

MINUTES of a Special meeting of the MUNICIPAL COUNCIL of The Corporation of the District of Oak Bay, held in the Council Chambers, Oak Bay Municipal Hall, 2167 Oak Bay Avenue, Victoria, B.C., on Monday, December 7, 2020 at 7:00 P.M.

We acknowledge that the land on which we gather is in the traditional territory of the Coast and Straits Salish Peoples. Specifically we recognize the Lekwungen speaking people, known today as the Songhees and Esquimalt Nations, and that their historic connections to these lands continue to this day.

PRESENT: Mayor K. Murdoch, Chair
Councillor A. Appleton
Councillor H. Braithwaite
Councillor C. Green *
Councillor T. Ney
Councillor E. Paterson
Councillor E.W. Zhelka *

STAFF: Chief Administrative Officer, L. Varela
Director of Corporate Services, S. Williams
Director of Building and Planning, B. Anderson *
Director of Financial Services, C. Paine *
Director of Engineering and Public Works, D. Horan *
Deputy Director of Corporate Services, S. Morden *
Manager of Planning, D. Jensen *
Recorder, A. Nurvo

* attended via telephone conference call

CALL TO ORDER:

Mayor Murdoch called the meeting to order at 7:02 p.m. The Mayor invited members of the public to phone into the meeting to provide comments to Council.

MINUTES:

1. **Council and Committee Minutes**
 - February 10, 2020 Council Meeting Minutes
 - November 16, 2020 Council Meeting Minutes
 - November 23, 2020 Council Meeting Minutes

MOVED and seconded: That the February 24, 2020 Council resolution adopting the Minutes of the Special Committee of the Whole meeting held February 6, 2020, the Special Council meeting held February 10, 2020, the Council meeting held February 10, 2020, the Special Committee of the Whole meeting held February 10, 2020, and the Special Committee of the Whole meeting held February 13, 2020 be amended to remove reference to the adoption of the February 10, 2020 Special Council meeting Minutes.

CARRIED

MOVED and seconded: That the Minutes of the Council meeting held February 10, 2020, and the Minutes of the Council meetings held November 16, 2020, and November 23, 2020 be adopted.

CARRIED

2. Advisory Body Minutes

- November 3, 2020 Advisory Design Panel Meeting Minutes

MOVED and seconded: That the Minutes of the Advisory Design Panel meeting held on November 3, 2020 be received.

CARRIED

MAYOR'S REMARKS:

3. Mayor's Remarks

Mayor Murdoch acknowledged that in accordance with the new Public Health Order, the District is continuing to hold meetings of Council with extreme safety measures in place. The Mayor expressed appreciation to the BIA for organizing the food hamper in front of Municipal Hall and encouraged residents to donate to the food drive. Mayor Murdoch reminded residents that all businesses within the District are open and appreciate our business.

PUBLIC PARTICIPATION PERIOD:

4. The Director of Corporate Services advised that no members of the public have called into the meeting.

COMMUNICATIONS:

5. Community Climate Action Working Group Report

The Manager of Planning provided background and summary of the Report. She advised that the first three recommendations were presented to Council last February, and Council incorporated those into the budget process. Recommendations 4 and 5 are before Council now for consideration and both would have financial and staffing implications. The Manager stated that if Council wished to consider these further, Council could direct staff to bring back additional information on the process and resources required.

MOVED and seconded: That the Community Climate Action Working Group Report be received.

CARRIED

MOVED and seconded: That staff bring back additional information on the cost and resource implications of recommendation 4 of the Community Climate Action Working Group Report.

CARRIED

MOVED and seconded: That staff prepare an options analysis for initial implementation of the Cool Kit program, considering COVID-19 limitations and also potential late 2021 target for expanded community gatherings.

CARRIED

6. 2021 Meeting Schedule

MOVED and seconded: That the 2021 meetings of Council and Committee of the Whole be scheduled as follows:

Regular Council, 7:00 PM:

January 11 & 25	April 12 & 26	July 12 & 26
February 8 & 22	May 10 & 25	September 27
March 8 & 22	June 14 & 28	October 12 & 25
		November 8 & 22

Committee of the Whole, 7:00 PM

January 18	May 17	September 20
March 15	June 21	October 18
April 19	July 19	November 15

And that a joint Committee of the Whole meeting be scheduled for December 13, 2021 with Committee commencing at 6:00 PM and Council commencing immediately following the adjournment of the Committee meeting;

And further, that Special Committee of the Whole meetings be scheduled to consider the 2021 Budget on February 4th, 11th, and 18th, 2021 commencing at 6:00 PM.

CARRIED

7. 2021 Acting Mayor Rotation and 2021 Council Appointments

MOVED and seconded: That the 2021 Acting Mayor Rotation and 2021 Council Appointments be adopted as presented.

CARRIED

8. Public Art Advisory Committee Terms of Reference

MOVED and seconded: That the Public Art Advisory Committee Terms of Reference be adopted.

CARRIED

9. Committee and Commission Policy - Amendment

MOVED and seconded: That the amended Committee and Commission Policy be adopted.

CARRIED

10. Rise and Report - October 13, 2020 - Cattle Point Boat Launch Lease

The following resolution was released from its In-Camera classification:

That staff proceed to obtain a lease for District Lots 125 and 126, Victoria District in accordance with the letter dated March 6, 2020 from the Ministry of Forests, Lands, Natural Resource Operations and Rural Development;

And that the Mayor and Interim Director of Corporate Services be authorized to sign the Response to Notice of Final Review and the proposed lease agreement.

NEW BUSINESS / REPORTS FROM OTHER COMMITTEES:

11. New Business & Verbal Reports

- New Business

There was no new business.

- Report on the Capital Regional District

Mayor Murdoch advised that the recent changes approved by Council regarding sewer service fee charges have been reviewed by the Governance and Finance Committee and will be going to the CRD Board this week, and that he does not expect any challenges since this would bring the District into alignment with the rest of the Region. The Mayor advised that he has been appointed as Chair of the Governance Committee.

- Other Verbal Reports

Councillor Green advised that she and Councillor Braithwaite attended a Tourism Committee meeting by Zoom last Thursday, and that this sector continues to struggle, and that the Committee has the resilience to keep working.

Councillor Appleton advised that he attended the Library Board's last meeting of year, and that the GVPL is continuing to move towards expanding its hours and providing increased access to computers in January. He also advised that the GVPL 2019 Annual Report is posted to its website, and that the 2021 budget will be presented to Council early in next year.

Councillor Zhelka provided an update on the CRD Water Commission, and advised that the drinking water quality summary reports are available on the CRD website and that our water quality is in excellent shape and healthy.

BYLAWS:

12. **Refuse Collection and Disposal Amendment Bylaw No, 4371, Amendment Bylaw No 4775, 2020**

MOVED and seconded: That the Refuse Collection and Disposal Amendment Bylaw No, 4371, Amendment Bylaw No. 4775, 2020 be given first and second readings.

CARRIED

MOVED and seconded: That the Refuse Collection and Disposal Amendment Bylaw No, 4371, Amendment Bylaw No. 4775, 2020 be given third reading.

CARRIED

13. **Advisory Planning Commission - Land Use Bylaw No. 4771, 2020 - Land Use**

MOVED and seconded: That the Advisory Planning Commission - Land Use Bylaw No. 4771, 2020 be given first and second readings.

Motion to Amend:

MOVED and seconded: That the second sentence of Clause 4.2 of Bylaw No. 4771 be replaced with:

“The District shall strive to make appointments that are inclusive and reflect the community’s demographic with a specific focus on youth, gender, ethnic and economic diversity, including representation from the small business, homeowner and rental sectors.”

The Director of Corporate Services advised Council of the timelines associated with the recruitment for the APC and recommended that, to keep the timelines manageable, Council could consider giving three readings to the bylaw as presented and prior to presenting the bylaw for adoption, staff would confirm the legal standing of the language in clause 4.2. If appropriate the bylaw will be presented for adoption on December 14th, 2020. If found to be inappropriate, alternate language will be offered for consideration of third reading as amended at that time.

The mover and seconder of the proposed Motion to Amend the Bylaw confirmed this process was acceptable and the Amending Motion was withdrawn.

MOTION WITHDRAWN

With the consent of the seconder

The question was called on the Main Motion and declared:

CARRIED

With Councillor Green opposed

MOVED and seconded: That the Advisory Planning Commission - Land Use Bylaw No. 4771, 2020 be given third reading.

CARRIED

With Councillor Green opposed

14. **Advisory Planning Commission - Design Panel Bylaw No. 4772, 2020**

MOVED and seconded: That the Advisory Planning Commission - Design Panel Bylaw No. 4772, 2020 be given first and second readings.

CARRIED

MOVED and seconded: That the Advisory Planning Commission - Design Panel Bylaw No. 4772, 2020 be given third reading.

CARRIED

15. **Sewer User Charge Bylaw No. 4392, Amendment Bylaw No. 4776, 2020.**

MOVED and seconded: That the Sewer User Charge Bylaw No. 4392, Amendment Bylaw No. 4776, 2020 be adopted.

CARRIED

ADJOURNMENT:

16. **Motion to Adjourn**

MOVED and seconded: That the meeting be adjourned at 8:56 p.m.

CARRIED

Certified Correct:

Kevin Murdoch, Mayor

Selina Williams, Director of Corporate Services