

MINUTES of the regular meeting of the COMMITTEE OF THE WHOLE 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 October 19, 2020 at 7:00 PM

We acknowledge that the land on which we gather is the traditional territory of the Coast and Straits Salish Peoples. Specifically we recognize the Lekwungen-speaking peoples, 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
Interim Director of Corporate Services, S. Morden
Director of Financial Services, C. Paine
Director of Building and Planning, B. Anderson
Interim Deputy Director of Corporate Services, J. Winter
Manager of Recreation Program Services, S. Meikle *
Manager of Parks Services, C. Hyde-Lay *
Planner, G. Buffett
Recorder, A. Nurvo

* attended by conference call

CALL TO ORDER:

Mayor Murdoch called the meeting to order at 7:00 p.m. Mayor Murdoch advised that members of the public are invited to call into Municipal Hall to provide comments on any agenda items.

COMMUNICATIONS:

1. Anonymous Donation of Public Art

Local artist Kent Laforme provided background regarding his proposed commissioned sculpture, "Takaya - Islands Wolfe." The Manager of Recreation Program Services provided an overview of the proposed donated artwork and the preferred location at Cattle Point.

MOVED and seconded: That it be recommended to Council that the proposed siting of the art piece "Takaya" at Cattle Point be approved;

And further that it be recommended to Council that the Mayor be directed to make every effort to secure the donation of the art for the District of Oak Bay.

CARRIED

With Councillors Appleton and Paterson opposed

2. Travel and Expenses Reimbursement Policy

The Director of Financial Services provided an overview of his report and the proposed policy and advised that the current Expense Policy has not been reviewed since 2006, and that the Auditors recommended it be updated to ensure proper approval hierarchy is in place. The Director reviewed the changes from current policy.

MOVED and seconded: That it be recommended to Council that Council repeal the Staff Travel Guidelines: Conferences, Seminars, and Courses Policy, 2006, and adopt Travel and Expenses Reimbursement Policy.

CARRIED

3. Department Budget Transfer Policy

The Director of Financial Services provided an overview of the draft Policy which incorporates many of the current practices involved in the budget process, and advised that the Policy provides some flexibility and ensures minor budget variances do not interrupt service delivery.

MOVED and seconded: That it be recommended to Council that Council adopt the draft Department Budget Transfer Policy and to bring the Policy back to Committee of the Whole meeting for review along with the Third Quarter report.

CARRIED

4. Development Permit - DP000032 - 2140 Cadboro Bay Road

The Planner provided an overview of the application for a form and character Development Permit for exterior alterations to an existing building, and advised that the Applicant was available on the phone to answer any questions.

MOVED and seconded: That it be recommended to Council that the proposal to undertake exterior alterations to the existing building at 2140 Cadboro Bay Road be approved subject to the issuance of Development Permit DP000032.

CARRIED

5. Uplands Siting and Design - ADP00124 - 3535 Upper Terrace Road

The Planner provided an overview of the application to enable renovations to an existing home including an addition and enclosure of the balcony and to construct an accessory building to the rear.

MOVED and seconded: That it be recommended to Council that the proposal to renovate an existing single family dwelling and construct an accessory building at 3535 Upper Terrace Road, as outlined in this October 19, 2020 report for ADP00124 be approved as to Uplands siting and design.

CARRIED

6. Development Variance Permit - DVP00101 - 629 Beach Drive

The Planner provided an overview of the application to construct an in-ground swimming pool at a new home currently under construction.

MOVED and seconded: That it be recommended to Council that the proposal to construct a swimming pool at 629 Beach Drive be approved subject to issuance of Development Variance Permit DVP00101, and that notification be given of Council's consideration of DVP00101.

CARRIED

The meeting recessed at 8:43 p.m. and reconvened at 8:46 p.m.

7. Notice of Motion - Councillor Ney

MOVED and seconded: Whereas Councillor Ney's Motion "Ban leaf blowers in Oak Bay" was forwarded to the Climate Action Committee on January 18 2020 for consideration;

Whereas Oak Bay Committee of the Whole received Recommendations from the Climate Action Committee March 9, 2020, of which Recommendation 3 would establish an annual funding program for community groups undertaking climate action activities and for rebates for actions that reduce GHG emissions including heating systems, electric garden equipment, and ebikes;

Whereas Oak Bay Council did not fund Recommendation 3 from the Climate Action Committee in the 2020-21 budget;

Whereas the City of Victoria has committed to replacing gas-powered tools and small engine-driven equipment (including garden equipment such as gas-powered leaf blowers) with renewable power (electrification) by 2025 (see City of Victoria Climate Leadership Plan 2018, p. 52);

Whereas there continues to be increasing community support in Oak Bay for the replacement of gas-powered garden equipment, and especially leaf-blowers, with electric-powered equipment.

Whereas on November 18, 2019, the German government requested that its citizens stop using leaf blowers over concerns of the environment and insects.

Be it resolved that staff be directed to provide a report on the District:

- 1) Phasing out by 2024 the use of all gas-powered tools and small-engine driven equipment on municipal lands including but not limited to gas-powered garden equipment such as leaf blowers, lawn mowers, and grass whippers, to be replaced with renewably powered tools and equipment in consideration of available technology, budget and staff capacity within a multi-year program; and
- 2) Issuing a moratorium that the use of leaf blowers not be used in Oak Bay unless they are "indispensable".

CARRIED

8. **Establishing Bylaws and Terms of Reference for District Advisory Bodies**

The CAO reviewed a PowerPoint presentation and provided a summary of the background and process of advisory body review, including guiding principles, the new Committee and Commission Policy adopted on July 27, 2020, and the new draft Procedure Bylaw currently underway. The CAO reviewed the current and proposed mandate and composition of the major core committees and commissions, proposed next steps and timing options.

MOVED and seconded: That the meeting be extended until 11:00 p.m.

CARRIED

Councillor Ney left the meeting at 10:27 p.m.

Mayor Murdoch invited members of the public to call into the meeting to provide input to the Committee. The Interim Director of Corporate Services advised that no calls from the public have been received.

MOVED and seconded: That the Committee direct staff to circulate, by email, the proposed draft mandates, duties and composition details to the current/respective advisory body volunteers for individual comment to Corporate Services by November 4, 2020 and report back to a Special Committee of the Whole meeting date to be determined.

CARRIED

The CAO advised that the second recommendation in the Staff Report will also be brought back to the Special Committee of the Whole meeting and that the Director of Financial Services would be available to review the implications of a fee for service agreement.

ADJOURNMENT:

9. **Motion to Adjourn**

MOVED and seconded: That the meeting be adjourned at 10:50 p.m.

CARRIED

Certified Correct:

Chair

Director of Corporate Services