Manager, Administration, be received for information and filed.

CARRIED 07/562

### 8.2 Proclamations – “World Town Planning Day” November 8<sup>th</sup>, 2007

**Action:** Councillor Coleman moved that November 8<sup>th</sup>, 2007 be proclaimed as “World Town Planning Day”, in the City of Victoria, Capital City of the Province of British Columbia.

CARRIED 07/561

### 8.3 Proclamations – “*International Medical Marijuana Day*” November 15<sup>th</sup>, 2007

**Action:** Councillor Coleman moved that November 15<sup>th</sup>, 2007 be proclaimed as “*International Medical Marijuana Day*”, in the City of Victoria, Capital City of the Province of British Columbia.

CARRIED 07/560

### 8.4 Greater Victoria Library Board Operating Agreement

Committee received correspondence from the Greater Victoria Public Library (GVPL) dated October 9, 2007 soliciting Council’s input regarding the renewal of the Library Operating Agreement and describing its governance framework. Councillor Hughes outlined for Committee the details of the agreement and View Royal’s suggestion that the governing body of the GVPL be a function of the Capital Regional District (CRD). Also outlined were Oak Bay’s comments regarding the composition of the board, representation for smaller municipalities as well as the budget impact of new library branches.

Committee members discussed these issues and were supportive of sending a letter from the Corporate Administrator’s office outlining Council’s points as described above. The Corporate Administrator advised that the *Library Act* governs the library system and migrating to a regional library system would require dismantling the current municipal model.

**Action:** Councillor Hughes moved that Council direct the Corporate Administrator to draft a letter to the Greater Victoria Public Library outlining Council’s concerns regarding the operating budget approval process and operational governance.

CARRIED 07/559

*Councillor Thornton-Joe withdrew from the meeting at 9:58 a.m. as she is a member of the Victoria Chinatown Lioness Club and has a non-pecuniary conflict with the following item.*

## 9. RECREATION SERVICES

### 9.1 Victoria Highland Games and Topaz Park

Committee received a report dated November 1, 2007 from Recreation Services with respect to the Victoria Highland Games and Topaz Park. The purpose of this report is to recommend to Council endorsement of the Victoria Highland Games Society’s proposal to host the 71<sup>st</sup> Annual Victoria Highland Games at Topaz Park subject to the Society adhering to Parks, Recreation and Community Development permit conditions as outlined in the report.

Under the new Parks Regulation Bylaw that was adopted in August, 2007, the authority of permitting special events in parks is assigned to the Director of Parks, Recreation and Community Development. Staff are utilizing past experiences to

guide in the approval process and are aware that events of this nature require special consideration to ensure that the event is a success for both the organizers and the surrounding community.

The Highland Games have traditionally been a one day event, but is being extended to two days in 2008: May 17 and 18. To accommodate a successful two day cultural / athletic event, with over 500 participants and 4500 spectators, staff will address and work with the Highland Games Society to mitigate a number of permitting, community and park related issues.

Highland Games organizers are keen to secure a three year commitment for permitted use of Topaz Park, however, future use will only be considered after careful evaluation of feedback received as a result of the successful conclusion of the 2008 Victoria Highland Games.

The Manager of Facilities and Operations advised Committee that changes to park permits that have them all being issued from the Community Development office should be completed by the end of the year.

**Action:** Councillor Holland moved that Council approve the proposed hosting of the Victoria Highland Games at the Topaz Park Complex subject to the Victoria Highland Games Society's adherence to the permit conditions outlined in the report dated November 1, 2007.

CARRIED 07/558

*Councillor Thornton-Joe returned to the meeting at 10:03 a.m.*

## **10. DEVELOPMENT SERVICES**

### **10.1 Green Building Policy: Private Sector Development**

Committee received a report dated October 24, 2007 from Development Services with respect to Green Building Policy: Private Sector Development. The purpose of this report is to bring to Council the Consultant's recommendations for a Green Building Policy relating to private sector development and to outline a process for further consultation and input prior to a further staff report on the policy recommendations and implementation strategy.

The Consultant's report provides an overview of the merits of green buildings, the rationale for the choice of LEED™ as a standard and specific measures the City can endorse to encourage greener buildings. By the very nature of development in Victoria, especially in the downtown core, developments satisfy a number of sustainability criteria: transportation options (bicycle parking, access to greenways and public transit), densification and redevelopment of brownfield or underused sites. Operating from this foundation, Victoria is well-positioned to foster increased sustainability in private sector developments. Outlined in the report are options for improving the sustainability of private sector developments as well as acknowledging some of the municipal and provincial regulatory context and initiatives.

Staff advised Committee that this policy is a collaborative process and that the Green Building Policy is being reviewed in context with the Downtown Plan and bonus density. Also anticipated is a clear indication of the province's direction with respect to a 'green' building code.

Staff introduced Alex Hutton of Stantec who discussed with Committee the following issues:

- Heating loads are generally a concern for residential buildings as is cooling for office buildings; both benefit from green roofs.
- Proposals such as zero-scaping and heating issues; importing recommendations that aren't relevant to Victoria.
- The Building Code is a provincial responsibility; staff recommendations may be made redundant by forthcoming provincial regulations;
- The City can prescribe site development, landscaping and storm run off recommendations to enhance such regulations;
- Creating LEED™ buildings in isolation from 'green' transportation options;
- LEED™ certification doesn't award points for heritage conservation but is being reviewed to encompass existing buildings;
- Identifying requirements to build in Victoria; incentives for sustainable buildings;
- Achieving higher standards through higher costs which the developer can not recoup but is attractive to the public;
- Using LEED™ as an established framework helps with staff work load;
- Policy principles; creating a framework for design-based incentives for new and rehabilitated buildings.

**Action:** Councillor Thornton-Joe moved that Council:

1. Receive the report on *Green Building Policy: Private Sector Development* for information.
2. That this report be referred to the Heritage Advisory Committee and that staff develop policy for the rehabilitation of existing buildings.
3. That staff be directed to use the staff and Stantec reports as a discussion paper with the Advisory Design Panel, the Environment and Shoreline Advisory Committee and at a workshop with the development industry and that staff report further on these discussions when the *Green Building Policy: Private Sector Development* recommendations and implementation strategy are brought forward for Council's consideration.

CARRIED 07/557

## 11. LEGISLATIVE AND REGULATORY SERVICES

### 11.1 Sign Development Variance Application for 1850 Blanshard Street

Committee received a report dated October 11, 2007 from Legislative and Regulatory Services with respect to Sign Development Variance Permit Application for 1850 Blanshard Street. This application for a variance is to erect five sections of solid hording around the Radius construction site at 1850 Blanshard Street. The

panels of the hording will depict pictures of what the finished site will look like, suite interiors, painted forms and advertising for sales.

The location of this project is in the Arterial Commercial Sign Zone and just outside the Blanshard Street Special Sign Zone and, as such, fascia signage has a 2 to 1 ratio, which this application exceeds. The applicant is requesting a variance of Section 9.2(2)(a) and 9.2(2)(b) of the Sign Bylaw. Staff have reviewed this proposal and support it.

This application requires notification of owner and occupant as a Council hearing is required.

A Committee member expressed concerns over the requested square footage of the signage as well as the advertising content and that this type of signage is becoming more prevalent.

- Action:** Councillor Holland moved that Council authorize the issuance of a Sign Development Variance Permit in accordance with:
1. Plans dated October 11, 2007 stamped "Sign Development Variance SI #07-03".
  2. Development meeting all bylaw requirements with the following variances:
    - a) Sign Bylaw 9.2(2)(a) "A fascia sign may have up to a 2 to 1 ratio requirement".
    - b) Sign Bylaw 9.2(2)(b) "A fascia sign shall not have a display surface exceeding 9 square meters" (97 square feet).

CARRIED 07/556

Acting Mayor Madoff voted against this motion

## 12. COUNCILLOR SHARING AND INQUIRIES

### 12.1 Mayor Lowe – 3<sup>rd</sup> Annual Tourism & Cultural Festival – November 21<sup>st</sup> to 25<sup>th</sup>, 2007

Committee received a report dated October 30, 2007 from the Mayor's Office with respect to the Mayor's attendance at the 3<sup>rd</sup> Annual Tourism & Cultural Festival on November 21-25, 2007 in China. Correspondence was distributed to Committee regarding a Memorandum of Understanding (MOU) between the City of Suzhou, China and the City of Victoria drafted by the provincial government. This draft MOU is for Committee's consideration and comment at the November 8, 2007 Council meeting. Staff advised that this is a departure from the educational exchange and more of an explicit focus on economic investment. Also noted is that 'twin city' is the official term used when describing this relationship between the two cities.

- Action:** Councillor Coleman moved that Council:
1. Approves the attendance of Mayor Lowe at the Tourism and Cultural Festival.

2. Approves funding of approximately \$1,500.00 to cover travel related expenses.

CARRIED 07/555

## **12.2 Regional Land Use - Motion**

Councillor Young provided correspondence (e-mail) dated October 30, 2007 to Committee with respect to Regional Land Use. Councillor Young presented maps that outlined the vastness of the electoral area and how decisions on its land use affects urban cores. Also described was the impact development in the electoral areas will have on infrastructure, such as transportation and water that will affect all municipalities. The City of Victoria needs to be represented on the CRD Regional Board to address these issues and help develop an over-arching vision for regional land use.

Staff responded to a Committee member's question regarding a municipality rejecting an amendment to the Regional Growth Strategy. A municipality can only accept or reject an amendment with mediation being the next step.

**Action:** Councillor Young moved that the City of Victoria examine the options for participating in the regional land use planning function that provides planning services for land use control for the Juan de Fuca Electoral Area.

CARRIED 07/554

## **12.3 Councillor Hughes – Condo Conversions**

Councillor Hughes outlined for Committee regulations guiding other provinces in regards to converting rental housing to condominiums and protecting tenants by giving notice of such a conversion. During that time period (six months to one year), construction and rent hikes are not permitted. The City of Victoria should have similar regulations and Councillor Hughes asked staff to investigate this possibility.

The following was discussed:

- Whether this applies to complete reconstruction or simple conversion. Both should be subject to the proposed regulation.
- Revisiting the Anti-Demolition Bylaw.
- The Robert House; a conversion project which had a covenant registered on all strata units allowing renting tenant to acquire any unit, before it's offered for sale.
- The economic incentive to convert to strata when a building has lapsed into uninhabitable condition.
- A discussion and report outlining legal options to reduce the erosion of rental housing stock is complex and will take interdepartmental collaboration.

**Action:** Councillor Hughes moved that staff investigate the legal authority of the City of Victoria to regulate:

1. The demolition and/or conversion of rental housing to strata ownership; and
2. Rent increases while a demolition and/or conversion is underway.

CARRIED 07/553

#### **12.4 Councillor Hughes – Community Resource at Risk**

Councillor Hughes outlined for Committee a serious concern at the Fernwood Community Centre with respect to infant and toddler care at risk due the lack of certification of staff. Committee members shared this concern but noted that there are liability issues with respect to certification and that a compromise should be explored.

**Action:** Councillor Hughes moved that the Mayor's office send a letter to Dr. Stanwick of the Vancouver Island Health Authority identifying the Early Childhood Education certification problem at the Fernwood Community Centre and request that steps are taken to retain staff pending certification to retain this important community service.

CARRIED 07/552

#### **12.5 Councillor Thornton-Joe – Fireworks**

Councillor Thornton-Joe shared with Committee that the Mayor's office have received four phone calls this morning thanking the City for establishing the *Fireworks Bylaw* and also noted that the Fire Chief and Police advised that there were very few problems this Halloween.

**13. COMMITTEE RECESSED AT 11:18 A.M.**

**14. COMMITTEE RECONVENED AT 11:23 A.M.**

**15. CLOSED MEETING at 11:23 a.m.**

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

**On Leave:** Councillor Chandler.

**Absent:** Mayor Lowe and Councillor Fortin.

**Staff Present:** M. McCliggott – Assistant City Manager; R. Woodland – Corporate Administrator; B. Warner – Director of Finance; C. Havelka - Recording Secretary; B. Jordan – Staples McDannold Stewart.

**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 07/551

#### **15.1 Minutes of the Closed Portion of the Committee of the Whole Meeting held October 18, 2007**

**Action:** Councillor Hughes moved that the Closed Minutes from the Committee of the Whole Meeting held October 18, 2007 be adopted.

CARRIED 07/550

#### **15.2 Legal**

Committee received correspondence dated October 31, 2007 from the City's Solicitor regarding a legal matter.

The discussion was recorded and kept confidential.

#### **15.3 Land – Legal**

Committee received a report dated November 1, 2007 from the Assistant City Manager with respect to a Land – Legal matter.

The discussion and resolution were recorded and kept confidential.

(Closed Resolution 07/549)

*Councillor Holland withdrew from Council Chambers at 11:57 a.m.*

*Councillor Holland returned to Council Chambers at 12:00 p.m.*

#### **15.4 Committee Appointment**

Committee received correspondence dated October 31, 2007 with respect to the appointment to the Parks Master Plan Steering Committee.

**Action:** Councillor Thornton-Joe moved that it be recommended to Victoria City Council that Cornelia Lange be appointed to the Parks Master Plan Steering Committee.

CARRIED 07/548

#### **15.5 Personnel – Appointment**

Committee received a report from the Assistant City Manager with respect to a staff appointment.

**Action:** Councillor Young moved that Victoria City Council:

1. Appoint Ms Brenda Warner to the officer position of Director of Finance as of October 31, 2007;
2. Rescind the appointment of Mr. Mike McCliggott as Director of Finance;
3. That the Assistant City Manager is appointed as the alternate to the Director of Finance, when that officer is absent, on leave or when the position is vacant.

CARRIED 07/547

#### **15.6 Appointment – Regional Housing Trust Fund**

Committee received correspondence dated October 26, 2007 with respect to Regional Housing Trust Fund (RHTF) Appointment.

**Action:** Councillor Young moved that it be recommended to Victoria City Council that Councillor Fortin be appointed to the Regional Housing Trust Fund Commission for the term January 1, 2008 to December 31, 2008.

CARRIED 07/546

#### **15.7 Legal**

Committee received information from the Director of Legislative and Regulatory Services with respect to the provision of legal services.

#### **15.8 Nuisance Business Regulation – Hearing**

Committee received information from the Director of Legislative and Regulatory Services with respect to a Nuisance Business Regulation Hearing.

The Pita Pit has been declared a nuisance business under *the Nuisance (Business Regulation) Bylaw* and has appealed that decision. A date for the hearing will be set.

### **16. ADJOURNMENT**

**Action:** Councillor Thornton-Joe moved that the Committee of the Whole meeting of November 1, 2007 be adjourned at 12:27 p.m.

CARRIED 07/545

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Acting Mayor Madoff, Chair