MINUTES of a regular 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 June 11, 2018. The meeting adjourned to In Camera at 6:00 PM and reconvened for regular business at 7:00 PM.

PRESENT:	Mayor N. Jensen, Chair
	Councillor H. Braithwaite
	Councillor T. Croft (entered at 7:37 p.m.)
	Councillor K. Murdoch
	Councillor T. Ney
	Councillor E. Zhelka
REGRETS:	Councillor M. Kirby
STAFF:	Acting Chief Administrative Officer, D. Carter
	Director of Corporate Services, W. Jones
	Deputy Director of Corporate Services, D. Hopkins
	Director of Building and Planning, B. Anderson
	Manager of Planning, D. Jensen
	Director of Engineering Services, D. Horan
	Superintendent of Public Works, D. Brozuk
	Deputy Director of Financial Services, D. Costin

ADJOURNMENT TO IN CAMERA:

1. ***Motion to Adjourn to In Camera***

That:

1. *in accordance with sections 90(1)(a) and 90(1)(g) of the Community Charter, that the open portion of the meeting of Council be adjourned and that a closed session be convened to discuss personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality; and litigation or potential litigation affecting the municipality.*
2. *The open portion of the meeting reconvene at 7:00 PM*

CARRIED

OPEN PORTION OF THE MEETING TO RECONVENE AT 7:00 PM:

MINUTES AND REPORTS:

2. ***Special Council***

- Special Council Meeting Minutes May 22, 2018

MOVED and seconded: That the minutes of the Special Council meeting held May 22, 2018 be adopted.

CARRIED

3. ***Committee of the Whole***

- Committee of the Whole Minutes May 22, 2018

MOVED and seconded: That the minutes of the Committee of the Whole meeting held May 22, 2018 and the recommendations contained therein be adopted.

It was noted that the motion for item 2, Sea Lore Sculpture Competition Location, was carried unanimously, however Councillor Zhelka registered opposition. Council asked that the minutes be corrected.

The motion was then called.

CARRIED

4. ***Council***

- Council Meeting Minutes May 28, 2018

MOVED and seconded: That the minutes of the Council meeting held May 28, 2018 be adopted.

CARRIED

MAYOR'S REMARKS:

5. ***Mayor's Remarks***

Mayor Jensen extended congratulations to the organizers of the Oak Bay Tea Party for hosting another successful community event and thanked the performers, volunteers and everyone involved.

The Mayor provided an update on the Police Services Integration meetings for integrated police services across the Capital Regional District. Mayor Jensen said that formation, governance and dissolution of these units are under discussion and that the meetings are progressing well.

He reported that the Greater Victoria Sport Tourism Commission, with support from Tourism Victoria, is submitting a bid to host the BC Senior Games in 2020, 2021, or 2022. This event has not previously been hosted in Greater Victoria and will be discussed later in the agenda under New Business.

PUBLIC PARTICIPATION PERIOD:

6. The following speakers addressed Council during the Public Participation Period:

Martin Cownden, Oak Bay Business Improvement Area, expressed concerns about parking in Oak Bay Village and enforcement of limited parking times. Mr. Martin asked about the potential redevelopment of 1538 Monterey Avenue and 1531 Hampshire Road to include community green space, a dog area, and additional parking. He requested that the Business Improvement Area be permitted to have input on the future development of these properties and to have the opportunity to participate in any future development in the Oak Bay Village.

Matthew MacNeil, Oak Bay resident, also addressed Council with concerns over parking in the Oak Bay Village. Mr. MacNeil reminded Council that 20 years ago he was required to contribute to a parking fund as a requirement of his Development Permit. He noted that Oak Bay Avenue is busy and the Village is successful. He requested that Council consider converting the properties at 1538 Monterey Avenue and 1531 Hampshire Road into a parking facility with the money available in the Village Parking Fund.

The Mayor recognized that this matter is part of an important larger important community conversation on making the Village increasingly viable. He said that the BIA, community and neighbours will be invited to participate in future conversations. Staff said that the fund for village parking consisted mainly of contributions from businesses and totaled $913,000 as of the end of 2017.

Isabella Lee, Oak Bay resident, asked that Council support Mayor Jensen's motion to change the Speculation Tax into a levy that can be reinvested into local community housing. Ms. Lee also asked that Council cautiously consider how this levy will be implemented as Oak Bay should be contributing to affordable housing and should actively be seeking appropriate resolutions to this significant issue.

COMMUNICATIONS:

7. ***Statement of Financial Information***

- Report - Statement of Financial Information - Director of Financial Services, Jun. 11, 2018

MOVED and seconded: That Council approve the Statement of Financial Information for the year ended December 31, 2017.

The Acting Chief Administrative Officer provided an overview of the process and requirements for producing the annual Statement of Financial Information. Ms. Carter noted that an amendment was required to reallocate the funds for Walton Ross listed under the Provision of Goods and Services to Payment for Suppliers for Grants and Contributions exceeding $25,000, under accruals.

MOVED and seconded: That Council approve the amended Statement of Financial Information for the year ended December 31, 2017.

CARRIED

8. ***Asphalt Resurfacing & Miscellaneous Concrete Program - Tender Award PW05-2018***

- Report - Tender Award PW05-2018 - Deputy Director of Financial Services, Jun. 11, 2018

The Superintendent of Public Works provided a brief overview of the bid process and the tenders received.

MOVED and seconded: That the contract for the Asphalt Resurfacing & Miscellaneous Concrete Program be awarded to Island Asphalt Company in accordance with their tender submission in the amount of $675,625.00.

CARRIED

9. ***2018 General Local Elections - Appointment of Deputy Chief Election Officer***

- Report - Appointment of Deputy Chief Election Officer - Chief Election Officer, Jun. 6, 2018

MOVED and seconded: That Victoria McKean be appointed as the Deputy Chief Election Officer for the District of Oak Bay for the 2018 General Local Election.

CARRIED

10. ***Advisory Planning Commission Minutes***

- Note - Advisory Planning Commission Minutes - Director of Corporate Services, Apr. 3, 2018
- Advisory Planning Commission Minutes Apr. 3, 2018

MOVED and seconded: That the minutes of the Advisory Planning Commission held on April 3, 2018 be received for information.

In response to questions from Council, the Manager of Planning stated that the checklist for the revised procedures was discussed at the last Advisory Planning Commission meeting and that a trial run that will follow the revised procedures checklist is intended to be undertaken at the next Advisory Planning Commission meeting. Ms. Jensen said that she anticipates the final version of the checklist will be brought forward to Council shortly after the test run is completed.

CARRIED

11. ***Advisory Design Panel Minutes***

- Note -Advisory Design Panel Minutes - Director of Corporate Services, May 1, 2018
- Advisory Design Panel Minutes May 1, 2018

MOVED and seconded: That the minutes of the Advisory Design Panel held on May 1, 2018 be received for information.

CARRIED

CORRESPONDENCE - UPCOMING AGENDA ITEM(S):

12. ***Correspondence to be received***

- Corresp. Proposed Speculation Tax - May 26 to May 28, 2018
- Corresp. - Bylaw No. 4712, Parks and Beaches Amendment Bylaw, 2018 - MacRae, May 28, 2018
- Addenda - Corresp. - TCO 2018-11 Granite Street West Parking Restrictions - Peggs, Jun. 7, 2018

MOVED and seconded: That the additional correspondence be received.

CARRIED

NEW BUSINESS/REPORTS FROM OTHER COMMITTEES:

13. ***New Business & Verbal Reports***

BC Senior Games

Mayor Jensen said that the Greater Victoria Sport Tourism Commission is bidding to host the BC Senior Games in Greater Victoria in 2020, 2021, or 2022. A previous bid to host the games in 2015 was supported by Oak Bay Council who committed to contributing up to $10,000 in funding. Unfortunately this bid was unsuccessful. He said that he believes that this current bid will be successful as a result of the support and expertise of Tourism Victoria and the newly formed Greater Victoria Sport Tourism Commission. He asked that Council support this bid in principle and that no additional commitments will be made until after further discussion with the Parks, Recreation and Culture Commission and Council.

MOVED and seconded:

1. That Oak Bay support the Greater Victoria Sport Tourism Commission bid for the BC Senior Games for either 2020, 2021, or 2022;
2. That if the BC Senior Games bid is successful Oak Bay pledge financial support not to exceed $5,000; and
3. That if the BC Senior Games bid is successful Oak Bay pledge to provide available and suitable venues for the BC Senior Games.

Councillor Croft entered the meeting at 7:37 p.m.

In response to questions from Council, Mayor Jensen said that the third part of the motion is open ended because criteria will depend on what games are included in the event, and that the District will need to ensure that our facilities are suitable for the requirements and that these facilities are available.

The Mayor said that the value to tourism in the region would be in the millions of dollars. Participants are not sponsored so they pay for their own accommodations, meals, entertainment, and they often extend their stay. He added that this is a great opportunity to highlight the Greater Victoria area.

The QUESTION was then called.

CARRIED

Councillor Braithwaite reported that she attended her first Association of Vancouver Island Coastal Communities (AVICC) Executive meeting as a new director on June 9, 2018. She said that UBCM will be asking for a delay in the implementation of the Employer Health Tax and that the AVICC will be sending a letter to the Province requesting the same. She said that no action will be taken on the Speculation Tax until after the UBCM Annual Conference because AVICC members were not able to reach consensus on a position.

Councillor Zhelka said that the Oak Bay Emergency Program participated in the Vancouver Island Emergency Preparedness Conference June 8, 9, 10, 2018. He noted that the conference was well attended and commended the efforts of Oak Bay volunteers who contributed to this important conference.

Councillor Murdoch provided a brief update for the Heritage Conservation Area Working Group who are finalizing plans for public consultation for the end of June. He also said that

Heritage Commission is reviewing their strategic plan and priorities this week so updates are anticipated to be reported at the next Council meeting.

Councillor Braithwaite highlighted the scheduling of several upcoming events including the ArtsAlive Public Art Tour happening on June 14th, Sausage Fest June 23rd at Willows Beach, the Ride Don't Hide event for mental health on June 24th, and the Canada Day celebration on the front lawn of the Municipal Hall on June 29th with Music in the Park at Willows Beach on the same night.

RESOLUTIONS:

14. ***Speculation Tax***

- Resolution - Speculation Tax - Proposed by Nils Jensen

Mayor Jensen provided an introduction to a proposed resolution to submit to the UBCM Annual Conference. He noted that the title was changed to Local Government Vacancy Levy.

MOVED and seconded: That Council endorse:

WHEREAS vacant residential properties are not in the best interests of BC communities;

AND WHEREAS local governments are best placed to determine the nature and extent of the adverse impacts of vacant residential properties and to administer exemptions based on local needs;

AND WHEREAS a levy administered and retained by local government on vacant residential properties can be a way to encourage the availability of more rental accommodations;

AND WHEREAS revenues from such a levy on vacant residential properties would assist a local government directly or through regional pooling to create and encourage non-market housing:

THEREFORE BE IT RESOLVED that UBCM urge the Province to modify the approach in the current proposed Speculation Tax to empower local governments to collect a levy on vacant residential properties and to require local governments that choose to impose such a levy to invest the revenues in non-market housing.

Discussion followed around reducing the number of ongoing vacant homes, empowerment from the Province for local governments to address housing needs autonomously, and concerns that the wording of the resolution allows municipalities to take no action.

The Mayor asked shall the chair be sustained.

CARRIED
With Councillors Murdoch and Zhelka opposed

The QUESTION on the main motion was then called.

CARRIED
With Councillor Zhelka opposed

The Superintendent of Public Works and the Deputy Director of Financial Services left the meeting at 8:02 p.m.

15. ***Development Variance Permit (DVP00075) - 195 Sunny Lane***

- Resolution Notice - 195 Sunny Lane - DVP00075
- Report - DVP 195 Sunny Lane - Acting Director of Building and Planning, May 15, 2018
- Plans - DVP - 195 Sunny Lane, Apr. 25, 2018
- Rpt. Attach. 2 - Arborist Memo 195 Sunny Lane, Jan 17, 2018
- Rpt. Attach. 3 - Draft Development Variance Permit DVP00075

The applicant was present at the meeting.

No members of the public rose to address Council on this application.

MOVED and seconded: That the Director of Building and Planning be authorized to issue Development Variance Permit DVP00075 with respect to 195 Sunny Lane, as appended to the Council agenda of June 11, 2018.

CARRIED

16. ***Development Variance Permit (DVP00079) - 3000 Valdez Place***

- Resolution Notice - 3000 Valdez Place - DVP00079
- Report - DVP 3000 Valdez Place - Acting Director of Building and Planning, May 15, 2018
- Plans – DVPADP – 3000 Valdez Place, May 9, 2018
- Rpt. Attach. 2 - Arborist Memo, March 21, 2018
- Rpt. Attach. 3 - Draft Development Variance Permit DVP00079

The applicant was present at the meeting.

No members of the public rose to address Council on this application.

MOVED and seconded: That the Director of Building and Planning be authorized to issue Development Variance Permit DVP00079 with respect to 3000 Valdez Place, as appended to the Council agenda of June 11, 2018.

CARRIED

17. ***Development Variance Permit (DVP00080) - 3125 Uplands Road***

- Resolution Notice - 3125 Uplands Road - DVP00080
- Report - DVP 3125 Uplands Road - Acting Director of Building and Planning, May 15, 2018
- Plans – DVP – 3125 Uplands Road, May 14, 2018
- Rpt. Attach. 2 - Draft Development Variance Permit DVP00080

The applicant was present at the meeting.

No members of the public rose to address Council on this application.

MOVED and seconded: That the Director of Building and Planning be authorized to issue Development Variance Permit DVP00080 with respect to 3125 Uplands Road, as appended to

the Council agenda of June 11, 2018.

CARRIED

18. ***Traffic Control Order (TCO) - Granite Mitchell and Foul Bay Parking***

- TCO 2018-11 - Granite Street West Parking Restrictions
- Rpt. Attach. 1 - TCO Request Map - Granite St. West Parking Restrictions
- Report - Resident Only Parking Request Foul Bay and Granite - Director of Engineering Services, Nov. 15, 2017
- Corresp. - Resident Only Parking Request - Foul Bay Rd. and Granite St., Nov. 18 - Nov. 19, 2017
- Rpt. Attach. 1 - Corresp. Parking Regulations., Apr. 28 - Aug. 21, 2017
- Rpt. Attach. 2 - Proposed Parking Regulations Granite St. West, November 14, 2017

The Director of Engineering Services provided an overview of Traffic Control Order 2018-11 to erect signs restricting parking to 2 hours, Monday to Friday, 9 a.m. to 5 p.m. in designated areas on Mitchell Street, Granite Street and Foul Bay Road.

MOVED and seconded: That signs limiting parking to "2 hours, Monday to Friday, 9 am to 5 pm" be erected on Mitchell Street, Granite Street and Foul Bay Road, as more particularly shown on the sketch attached to Traffic Control Order No. 2018-11.

CARRIED

BYLAWS:

19. ***Bylaw Memorandum***

- Memorandum - Bylaw No. 4712 - Director of Corporate Services, May 30, 2018

20. ***For Adoption***

- Bylaw No. 4712, Parks and Beaches Amendment Bylaw, 2018

MOVED and seconded: That Bylaw No. 4712, Parks and Beaches Amendment Bylaw, 2018 be adopted.

CARRIED

21. ***Bylaw Report***

- Report - Bylaw No. 4713 - Chief Election Officer, May 31, 2018

22. ***For First, Second and Third Reading***

- Bylaw No. 4713, Elections and Voting Bylaw Amendment Bylaw, 2018

MOVED and seconded: That Bylaw No. 4713, Elections and Voting Bylaw Amendment Bylaw, 2018 receive first, second, and third reading.

MOVED and seconded: That the motion to give three readings to Bylaw No. 4713, Elections and Voting Bylaw Amendment Bylaw, 2018 be withdrawn.

CARRIED

MOVED and seconded: That Bylaw No. 4713, Elections and Voting Bylaw Amendment Bylaw, 2018 be given first reading.

CARRIED

MOVED and seconded: That Bylaw No. 4713, Elections and Voting Bylaw Amendment Bylaw, 2018 be amended as follows:

1. By deleting section 2 in its entirety; and
2. By deleting section 3.

MOVED and seconded: That Bylaw No. 4713, Elections and Voting Bylaw Amendment Bylaw, 2018 be given second reading as amended.

CARRIED

MOVED and seconded: That Bylaw No. 4713, Elections and Voting Bylaw Amendment Bylaw, 2018 be given third reading.

CARRIED

ADJOURNMENT:

23. ***Motion to Adjourn***

MOVED and seconded: That the meeting be adjourned.

CARRIED

The meeting adjourned at 8:42 p.m.

Certified Correct:

Mayor

Director of Corporate Services