

THE CORPORATION OF THE CITY OF NORTH VANCOUVER

MINUTES of the Special Meeting of Council held in the Council Chamber, City Hall, 141 West 14th Street, North Vancouver, B.C., on Wednesday, August 4, 1993 at 6:00 p.m.

Present:

COUNCIL MEMBERS

Mayor J.E. Loucks
Councillor J.B. Braithwaite
Councillor S.J. Dean
Councillor B.W. Perrault

STAFF MEMBERS

G.H. Brewer, City Administrator
B.A. Hawkshaw, City Clerk
S.E. Dowey, Deputy City Clerk
F.A. Smith, Director, Development Services
R.H. White, City Planner
A.D. Owen, Director, Purchasing & Property
D. Bridgman, Deputy City Engineer
G.T. Tulloch, Deputy Treasurer/Collector
C. Turner, Computer Services Manager
I. Gordon, Municipal Accountant

The meeting was called to order at 6:02 p.m.

3. CORRESPONDENCE

- (a) Mr. Jim MacFarlan, Vancouver Chapter of The Council of Canadians, July 8, 1993

Re: The North American Free Trade Agreement (NAFTA) - File: 1155-01

Moved by Councillor Perrault, seconded by Councillor Braithwaite

THAT consideration of the July 8, 1993 correspondence received from Mr. Jim MacFarlan regarding the North American Free Trade Agreement (NAFTA) be deferred until all members of Council are present.

CARRIED UNANIMOUSLY

- (b) Ms. Judi Ainsworth, Manager & Business Information Officer, North Vancouver Chamber of Commerce, June 24, 1993

Re: Contract for Services 1993 - File: 1040-03-N6

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the 1993 Contract for Services between the City of North Vancouver and the North Vancouver Chamber of Commerce be approved;

AND THAT the Mayor and City Clerk be authorized to execute the necessary documents.

CARRIED UNANIMOUSLY

3. (c) British Columbia Crime Prevention Association

Re: 15th Annual Crime Prevention Training Symposium,
September 30 - October 3, 1993 - File: 1840-03-01

Moved by Councillor Dean, seconded by Councillor Perrault

THAT consideration of the correspondence received from the British Columbia Crime Prevention Association regarding the 15th Annual Crime Prevention Training Symposium being held September 30 - October 3, 1993 be deferred to the next regular meeting of Council.

CARRIED

2 (d) G.V.R.D. Report "The Board in Brief", June 30, 1993
File: 1180-06

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the G.V.R.D. Report "The Board In Brief" dated June 30, 1993 be received and filed.

CARRIED

3 (e) Mr. Robert M. Kennedy, President, B.C. Festival of the Arts,
June 30, 1993

Re: Bid to Host the 1995/96 Festival of the Arts
File: 4455-03-B2

Moved by Councillor Perrault, seconded by Councillor Dean

THAT the June 30, 1993 correspondence received from Mr. R.M. Kennedy, President, B.C. Festival of the Arts regarding Bid to Host the 1995/96 Festival of the Arts be referred to Ms. Brenda Berck, Cultural Development Officer, North Shore Arts Commission for a report.

CARRIED UNANIMOUSLY

- 3 -

3. (f) Pam Horton, Chair, Advisory Committee on Disability Issues,
July 9, 1993

Re: Parking for People with Disabilities
File: 1085-03-N17-01/4120-02-02

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT the B.C. Coalition of People with Disabilities, the Provincial Ministry of the Attorney General and Ministry of Municipal Affairs Recreation and Housing be advised that the City of North Vancouver supports and endorses the B.C. Coalition of People with Disabilities' submission titled: "Toward Guaranteed Rights of Access: Recommendations Around Accessible Parking for People with Disabilities" dated September, 1992.

CARRIED

- (g) Hon. Glen Clark, Minister of Finance and Corporate Relations,
July 12, 1993

Re: TRIUMF-KAON Project - File: 3500-01

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT a letter be sent to Prime Minister Kim Campbell advising that the Federal Government must commit the necessary funding to ensure that the TRIUMF-KAON project becomes a reality;

AND THAT The Honourable Glen Clark, Minister of Finance and Corporate Relations be copied with said letter.

Moved by Councillor Perrault, seconded by Councillor Braithwaite

THAT the motion be deferred for consideration to the next regular meeting of Council in conjunction with the 1990 report of the City Administrator regarding the TRIUMF-KAON project.

A recorded vote was taken on the motion.

Voting in favour: Councillor Braithwaite
Councillor Perrault
Mayor Loucks

Voting against: Councillor Dean

The motion was CARRIED by a vote of three to one.

3. (h) Mayor Gerry Furney, Town of Port McNeill, July 13, 1993

Re: U.B.C.M. Resolutions - File: 1040-03-U1-08

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT the July 13, 1993 correspondence received from Mayor Gerry Furney, Town of Port McNeill regarding U.B.C.M. Resolutions be received and filed.

CARRIED UNANIMOUSLY

- 2 (i) Mayor Cliff Branchflower, City of Kamloops, July 21, 1993

Re: Missouri Relief Fund - File: 1670-03-01/1175-04-01-K

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT consideration of the July 21, 1993 correspondence received from Mayor Cliff Branchflower, City of Kamloops regarding the Missouri Relief Fund be deferred to the next regular meeting of Council.

CARRIED

4. REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- 3 (a) Zoning and Official Community Plan
Notice to Property Purchasers - File: 3400-01

Report: Director, Purchasing & Property Services, June 24, 1993

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT Council ratify the wording concerning Zoning, Official Community Plan and use of private property to be included in the Property Tax and Utility Statement and the Property Statement substantially as attached to the June 24, 1993 report of the Director of Purchasing & Property Services entitled "Zoning and Official Community Plan Notice to Property Purchasers."

CARRIED UNANIMOUSLY

- 5 -

4. (b) Motions to defer or postpone - File: 1090-01

Report: City Clerk, July 6, 1993

Moved by Councillor Dean, seconded by Councillor Perrault

THAT, until October 31, 1993, the following motion to defer:

"That the requirements of the Council Procedure Bylaw be suspended and the motion/item be deferred until all Council Members are present, provided that if the full presence of Council is not attained by the third following regular Council meeting, the deferred motion/item shall be taken up";

shall be used instead of the following motion to defer:

"That the requirements of the Council Procedure Bylaw be suspended and the motion/item be deferred until all Council members are present".

CARRIED UNANIMOUSLY(c) Joint Use of Public Facilities - File: 1150-03-04-02

Report: City Engineer, July 8, 1993

Moved by Councillor Dean, seconded by Councillor Perrault

Pursuant to the July 8, 1993 report of the City Engineer entitled "Joint Use of Public Facilities":

THAT the terms of reference for the Standing Committee on Joint Use of Public Facilities and the terms of reference for the Steering Committee on Joint Use of Public Facilities dated April 22, 1993 be approved;

AND THAT the "Oak Room" Principles as amended by the School District be approved for the purposes of negotiations.

CARRIED UNANIMOUSLY(d) Boulevard Park Phasing Plan - File: 4305-03-B2

Report: Park Planner, July 12, 1993

Moved by Councillor Braithwaite, seconded by Councillor Perrault

Pursuant to the July 12, 1993 report of the Park Planner entitled "Boulevard Park Phasing Plan":

THAT the proposed Phasing Plan as per Attachment #1 for that portion of Boulevard Park bounded by 13th Street, West Boulevard, 15th Street and Moody Avenue be endorsed;

AND THAT the construction of phases will be programmed as provided for in the current Parks & Recreation Master Plan.

CARRIED UNANIMOUSLY

4. (e) Safe City Initiative - File: 4230-01

Report: Social Planner and Planner, Development Services
Department, July 20, 1993

Moved by Councillor Perrault, seconded by Councillor Dean

Pursuant to the July 20, 1993 staff report entitled "Safe City Initiative":

THAT the RCMP, Fire Department, North Shore Health and North Vancouver Recreation Commission be requested to participate in the Safe City Initiative;

THAT Planning Staff be directed to develop a proposal for a Safe City Initiative in co-operation with representatives from Engineering, Treasury, Purchasing & Property, the RCMP, Fire Department, North Shore Health and the North Vancouver Recreation Commission using Option B: Audit and Safety Education Approach as described in the July 20, 1993 report of the Social Planner and Planner as an outline;

THAT said proposal be submitted to the Ministry of Health and Ministry Responsible for Seniors as an application for funding under the Healthy Communities Initiative Fund;

AND THAT subject to Provincial funding, staff report back to Council on the recommendations of the Start-up Committee prior to implementation of the safety audit.

Moved by Councillor Perrault, seconded by Councillor Dean

THAT the motion be amended by including a member of the Advisory Design Panel to participate in the Safe City Initiative.

CARRIED

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the motion be amended by including the Chair of the City of North Vancouver Police Liaison Committee to participate in the Safe City Initiative.

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the amending motion and the motion, as amended, be deferred to the next regular meeting of Council for consideration.

CARRIED

- 7 -

4. (f) Communication Equipment in City Administrator's Vehicle
File: 1300-01

Report: Purchasing Agent, Purchasing & Property Services,
 July 16, 1993

Moved by Councillor Dean, seconded by Councillor Perrault

THAT in accordance with the July 16, 1993 report of the Purchasing Agent entitled "Communication Equipment in City Administrator's Vehicle", staff be authorized to dispose of said communication equipment to Mr. G.H. Brewer at the purchase price of \$200.00.

CARRIED UNANIMOUSLY

- (g) Lower Lonsdale Planning Study - Issues and Visions Forum
Review and Proposed Next Steps - File: 3380-02-L4-02

Report: City Planner and Planner, Development Services,
 July 14, 1993

Moved by Councillor Dean, seconded by Councillor Perrault

THAT discussion of Lower Lonsdale Planning Study - Issues and Visions Forum Review and Proposed Next Steps be deferred to the next regular meeting of Council.

DEFEATED.

Moved by Councillor Braithwaite, seconded by Councillor Perrault

THAT Development Services be directed to prepare a draft plan for the Lower Lonsdale Planning Study area with bylaws and guidelines as required preparatory to a Public Meeting to consider this material;

AND THAT the Development Liaison Committee be directed to report back with options and recommendations on the preferred means to implement the Lower Lonsdale Plan once adopted;

AND THAT the July 14, 1993 report entitled "Lower Lonsdale Planning Study - Issues and Visions Forum Review and Proposed Next Steps" be forwarded to the Lower Lonsdale Planning Study mailing list and Forum attendees for information.

CARRIED UNANIMOUSLY

4. (h) 200 and 300 Blocks of East Esplanade Traffic and Parking Problems - File: 4120-02-04

Report: Supervisor - Engineering Design, July 21, 1993

Moved by Councillor Dean, seconded by Councillor Braithwaite

Pursuant to the July 21, 1993 report of the Supervisor of Engineering Design entitled "200 and 300 Blocks of East Esplanade Traffic and Parking Problems":

THAT subject to input from affected property owners and business operators, staff implement the following initiatives:

1. Improvements to the parking layout and traffic control in the 300 block of East Esplanade as depicted on the drawings labeled "Option 1" and "Option 2;"
2. Time restricted parking with a four hour limit in the 100 block of East Esplanade;
3. Promotion of the use of lower Lonsdale parking lots east of Lonsdale;
4. Involve the RCMP Police and Bylaw Enforcement staff in a campaign of intensive enforcement of infractions related to blockage of sidewalks and double parking on East Esplanade;
5. Petition the appropriate ministries of the provincial government to ensure appropriate enforcement measures are not overturned by the Provincial Court;

AND THAT staff report back on the effectiveness of this approach after a four month period of enforcement.

CARRIED UNANIMOUSLY

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the meeting recess to Committee of the Whole to consider confidential reports in camera.

CARRIED

The meeting recessed at 6:53 p.m. and reconvened at 7:02 p.m. with the same personnel present.

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Councillor Dean, seconded by Councillor Braithwaite that the following recommendations of the Committee of the Whole in camera be ratified:

- (c) Amendment to the North Vancouver Youth Services Committee Terms of Reference and Ratification of Membership
File: 1085-03-N18-01

Report: Manager, Social Planning Dept., District of North Vanc.
 Social Planner, City of North Vancouver, July 13, 1993

Pursuant to the July 13, 1993 staff report entitled: "Amendment to the North Vancouver Youth Services Committee Terms of Reference and Ratification of Membership";

THAT the Terms of Reference for the North Vancouver Youth Services Committee be amended by adding the following phrase to 1.e) under Composition:

- 1.e) The staff representative may vote in the absence of the Board representative.

AND THAT the following persons be appointed as members of the North Vancouver Youth Services Committee:

- Salim Kaderali, A.C.C.S.
- Cynthia Cushing, Capilano Community Services Society
- Jeanine Cross, North Shore Neighbourhood House

for a term ending January 31, 1994.

- Brian Beck, N.V. Parents Advisory Council
- Pat Heal, N.V. School Board
- Walter Knott, Youth Worker Representative
- Susan Brennan, Seymour Area Youth Services Society
- Jordon Kirk, Deep Cove/Dollarton Community Program Soc.

for a term ending January 31, 1995.

(CARRIED UNANIMOUSLY)

9.1 (d) Authority to Revoke a Business License - File: 3045-03

Report: Administrative Manager, Development Services,
July 19, 1993

THAT staff be instructed to prepare for Council's consideration a report respecting the allegations of service of liquor after hours by the operators of Attalo's Restaurant, 999 Marine Drive, North Vancouver;

AND THAT copies of the July 19, 1993 report of the Administrative Manager, Development Services titled: "Authority to Revoke a Business License" be made available to those persons who require said report.

CARRIED UNANIMOUSLY

10. ADJOURNMENT

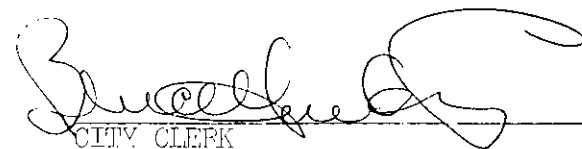
Moved by Councillor Braithwaite, seconded by Councillor Perrault

THAT the meeting adjourn.

CARRIED

The meeting adjourned at 7:04 p.m.


MAYOR


CITY CLERK

THE CORPORATION OF THE CITY OF NORTH VANCOUVER

MINUTES of the Regular Meeting of Council held in the Council Chamber, City Hall, 141 West 14th Street, North Vancouver, B.C., on Monday, August 9, 1993 at 6:00 p.m.

Present:

COUNCIL MEMBERS

Mayor J.E. Loucks
 Councillor J.B. Braithwaite
 Councillor R.C. Clark
 Councillor S.J. Dean
 Councillor B.W. Perrault
 Councillor B.A. Sharp

STAFF MEMBERS

G.H. Brewer, City Administrator
 B.A. Hawkshaw, City Clerk
 S.E. Dowey, Deputy City Clerk
 R. White, City Planner
 G. Penway, Planner I
 D. Bridgman, Deputy City Engineer
 H. McKay, Assistant City Engineer
 L. Strimbicki, Park Planner

The meeting was called to order at 6:02 p.m.

9. CONFIDENTIAL REPORTS

Moved by Councillor Clark, seconded by Councillor Dean

THAT the meeting recess to Committee of the Whole to consider confidential reports in camera.

CARRIED

The meeting recessed at 6:03 p.m and reconvened at 7:46 p.m. with the same personnel present.

PROCLAMATIONS

Mayor Loucks read the following Proclamation:

" PNE DAYS " - August 21 to September 6, 1993

1. ADOPTION OF MINUTES

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the Minutes of the regular meeting of Council held on July 26, 1993 and the special meeting of Council held on August 4, 1993 be adopted as circulated.

CARRIED

9.1 REPORT OF COMMITTEE OF THE WHOLE

Moved by Councillor Dean, seconded by Councillor Clark that the following recommendations of the Committee of the Whole in camera be ratified:

- (a) Police Building Reserve and Additional Funding Sources
File: 3200-07

Report: City Administrator, July 7, 1993

THAT staff be directed to draft a bylaw setting up a statutory reserve for the new Police Building;

AND THAT the \$350,000. already provided by the 2% increase in the 1993 tax levy be placed in the Police Building Reserve Fund so created;

AND FURTHER THAT staff, through the City Administrator, be directed to report back at the earliest possible opportunity with the ways and means of implementing non-tax revenue increases, revenue or other transfers and cost reductions, as outlined in the July 7, 1993 report entitled: "Police Building Reserve and Additional Funding Sources".

(CARRIED UNANIMOUSLY)

- 2 (b) Appointment to the North Vancouver City Library Board
File: 1085-03-N9/1090-03-03

Report: Mayor J.E. Loucks, July 21, 1993

THAT Ms. Leonora Dunse be appointed to the North Vancouver City Library Board for a term to expire on December 31, 1993.

(CARRIED UNANIMOUSLY)

- 3 -

9.1 (f) Strata Conversion - Legal Issue - File: 1140-01/3365-08-02

Report: Director, Development Services, August 3, 1993

THAT the resolution included as Attachment No. 5 of the August 3, 1993 report of the Director, Development Services entitled: "Strata Conversion - Legal Issue" be submitted to the Union of British Columbia Municipalities as an Emergency Resolution as follows:

"WHEREAS

- A. Section 2 of the Residential Tenancy Act prohibits the entering into of a tenancy agreement for a term exceeding 20 years.
- B. The owner of the apartment complex in the City of North Vancouver known as Cypress Gardens, located at 2701 Westview Drive, has registered in the Land Title Office certain documents that appear to breach or circumvent that section of the Residential Tenancy Act.
- C. Council is deeply concerned that this scheme will have a detrimental effect on the supply of rental housing in the City, and
- D. Council wishes to take steps to ensure that this scheme is not repeated.

THEREFORE BE IT RESOLVED THAT:

The Union of British Columbia Municipalities urges the Provincial Government to amend the Residential Tenancy Act to ensure that such schemes that appear to breach or circumvent Section 2 of the Residential Tenancy Act cannot be undertaken."

AND THAT staff be directed to continue its research on this topic and specifically to:

- (a) write to the Registrar of Titles, Linda O'Shea ("Registrar") asking her to lodge a registrar's caveat under the Land Title Act against title to the Cypress Gardens property on the grounds that a breach of the Residential Tenancy Act may be involved, and
- (b) write to the Minister of Labour and Consumer Services asking him to produce evidence of breach of the Residential Tenancy Act to the Registrar and have her lodge a registrar's caveat under the Land Title Act against title to the Cypress Gardens property on the grounds that there has been a contravention of the Residential Tenancy Act.

9.1 (f) Strata Conversion - Legal Issue - File: 1140-01/3365-08-02 - cont'd

Pursuant to the August 3, 1993 report of the Director, Development Services entitled: "Strata Conversion - Legal Issue":

GIVEN THAT:

- A. Provisions of the Residential Tenancy Act are designed to prevent leases of residential rental units for more than 20 years unless City council approves of the conversion.
- B. It has come to Council's attention that the Cypress Gardens apartment complex in the City at 2701 Westview Drive has been converted to some form of undivided fee simple condominium ownership that also involves leases of units totalling almost 100 years.
- C. Council is concerned that the conversion of Cypress Gardens and other apartment buildings is inconsistent with the intent of the above-noted provisions of the Residential Tenancy Act.
- D. Council wishes to ensure that the public interest is protected by ensuring that the conversion of Cypress Gardens and the sale of units in it does not contravene the prospectus requirements of the Real Estate Act, and
- E. Council also wishes to ensure that the public interest is protected by ensuring that the conversion of Cypress Gardens and the sale of shares in any company in connection with the sale of interests in the complex does not contravene the Securities Act,

THEREFORE IT IS RESOLVED:

THAT the City Administrator be authorized and directed to communicate with:

- (a) the Minister of Labour and Consumer Services and to ask the Minister to investigate whether the Cypress Gardens scheme is contrary to the prohibition in the Residential Tenancy Act against rental unit leases of longer than 20 years;
- (b) the Superintendent of Real Estate and to ask the Superintendent to investigate whether the Cypress Gardens scheme violates the prospectus or other requirements of the Real Estate Act, and
- (c) the Superintendent of Brokers and to ask the Superintendent to investigate whether the Cypress Gardens scheme violates securities trading provisions under the Securities Act.

AND THAT staff be requested to schedule an appointment with the Attorney General and the Minister of Municipal Affairs, Recreation and Housing at the September 21 - 24, 1993 Union of British Columbia Municipalities Convention to provide Council Members the opportunity to discuss this matter further at that time.

(CARRIED UNANIMOUSLY)

9.1 (h) Caretaker Service - Florence Apartments - File: 3375-09-02

Report: Director, Purchasing & Property Services,
August 5, 1993

THAT the City enter into a Personal Services Contract for the fiscal period September 1, 1993 to August 31, 1994 inclusive, with Mr. Cecil Stevenson, #3, 151 West 14th Street, North Vancouver, B.C., as outlined in the August 5, 1993 report of the Director, Purchasing & Property Services and substantially in the form attached to the report entitled: "Caretaker Service - Florence Apartments";

AND THAT the Mayor and City Clerk be authorized to affix the Corporate Seal and execute the documentation necessary to give effect to this motion.

CARRIED UNANIMOUSLY

(d) Victoria Park Avenue West - Sale Posting - File: 3375-07

Report: Land Agent, Purchasing & Property Services,
June, 22, 1993

Moved by Councillor Dean, seconded by Councillor Clark that the following recommendation of the Committee of the Whole in camera be ratified:

THAT staff be instructed to proceed with the posting for sale that part of closed road in Explanatory plan LMP 9639, Block 110, District Lot 548, Plan 750 (Victoria Park Avenue West), subject to the conditions outlined in the June 22, 1993 report of the Land Agent entitled: "Victoria Park Avenue West - Sale Posting", and substantially in the form attached to that report.

A recorded vote was taken on the motion.

Voting in favour: Councillor Clark
Councillor Dean
Councillor Perrault
Mayor Loucks

Voting against: Councillor Braithwaite
Councillor Sharp

The motion was CARRIED by a vote of four to two.

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT the meeting recess to the reconvened Policy Committee meeting.

CARRIED

The meeting recessed at 7:54 p.m. and reconvened at 9:12 p.m. with the same personnel present.

3. CORRESPONDENCE

(a) British Columbia Crime Prevention Association

Re: 15th Annual Crime Prevention Training Symposium,
September 30 - October 3, 1993 - File: 1840-03-01

Moved by Councillor Dean, seconded by Councillor Sharp

THAT any member of Council be authorized to attend the B.C. Crime Prevention Association 15th Annual Crime Prevention Training Symposium, to be held in New Westminster, B.C. from September 30 - October 3, 1993;

AND THAT registration fees and expenses be paid in accordance with City Policy.

CARRIED UNANIMOUSLY

2. DELEGATIONS

(a) H.E. Jasper, Executive Vice President, Praxis Group Ltd.

Re: Gold's Gym Fitness Centre - Business License
Capilano Business Park - Phase III - File: 3045-03-GG

Councillors Clark and Sharp left the meeting.

Mr. Hank Jasper, Executive Vice-President, Praxis Group Ltd. appeared as a delegation and requested Council to reconsider granting a Business License to Gold's Fitness Centre to permit them to have a fitness centre in Phase III of Capilano Business Park. The delegation also requested that Council consider amending the appropriate Bylaws to facilitate this application.

Councillor Clark and Sharp returned to the meeting at this point.

Mr. Jasper, Mr. Thomas, Lawyer and Mr. Roy Baumgartner, applicant then responded to questions of members of Council.

3. CORRESPONDENCE continued

(b) Hon. Glen Clark, Minister of Finance and Corporate Relations,
July 12, 1993

Re: TRIUMF-KAON Project - File: 3500-01

The following motion, moved and seconded by Councillor Dean and Councillor Braithwaite at the August 4, 1993 special Council meeting, was considered:

THAT a letter be sent to Prime Minister Kim Campbell advising that the Federal Government must commit the necessary funding to ensure that the TRIUMF-KAON project becomes a reality;

AND THAT The Honourable Glen Clark, Minister of Finance and Corporate Relations be copied with said letter.

CARRIED

(c) Mayor Cliff Branchflower, City of Kamloops, July 21, 1993

Re: Missouri Relief Fund - File: 1670-03-01/1175-04-01-K

Moved by Councillor Dean, seconded by Councillor Clark

THAT the correspondence dated July 21, 1993 from Mayor Cliff Branchflower, City of Kamloops regarding the Missouri Relief Fund be received and filed.

CARRIED UNANIMOUSLY

(d) Dr. Brian A. O'Connor, Medical Health Officer, North Shore Health, July 16, 1993.

Re: Proposed GVRD Role in The Health Care System
Reorganization - File: 1195-11-H1-01/1165-06-01

Moved by Councillor Clark, seconded by Councillor Dean

WHEREAS the purpose of the Health Reform and Regionalization initiative is to bring health and health care decision-making "closer to home";

AND WHEREAS the North Shore is designated as a Health Region and is currently active in creating a Regional Health Board;

AND WHEREAS the proposed GVRD Health Board would not be a suitable structure to ensure that health decisions are brought "closer to home";

AND WHEREAS the North Shore Regional Board and its subordinate councils are ideally placed and constituted to make health decisions and receive and allocate resources on behalf of the North Shore Community;

THEREFORE BE IT RESOLVED THAT the Mayor and Council of the City of North Vancouver advise the Greater Vancouver Regional District that it does not support the proposed creation of a GVRD Regional Board with decision-making and resource allocation powers.

CARRIED UNANIMOUSLY

3. (e) Manager, Legislative Services, District of North Vancouver,
May 14, 1993

Re: Proposed Animal Cruelty Regulations - File: 1085-03-A2

Moved by Councillor Dean, seconded by Councillor Sharp

THAT staff be authorized to prepare draft bylaw provisions, in conjunction with the SPCA as the Animal Welfare Committee representative, jointly with the District of North Vancouver and in consultation with our municipal solicitors, to prohibit cruelty to animals generally.

CARRIED UNANIMOUSLY

- 2 (f) Ms. Karen Milne, August 3, 1993

Re: Mosquito Creek Park - File: 4305-03-M3

Moved by Councillor Dean, seconded by Councillor Sharp

THAT the correspondence dated August 3, 1993 from Ms. Karen Milne regarding Mosquito Creek Park be received and filed.

CARRIED

- 3 (g) G.V.R.D. Report "The Board in Brief", July 30, 1993
File: 1180-06

Moved by Councillor Dean, seconded by Councillor Clark

THAT the G.V.R.D. Report "The Board in Brief" dated July 30, 1993 be received and filed.

CARRIED

4. REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF(a) User Pay Concepts and Policies - File: 4050-04-01/3020-03-01

Recommendation: Policy Committee, July 26, 1993

Moved by Councillor Perrault, seconded by Councillor Braithwaite

THAT the following Policies in the development of Utility Bylaws, be endorsed:

1. Conservation and protection of the environment are to be encouraged. To promote these principles, users have to know how much a service costs them and how that cost can vary depending on the amount they use.
2. User rates should be used when either the benefit from the municipal service received is not universal or when one wants to restrict use of that service.
3. Recycling and garbage collection are inter-related and inter-dependent. No action should be taken on one before considering the impact on the other.
4. Conservation is encouraged by having ascending rather than descending unit rates as consumption increases.
5. No significant changes to rate structures should be introduced until users have reviewed the rate policy and considered means to mitigate the negative impacts of such a rate structure on them.

CARRIED UNANIMOUSLY

Moved by Councillor Dean, seconded by Councillor Perrault

THAT items 4(c),(f),(g),(j),(k),(m), 6(a)(i),(ii),(iii),(iv),(v),(vi),(vii),(viii), 6(b)(i),(ii) and 6(d)(ii) on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

4. (c) 160 West Keith Road (Noort/Hamilton, Doyle) Rezoning Application - File: 3400-05 Keith 160W (Victoria Park)

Report: City Planner, May 31, 1993

Moved by Councillor Perrault, seconded by Councillor Clark

THAT "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6427" (Noort/Hamilton, Doyle, 160 West Keith Road, CD 247) be considered and referred to a Public Hearing;

AND THAT, subject to second and third reading of Bylaw No. 6427, the Mayor and City Clerk be authorized to execute a Section 215 Land Title Act Covenant substantially in the form attached to the May 31, 1993 report of the City Planner entitled "Rezoning Application - 160 West Keith Road, Noort Hamilton, Doyle."

CARRIED

Councillors Braithwaite and Sharp are recorded as voting contrary to the motion.

Moved by Councillor Dean, seconded by Councillor Clark

THAT staff be authorized to negotiate with the developer for the provision of a resident manager's suite as well as two extra rooms with bath facilities for the use of visitors in the building;

AND THAT staff consider including the wording "rental will be in perpetuity" in the above referenced Section 215 Land Title Act covenant.

CARRIED UNANIMOUSLY

- 2 (f) General Local Election - Appointment of Chief Election Officer and Selection of Provincial Voters List as the City's List of Electors - File: 3035-04-02

Report: City Clerk, July 26, 1993

Moved by Councillor Dean, seconded by Councillor Clark

THAT the City Clerk, Bruce Albert John Hawkshaw, be and is hereby appointed Chief Election Officer for the 1993 general local election;

AND THAT the Deputy City Clerk, Sandra Elizabeth Dowe, be and is hereby appointed Deputy Chief Election Officer for the 1993 general local election;

AND THAT "General Local Election Bylaw, 1993, No. 6442" be considered.

CARRIED UNANIMOUSLY

4. (g) Permissive Tax Exemptions - Municipal Act, Section 400
File: 1625-04-01

Report: City Clerk, August 4, 1993

Moved by Councillor Dean, seconded by Councillor Clark

THAT the "Taxation Exemption Bylaw, 1993, No. 6445", be given its first three readings.

CARRIED UNANIMOUSLY

- (j) Local Improvement Initiatives - 17 Paved Lanes - File: 3370-04-01

Report: Technical Assistant, August 3, 1993

Moved by Councillor Dean, seconded by Councillor Clark

Pursuant to the report of the Technical Assistant, entitled "Local Improvement Initiatives - 17 Paved Lanes" dated August 3, 1993:

THAT the City Clerk be authorized to prepare, publish and cause to be served notice of the intention of the City to undertake as a local improvement of the Council without petition under the provision of Section 662 of the Municipal Act, the following lane pavings:

1. Lane north of West 16th Street bounded by Jones Avenue and Mahon Avenue
2. Lane north of West 17th Street bounded by Jones Avenue and Mahon Avenue
3. Lane north of West 18th Street bounded by Jones Avenue and Mahon Avenue
4. Lane north of west 19th Street bounded by Jones Avenue and Mahon Avenue
5. Lane north of West 20th Street bounded by Jones Avenue and Mahon Avenue
6. Lane north of West 23rd Street bounded by Jones Avenue and Mahon Avenue
7. Lane north of West 24th Street bounded by Jones Avenue and Mahon Avenue
8. Lane north of West 18th Street bounded by Mahon Avenue and Chesterfield Avenue

9. Lane north of West 19th Street bounded by Mahon Avenue and Chesterfield Avenue
- (j) Local Improvement Initiatives - 17 Paved Lanes
File: 3370-04-01 - continued
10. Lane north of West 21st Street bounded by Mahon Avenue and Chesterfield Avenue
11. Lane north of West 22nd Street bounded by Mahon Avenue and Chesterfield Avenue
12. Lane north of West 23rd Street bounded by Mahon Avenue and Chesterfield Avenue
13. Lane north of West 24th Street between Mahon Avenue and Chesterfield Avenue
14. Lane north of East 20th Street between St. George's Avenue and St. Andrew's Avenue
15. Lane north of East 21st Street between St. George's Avenue and St. Andrew's Avenue
16. Lane north of East 22nd Street extending 117.958 metres west from St. Andrew's Avenue
17. Lane north of East 24th Street between St. George's Avenue and St. Andrew's Avenue

CARRIED UNANIMOUSLY

- (k) Mosquito Creek Park - July 29 Public Meeting
File: 4305-03-M3-03

Report: Park Planner, August 4, 1993

Moved by Councillor Perrault, seconded by Councillor Braithwaite

THAT the August 4, 1993 report of the Park Planner entitled "Mosquito Creek Park - July 29, 1993 Public Meeting" be received and filed;

AND FURTHER THAT copies of this report be made available to area residents free of charge.

CARRIED UNANIMOUSLY

4. (m) Museum Special Projects Fund and Museum Building Fund
File: 4210-02-P1-02

Report: Municipal Accountant, July 30, 1993

Moved by Councillor Perrault, seconded by Councillor Dean

THAT Council endorse the setting up of a "Museum Special Projects Fund" and a "Museum Building Fund" as outlined in the attached memorandum "Proposal to Create Two New Funds for the North Shore Museum and Archives", dated July 26, 1993, from the Municipal Accountant;

AND THAT the terms governing access to the funds be:

1. That all expenditures must be approved by the Museum and Archives Committee;
2. That the funds may be used for special projects not included in the Annual Operating or Capital Budgets, and
3. That, at the discretion of the Museum and Archives Committee, monies could be allocated from the Special Project Fund to the Museum Building Fund

as contained in "Resolution #2" of the North Shore Museum and Archives Committee in the attached memorandum dated July 29, 1993, from the Committee to the Municipal Accountant.

CARRIED UNANIMOUSLY

6. BYLAWS

(a) Reconsideration and Final Adoption

Moved by Councillor Clark, seconded by Councillor Braithwaite that

- (i) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6418",
 (Niad Builders/Dalla-Lana, Griffin) 252-254 East 4th Street,
 CD #245), as amended

be reconsidered.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

Moved by Councillor Clark, seconded by Councillor Braithwaite

THAT the said Bylaw No. 6418 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

6. (a) Reconsideration and Final Adoption - continued

Moved by Councillor Dean, seconded by Councillor Perrault that

- (iii) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6433",
(Fournogerakis/Curtis, 609 Jones Avenue, CD #248), as
amended

be reconsidered.

A recorded vote was taken on the motion.

Voting in favour: Councillor Clark
Councillor Dean
Councillor Perrault
Councillor Sharp
Mayor Loucks

Voting against: Councillor Braithwaite

The motion was CARRIED by a vote of five to one.

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the said Bylaw No. 6433 be finally adopted, signed by the
Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

Councillor Braithwaite is recorded as voting contrary to the motion.

Moved by Councillor Dean, seconded by Councillor Sharp that

- (iv) "City of North Vancouver Official Community Plan Bylaw, 1992,
No. 6288, Amendment Bylaw, 1993, No. 6434" (100 Block West
22nd/23rd Street; a Special Study Area)
- (v) "Lease Authorization Bylaw, 1993, No. 6435" (Lease of R.C.M.P.
Facility for Provincial/Federal members)
- (vi) "Fire Alarm System and Security Alarm System Regulation Bylaw,
1993, No. 6425, Amendment Bylaw, 1993, No. 6436" (Fee
Adjustment)
- (vii) "Lease Authorization Bylaw, 1993, No. 6438" (The North
Vancouver Lawn Bowling Club)
- (viii) "Machinery and Equipment Depreciation and Obsolescence Reserve
Expenditure Bylaw, 1993, No. 6439" (General Office)

be reconsidered.

CARRIED

6. (a) Reconsideration and Final Adoption - continued

Moved by Councillor Dean, seconded by Councillor Sharp

THAT the said Bylaws Nos. 6434, 6435, 6436, 6438 and 6439 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

(b) Introduction and First Three Readings

Moved by Councillor Dean, seconded by Councillor Sharp that

(i) "General Local Election Bylaw, 1993, No. 6442"

(ii) "Taxation Exemption Bylaw, 1993, No. 6445"

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

Moved by Councillor Dean, seconded by Councillor Sharp

THAT the said Bylaws Nos. 6442 and 6445 be read a second time in short form.

CARRIED

Moved by Councillor Dean, seconded by Councillor Sharp

THAT the said Bylaws Nos. 6442 and 6445 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

(d) Introduction and First Reading Only

Moved by Councillor Dean, seconded by Councillor Perrault that

(ii) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6427",
(Noort/Hamilton, Doyle, 160 West Keith Road, CD 247)

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

Councillors Braithwaite and Sharp are recorded as voting contrary to the motion.

4. REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF - continued(b) Safe City Initiative - File: 4230-01

Report: Social Planner and Planner, Development Services
Department, July 20, 1993

Moved by Councillor Perrault, seconded by Councillor Dean

Pursuant to the July 20, 1993 staff report entitled "Safe City Initiative":

THAT the RCMP, Fire Department, North Shore Health, North Vancouver Recreation Commission and a member of the Advisory Design Panel be requested to participate in the Safe City Initiative;

THAT Planning Staff be directed to develop a proposal for a Safe City Initiative in cooperation with representatives from Engineering, Treasury, Purchasing & Property, the RCMP, the Fire Department, North Shore Health, the North Vancouver Recreation Commission and a member of the Advisory Design Panel using Option B: Audit and Safety Education Approach as described in the July 20, 1993 report of the Social Planner and Planner as an outline;

THAT said proposal be submitted to the Ministry of Health and Ministry Responsible for Seniors as an application for funding under the Healthy Communities Initiative Fund;

AND THAT the said proposal be submitted to Council prior to it being submitted to the Ministry of Health.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Perrault

THAT the requirements of the Procedure Bylaw to terminate the meeting at 10:30 p.m. be waived, and the meeting continue until 11:00 p.m. if necessary.

CARRIED BY THE REQUIRED TWO-THIRDS MAJORITY

Councillors Braithwaite and Sharp are recorded as voting contrary to the motion.

Rescinded
18 OCT. 1993

4. (d) Application for Business License - Gold's Gym Fitness Centre
Capilano Business Park Phase III - 949 West 3rd Street
File: 3045-03-GG

Report: Administrative Manager, Development Services,
July 22, 1993

Moved by Councillor Sharp, seconded by Councillor Braithwaite

THAT the rejection of the Business License application for Gold's Gym Fitness Centre to locate at Capilano Business Park Phase III, 949 West 3rd Street, be confirmed and that Mr. H.E. Jasper, Executive Vice President of Praxis Group Ltd. be so advised.

A recorded vote was taken on the motion.

Voting in favour: Councillor Braithwaite
Councillor Clark
Councillor Perrault
Councillor Sharp
Mayor Loucks

Voting against: Councillor Dean

The motion was CARRIED by a vote of five to one.

- (e) School Amendment Act, 1993 - File: 1195-11-M3-01/1195-11-E2-01

Report: City Administrator, July 16, 1993

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the Minister of Municipal Affairs, Recreation and Housing and the North Vancouver School District Board be advised that the City of North Vancouver supports the introduction of legislation which will encourage efficient and effective capital planning of schools which are one of the Province's most important community assets;

AND THAT the City encourages the Minister to introduce legislation to require municipal involvement in the closure and sale of school sites;

AND FURTHER THAT the July 13, 1993 letter from the Mayor of Matsqui concerning "Planning Land Acquisition and Site Development Charges for Schools" be received and filed.

CARRIED UNANIMOUSLY

4. (h) 125/127 East 1st Street Rezoning Application (Anzac Enterprises/Northstar Charity Bingo Association)
File: 3400-05 01E 125/127

Report: Planner, Development Services, July 21, 1993

Moved by Councillor Sharp, seconded by Councillor Dean

THAT consideration of the July 21, 1993 report of the Planner regarding "125/127 East 1st Street Rezoning Application (Anzac Enterprises/Northstar Charity Bingo Association)" be deferred until all members of Council are present.

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

- 2 (i) 326 East 2nd Street (Lee/Hemingway Nelson)
Rezoning Application - File: 3400-05 02E 326-330

Report: Development Planner, Development Services, August 4, 1993

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. No. 6375" (Lee/Hemingway Nelson, 326 East 2nd Street, CD-239) attached to the August 4, 1993 report of the Development Planner entitled: "326 East 2nd Street (Lee/Hemingway Nelson) Rezoning Application" be considered by Council and referred to a Public Hearing.

CARRIED UNANIMOUSLY

- 3 (l) Art in Public Places - Interim Guidelines - File:4420-03-01

Report: Park Planner, July 27 1993

Moved by Councillor Perrault, seconded by Councillor Dean

Pursuant to the July 27, 1993 report of the Park Planner entitled "Art in Public Places - Interim Guidelines":

THAT staff report back on the implementation of Option 2 and its implications on cost, staffing and timing for completion of a City Public Art Policy;

AND THAT the North Shore Arts Commission be thanked for their preparation of the Interim Guidelines.

CARRIED UNANIMOUSLY

4. (n) Budget Process Modification - File: 1650-01

Report: Municipal Accountant, July 30, 1993

Moved by Councillor Clark, seconded by Councillor Dean

THAT the Finance Committee consider, prior to the setting of the Provisional Budget (i.e. by the end of September at the latest), what level of increase, if any, Council feels is appropriate for the new year, and any other priorities or policies they wish to be incorporated into the Annual Budget process for the coming year;

THAT the Budget Officer then be directed to communicate the budget priorities of the Finance Committee to all the major joint-funded Agency Boards;

THAT Council representatives to the major joint-funded Agency Boards be requested to facilitate discussion and decision making at the Agency Board level so that the priorities of Council can be reflected in both the budgets and requested funding levels which come forward from these Boards to Council;

THAT all jointly funded Agencies be directed to prepare their budgets in a format which clearly indicates, on a line by line basis, increases in expenditures over prior years, and which differentiates costs related to service increases and enhancements from increases to the cost of base (already provided) services;

AND FURTHER THAT this budget process modification be endorsed subject to approval by the District of North Vancouver and the District of West Vancouver.

CARRIED UNANIMOUSLY

(o) Ridgeway School - Request for Assistance - File: 1150-03-03

Report: Park Planner, July 28, 1993

Moved by Councillor Dean, seconded by Councillor Clark

Pursuant to the July 28, 1993 report of the Park Planner entitled "Ridgeway School - Request for Assistance":

THAT Council provide funds from the 1993 Engineering Budget, in the amount of \$500.00 to the Parent Advisory Council of Ridgeway School for purchase of benches and/or picnic tables to be installed at Ridgeway School;

AND THAT the attached "Partnership Process", to enable parties to undertake projects on non-City owned land, be approved, and that the City Engineer provide for funding of projects of this nature in the 1994 budget for consideration of the Finance Committee.

CARRIED UNANIMOUSLY

4. (p) Results of Surveys on Solid Waste - File: 4050-01

Report: Assistant City Engineer, July 12, 1993

Moved by Councillor Clark, seconded by Councillor Dean

THAT consideration of the July 12, 1993 report of the Assistant City Engineer regarding "Results of Surveys on Solid Waste" be deferred to the next regular meeting of Council.

CARRIED

2 (q) Request to Use Waterfront Park - File: 4305-03-W2-01

Report: Assistant City Engineer, August 5, 1993

Moved by Councillor Clark, seconded by Councillor Dean

THAT the August 5, 1993 report of the Assistant City Engineer entitled: "Request to Use Waterfront Park" be deleted from the agenda.

CARRIED

5. MOTIONS AND NOTICES OF MOTIONS

NIL.

6. BYLAWS - continued(d) Introduction and First Reading Only

Moved by Councillor Clark, seconded by Councillor Braithwaite that

- (i) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6375",
(Lee/Hemingway Nelson, 326 East 2nd Street, CD-239)

be introduced and read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED UNANIMOUSLY

6. (d) Introduction and First Reading Only - continued

Moved by Councillor Dean, seconded by Councillor Sharp that

(iii) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6443",
(Anzac/Northstar Charity Bingo, 125/127 East First Street,
CD-250)

and

(iv) "Zoning Bylaw, 1967, Amendment Bylaw, 1993, No. 6444",
(Anzac, 125/127 East First Street, CD-250)

be deferred until all members of Council are present.

CARRIED

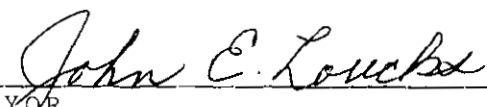
10. ADJOURNMENT

Moved by Councillor Sharp, seconded by Councillor Dean

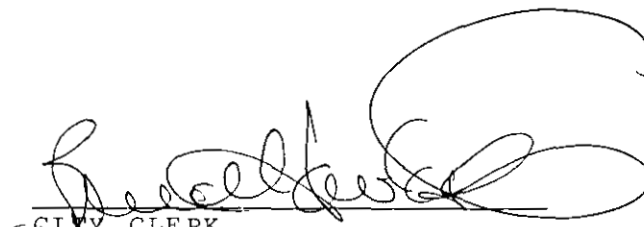
THAT the meeting adjourn.

CARRIED

The meeting adjourned at 10:45 p.m.



MAYOR



CITY CLERK