

MINUTES of the Regular Meeting of the City Council held in the Second Floor Court Room of the Justice Administration Building on Monday, May 6th, 1974, at 7:30 P.M.

Present:

Mayor T.H. Reid, Alderman J.B. Braithwaite, Alderman T.R. Grimwood, *Alderman M.B. Howard, Alderman M.A. Macdonald, Alderman F.S. Marcino, Alderman F.A. Taylor, City Administrator Mr. E.A. Raymond, City Clerk Mr. A.S.J. Gibb, and Assistant City Clerk Mrs. L. Wilson.

Mayor Reid called this Regular Meeting of Council to order at 7:35 P.M.

1. MINUTES

Moved by Alderman Marcino, seconded by Alderman Braithwaite that the Minutes of the Regular Meeting of Council held on April 22nd, 1974, and of the Court of Revision held on April 22nd, 1974, be taken as read and adopted as circulated.

CARRIED.

CORRESPONDENCE

2. Petition re Development of Marina

Moved by Alderman Taylor, seconded by Alderman Marcino that the petition from Mr. E. Waugh and others, dated April 12th, 1974, requesting that Council consider developing a section of the City waterfront as a public marina, be tabled, and that Mr. Waugh be advised that Council has not been informed at the present time by the Provincial Government whether a marina will be included in the waterfront development, but that the possibility of developing a marina will be considered in future consultation with the Department of Municipal Affairs.

CARRIED.

3. U.B.C. Community Planning Course

The Clerk stated that Alderman Grimwood had originally requested this item to be placed on the agenda but had now advised his office he wished to have it removed.

Moved by Alderman Marcino, seconded by Alderman Braithwaite that the brochure from the Centre for Continuing Education advising of a short course in community planning to be held at U.B.C. from May 6th to 10th, 1974, be struck from the agenda.

CARRIED.

4. B.C. Hydro - re Rerouting of Lynn Valley Service

Moved by Alderman Marcino, seconded by Alderman Macdonald that B.C. Hydro and Power Authority be advised that Council approves the rerouting of a portion of the 83 Lynn Valley

service in accordance with the details outlined in their letter of March 22nd, 1974.

CARRIED.

5. Petition for Rezoning -
202 to 278 East Third Street

*Alderman Howard entered the meeting at 7:43 P.M.

Moved by Alderman Braithwaite, seconded by Alderman Marcino that the petition for the rezoning of the north side of the 200 Block East Third Street, from RT to RM-2 Zone, submitted by North Shore Realty Ltd. on behalf of the property owners, be tabled pending reports from Staff and the Advisory Planning Commission.

CARRIED.

6. North Vancouver Business Association -
Request for approval of Sidewalk Sale Days

Alderman Howard left the Council Chamber during consideration of this subject because of a possible conflict of interest, returning immediately thereafter.

Moved by Alderman Marcino, seconded by Alderman Braithwaite that permission be granted to the North Vancouver Business Association to hold sidewalk sales on Lonsdale Avenue on the following dates:

May 16th, 17th, and 18th, 1974.
June 26th, 27th, 28th, and 29th, 1974.
July 18th, 19th, and 20th, 1974.
August 15th, 16th, and 17th, 1974.

CARRIED.

REPORTS OF COMMITTEES, STAFF, AND COUNCIL
REPRESENTATIVES

7. Budget Release

Mayor Reid at this time read, for the benefit of the people in the public gallery, the City's Budget Release for the year 1974, and the Clerk distributed copies of same to the members of Council.

Moved by Alderman Marcino, seconded by Alderman Howard that the Budget Release for the year 1974 be received and filed.

CARRIED.

8. Employment of Assistant Director of
Recreation

Alderman Grimwood advised that Mr. Darch Osborne had been employed by the Recreation Commission as Assistant Director of Recreation. He added that Mr. Osborne was a graduate of the University of Calgary and the University of Oregon, and had been employed from 1970 to 1973 by the City of San Mateo, California, Recreation Commission.

9. Biennial Elections

Moved by Alderman Taylor, seconded by Alderman Grimwood that the resolution of Council adopted on February 4th, 1974, to provide for biennial elections of Council members, be reconsidered.

CARRIED.

Moved by Alderman Taylor, seconded by Alderman Grimwood that the resolution of Council adopted on February 4th, 1974, to provide for biennial elections of Council members, be rescinded.

CARRIED.

10. School Crossing Guard - Report
from City Administrator

Moved by Alderman Marcino, seconded by Alderman Braithwaite that the Mayor and City Clerk be authorized to execute the necessary agreement on behalf of the City with Mrs. H. Braithwaite, of 205 Ridgeway Avenue, to provide school crossing guard service at the intersection of 3rd Street and Ridgeway Avenue from April 22nd, 1974, to the end of the current school term, at the rate of \$9.00 per day; AND FURTHER THAT the agreement be renewed effective September 1st, 1974, subject to need should a pedestrian-activated signal be installed at this location.

CARRIED.

11. National Harbours Board Lease -
Foot of Fell Avenue - Report from
City Administrator

Moved by Alderman Grimwood, seconded by Alderman Marcino that the increase in rental for Lease No. V-897(3) for property fronting the westerly half of the foot of Fell Avenue, with the Port of Vancouver, to an amount of \$150.00 per annum for the period June 22, 1974, to June 21, 1977, be approved, and the Mayor and City Clerk authorized to execute any necessary documents in this regard.

CARRIED.

12. Eastview Home and School Association -
Proposal re Lynn Triangle - Report from
City Engineer

Moved by Alderman Marcino, seconded by Alderman Howard that the Mayor and City Clerk be authorized to sign and affix the Corporate Seal to the Agreement between the City and the Board of School Trustees of School District #44 (North Vancouver), for a licence to use a portion of the City property located in the Lynn Triangle area, in accordance with the proposal by the Eastview Home and School Association.

CARRIED.

13. North and West Vancouver Temple
Society - re Senior Citizens
Development

Moved by Alderman Marcino, seconded by Alderman Howard that the application from the North and West Vancouver Temple Society for the purchase of Lots 23 to 26, incl., Block 141, D.L. 274, be accepted, but that final adoption of the Land Sales By-law be withheld pending Provincial Government Legislation which would permit the City to collect taxes on this project.

Alderman Howard withdrew as seconder of the above motion, and as there was no other seconder the motion was declared lost.

Moved by Alderman Braithwaite, seconded by Alderman Marcino that the application from the North and West Vancouver Temple Society for the purchase of Lots 23 to 26, inclusive, Block 141, D.L. 274, (in the 100 Block East 2nd and 3rd Streets at St. Georges Avenue), at an upset price of \$171,600.00, be accepted, subject to the following conditions:

- (a) The consolidation of Lot 23, Block 141, D.L. 274, with Lots 21 and 22, Block 141, D.L. 274; and the consolidation of Lots 24, 25, and 26, Block 141, D.L. 274, with Lot 27, Block 141, D.L. 274, to make two parcels.
- (b) The completion of a land use contract between the City of North Vancouver and the North and West Vancouver Temple Society.
- (c) Official confirmation from the Provincial Government to the effect that amendments to the Municipal Act will permit the City to collect full taxes for the entire project.

14. Application for Strata Subdivision
Approval - 275 West 2nd Street
(Bosa Bros.) - Report from City Clerk

Moved by Alderman Taylor, seconded by Alderman Macdonald that the application of Bosa Bros. Construction Ltd. for Strata Subdivision Plan approval in respect of an apartment building on property at 275 West Second Street, including the Prospectus thereof, be approved, and the Mayor and City Clerk authorized to sign and affix the Corporate Seal to the said Strata Subdivision Plan;

PROVIDED THAT the Council does not in any way pass upon the merits of the Prospectus and does not warrant the truth or accuracy of anything contained therein;

AND PROVIDED THAT the Council does not directly or by implication warrant the condition of the subject of the said Strata Subdivision nor its compliance with City By-laws;

AND PROVIDED THAT the applicant undertakes to supply each prospective purchaser, prior to their entering into any form of agreement to purchase, the Prospectus as approved in connection with this application.

Moved by Alderman Marcino, seconded by Alderman Braithwaite that the above application be tabled.

The tabling motion was DEFEATED.

The original motion was then put and CARRIED.

15. Application for Strata Subdivision
Approval - 170 East 3rd Street
(Macor Developments) - Report from City Clerk

Moved by Alderman Grimwood, seconded by Alderman Taylor that the application of Pacific Strata Services Ltd., on behalf of Macor Developments Ltd., for Strata Subdivision Plan approval in respect of an apartment building on property at 170 East Third Street, including the Prospectus thereof, be approved, and the Mayor and City Clerk authorized to sign and affix the Corporate Seal to the said Strata Subdivision Plan;

PROVIDED THAT the Council does not in any way pass upon the merits of the Prospectus and does not warrant the truth or accuracy of anything contained therein;

AND PROVIDED THAT the Council does not directly or by implication warrant the condition of the subject of the said Strata Subdivision nor its compliance with City By-laws;

AND PROVIDED THAT the applicant undertakes to supply each prospective purchaser, prior to their entering into any form of agreement to purchase, the Prospectus as approved in connection with this application.

CARRIED.

16. Stop Sign - 19th Street and Grand
Boulevard - Report from City Engineer

Moved by Alderman Grimwood, seconded by Alderman Marcino that the report dated April 17th, 1974, from the City Engineer, giving the recommendation of the Traffic Advisory Committee with respect to the stop sign at 19th Street and Grand Boulevard, be received and filed.

CARRIED.

Moved by Alderman Braithwaite, seconded by Alderman Howard that when the widening, lighting, and signalization of Lynn Valley Road is completed, a study be undertaken to determine what traffic controls are required at 19th Street and Grand Boulevard and the City Engineer submit a report to Council.

CARRIED.

17. Zoning By-law Amendment - Hotel
Room Sizes - Reports from Planners
and Advisory Planning Commission

Moved by Alderman Marcino, seconded by Alderman Taylor that a public hearing be held on Tuesday, May 21st, 1974, to consider an amendment to the text of the Zoning By-law which would have the effect of amending Section 609(2)(a) by amending Clause (i) to read:

"(i) 250 square feet within each sleeping unit occupied by one person only;"

and by inserting a new Clause (ii) as follows:

"(ii) 300 square feet within each sleeping unit occupied by two or more persons."

and by re-numbering the present clauses (ii), (iii), and (iv), to (iii), (iv) and (v) respectively.

CARRIED.

18. Local Improvement Lane Paving
Petitions - Reports from City Clerk

Moved by Alderman Marcino, seconded by Alderman Macdonald that the reports from the City Clerk with respect to the following local improvement lane paving petitions be received and filed:

(a) Improvement of the lane west of Grand Boulevard from Keith Road to 8th Street, including the paving of same.

(b) Improvement of the lane west of Chesterfield Avenue from 21st Street south to the south property line of Lot 4 Amended, Resub. 3, Block 5, D.L. 548, including the paving of same.

AND THAT the City Engineer be requested to provide the necessary reports and estimates of cost.

CARRIED.

Alderman Braithwaite is recorded as voting against Item (a) above.

19. Tape Recording of Council
Meetings - Reports from City Solicitor

Moved by Alderman Marcino, seconded by Alderman Taylor that the reports dated April 22nd and April 30th, 1974, with respect to the tape recording of Council meetings be received and filed.

CARRIED.

20. Prospectus Required for Strata
Subdivision Approval - Report from
City Clerk

Moved by Alderman Grimwood, seconded by Alderman Marcino that the report of the City Clerk, dated May 1st, 1974, with respect to Prospectus required for Strata Subdivision Approval, be received and filed.

CARRIED.

21. Land Use Contract - Golf Driving
Range - Reports from Staff and
Advisory Planning Commission

Moved by Alderman Taylor, seconded by Alderman Braithwaite that the City's staff be authorized to enter into negotiations with respect to a Land Use Contract between the City and Canada Kodak Ltd. for the development of a golf driving range on Lot A, Block F, D.L. 272.

CARRIED.

MOTIONS AND NOTICES OF MOTIONS

22. Motion re Tape Recording of Council
Minutes - Alderman Grimwood

Moved by Alderman Grimwood, seconded by Alderman Marcino that the notice of motion with respect to the tape recording of Council meetings presented by Alderman Grimwood at the last Council meeting be struck from the agenda.

CARRIED.

Moved by Alderman Grimwood, seconded by Alderman Braithwaite that a written notice of motion by Alderman Grimwood with respect to the tape recording of Council meetings be placed on the agenda for consideration this evening.

CARRIED.

Moved by Alderman Grimwood, seconded by Alderman Braithwaite that the Clerk be responsible for tape recording Council meetings and Committee meetings (but not in camera meetings)

- (a) He shall have custody and be responsible for the preservation and safe-keeping of the original tapes.
- (b) He shall make available for perusal by any person a copy of the tapes in the North Vancouver City Public Library.

A polled vote was requested.

Voting in favour: Alderman Grimwood, Alderman Braithwaite, and Alderman Taylor.

Voting against: Alderman Macdonald, Alderman Marcino, Alderman Howard, and Mayor Reid.

The motion was declared DEFEATED.

Discussion reverted to the legal opinion provided by the City Solicitor with respect to this subject and His Worship asked if the Chair was sustained in instructing the Clerk to proceed with the next item on the agenda.

The Chair was not sustained.

Mayor Reid then read aloud the legal opinion forwarded by the City Solicitor.

Moved by Alderman Howard, seconded by Alderman Macdonald that the resolution with respect to the tape recording of Council meetings, which had earlier been defeated, be reconsidered.

CARRIED.

Moved by Alderman Marcino, seconded by Alderman Howard that this matter be tabled pending a further legal opinion from the Solicitor on the notice of motion as presented this evening.

CARRIED.

23. Strata Subdivision Applications - Alderman Marcino

Alderman Marcino gave notice that he would present the following motion at the next regular meeting of Council:

"WHEREAS it has been suggested that undue speculation has been practised in the sale of strata titles;

AND WHEREAS this practice creates expensive housing;

THEREFORE BE IT RESOLVED THAT the granting of strata titles be deferred until the Land Agent can report to Council on all strata titles in this municipality since January 1st, 1974."

BY-LAWS

24. Reconsideration and Final Adoption

Moved by Alderman Marcino, seconded by Alderman Taylor that "Zoning By-law, 1967, Amendment By-law, 1974, No. 4661", (smaller lot sizes), be reconsidered.

CARRIED by the required two-thirds majority of all Council members.

Moved by Alderman Marcino, seconded by Alderman Howard that "Zoning By-law, 1967, Amendment By-law, 1974, No. 4661" be finally adopted, signed by the Mayor and City Clerk, and sealed with the Corporate Seal.

A polled vote was requested.

Voting in favour: Alderman Macdonald, Alderman Marcino, Alderman Taylor, Alderman Howard, and Mayor Reid.

Voting against: Alderman Grimwood and Alderman Braithwaite.

The motion was declared CARRIED by the required two-thirds majority of all Council members.

Moved by Alderman Grimwood, seconded by Alderman Marcino that "Land Sales By-law, 1974, No. 4665", (North and West Vancouver Temple Society - 2nd Street and St. Georges Avenue), be deferred.

CARRIED.

25. Introduction and First Readings

Moved by Alderman Marcino, seconded by Alderman Taylor that the following by-laws be now introduced and read a first time, copies of same having been distributed to all Council members and read by them:

"Annual Budget By-law, 1974, No. 4667"

"Tax Levy By-law, 1974, No. 4668"

"Interest Rates Penalty By-law, 1974, No. 4669"

"Highways Establishing By-laws, Repeal By-law, 1974, No. 4670"

"Capital Expenditure Programme, 1974-1978 By-law 1974, No. 4671"

CARRIED.

Moved by Alderman Marcino, seconded by Alderman Taylor that the above by-laws be read a second time in short form.

CARRIED.

Moved by Alderman Marcino, seconded by Alderman Taylor that the above by-laws be read a third time in short form and passed subject to reconsideration.

CARRIED.

INQUIRIES

26. Public Open Forum and Tour of Ravine Lots - Alderman Braithwaite

Alderman Braithwaite inquired if Council could set a date this evening for the open public forum and the tour of the ravine lots by Council members.

The City Administrator stated he had requested the Clerk's office to arrange a suitable location for the holding of a public forum, and the Clerk advised this had not yet been done.

It was suggested that the Chairman of the Ad Hoc Committee studying ravine lots should set the date for the tour, and Alderman Braithwaite said he would inform the Council members of the date.

27. Smaller Lot Sizes - Alderman Braithwaite

Alderman Braithwaite stated he was concerned about having another public hearing to permit lot sizes smaller than those permitted in the Zoning By-law amendment adopted this evening.

Mayor Reid said he had instructed staff to proceed with this.

28. Emerald Park Lodge - Alderman Braithwaite

Alderman Braithwaite inquired as to the status of the negotiations for the acquisition of Emerald Park Lodge.

The City Administrator advised the staff was meeting with the proposed developers this week, and he hoped to have a report for Council shortly after that.

29. Best Apartments - Alderman Marcino

Alderman Marcino stated that the occupants of the Best Apartments were given until the end of April to relocate, but he advised there were still five people in residence there.

Mayor Reid advised that the staff was taking care of this.

30. Traffic Light, MacKay Avenue - Alderman Braithwaite

Alderman Braithwaite inquired if MacKay Avenue was now closed, and Mayor Reid advised that the traffic light at that intersection had been removed.

31. Advisory Planning Commission Tour - Alderman Taylor

Alderman Taylor advised that the Advisory Planning Commission had planned a bus tour on June 1st for the purpose of studying various types of housing and density. He stated the Commission

was doing an in depth study of the residential density policy, and he invited Council members to accompany the members of the Commission on the tour, and also requested that funds be provided to cover this expenditure.

Mayor Reid suggested this matter be placed on the agenda of the next Council meeting for consideration.

32. Civic Dinner - Alderman Howard

Alderman Howard advised that the Civic Dinner in honour of two City employees with 25 years' service with the Corporation was being held on Thursday, May 9th, at Yic's Restaurant, at 6:30 P.M.

33. Bus Tour - Advisory Planning Commission - Alderman Grimwood

Alderman Grimwood inquired if Alderman Taylor could arrange another date for the bus tour for the study of residential accommodation, as he would be in Winnipeg on that date.

Alderman Taylor said the date of June 1st had been agreed upon in view of the fact the Chairman of the Commission would be away until the end of May, and this would be the first available date. He said also the Commission wished to get on with their study as soon as possible.

RECESS

Mayor Reid advised there would be no public question period this evening because of the lack of time.

Moved by Alderman Marcino, seconded by Alderman Taylor that this Council now adjourn to Committee of the whole for the purpose of considering several confidential reports in camera.

CARRIED.

IN COMMITTEE OF THE WHOLE

IN CAMERA

Moved by Alderman Howard, seconded by Alderman Grimwood
that this Committee now rise and report to Council.

CARRIED.

IN OPEN COUNCIL

Moved by Alderman Howard, seconded by Alderman Marcino that
the following recommendations of the Committee of the Whole
be adopted:

34. Jard Holdings - Option to
Purchase - Report from Land Agent

THAT the Option to Purchase Agreement between the City of North Vancouver and Jard Holdings Limited for the purchase of:

- (a) Lot 7, Block 4, D.L. 616, Plan 1065
- (b) Lot 4 of Lot 8, Block 4, D.L. 616, Plan 3717
- (c) Subdiv. 6 of Lots 6 and 7, Block 3, D.L. 616, Plan 2432
- (d) Lots 14 and 15 of Lots 1 and 2, Block 3, D.L. 616, Plan 2068
- (e) Lots 4 to 9, inclusive of Lot 3, Block 3, D.L. 616, Plan 2433

be exercised no later than the 1st of June, 1974, in accordance with the terms of the said Option, subject to the adoption of the necessary Land Purchase By-law;

AND FURTHER THAT funds to acquire these properties be borrowed under the provisions of Section 260 of the Municipal Act, as recommended to the Financial Committee of Council by the City Treasurer in his report dated April 22nd, 1974, on the 1974 Annual Budget.

35. Position of Personnel Secretary -
Report from City Administrator

THAT the Class Specification for Personnel Assistant as prepared by the Municipal Labour Relations Bureau be approved and the salary of Pay Grade 15 (\$678 - \$806 per month), be established for this position, and that the Personnel Director be authorized to fill this position immediately.

36. Employment of Additional Firefighter -
Report from City Administrator

THAT authority be granted for the employment of one additional firefighter immediately, it being understood, however, that this should not be construed as an addition to the force, but rather a hiring in advance of the vacancy occurring in February, 1975, and to provide manning required at this time due to the illness of Captain T. Hanberry.

37. Sale of City Property - 1st Street and
Forbes Avenue - Report from City Administrator

THAT WHEREAS the Corporation of the City of North Vancouver, (hereinafter called the City), is the owner of a parcel of land in the City of North Vancouver, (not being required for Municipal purposes, and not being reserved or dedicated), namely, the parcel of land hereinafter described, upon which there is not any building or structure of any kind, and it is not the intention of the Council that the said land be sold by public auction:

THEREFORE the Council of the City hereby resolves as follows:

- 1. That the City proposes to sell and hereby offers to be sold the said parcel of land in accordance with the Municipal Act and this resolution; and
- 2. That the City Clerk is hereby instructed to prepare and sign a list bearing the following head and information, namely:

"LIST OF LANDS PROPOSED AND OFFERED TO BE SOLD BY THE CORPORATION OF THE CITY OF NORTH VANCOUVER.

The lowest price which will be accepted therefor is shown under the right hand column headed "Upset Price"; and the City reserves the right to reject any offer to purchase:

<u>Legal Description</u>	<u>Location</u>	<u>Size</u>	<u>Upset Price</u>
Lot B, Block 160, D.L. 271, Plan 11440	North-east corner of intersection of West 1st Street & Forbes Avenue	5,469.29 sq. ft.	\$46,450.00

Subject to the following:

Consolidation with the adjoining Lots 24 to 27 inclusive."

3. That the City Clerk do cause the said list to be posted on the Notice Board in the vestibule of the City Hall, 209 West 4th Street, and in the Justice Administration Building, 160 East 13th Street, both in the City of North Vancouver.

38. Firefighters Wage Negotiations -
Report from Personnel Director

THAT the Memorandum of Agreement covering terms of settlement for a contract with the City of North Vancouver Firefighters, Local 914 for the year 1974, be approved, AND THAT the Mayor and City Clerk be authorized to execute the Collective Agreement.

39. Mall - 14th Street - New
Civic Centre

THAT an additional expenditure of \$42,500.00 be authorized for the installation of the 14th Street Mall at the new Civic Centre, the necessary funds to come from the Tax Sale Lands Reserve Account.

The motion was then put and CARRIED.

ADJOURNMENT

Moved by Alderman Macdonald, seconded by Alderman Braithwaite that this meeting now adjourn.

CARRIED.

Whereupon the meeting adjourned at 11:00 P.M.

CERTIFIED CORRECT:



CITY CLERK



MAYOR