



REPORT TO COUNCIL

STANDING COMMITTEE OF COUNCIL
ON CITY SERVICES AND BUDGETS

DECEMBER 17, 2009

A Regular Meeting of the Standing Committee of Council on City Services and Budgets was held on Thursday, December 17, 2009, at 9:34 am, in the Council Chamber, Third Floor, City Hall.

PRESENT: Councillor Raymond Louie, Chair
Councillor Suzanne Anton
Councillor George Chow*
Councillor Heather Deal
Councillor Kerry Jang
Councillor Geoff Meggs, Vice-Chair
Councillor Andrea Reimer
Councillor Tim Stevenson*
Councillor Ellen Woodsworth

ABSENT: Mayor Gregor Robertson (Leave of Absence - Civic Business)
Councillor David Cadman (Leave of Absence - Civic Business)

CITY MANAGER'S OFFICE: Penny Ballem, City Manager

CITY CLERK'S OFFICE: Cobi Falconer, Meeting Coordinator

* Denotes absence for a portion of the meeting.

ADOPTION OF MINUTES

The Minutes of the Standing Committee on City Services and Budgets meeting of December 3, 2009, were adopted.

**1. Report Reference - Mixed Martial Arts Update
December 16, 2009**

The Assistant Director and Deputy Chief Licence Inspector provided a Report Reference on "Mixed Martial Arts" and responded to questions along with Inspector Rick McKenna.

REFERRAL MOVED by Councillor Woodsworth
THAT the Committee recommend to Council

THAT the Policy Report dated December 16, 2009, entitled "Mixed Martial Arts - Sanctioning by the Vancouver Athletic Commission (the "Commission")" be referred to a later date due to the late timing of the report.

LOST
(Councillors Anton, Chow, Deal, Jang, Louie, Meggs, and Reimer opposed)
(Councillor Stevenson absent for the vote)

The Committee heard from thirteen speakers, twelve of whom were in support of the recommendations.

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During the hearing of speakers, Councillor Deal moved the following motion:

MOVED by Councillor Deal

THAT, under Section 2.3 (c) of the Procedure By-law, Council extend the length of the Standing Committee on City Services and Budgets meeting by one hour or less.

*CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY*

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MOVED by Councillor Deal
THAT the Committee recommend to Council

- A. THAT Council authorize the Vancouver Athletic Commission to sanction Mixed Martial Arts events as outlined in the Policy Report dated December 16, 2009, entitled "Mixed Martial Arts - Sanctioning by the Vancouver Athletic Commission (the "Commission")" on a two-year pilot basis with a report back in early 2012 on experience with the pilot.
- B. THAT promoters and organizers and venue owners of sanctioned Mixed Martial Arts events under the pilot program be required to provide indemnification in favour of the City and the Commission and also provide financial security (by way of a bond, letter of credit or other instrument), all in a form and in an amount and on terms and conditions satisfactory to the City Manager, the Director of Legal Services, the Director of Finance and Risk Management, to ensure protection for the City and the Commission.
- C. THAT the Mayor, on behalf of Council, write to the Solicitor General and Attorney General of B.C. and to the Federal Justice Minister to request

urgent clarification of the legal framework for the regulation of Mixed Martial Arts.

- D. THAT current procedural requirements of the Vancouver Athletic Commission with respect to combat sports be revised, as noted in the Policy Report dated December 16, 2009, entitled "Mixed Martial Arts - Sanctioning by the Vancouver Athletic Commission (the "Commission")", in the areas of medical procedures and testing, sanctioning of Pro-Am events, security plans, and the retention of a qualified emergency physician for each event and that staff work with the Vancouver Athletic Commission to document the implementation of these requirements.
- E. THAT Council approve an increase to the seat tax charged by the Vancouver Athletic Commission from \$0.10/seat to \$1.00/seat for every contest or exhibition, to go towards the administrative costs and expenses of the Vancouver Athletic Commission and support staff involved.
- F. THAT staff assess the requirement for expanded skill sets amongst Vancouver Athletic Commission members in accordance with their expanded responsibilities for regulation of Mixed Martial Arts on a pilot basis.
- G. THAT the Director of Legal Services be instructed to bring forward for Council approval any necessary amendments to the Vancouver Athletic Commission By-law No. 2875 to reflect the direction of Council in respect of Council's determinations pursuant to the foregoing.

amended

AMENDMENT MOVED by Councillor Louie

THAT B be amended to add the following:

THAT at a minimum the following conditions be met:

1. Obtain a valid Certificate of Insurance from whoever is running / promoting the event;
2. City of Vancouver to be added as an Additional Insured - Request Copy of the actual endorsement not just a certificate showing the City of Vancouver as Additional Insured;
3. Minimum Limit of Liability \$10,000,000;
4. Territory Limits - evidence that their policy will respond in Canada;
5. Request a copy of their Commercial General Liability policy for review;

6. Insurer should be rated a minimum A ++ or A + by AM Best;
7. Participants be required to sign a waiver that includes an indemnity clause - "defend and hold harmless the City of Vancouver, its officer's and employees".

LOST

(Councillors Anton, Chow, Deal, Jang, Meggs, Reimer, Stevenson, and Woodsworth opposed)

AMENDMENT MOVED by Councillor Deal

THAT B be amended to add the following words "and that minimal insurance requirements be met to the satisfaction the City Manager" at the end.

CARRIED

(Councillors Jang, Louie, Reimer, and Woodsworth opposed)

The Committee agreed to separate the vote on the components of the motion.

The motion was put and CARRIED, with Councillors Louie, Reimer, and Woodsworth opposed to A, and Councillor Woodsworth opposed to B-G.

FINAL MOTION AS ADOPTED

THAT the Committee recommend to Council

- A. THAT Council authorize the Vancouver Athletic Commission to sanction Mixed Martial Arts events as outlined in the Policy Report dated December 16, 2009, entitled "Mixed Martial Arts" on a two-year pilot basis with a report back in early 2012 on experience with the pilot.
- B. THAT promoters and organizers and venue owners of sanctioned Mixed Martial Arts events under the pilot program be required to provide indemnification in favour of the City and the Commission and also provide financial security (by way of a bond, letter of credit or other instrument), all in a form and in an amount and on terms and conditions satisfactory to the City Manager, the Director of Legal Services, the Director of Finance and Risk Management, to ensure protection for the City and the Commission and that minimal insurance requirements be met to the satisfaction the City Manager.
- C. THAT the Mayor, on behalf of Council, write to the Solicitor General and Attorney General of B.C. and to the Federal Justice Minister to request urgent clarification of the legal framework for the regulation of Mixed Martial Arts.

- D. THAT current procedural requirements of the Vancouver Athletic Commission with respect to combat sports be revised, as noted in the in the Policy Report dated December 16, 2009, entitled "Mixed Martial Arts", in the areas of medical procedures and testing, sanctioning of Pro-Am events, security plans, and the retention of a qualified emergency physician for each event and that staff work with the Vancouver Athletic Commission to document the implementation of these requirements.
 - E. THAT Council approve an increase to the seat tax charged by the Vancouver Athletic Commission from \$0.10/seat to \$1.00/seat for every contest or exhibition, to go towards the administrative costs and expenses of the Vancouver Athletic Commission and support staff involved.
 - F. THAT staff assess the requirement for expanded skill sets amongst Vancouver Athletic Commission members in accordance with their expanded responsibilities for regulation of Mixed Martial Arts on a pilot basis.
 - G. THAT the Director of Legal Services be instructed to bring forward for Council approval any necessary amendments to the Vancouver Athletic Commission By-law No. 2875 to reflect the direction of Council in respect of Council's determinations pursuant to the foregoing.
2. **Vancouver Athletic Commission - Annual Report for the year November 2008 to November 2009**

The Committee heard from two members of VAC who spoke to issues related to the report.

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During discussion, Councillor Anton moved the following motion:

MOVED by Councillor Anton

THAT the Committee extend the meeting to complete item 2 in order to finish hearing from one speaker.

carried unanimously

AMENDMENT MOVED by Councillor Deal

THAT the Committee extend the meeting until 1:30 pm in order to deal with items 4 and 5.

LOST

(Councillors Anton, Chow, Jang, Louie, Meggs, Reimer, and Stevenson opposed)

The amendment having lost, the motion was put and CARRIED UNANIMOUSLY.

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MOVED by Councillor Woodsworth

THAT the Committee reconsider its decision on extending the meeting to complete item 2 and instead extend until 1:30 pm in order to hear from speakers on item 6.

CARRIED UNANIMOUSLY

(Councillor Stevenson absent for the vote)

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Note from Meeting Coordinator: The Committee dealt with item 4 immediately as there were eight Council members present.

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**3. 2009 Family Court/Youth Justice Committee Annual Report
November 25, 2009**

This item was referred to the Standing Committee of Council on Planning and Environment meeting on December 17, 2009.

**4. 2009 Animal Welfare Grant
December 1, 2009**

MOVED by Councillor Deal

THAT the Committee recommend to Council

THAT Council approve grants totalling \$10,400: the source of the funds to be the Community Services Grants budget for Animal Welfare to:

- i. Greyhaven Exotic Bird Sanctuary for \$2,450;
- ii. HugABull Advocacy and Rescue Society for \$2,000;

- iii. Wildlife Rescue Association of British Columbia for \$3,000;
and
- iv. Small Animal Rescue Society of BC for \$2,950.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY
(Councillor Stevenson absent for the vote)

MOVED by Councillor Meggs
THAT the Committee recommend to Council

THAT the Committee refer items 3 and item 5 in its entirety to the Planning and Environment Committee meeting, held later that day, as the last items of business.

CARRIED UNANIMOUSLY

5. 2010 Olympic Refundable Beverage Container Recycling Initiative

This item was referred to the Standing Committee of Council on Planning and Environment meeting on December 17, 2009.

6. Missing Women Inquiry

Vancouver City Council, at its meeting on December 15, 2009, referred this matter to the Standing Committee on City Services and Budgets meeting on December 17, 2009, in order to hear from speakers.

The Committee heard from four speakers all of whom were in support of the motion.

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At this point in the meeting it was

MOVED by Councillor Deal

THAT due to time constraints, the Committee move the motion without listening to the rest of the speakers.

amended

AMENDMENT MOVED by Councillor Woodsworth

THAT the Committee extend the meeting in order to finish hearing from one more speaker.

CARRIED UNANIMOUSLY

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MOVER: Councillor Woodsworth
SECONDER: Councillor Deal

WHEREAS:

1. Both the Vancouver Police Department and the Royal Canadian Mounted Police support holding a public inquiry into the investigation into Vancouver's missing women at the earliest opportunity;
2. An inquiry has the power to identify what went wrong in that investigation so that change can be made at all levels of policing;
3. The Downtown East Side community and families and friends of the missing women have already waited for almost eight years with no commitment from their government to investigate what went wrong in the investigation; and
4. Women continue to be murdered and go missing across Canada and investigations continue to stall.

THEREFORE BE IT RESOLVED

THAT Vancouver City Council write a letter to British Columbia's Attorney General calling for an immediate commitment to a provincial public inquiry into the investigation into Vancouver's missing women and for the said inquiry to be held as soon as the publication ban in the Robert Pickton case has been lifted.

CARRIED UNANIMOUSLY

The Committee adjourned at 1:41 pm

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REGULAR COUNCIL MEETING MINUTES
STANDING COMMITTEE OF COUNCIL ON
CITY SERVICES AND BUDGETS

DECEMBER 17, 2009

A Regular Meeting of the Council of the City of Vancouver was held on Thursday, December 17, 2009, at 1:42 pm, in the Council Chamber, Third Floor, City Hall, following the Standing Committee on City Services and Budgets meeting, to consider the recommendations and actions of the Committee.

PRESENT: Deputy Mayor Chow, Acting Chair
Councillor Raymond Louie
Councillor Suzanne Anton
Councillor Heather Deal
Councillor Kerry Jang
Councillor Geoff Meggs
Councillor Andrea Reimer
Councillor Tim Stevenson
Councillor Ellen Woodsworth

ABSENT: Mayor Gregor Robertson (Leave of Absence - Civic Business)
Councillor David Cadman (Leave of Absence - Civic Business)

CITY MANAGER'S OFFICE: Penny Ballem, City Manager

CITY CLERK'S OFFICE: Cobi Falconer, Meeting Coordinator

COMMITTEE OF THE WHOLE

MOVED by Councillor Stevenson
SECONDED by Councillor Jang

THAT this Council resolve itself into Committee of the Whole, Deputy Mayor Chow in the Chair.

CARRIED UNANIMOUSLY

COMMITTEE REPORTS

Report of Standing Committee on City Services and Budgets
December 17, 2009

Council considered the report containing the recommendations and actions taken by the Standing Committee on City Services and Budgets. Its items of business included:

1. Report Reference - Mixed Martial Arts Update

2. Vancouver Athletic Commission - Annual Report for the year November 2008 to November 2009
3. 2009 Family Court/Youth Justice Committee Annual Report
4. 2009 Animal Welfare Grant
5. 2010 Olympic Refundable Beverage Container Recycling Initiative
6. Missing Women Inquiry

Items 1-6

MOVED by Councillor Jang

THAT the recommendations and actions taken by the Standing Committee on City Services and Budgets at its meeting of December 17, 2009, as contained in items 1-6, be approved.

CARRIED UNANIMOUSLY

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Jang

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Deal
SECONDED by Councillor Jang

THAT the report of the Committee of the Whole be adopted.

CARRIED UNANIMOUSLY

The Council adjourned at 1:43 pm

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