

MINUTES OF THE COMMITTEE OF THE WHOLE MEETING
HELD THURSDAY, APRIL 17, 2008, 9:00 a.m.

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

Absent: Mayor Lowe.

Staff Present: R. Woodland – Acting City Manager; C. Havelka - Recording Secretary.

Staff Present for a Portion of the Meeting: S. Thompson – Manager of Budgets and Financial Planning; D. Day – Director of Planning & Development; B. Sikstrom – Senior Planner; A. Meyer – Manager, Development Services; L. Baryluk – Planner; M. Hill – Downtown Coordinator; W. Zink – Manager of Social Planning and Housing; S. Masters – Manager of Administration and Protocol; P. Sparanese – Director of Engineering; K. Josephson – Communications Manager.

1. THE CHAIR CALLED THE MEETING TO ORDER AT 9:01 a.m.

Acting Mayor Coleman announced the passing of Frank Carson, a former Victoria City Councillor, who died on April 14th, 2008. City Hall flags are to remain at half-mast until his funeral on Monday, April 21st.

2. APPROVAL OF THE AGENDA

The Chair outlined the following changes to the April 17, 2008, Committee of the Whole agenda:

Open Meeting:

- Item # 2 – Children’s Museum - additional correspondence
- Item # 5 – 225 Menzies Street – additional correspondence
- Item # 16 – Additional proclamation

Closed:

- Item # 21 – Land – Parkland Allocation
- Item # 22 – Legal / Land – Lease Negotiations

Councillor Inquiries / Information Sharing:

1. Councillor Thornton-Joe – two sharing.
2. Councillor Chandler – one inquiry.
3. Councillor Holland – one sharing.

Councillor Fortin requested that the order of Closed items # 21 and # 22 be transposed.

Action: Councillor Hughes moved that the Agenda of the April 17, 2008 Committee of the Whole meeting be approved as amended.

CARRIED 08/269

3. ADOPTION OF MINUTES

3.1 April 3, 2008 Committee of the Whole Minutes

Action: Councillor Fortin moved that the minutes of the Committee of the Whole meeting held April 3, 2008 be adopted.

CARRIED 08/268

4. DELEGATION

4.1 The Victoria Children's Museum

Committee received a presentation from representatives of the Victoria Children's Museum: Marilyn Harris, President, Board of Directors and Tracey Robertson, Chair of the Board, Marketing Committee. The mission of the Children's Museum is to inspire children to discover their world in a creative, hands-on environment, where fun and play magically transform into learning. Their objective is to establish a temporary presence for the spring of 2008, showcasing a traveling exhibit and the long-term plan is to establish a permanent home for the Victoria Children's Museum in downtown Victoria.

The Victoria Children's Museum is bringing 'Go Figure!' to Victoria. It is a temporary exhibit from the Minnesota Children's Museum and will open on May 15th – 16th in Centennial Square and then will move to Mayfair Shopping centre from May 17th to June 15th. The Victoria Foundation and 'Success by 6' has made this exhibit possible. The Victoria Children's Museum is also requesting the City of Victoria be a sponsor. The Board has established \$7500 as the cost of this level of participation and are open to a combined cash donation and in-kind service arrangement. The Victoria Children's Museum also outlined sponsor benefits and the tremendous support from the media for this project. They also expressed their gratitude for the City initiated partnership with the Art Gallery and the proposed, location behind the Crystal Garden.

A Committee member inquired about funding for the long term project of establishing a Children's Museum. Ms. Harris outlined the efforts of the Board to set up capital funding and their optimism to see this project realized.

Committee members discussed the value a Children's Museum would add to Victoria also noting that the request today is for \$7500.00 cash or in kind services for the temporary exhibit. Committee discussed referring this matter to the Finance Committee but there are time constraints to be considered.

Action: Councillor Holland moved that Council refer this request to staff and that staff report back to Council at their meeting of April 24, 2008.

4.2 Proclamation – “Children’s Museum Day” – May 15th, 2008

Action: Councillor Thornton-Joe moved that May 15th, 2008 be proclaimed as “Children’s Museum Day” in the City of Victoria, Capital City of the Province of British Columbia.

CARRIED 08/266

5. PRESENTATION

5.1 Tax Rates and Ratios Presentation

Committee received a presentation from Finance with respect to Tax Rates and Ratios. The Manager of Budgets and Financial Planning reviewed with Committee the budget process to date, followed by tax rates and ratios which require approval.

New assessment revenue has been factored into the operating budget, reducing the operating and capital property tax increase to 5.47%. There are two options for Council to consider with staff outlining the equalization of tax ratios, the new class of ‘major industrial’, and the increases a homeowner or business owner would see on their taxes.

A Committee member outlined his concerns regarding tax rates and ratios with respect to industry and keeping Victoria a centre of commerce. Also described was the impact the high business rate has on businesses and efforts some make to circumvent that high rate. Also noted was that the province may become involved in this issue.

Some Committee members outlined concerns regarding the challenges faced by homeowners with the increases in residential rates, the services they receive and how some are compelled to defer their taxes.

Committee members discussed concerns regarding long term impacts of these tax ratios on economic prosperity and the different components that drive a principled discussion. Committee members requested that staff respond to two inquiries:

- the trend in tax deferral rates, and;
- the history of the rising business ratio.

Staff noted that new provincial reporting requirements involves tracking these types of changes.

Action: Councillor Young moved that Council approve:
1. Option # 2: The Business and Industrial Tax Ratios to remain unchanged and that all other rates to be equalized to produce a Tax Increase of 5.75 % for the Residential Property Class.

2. That staff investigate and report back on a policy review on rates and ratios with respect to past trends and future evaluations.

CARRIED 08/265

Councillors Chandler, Fortin and Madoff voted against this motion.

6. DEVELOPMENT SERVICES

6.1 Rezoning Application # 000170 for 225 Menzies Street

Committee received a report dated April 17, 2008 from Development Services with respect to Rezoning Application No #000170 for 225 Menzies Street to amend the CR-M Zone, Menzies Commercial Residential District, by including a liquor retail store as a permitted use in a ground floor commercial unit within the recently completed mixed use Vicino Building, located at 225 Menzies Street. The application would relocate the existing BC Liquor Store, located directly across the street in Parliament Mews at 230 Menzies Street. The applicant has provided a letter detailing the various components of this application.

The following points were considered in assessing this application:

- The proposed change of use is consistent with the *James Bay Neighbourhood Plan* and the City of Victoria's *Official Community Plan*.
- The *Licensee Retail Stores Rezoning Policy* recommends a maximum store size 200 m². A liquor store with a full range of products would merit a larger size and it is replacing a store that currently exceeds the 200 m² floor area (364 m²).
- The *Licensee Retail Stores Rezoning Policy* recognizes that more than one store can be located in commercial centres.
- The *James Bay Neighbourhood Association* has been consulted. The Victoria Police Department have also provided comments. The School Board has not provided comments to date. An e-mail received April 16, 2008 from the School Board advised that there are no objections to this application.
- The applicant has also completed the petition in compliance with the requirements of the *Licensee Retail Stores Rezoning Policy*.

Action: Councillor Holland moved that the application be forwarded for consideration at a Public Hearing and that the City's Solicitor be instructed to amend the Zoning Regulation Bylaw Part 4.64 to allow a liquor retail store with a maximum floor area of 442 m² for Strata Lot 1 of the Vicino Building, located at 225 Menzies Street, and further that:

1. If the BC Liquor Store has not been relocated within six months of the date of the adoption of the rezoning then the City will initiate a rezoning to remove the permitted use of a liquor retail store from 225 Menzies Street.

CARRIED 08/264

6.2 Rezoning Application # 00127 for 38 South Turner Street

Committee received a report dated April 8, 2008 with respect to Rezoning Application # 00127 for 38 South Turner Street. This application is to allow the renovation of a four-unit strata conversion to create a fifth unit. The conversion is on a corner lot at South Turner and Rithet Streets. The unit would be created on the top floor. Parking for four cars would be provided in the rear yard accessed from Rithet Street. The existing four strata units are owned by the same owner and are rented. The owner indicates he intends on strata-titling the fifth unit but has agreed to secure the rental of it and the other four units for a period of seven years. The applicant's and owner's letters of April 8, 2008 outlining the proposal are attached for information.

The following points were taken into consideration in assessing this application:

- The addition of a fifth unit is supportable given the existing units are above the minimum unit size and are one and two bedrooms.
- The number of proposed parking spaces meets the City's standards. Given the building location, whether rented or owned, the units may be attractive to occupants who do not own a vehicle.
- The proposal to secure rental for a period of seven years is acceptable, provided that the option of future rental by strata-title owners is secured on an ongoing basis.
- Rather than complete asphalt coverage, the proposed parking area should include permeable pavers.

This application was considered by the *James Bay Neighbourhood Environment Association* and their comments are provided with the report.

Committee members discussed the issue of densification of the neighbourhood with some members being concerned about the addition of a fifth unit. Committee members also discussed:

- the economic incentive that encourages such conversions;
- inflationary implications;
- impact on greenspace and landscaping;
- parking and alternate modes of transportation;
- enhancing the rental situation;
- the amount of space required for comfortable living;
- securing rental for more than seven years.

A Committee member noted that permeable pavers can create an unstable area for walking and recommended a high quality permeable paver.

Action: Councillor Holland moved that the application be forwarded for consideration at a Public Hearing and that the City's Solicitor be instructed to prepare the necessary Zoning Regulation Bylaw amendments based on the project information table, subject to:

1. Strata-title approval of the fifth unit.

2. Securing the rental of the five units in the building for a minimum of seven years and, thereafter, the option of rental for any strata-title owner.
3. Increase in landscaping and greenspace and the consideration of screening adjacent to the parking.
4. The provision of permeable paving in the proposed parking area to the satisfaction of the Director of Planning & Development.

CARRIED 08/263

Councillors Fortin, Madoff and Young voted against this motion.

6.3 Heritage Alteration Permit # 00075 for 759 Yates Street

Committee received a report dated April 17, 2008 from Development Services with respect to Heritage Alteration Permit # 00075 for 759 Yates Street. The proposal is to rehabilitate the heritage building known as the Dalton Hotel at 759 Yates Street (formerly the Dominion Hotel) with window replacement and modification. As this commercial property is on the Heritage Register, a Heritage Alteration Permit is required for all exterior alterations. A public hearing is not required.

Action: Councillor Thornton-Joe moved that City Council authorize the issuance of Heritage Alteration Permit # 00075 in accordance with:

1. Plans received March 4, 2008.
2. Development meeting all bylaw requirements.
3. Submission of final details prior to building permit, including:
 - a. Repair of original upper wooden window sashes.

CARRIED 08/262

6.4 Official Community Plan Bylaw Amendment # 08-019 for 203 – 345 Harbour Road

Committee received a report dated April 3, 2008 from Development Services with respect to Official Community Plan (OCP) Bylaw Amendment # 08-019 for 203 – 345 Harbour Road. The minutes from the April 3, 2008 Committee of the Whole meeting were also received by Committee, which outlined the decision to postpone further consideration of this application. The purpose of this report is to provide Council with information regarding a City-initiated application to amend the Official Community Plan (OCP). The proposal is to remove the Harbour Road Industrial Waterfront site located at 203 to 345 Harbour Road from the existing Development Permit Area #4 (Songhees) and place it into Development Permit Area (DPA) #36 (Dockside). New Design Guidelines, specifically created for the Harbour Road Industrial Waterfront, would also be incorporated into DPA #36.

The existing Development Permit Area only gives the City the authority to regulate form and character. The new DPA would give the City authority to regulate exterior design, finishes and landscaping as well as form and character. This greater degree of control is desirable as the eastern edge of the Songhees area is

changing. While long-standing marine-based businesses are remaining, a new community is emerging as part of the Dockside Green development. The proposed new Harbour Road Industrial Waterfront Design Guidelines are aimed at reducing the potential for conflict between the existing marine industrial uses and neighbouring non-industrial uses. Staff will also provide a response to a letter from Point Hope Maritime Ltd.

The OCP amendment will require notification, sign posting and a Public Hearing.

The consultants outlined for Committee the consultation process that resulted in this report that involved the community, staff and stakeholders. They also presented to Council a video showing how the proposed changes might appear. Staff outlined for Committee the request from Point Hope Maritime Ltd to rezone the lands to increase height regulations concurrently with the OCP amendment. Staff noted that this wasn't discussed with the community but the mechanics were outlined. It was noted that if the zone was modified now, there would be a greater degree of certainty for the lessees.

Committee members discussed the following:

- Zoning regulations that will provide guidelines and certainty for future projects along Harbour Road and Dockside;
- The zoning supports the industrial use of this working harbour;
- Importance of design guidelines as a guiding value for future proposals.

Action: Councillor Holland moved:

1. That Council advance the application for consideration at a Public Hearing and direct the City's Solicitor to draft the *Official Community Plan* amendment bylaw to place the Harbour Road Industrial Waterfront site at 203 - 345 Harbour Road into Development Permit Area (DPA) # 36 (Dockside) and the attachment of the Harbour Road Industrial Waterfront Design Guidelines to the site.
2. That Council direct the City's Solicitor to draft the necessary Zoning Bylaw Amendments to create a specialized zone for the SD-1 Zone and the SC-2 Zone (Dockside Districts) as well as the S-PH Zone (Point Hope Shipyards District) that would increase the height limited to the areas identified in the proposed Harbour Road Industrial Waterfront Design Guidelines and that a Public Hearing for the rezoning be held at the same Public Hearing where Council considers the Official Community Plan Amendment Bylaw for the Harbour Road Industrial Waterfront Design Guidelines.

Note: That Council considers consultation under 879 (2) of the *Local Government Act* and determines that no referrals are necessary with the Capital Regional District Board, Councils of Oak Bay, Esquimalt and Saanich, the Songhees and Esquimalt First Nations, the School District Board, and the federal government and its agencies because the amendments affect only the design of developments within the existing site.

CARRIED 08/261

Acting Mayor Coleman withdrew from Council Chambers at 10:55 a.m. Councillor Hughes assumed the Chair.

7. SOCIAL PLANNING AND HOUSING

7.1 Development Permit # 000125 Removal of Staircase in Boomerang Court

Committee received a report dated April 17, 2008 from Social Planning and Housing with respect to Development Permit # 000125 for the removal of the staircase on the south side of the Yates Street parkade which was included in the final design plan for Boomerang Court in Bastion Square. Due to the cost of the project escalating from an original estimate of \$94,000 to a bid offer of \$447,700, the Bastion Square Revitalization Association (BSRA) has opted not to pursue the revitalization plan for the courtyard.

While the staircase's heritage value was recognized by members of the Heritage Advisory Committee and Advisory Design Panel, they agreed that in the interests of improving safety and security of the courtyard and in preparing for changes in use of this area, the staircase could be removed.

The current condition of the staircase is also considered unsafe and requires attention. Restoration of the stairs has been estimated to cost approximately \$200,000 whereas removal of the staircase and the reconstruction of an extension of the parkade staircase to ground level has been estimated to cost approximately \$80,000.

Acting Mayor Coleman returned to Council Chambers at 10:58 a.m. and assumed the Chair.

Committee members expressed the following concerns:

- The utility of the door to Bastion Square; it should be enhanced and aesthetic concerns considered;
- Lighting to address CPTED issues, but more than just functional;
- Creating a welcoming entrance to and from the parkade;

A Committee member noted that staff have been working with stakeholders to revitalize Bastion Square and that options need further exploration.

Councillor Fortin withdrew from Council Chambers at 11:14 a.m.

Staff advised Committee that the proposed staircase is to remain as part of the long term plan.

Committee requested that staff report back with proposed treatments to address lighting issues and aesthetic components of the staircase.

Action: Councillor Thornton-Joe moved that Council authorize the issuance of a Development Permit for:

1. The removal of the Boomerang Court staircase and,

2. Construction of an extension to the existing Yates Street parkade staircase to ground level according to the long-term plan.

CARRIED 08/260

7.2 Chinese Pagoda Lamps

Committee received a report dated April 17, 2008 from Social Planning and Housing with respect to the installation of Chinese Pagoda Lamps. The City's approved Downtown Beautification Strategy (1995) includes an objective to continue to install character lighting in Chinatown. In this year of the 150th anniversary of the establishment of Chinatown, staff propose to install an additional 18 pagoda lamps. The proposed locations are on the 1600 and 1700 blocks of Store Street, the 1600 and 1800 blocks of Store Street, the 1600 and 1800 blocks of Government Street and the 700 block of Fisgard Street.

The Downtown Victoria Business Association (DVBA) supports this expansion of the pagoda lamps and has formally offered \$77,000 in funding to partner with the City. It is proposed that this funding be matched with up to \$80,000 in City funding from the existing capital budget for Downtown beautification to complete this initiative.

Action: Councillor Thornton-Joe moved that Council support the further implementation of the Downtown Beautification Strategy in partnership with the DVBA and approve the allocation of up to \$80,000 towards the installation of pagoda lamps in Chinatown.

CARRIED 08/259

Councillor Fortin returned to Council Chambers at 11:17 a.m.

A Committee member noted that the provincial government has announced an investment of \$10 million in the City of Vancouver's Chinatown and other founding neighbourhoods. She requested that staff investigate how that money was made available to Vancouver and if Victoria could apply for such funding.

8. FINANCE

8.1 New Provincial Financial Plan Disclosure Requirements

Committee received a report dated April 9, 2008 from Finance with respect to New Provincial Financial Plan Disclosure Requirements. Section 165(3.1) of the Community Charter requires municipal five-year financial plans to include a more explicit form of revenue and tax policy disclosure.

For the 2008 fiscal year, the five-year financial plan must include "explicit statements" regarding the distribution of property taxes among property classes. These statements must be considered in conjunction with the proposed tax rates for each property class before the annual property tax bylaws are adopted.

For the 2009 fiscal year, the City will be required to build on the explicit statements that were created for 2008 and develop objectives and policies. Council will have the opportunity to assess the City's existing situation and determine whether the current situation is acceptable or sustainable or whether it requires change. Finance will be bringing forward options to the Finance Committee later this year.

The following proposed explicit statements for the 2008 Five-year Financial Plan capture what the City currently does when setting property tax rates. These statements have been reviewed and agreed to by the Finance Committee for 2008.

When setting tax rates, Council will consider:

1. Each property classification's total assessed value and the amount of property taxes borne by each class.
2. The historical proportion of taxes paid by each property classification before consideration of non market changes in the property class.
3. Tax levy on an average home and business.

Councillor Chandler withdrew from Council Chambers at 11:17 a.m.

Committee members discussed with staff reviewing the recommendations with the Finance Committee to resolve concerns expressed by some Committee members. Staff advised that there will be an opportunity to expand on the explicit statements in 2009 and that there are time constraints with respect to passing the tax bylaw.

Councillor Hughes withdrew from Council Chambers at 11:19 a.m.

Councillor Chandler returned to Council Chambers at 11:21 a.m.

Councillor Hughes returned at Council Chambers at 11:22 a.m.

Action: Councillor Young moved that Council refer the New Provincial Financial Plan Disclosure Requirements to the Finance Committee for discussion and to return to Council at their meeting of April 24, 2008 with the results of that discussion.

CARRIED 08/258

8.2 Maritime Museum of British Columbia Society – Grant Request

Committee received a report dated April 7, 2008 from Finance with respect to the Maritime Museum of British Columbia Grant Request. This report includes a letter from the Maritime Museum of British Columbia Society requesting a grant of \$25,000. The Society has in previous years received grants of \$20,000 and the 2008 budget includes funding for a \$20,000 grant.

Action: Councillor Hughes moved that Council approve a grant of \$20,000, which is included in the 2008 budget.

CARRIED 08/257

9. LEGISLATIVE AND REGULATORY SERVICES

9.1 Application for a Structural Change to a Liquor Primary Licence

Committee received a report dated April 1, 2008 from Legislative and Regulatory Services with respect to an Application for a Structural Change to a Liquor Primary License and Capacity Increase up to Occupant Load for the McPherson Playhouse Liquor Primary Licence No. 039771. The purpose of this report is to provide a Council resolution to the Liquor Control and Licensing Branch regarding an application before Council from the McPherson Playhouse to increase the liquor licensed area to include the entire facility and to increase the liquor license capacity to match the occupant load.

A Committee member inquired as to the need to delineate the area used on the patio. Staff advised that there is a requirement to ensure boundaries and roped stanchions will be used.

A Committee member inquired if this patio would interfere with the proposed Spirit Square developments with staff advising that the building code prohibits permanent structures in that area due to the glass wall.

Action: Councillor Madoff moved that Victoria City Council, after conducting a review with respect to noise and community impacts for the Structural Change to a Liquor License Application for McPherson Playhouse located at 3 Centennial Square, Victoria B.C., Liquor Primary Licence No. 039771 supports:

1. The application for extension of service area to the entire facility;
2. The increase in capacity from 400 plus a 89 on the patio up to the occupant load of 874 persons including the patio;
3. Victoria City Council accepts the attached staff report of April 01, 2008 in support of these recommendations.
4. Victoria City Council comments on the prescribed considerations are as follows:
 - a. The location in a mixed use area, with residential within 100 metres, makes this business compatible with the neighbouring land uses. It is expected there will no impact related to noise and nuisance. The patrons of the McPherson Playhouse add a positive vibrancy to the area;
 - b. The extension of service area in the venue is not expected to impact the neighbourhood, nor is the increase in capacity to the occupant load expected to negatively impact the neighbourhood.
 - c. The views of the residents were solicited through public notice and notification letter sent to surrounding residents and property owners as described in the staff report of April 01, 2008 to which Council received one letter of support.

CARRIED 08/256

9.2 Application for a Permanent Change to a Liquor Licence, Ingraham Hotel

Committee received a report dated April 7, 2008 from Legislative and Regulatory Services with respect to an Application for a Permanent Change to a Liquor Licence, Ingraham Hotel. An application has been received by the City of Victoria from the Ingraham Hotel, Liquor- Primary License #001884, operating at 2915 Douglas Street, Victoria, B.C. to change the hours of sale:

- To 12:00h - 02:00h, seven days a week; from the currently approved hours of 11:00h - 01:00h, Monday to Saturday, and 10:00h - 24:00h, Sunday.

The applicant is requesting the change in hours in order to meet the objectives of a revised business plan for the Hotel. The Ingraham Hotel is again undergoing changes to its target market following significant renovations and business plan changes in 2003. The 2008 updated business plans include the amendment of Liquor Primary License No.001884 to increase the hours of service and change the focus from a pub to a cabaret/club. The club opened in mid February.

Committee members discussed the following:

- Diverting police resources; they were not in support of the recommendation;
- The extra hour adds extra drinking time;
- The issues that arise when a bar closes; public urination, vandalism;
- If closing time remains at 01:00h patrons may go downtown to the bars that are open until 02:00h;
- This establishment is not in a residential area, hotel can govern conduct;
- Seats are not being added; a request for extension of hours is the change;
- The establishment has already changed from pub to cabaret; this change may produce issues but there have been no complaints here in recent years.

Action: Councillor Hughes moved that Victoria City Council recommends the following change to the liquor primary licence for Ingraham Hotel, operating at 2915 Douglas Street, Victoria, B.C., Liquor Primary License # 001884 to change the hours of sale:

- a. To 12:00h - 02:00h, Monday to Saturday from the currently approved hours of 11:00h - 01:00h; and
 - b. No change to the Sunday hours of 10:00h - 24:00h.
1. Victoria City Council provides the following comments on the prescribed conditions:
 - a. The potential for noise and nuisance is increased with the extension of late night hours; the operation is located within the Intermediate Zone of the Noise Bylaw, which allows for a higher noise level threshold for nuisance;
 - b. The impact on the community will be minor as the only residential in the vicinity is within the hotel and at 300 metres distance. There may be an increased demand for police resources.
 - c. The views of the residents were solicited through a public notice and a notification letter sent to surrounding residents and property

owners as described in the staff report to Council dated April 01, 2008 to which Council received no letters of response.

CARRIED 08/255

Councillors Fortin, Madoff and Thornton-Joe voted against this motion.

10. ADMINISTRATIVE MATTERS

10.1 Disposition of Communications dated April 10, 2008

Action: Councillor Hughes moved that the Disposition of Communications dated April 10, 2008 from the Manager, Administration, be received for information and filed.

CARRIED 08/254

10.2 Proclamation – “World Partnership Walk Day”

Action: Councillor Thornton-Joe moved that May 25th, 2008 be proclaimed as “World Partnership Walk Day” in the City of Victoria, Capital City of the Province of British Columbia.

CARRIED 08/253

10.3 Proclamation – “Hemochromatosis Awareness Month”

Action: Councillor Thornton-Joe moved that the month of May 2008 be proclaimed as “Hemochromatosis Awareness Month” in the City of Victoria, Capital City of the Province of British Columbia.

CARRIED 08/252

10.4 Proclamation – “National Fair Trade Weeks”

Action: Councillor Thornton-Joe moved that the weeks of May 1st – May 15th, 2008 be proclaimed as “National Fair Trade Weeks” in the City of Victoria, Capital City of the Province of British Columbia.

CARRIED 08/251

A Committee member noted that fair trade applies globally, not to just ‘southern producers’ as described in the proclamation.

10.5 Proclamation – “ALS Awareness Week and ALS Flower Day (Lou Gehrig’s Disease)”

Action: Councillor Thornton-Joe moved that the week of June 1st - June 7th, 2008 be proclaimed as “ALS Awareness Week and ALS Flower Day (Lou Gehrig’s Disease)” in the City of Victoria, Capital City of the Province of British Columbia.

CARRIED 08/250

10.6 Proclamation – “Emergency Preparedness Week”

Action: Councillor Thornton-Joe moved that the week of May 4th – May 10th, 2008 be proclaimed as “Emergency Preparedness Week” in the City of Victoria, Capital City of the Province of British Columbia.

CARRIED 08/249

10.7 Proclamation – “World Malaria Day”

Action: Councillor Thornton-Joe moved that April 25, 2008 be proclaimed as “World Malaria Day” in the City of Victoria, Capital City of the Province of British Columbia.

CARRIED 08/248

11. COUNCILLOR INQUIRIES AND INFORMATION SHARING

11.1 Councillor Thornton-Joe – Hemochromatosis Awareness Week

Councillor Thornton-Joe noted that a relative was diagnosed with Hemochromatosis, a condition which is hereditary and demonstrates the importance of proclamations which bring awareness to conditions that affect families.

11.2 Councillor Chandler – Emily Carr Apartments

Councillor Chandler outlined for Committee a concern related to the Emily Carr Apartments at 200 Douglas Street and tenants who have been given notice due to the proposed demolition of the building. She requested that Council and staff consider this an opportunity to save housing that will be lost. Staff advised that a report is forthcoming pending legal advice that will outline requirements before a demolition can be approved. Councillor Chandler requested that interim measures be undertaken on this building while the policy on demolition is being reviewed.

11.3 Councillor Holland – AVICC Convention

Councillor Holland shared with Committee news from the AVICC convention where it was revealed that Victoria will receive \$2.2 million from traffic fine revenue.

11.4 Councillor Thornton-Joe – Chamber of Commerce Business Awards

Councillor Thornton-Joe shared with Committee the outcome of the recently held Chamber of Commerce Business awards. The Business person of the year award went to Matt MacNeil, a member of the Funders Table of the Greater Victoria

Commission to End Homelessness, and the runner up was Gail Robinson of Robinson's Outdoor Store, which has been in downtown for 80 years. The Governors' Lifetime Achievement Award went to Bob Wright of the Oak Bay Marine Group.

Committee recessed at 11:56 a.m.

Committee reconvened at 12:01 p.m.

12. CLOSED MEETING at 12:01 p.m.

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

Absent for a Portion of the Meeting: Councillor Coleman

Absent: Mayor Lowe

Staff Present: R. Woodland – Acting City Manager; B. Wiffen – Property Manager; K. Friars – Director of Parks, Recreation and Community Development; D. Day – Director of Planning and Development; N. Taylor – Senior Advisor, Intergovernmental and Strategic Initiatives; C. Havelka – Recording Secretary.

Action: Councillor Holland 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 08/247

12.1 Minutes of the Closed Portion of the Committee of the Whole Meeting held April 3, 2008

Action: Councillor Holland moved that the Closed Minutes from the Committee of the Whole Meeting held April 3, 2008 be adopted.

CARRIED 08/246

12.2 Land – New Licence – Clover Point Anglers Association

Committee received a report dated March 26, 2008 from Legislative and Regulatory Services with respect to a New Licence – Clover Point Anglers Association (CPAA). The purpose of this report is to obtain Council's approval to enter into a new License Agreement with the CPAA for the boathouse at Clover Point. The current agreement expires May 31, 2008.

Acting Mayor Coleman returned at 12:04 p.m. and assumed the Chair.

A Committee member outlined concerns regarding access to this area when the CRD builds its treatment facility with Committee agreeing to add a termination clause on 90 days notice.

Action: Councillor Madoff moved that Council approve a new 5 year License of Use with the Clover Point Anglers Association (CPAA) for the boathouse and ramp at 1303 Clover Point, subject to:

1. Term: June 1, 2008 through May 31, 2013.
2. Consideration: \$1650.00 for Year 1, increasing by \$50.00 each subsequent year. GST and property taxes extra.
3. Termination clause for all leasehold areas on 90 days notice by the City.
4. Maintenance, repair and all insurance costs to be borne by CPAA.
5. Annual reporting to Property Manager regarding turnover and wait list.
6. Advertising requirements of the Community Charter.

CARRIED 08/245

12.3 Land – Sale of Surplus Land

Committee received a report dated April 8, 2008 from Legislative and Regulatory Services with respect to the Sale of Surplus Land – Pat Bay Highway. The purpose of this report is to obtain Council's approval to sell an undeveloped parcel of City-owned land in the 5200 block of the Pat Bay Highway, across the highway from the south end of Elk Lake.

Committee members discussed the issues of zoning, easements, subdivision and social housing with respect to this property. 10% of the funds from this sale go towards the Parks Acquisition Fund. The remainder goes into the tax sale land reserve fund. Staff advised that they can advise housing agencies that this land is for sale.

Action: Councillor Young moved that Council authorize staff to proceed to market the subject parcel as follows:

1. Legal description: Lot 7, Section 44, Lake District, Plan 15307, except Part in Plan 2490 RW.
2. Asking Price: market value
3. Listing Realtor to be chosen through proposal process.
4. Property to be sold "as is where is".

CARRIED 08/244

12.4 Appointment – Acting Mayor

Committee received a report dated April 7, 2008 from the Corporate Administrator regarding the appointment of the Acting Mayor for May 2008.

Action: Councillor Thornton-Joe moved that Council approve the appointment of Councillor Hughes as a substitute for Councillor Chandler as Acting Mayor in May 2008.

CARRIED 08/243

12.5 Legal – Land - Lease Negotiations

Committee received a verbal report from the Director of Legislative and Regulatory Services with respect to a Legal, Land Lease Negotiations matter.

The discussion was recorded and kept confidential.

Councillor Fortin left the meeting at 12:37 p.m. as he is the Executive Director of the Burnside Gorge Community Association and has a direct pecuniary interest with the following item.

Committee recessed at 12:38 p.m.

Committee reconvened at 12:45 p.m.

12.6 Land – Parkland Allocation

Committee received a report dated April 15, 2008 from Parks, Recreation and Community Development with respect to Land, Parkland Allocation.

Councillor Chandler left the meeting at 1:01 p.m.

The discussion and motion were recorded and kept confidential.

(Closed Resolution 08/242)

13. ADJOURNMENT

Action: Councillor Hughes moved that the Committee of the Whole meeting of April 17, 2008 be adjourned at 1:28 p.m.

CARRIED 08/241

Acting Mayor Coleman, Chair