



CORPORATION OF THE TOWNSHIP OF ESQUIMALT

Minutes - Final

Council

Municipal Hall
1229 Esquimalt Road
Esquimalt, B.C. V9A 3P1

Monday, December 6, 2021

7:00 PM

Esquimalt Council Chambers

Present: 7 - Mayor Barbara Desjardins
Councillor Ken Armour
Councillor Meagan Brame
Councillor Jacob Helliwell
Councillor Lynda Hundleby
Councillor Tim Morrison
Councillor Jane Vermeulen

Councillor Morrison attended the meeting via conference call.

Staff: Laurie Hurst, Chief Administrative Officer
Bill Brown, Director of Development Services
Ian Irvine, Director of Financial Services
Blair McDonald, Director of Community Safety Services
Deb Hopkins, Manager of Corporate Services
Alicia Ferguson, Recording Secretary

Others: Chief Constable Manak, Victoria Police Department (VicPD)
Steve Hurcombe, Controller, VicPD
Deputy Chief Jason Laidman, VicPD
Inspector Michael Brown, VicPD Esquimalt Division
Doug Crowder, Esquimalt Police Board Representative

1. CALL TO ORDER

Mayor Desjardins called the Regular Council meeting to order at 7:00 PM.

Mayor Desjardins acknowledged with respect that we are within the Traditional Territories of the Esquimalt and Songhees First Nations.

2. LATE ITEMS

- (1) PERTAINING** to Item No. 8.4: **STAFF REPORTS** - S.219
Covenant Item Approval - 899 Esquimalt Road, Staff Report No. DEV-21-081
- Email from Rozlynn Mitchell, dated December 5, 2021, Re: Lexi/Need2Talk Proposal
 - Email from Ron Driedger, dated December 5, 2021, Re: The Need2Talk Society and Lexi's Covenant Requirements
 - Email from Emmy and Yvon Labonte, dated December 5, 2021, Re: Lexi/Need2Talk
 - Email from Isabelle and Jacques Lacoste, dated December

5, 2021, Re: Lexi Request

(2) PERTAINING to Item No. 8.6: **STAFF REPORTS** - 880 Fleming Street Bylaws 3041 and 3042 - Second Reading, Staff Report No. DEV-21-080

- Email from Louise Owen, dated, December 5, 2021, Re: 880 Fleming Street, Second Reading
- Email from Tara Harper, dated December 5, 2021, Re: 880 Fleming Second Reading
- Email from Alan Barwin, dated December 5, 2021, Re: 880 Fleming Street, Second Reading
- Email from Dr. Jean-Paul Restoule, dated December 5, 2021, Re: 880 Fleming Street, Second Reading
- Email from Guuduniia LaBoucan, December 5, 2021, Re: Proposed Rezoning to Parkland (on lot called 880 Fleming Street)
- Email from John Aasen, dated December 4, 2021, Re: 880 Fleming Street Second Reading

(3) PERTAINING to Item No. 12.5: **CORRESPONDENCE** - Email from Norah Macey, dated November 25, 2021, Re: Sidewalk on South Side of Devonshire

- Email from Norah Macey, dated December 3, 2021, Re: Devonshire Sidewalk on South Side After Shaw Ditch Filled In

(3) REORDER Item No. 12.17: **CORRESPONDENCE** - Email from Curt Kingsley, City Clerk, City of Victoria, dated November 10, 2021, Re: 2022 Police Budget, to be considered after Item No. 5.1: **PRESENTATION** - Chief Constable Del Manak, Victoria Police Department, Re: 2022 Provisional Budget Resource Allocations

(4) POSTPONE Item No. 8.4: **STAFF REPORTS** - S.219 Covenant Item Approval - 899 Esquimalt Road, Staff Report No. DEV-21-081, to the December 20, 2021 Council meeting

3. APPROVAL OF THE AGENDA

Moved by Councillor Armour, seconded by Councillor Hundleby: That the agenda be approved as circulated with inclusion of the late items. Carried Unanimously.

4. MINUTES

- 1) [21-615](#) Minutes of the Regular Council meeting held September 27, 2021
- 2) [21-616](#) Minutes of the Special Council meeting held October 4, 2021
- 3) [21-617](#) Minutes of the Regular Council meeting held October 4,

2021

- 4) [21-618](#) Minutes of the Special Council meeting held October 7, 2021
- 5) [21-619](#) Minutes of the Special Council meeting held October 25, 2021
- 6) [21-620](#) Minutes of the Regular Council meeting held October 25, 2021
- 7) [21-621](#) Minutes of the Special Council meeting held November 1, 2021

Moved by Councillor Brame, seconded by Councillor Hundleby: That the following:

Minutes of the Regular Council meeting held September 27, 2021;

Minutes of the Special Council meeting held October 4, 2021;

Minutes of the Regular Council meeting held October 4, 2021;

Minutes of the Special Council meeting held October 7, 2021;

Minutes of the Special Council meeting held October 25, 2021;

Minutes of the Regular Council meeting held October 25, 2021; and,

Minutes of the Regular Council meeting held September 27, 2021, be approved as circulated. Carried Unanimously.

5. PRESENTATIONS

- 1) [21-622](#) Chief Constable Del Manak, Victoria Police Department,
Re: 2022 Provisional Budget Resource Allocations

Chief Del Manak and Steve Hurcombe, Controller, VicPD, presented a PowerPoint Presentation regarding the allocation of additional resources relevant to Esquimalt and responded to questions from Council.

Council comments included impact of the City of Victoria's crime issues on resources and the pros and cons of the additional resources for Esquimalt.

Doug Crowder, Esquimalt Police Board Representative, provided Council with information relating to his long-term financial planning initiative that will be considered by the Police Board respecting resource allocations with a five-year plan.

12. COMMUNICATIONS

For Council's Information

- 17) [21-611](#) Email from Curt Kingsley, City Clerk, City of Victoria, dated November 10, 2021, Re: 2022 Police Budget

Moved by Councillor Helliwell, seconded by Councillor Brame: That Council direct staff to prepare a letter to the City of Victoria in response to their email from Curt Kingsley, City Clerk, City of Victoria, dated November 10, 2021, Re: 2022 Police Budget, informing them of the Esquimalt budget deliberation timelines and further re-iterate the understanding that Victoria

will fund the addition of six new officers. Carried Unanimously.

7. PUBLIC INPUT ON ANY ITEMS LISTED ON THE AGENDA

Address Council on any item included on this Agenda, including Staff Reports and Communications (excluding items which are or have been the subject of a Public Hearing). Limit 2 minutes per speaker.

Doug Scott, *resident*, expressed concerns regarding the parking requirements for the proposal at 880 Fleming Street.

Norah Macey, *resident*, encouraged the Township to collaborate with Shaw Cable Systems in their work on the south side of Devonshire Road to facilitate the construction of a sidewalk.

Sam Macey, *resident*, supported the previous speaker's comments and encouraged the Township to collaborate with fibre optic construction to achieve cost savings with capital projects.

8. STAFF REPORTS

Community Safety Services

- 1) [21-578](#) Streets and Traffic Bylaw Amendment - Staff Report - CSS-21-018

Director of Community Safety Services provided an overview of the amendments and responded to questions from Council.

Moved by Councillor Armour, seconded by Councillor Helliwell: That Council give first, second and third reading to Streets and Traffic Regulation Bylaw, 2017, No. 2898, Amendment Bylaw, 2021, No. 3049. Carried Unanimously.

Finance

- 2) [21-599](#) Local Grant Request - Victoria Jazz Fest, Staff Report FIN-21-021

Moved by Councillor Brame, seconded by Councillor Hundleby: That Council allow the applicant, Darryl Marr, to come forward to respond to questions from Council and provide an overview of the proposed event. Carried Unanimously.

Darryl Marr, *Victoria Jazz Society*, provided an overview of the proposed 2022 Jazz Fest including venue proposal for Esquimalt Bullen Park, key dates, as well as benefits to the community and residents and responded to questions from Council.

Moved by Councillor Brame, seconded by Councillor Hundleby: That Council direct staff to issue the \$34,978 of cash and in-kind support to Victoria Jazz Society for the purpose of funding the TD Jazz Fest, as attached to Staff Report No. FIN-21-021.

Council comments included:

- * Accessibility of the event for residents such as free performances.

- * Availability of funds in the local grant account and funding allocations to other applicants in 2021.
- * Consistency of the festival's proposal with Township goals to increase arts and culture in the community.
- * Viability of the event without adequate funding.
- * Economic benefits of hosting an international festival.
- * Alignment with past practice of handling new applications during the pandemic.

Director of Financial Services responded to questions from Council.

Moved by Councillor Helliwell, seconded by Councillor Brame: That the Main Motion be amended to remove the cash contribution. Defeated.

In Favour: 3 - Councillor Brame, Councillor Helliwell, and Councillor Morrison

Opposed: 4 - Mayor Desjardins, Councillor Armour, Councillor Hundleby, and Councillor Vermeulen

The vote was taken on the Main Motion and declared Carried with Councillor Armour, Councillor Morrison, and Councillor Vermeulen opposed.

Development Services

- 3) [21-588](#) OCP Amendment Consultation List – 602, 608, & 612 Nelson Street, Staff Report DEV-21-084

Director of Development Services responded to questions from Council.

Moved by Councillor Helliwell, seconded by Councillor Hundleby: That Council, having considered Sections 475 and 476 of the Local Government Act, authorize staff to circulate the Official Community Plan Amendment concept plan, attached as Appendix 'B' to Staff Report DEV-21-084, detailing the proposed development at 602 Nelson Street [PID 004-930-941 Lot B, Suburban Lot 37, Esquimalt District, Plan 11993], 608 Nelson Street [PID 005-398-991 Lot 2, Suburban Lots 37 and 45, Esquimalt District, Plan 9871 Except Part in Plan 16394], and 612 Nelson Street [PID 005-398-860 Lot 1, Suburban Lot 45, Esquimalt District, Plan 9871] to those persons, organizations, and authorities identified in Appendix 'A' of Staff Report DEV-21-084, including Island Health. Carried Unanimously.

- 4) **21-579** S.219 Covenant Item Approval - 899 Esquimalt Road, Staff Report No. DEV-21-081

This item was postponed to the December 20, 2021 Council Meeting.

- 5) [21-580](#) Housing Agreement Bylaw - 1338, 1340, 1344 & 1350 Saunders Street, Staff Report No. DEV-21-082

Moved by Councillor Hundleby, seconded by Councillor Morrison: That Council resolves that Housing Agreement Bylaw, 2021, No. 3033, attached as Appendix A of Staff Report DEV-21-082, for 1338, 1340,

1344, and 1350 Saunders Street be given first, second, and third readings. Carried Unanimously.

- 6) [21-563](#) 880 Fleming Street Bylaws 3041 and 3042 - Second Reading, Staff Report No. DEV-21-080

Director of Development Services provided an overview of the application.

Rajinder Sahota, *applicant*, provided an overview of application, presented a Flyby Presentation Video, and responded to questions from Council.

Council comments included

- * Increasing housing and affordability in the community.
- * Concerns relating to the loss of urban forest and benefits of acquiring parkland funds.
- * Receiving input from directly impacted neighbours and the community at a Public Hearing.

Moved by Councillor Armour, seconded by Councillor Vermeulen:

1. That Council resolves that Official Community Plan Bylaw, 2018, No. 2922, Amendment Bylaw, 2021, No. 3041 attached as Appendix A to Staff Report DEV-21-080 has been considered in conjunction with the Township's Financial Plan and the regional Waste Management Plans in accordance with Section 477 of the Local Government Act.
2. That Council resolves that Official Community Plan Bylaw, 2018, No. 2922, Amendment Bylaw, 2021, No. 3041, attached to Staff Report No. DEV-21-080 as Appendix A, which would amend Official Community Plan Bylaw, 2018, No. 2922 by changing Schedule 'H', being the Development Permit Areas Map by changing the designation of 880 Fleming Street [Lot 1 Section 10 Esquimalt District Plan EPP78715] [PID 030-353-556], shown cross hatched on Schedule 'A' of Bylaw No. 3041, from Development Permit Area No. 3 - Enhanced Design Control Residential to Development Permit Area No. 6 - Multi-Family Residential; be given second reading;
3. That Council resolves that Zoning Bylaw, 1992, No. 2050, Amendment Bylaw, No. 3042, attached to Staff Report DEV-21-080 as Appendix B, which would amend Zoning Bylaw, 1992, No. 2050 by changing the zoning designation of 880 Fleming Street [Lot 1 Section 10 Esquimalt District Plan EPP78715] [PID 030-353-556], shown cross-hatched on Schedule "A" of Bylaw No. 3042, from RS-1 [Single Family Residential] to CD No. 145 [Comprehensive Development District No. 145]; be given second reading as amended by replacing "63" in Section 2. (13) (d) with "57";
4. That Council authorizes the Corporate Officer to schedule a Public Hearing for Official Community Plan Bylaw, 2018, No. 2922, Amendment Bylaw, 2021, No. 3041, and Zoning Bylaw, 1992, No. 2050, Amendment Bylaw, No. 3042, mail notices, and publish public notices for same in a local newspaper. Carried.

In Favour: 5 - Mayor Desjardins, Councillor Armour, Councillor Brame, Councillor Helliwell, and Councillor Vermeulen

Opposed: 2 - Councillor Hundleby, and Councillor Morrison

- 7) [21-543](#) Covenant Modification - 622 Admirals Road, Staff Report No. DEV-21-085

Director of Development Services responded to questions from Council.

Moved by Councillor Brame, seconded by Councillor Helliwell: That Council approves the amendments to Section 219 Covenant CA3608095, attached as Appendix A to Staff Report No. DEV-21-085 and authorizes the Mayor and Chief Administrative Officer to execute the necessary documents in order that the Covenant Modification may be registered on the title for Lot A Suburban Lot 43 Esquimalt District Plan EPP82555. Carried Unanimously.

11. REPORTS FROM COMMITTEES

- 1) [21-583](#) Adopted Minutes of the APC Design Review Committee, September 8, 2021

This item was received.

- 2) [21-521](#) Adopted Minutes of the Advisory Planning Commission, September 21, 2021

This item was received.

- 3) [21-585](#) Adopted Minutes of the Parks and Recreation Advisory Committee, October 7, 2021

This item was received.

- 4) [21-584](#) Adopted Minutes of the Advisory Planning Commission, October 19, 2021

This item was received.

- 5) [21-586](#) Adopted Minutes of the Board of Variance, October 28, 2021

This item was received.

12. COMMUNICATIONS

For Council's Consideration

- 1) [21-595](#) Email from Lavinia Rojas, dated November 9, 2021, Re: Legislative Action on Consumer Fireworks

Moved by Councillor Brame, seconded by Councillor Hundleby: That Council direct staff to complete the petition that calls on the federal government to take legislative action on consumer fireworks, on behalf of Council as requested in the email from Lavinia Rojas, dated November 9, 2021, Re: Legislative Action on Consumer Fireworks. Carried Unanimously.

- 2) [21-597](#) Email from Tsugio Kurushima, Victoria Nikkei Cultural Society, dated November 14, 2021, Re: Retaining Local Grant for 2022

Director of Financial Services responded to questions from Council.

Moved by Councillor Brame, seconded by Councillor Hundleby: That Council defer consideration of the email from Tsugio Kurushima, Victoria Nikkei Cultural Society, dated November 14, 2021, Re: Retaining Local Grant for 2022, to the December 20, 2021 Council meeting to receive information on any potential implications from staff. Carried Unanimously.

- 3) [21-612](#) Email from Patrick Johnstone, Executive Director, Rainbow Kitchen, dated November 2021, Re: Support for Rainbow Kitchen

Moved by Councillor Brame, seconded by Councillor Hundleby: That Council direct staff to forward the email from Patrick Johnstone, Executive Director, Rainbow Kitchen, dated November 2021, Re: Support for Rainbow Kitchen to the Esquimalt Chamber of Commerce and schools as well as post the details of the requested support to the Township's website. Carried Unanimously.

- 4) [21-613](#) Email from Anil Arora, Chief Statistician of Canada, dated November 18, 2021, Re: 2021 Census and Request for Feedback on Community Supporter Toolkit

Council comments included that staff respond with any feedback as requested in the email.

- 5) [21-623](#) Email from Norah Macey, dated November 25, 2021, Re: Sidewalk on South Side of Devonshire

Moved by Mayor Desjardins, seconded by Councillor Morrison: That Council direct staff to prepare a report outlining options to address the email from Norah Macey, dated November 25, 2021, Re: Sidewalk on South Side of Devonshire, and request Shaw Cablesystems to halt their work in this area if possible until further information can be received. Carried Unanimously.

For Council's Information

- 6) [21-598](#) Email from Judi James, dated November 14, 2021, Re: Victoria in Crisis Town Hall November 17, 2021

This item was received.

- 7) [21-600](#) Email from Donna Bell, dated November 14, 2021, Re: Funding for Police and Other Support Services

This item was received.

- 8) [21-601](#) Email from Julie Puetter, dated November 13, 2021, Re: Downtown Crisis

This item was received.

- 9) [21-602](#) Email from Lynne Raafluab, dated November 13, 2021, Re: Well Being and Safety of Citizens

This item was received.

- 10) [21-603](#) Email from Kim Gray, dated November 13, 2021, Re: Support for Increased Police Funding / Resources

This item was received.

- 11) [21-604](#) Email from Sandy Kreitz, dated November 13, 2021, Re: Police Funding for Downtown Victoria

This item was received.

- 12) [21-605](#) Email from Daniel Lapp, Director of the School of Contemporary Music, Victoria Conservatory of Music, dated November 13, 2021, Re: Pandora/City Crisis

This item was received.

- 13) [21-606](#) Email from Monique Ploegmakers, dated November 12, 2021, Re: Support for Increased Police Funding Resources

This item was received.

- 14) [21-607](#) Email from Stephen Green, Chief Academic and Artistic Officer, Victoria Conservatory of Music, dated November 15, 2021, Re: Support for Increased Police Funding Resources

This item was received.

- 15) [21-609](#) Email from Julie Stewart-Boyle, November 15, 2021, Re: Support for Increased Police Funding Resources

This item was received.

- 16) [21-610](#) Email from Terry Boyle, Singer/Songwriter, dated November 15, 2021, Re: Victoria - Not a Safe Place

This item was received.

14. NOTICE OF MOTION

- 1) [21-589](#) Daycare and School Facilities for Esquimalt Children and Youth, Councillors Hundleby and Brame - For Introduction

This item was introduced and referred to the December 20, 2021 Council meeting for consideration.

15. RISE AND REPORT

- 1) [21-614](#) Committee Appointments - Board of Variance & Parks and Recreation Advisory Committee Youth Representative

That Council:

- (1) appoint Callum Rudyk as the Youth Representative to the Parks and

Recreation Advisory Committee for a term concluding June 30, 2022.

(2) That Council appoint Elyse Norgaard to the Board of Variance to fill the remainder of the term concluding June 30, 2022.

16. PUBLIC COMMENT PERIOD

Address Council on any topic that impacts Esquimalt (excluding items which are or have been the subject of a Public Hearing). Limit 2 minutes per speaker.

Doug Scott, *resident*, expressed support for the Rainbow Kitchen initiative, proposed options for additional park space at 880 Fleming Street, elaborated on the need for additional police resources for businesses, and further expressed appreciation for the recently opened urgent care center.

17. ADJOURNMENT

Moved by Councillor Vermeulen, seconded by Councillor Brame: That the Regular Council meeting be adjourned at 9:19 PM. Carried Unanimously.

MAYOR BARBARA DESJARDINS
THIS 24TH DAY OF JANUARY, 2022

DEBRA HOPKINS, CORPORATE OFFICER
CERTIFIED CORRECT