



MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER,
CITY HALL, 141 WEST 14TH STREET, NORTH VANCOUVER, B.C., ON **MONDAY**,
FEBRUARY 5, 1996 AT 6:00 P.M.

PRESENT:

COUNCIL MEMBERS

Mayor J.E. Loucks
Councillor W.J. Bell
Councillor J.B. Braithwaite
Councillor S.J. Dean
Councillor D.R. Mussatto
Councillor B.W. Perrault

STAFF MEMBERS

A.K. Tollstam, City Administrator
B.A. Hawkshaw, City Clerk
S.E. Dowey, Deputy City Clerk
F.A. Smith, Director, Development Services
R.H. White, City Planner
S.E. Durnford, Director of Finance
R. Spencer, Development Planner
M. MacFadyen, Manager, Lands

ABSENT:

Councillor B.A. Sharp

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

Moved by Councillor Dean, seconded by Councillor Perrault

THAT Item 8. Any Other Business on the agenda be brought forward at this time.

CARRIED UNANIMOUSLY

8. ANY OTHER BUSINESS

Moved by Councillor Dean, seconded by Councillor Perrault

THAT Item 9.(a) on the agenda which reads as follows:

9. (a) North Shore Family Court & Youth Justice Committee - File: 1090-18-01

Jamie Martin, Chair, North Shore Family Court & Youth Justice Committee
Sue Bauman, Court Watch Coordinator, North Shore Family Court &
Youth Justice Committee

be deleted and replaced with the following 9.(a):

9. (a) North Shore Economic Development Commission - File: 1090-18-01

Bonnie Pyplacz, Economic Development Officer, North Shore Economic
Development
Commission
Peter White, Chair, North Shore Economic Development Commission

CARRIED UNANIMOUSLY

9. CONFIDENTIAL REPORTS

Moved by Councillor Mussatto, seconded by Councillor Perrault

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

CARRIED

The meeting recessed at 6:03 p.m. and reconvened at 7:32 p.m., with the same personnel present and with the addition of Councillors Bell and Braithwaite.

PROCLAMATIONS

Mayor Loucks read the following Proclamations:

“BURN AWARENESS WEEK”, February 4 - 10, 1996

“CHAMBER OF COMMERCE WEEK”, February 12 - 17, 1996

1. ADOPTION OF MINUTES

Moved by Councillor Dean, seconded by Councillor Bell

THAT the Minutes of the Special Council Meeting of January 29, 1996 be adopted as circulated.

CARRIED

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

01 (d) North Shore Union Board of Health Municipal Funding - File: 1165-06-

Report: Director of Finance, January 31, 1996

PURSUANT to the report of the Director of Finance, dated January 31, 1996, entitled "North Shore Union Board of Health Municipal Funding":

THAT the North Shore Union Board of Health be advised that Council authorize funding the City of North Vancouver's share of the North Shore Union Board of Health's 1996 funding shortfall, only until March 4, 1996;

AND THAT such funding be provided from the City's share of 1994 and 1995 North Shore Union Board of Health surpluses;

AND THAT the City's funding be contingent upon the Districts of North Vancouver and West Vancouver providing a proportionate contribution to the North Shore Union Board of Health's 1996 shortfall;

Continued.....

9.1 (d) North Shore Union Board of Health Municipal Funding - File: 1165-06-
01 Continued

AND THAT a meeting of the North Shore Mayors' Task Force and the North Shore Union Board of Health be held to consider and report back to respective Councils a list of prioritized services summing to the amount of Ministry funding shortfalls that, if cut, would have the least adverse affect on the delivery of Community Health Care on the North Shore.

(CARRIED UNANIMOUSLY)

(e) Lease Update - File: 3375-10-02/1155-06-V1-03

Verbal Report: Manager, Lands Division

THAT the City Clerk be authorized to notify the Strata Councils of 33 Chesterfield Place, 168 Chadwick Court and the owner of 15 Chesterfield Place that Council is reviewing the viability of other sites for the Fire Boat and Fire Boat Shed.

(CARRIED UNANIMOUSLY)

(g) Leave of Absence Without Pay Request - File: 1880-03-09

Report: Director of Personnel Services, January 29, 1996

PURSUANT to the report of the Director of Personnel Services dated January 29, 1996, entitled "Leave of Absence Without Pay Request":

THAT Ms. Sandra Thompson be granted a leave of absence without pay for the period July 22, 1996 to November 11, 1996, inclusive.

(CARRIED UNANIMOUSLY)

(h) 1996 Legal Services - File: 1140-13-01

Report: City Administrator, January 30, 1996

PURSUANT to the report of the City Administrator dated January 30, 1996, entitled "1996 Legal Services":

THAT the firm of Bull, Housser and Tupper be appointed as the City's Solicitors for the year ending December 31, 1996;

AND THAT the specific labour services provided by Russell & DuMoulin be evaluated prior to the appointment of the City's Solicitors for 1997;

AND THAT the City's legal services be reviewed annually.

(CARRIED UNANIMOUSLY)

9.1 (i) Appointment to the Advisory Design Panel - File: 1085-03-A1/1090-03-03

Report: Mayor J.E. Loucks, February 2, 1996

PURSUANT to the report of Mayor J.E. Loucks dated February 2, 1996, entitled "Appointment to the Advisory Design Panel":

THAT Mr. Dave Brown be appointed as the Business Representative to the Advisory Design Panel for a two year term expiring on January 31, 1998.

(CARRIED UNANIMOUSLY)

(j) Appointment to the Board of Variance - File: 1085-03-B1/1090-03-03

Report: Mayor J.E. Loucks, February 2, 1996

PURSUANT to the report of Mayor J.E. Loucks dated February 2, 1996, entitled "Appointment to the Board of Variance":

THAT Mr. E.A. Raymond be appointed to the Board of Variance for a three year term expiring on January 31, 1999.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Dean

THAT the meeting recess to the Public Hearing scheduled for this evening.

CARRIED

The meeting recessed at 7:35 p.m. and reconvened at 9:40 p.m., with the same personnel present.

2. DELEGATIONS

Nil.

3. CORRESPONDENCE

(a) Greg Halsey-Brandt, Chair, Greater Vancouver Regional District, January 25, 1996

Re: 100% Smoke-free Indoor Air Bylaw - File: 4230-03

Moved by Councillor Dean, seconded by Councillor Bell

THAT consideration of the January 25, 1996 correspondence received from Greg Halsey-Brandt, Chair, Greater Vancouver Regional District regarding "100% Smoke-free Indoor Air Bylaw" be deferred pending receipt of a report from Councillor Mussatto, the Greater Vancouver Regional District and Dr. B. O'Connor, Medical Health Officer, North Shore Union Board of Health.

CARRIED UNANIMOUSLY

(b) Mayor W.J. Copeland, City of Burnaby, January 19, 1996

Re: Residential Rehabilitation Assistance Program
File: 1155-03-02-07/1175-04-01

Moved by Councillor Bell, seconded by Councillor Perrault

THAT the appreciation of the Mayor and Council be noted to the Minister Responsible for the Residential Rehabilitation Program (RRAP) for reinstating the Program to March, 1997, while strongly urging that the Minister withdraw the eligibility restrictions introduced in 1995, and enhance RRAP funding to best serve the long term interests of Canadians and their housing;

AND THAT the Canadian Housing and Renewal Association and the Mayor and Council of the City of Burnaby be acknowledged for the effectiveness of their position and lobbying efforts in the reinstatement of RRAP;

AND THAT the City of Burnaby be thanked for administering RRAP on behalf of the residents of the City of North Vancouver.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

(c) **Valerie Thom, Program Manager, Pitch-In British Columbia,
January 10, 1996**

Re: Pitch-In Week - File: 1040-03-P8

Moved by Councillor Bell, seconded by Councillor Braithwaite

THAT the January 10, 1996 correspondence received from Valerie Thom, Program Manager, Pitch-In British Columbia regarding "Pitch-In Week", be received and filed.

DEFEATED

Continued.....

3. (c) **Valerie Thom, Program Manager, Pitch-In British Columbia,
January 10, 1996**

Re: Pitch-In Week - File: 1040-03-P8 - Continued

Moved by Councillor Dean, seconded by Councillor Bell

THAT the January 10, 1996 correspondence received from Valerie Thom, Program Manager, Pitch-In British Columbia regarding "Pitch-In Week" be referred to the Grants Committee of the Social Planning Advisory Committee for comment.

CARRIED

(d) Greater Vancouver Regional District "The Board in Brief", January 26, 1996

File: 1180-06

Moved by Councillor Bell, seconded by Councillor Dean

THAT the Greater Vancouver Regional District "The Board in Brief" dated January 26, 1996, be received and filed.

CARRIED

4. REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

(a) Evaluation of Arts Travel Grant Program - File: 1085-03-N3-03

Report: Secretary-Treasurer, North Shore Arts Commission
January 26, 1996

Moved by Councillor Perrault, seconded by Councillor Dean

PURSUANT to the report of the Secretary-Treasurer, North Shore Arts Commission dated January 26, 1996, entitled "Evaluation of Arts Travel Grant Program":

THAT the Arts Travel Grant Program be offered through the Fund for the Arts on the North Shore;

AND THAT the \$2,268.00 (City of North Vancouver \$768.00 and District of North Vancouver \$1,502.00) currently set aside for the program be released to the North Shore Charitable Foundation for deposit into the Fund for the Arts on the North Shore.

Councillor Bell briefly left and returned to the meeting.

CARRIED UNANIMOUSLY

4. (b) Lower Lonsdale Planning Study: Capitalization Planning and Community Benefits Review - File: 3380-02-L4-03

Report: City Planner, Development Services, January 26, 1996

Moved by Councillor Dean, seconded by Councillor Perrault

PURSUANT to the report of the City Planner dated January 26, 1996, entitled "Lower Lonsdale Planning Study: Capitalization Planning and Community Benefits Review":

THAT the following policies be established for revenue generated as the City markets land in Lower Lonsdale:

Lower Lonsdale Lands Revenue Allocation Policy Statement:

1. **THAT** the established City policy of attributing revenue from the sale or lease of tax sale lands to the Tax Sale Land Reserve Fund be maintained as the City markets land in Lower Lonsdale;
2. **THAT** necessary infrastructure work, including Safe Cities initiatives for better pedestrian level street lighting, and park improvement works for the Plaza at the Foot of Lonsdale, the Plaza on West 1st Street, and park improvements in Waterfront Park, as well as subdivision and marketing costs be funded from the Tax Sale Land Reserve as well as from Development Costs Fund and other existing Funds;
3. **THAT** revenue from the sale of non tax sale lands in the Lower Lonsdale Planning Study area be accounted for separately and that these funds be used for the development of community amenity facilities or funds;
4. **THAT** staff be directed to investigate the means by which the range of community benefits can be expanded by joint funding, density bonusing, floor area exceptions and funding from other City sources in order to maximize the range and number of community benefits to be provided;

AND THAT these be referred to a Policy Committee meeting.

CARRIED

Councillor Braithwaite is recorded as voting contrary to the motion.

Moved by Councillor Bell, seconded by Councillor Mussatto

PURSUANT to the report of the City Planner dated January 26, 1996, entitled "Lower Lonsdale Planning Study: Capitalization Planning and Community Benefits Review":

THAT staff be directed to prepare a draft public involvement process for Council approval including a budget not to exceed \$20,000. with funds to be taken from the Lower Lonsdale Planning Study account, and a time frame of six months or less to make recommendations to Council on the preferred community benefits to support as a result of the development of lands in the Lower Lonsdale Planning Study area;

AND THAT the subject report be circulated to the mailing list for the study and to the Advisory Planning Commission, Social Planning Advisory Committee and North Shore Arts Commission for their consideration.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

4. (c) **Surplus Equipment Disposal - Computers - File: 1335-01**

Report: Purchasing Manager, January 29, 1996

Moved by Councillor Mussatto, seconded by Councillor Bell

PURSUANT to the report of the Purchasing Manager, dated January 29, 1996, entitled "Surplus Equipment Disposal - Computers":

THAT the Purchasing Manager be authorized to expand the scope of eligibility to staff and elected Officials who are not eligible for the employee computer purchase plan;

AND THAT this eligibility will include agencies funded by the City such as the Library and the Emergency Measures Program.

CARRIED UNANIMOUSLY

(d) **City Pay Parking Operations Equipment Needs vs Usage - File: 4120-03-01**

Report: Parking Administrator, Development Services, January 30, 1996

Moved by Councillor Dean, seconded by Councillor Bell

PURSUANT to the report of the Parking Administrator, dated January 30, 1996, entitled "City Pay Parking Operations Equipment Needs vs Usage":

THAT staff be authorized to expend \$15,000. from the "Off-Street Parking Reserve Fund" for the provision of parking equipment;

AND THAT "Off-Street Parking Reserve Fund Expenditures Bylaw, 1996, No. 6754" be considered.

CARRIED UNANIMOUSLY

(e) Rezoning Application: 121-137 West 3rd Street - File: 3400-05 03W 121-137

Report: Development Planner, Development Services, January 30, 1996

Moved by Councillor Dean, seconded by Councillor Bell

PURSUANT to the report of the Development Planner, dated January 30, 1996, entitled "Rezoning Application: 121-137 West 3rd Street":

THAT the "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1996, No. 6760" (Creekside Architects, 121-137 West 3rd Street, CD-310) attached to the January 30, 1996 report of the Development Planner be considered and referred to a Public Hearing.

CARRIED

Councillor Braithwaite is recorded as voting contrary to the motion.

4. (f) Appointment of Auditors for the Year 1996 - File: 1635-01

Report: Director of Finance, January 31, 1996

Moved by Councillor Dean, seconded by Councillor Bell

PURSUANT to the report of the Director of Finance, dated January 31, 1996, entitled "Appointment of Auditors for the Year 1996":

THAT the firm KPMG Peat Marwick Thorne, Chartered Accountants, be appointed as auditors for the City of North Vancouver for the year 1996 as per their submission dated January 18, 1996.

CARRIED UNANIMOUSLY

(g) Proposed Privatization of Port of Vancouver, Lionel Kenner letter dated December 19, 1995 - File: 1155-06-V1-01

Report: City Administrator, January 30, 1996

Moved by Councillor Dean, seconded by Councillor Mussatto

PURSUANT to the report of the City Administrator, dated January 30, 1996, entitled "Proposed Privatization of Port of Vancouver, Lionel Kenner letter dated December 19, 1995":

THAT the report of the City Administrator dated January 30, 1996 be received and filed;

AND THAT Dr. Kenner be thanked for his letter and be advised that the City of North Vancouver is working with the Port of Vancouver on the issues raised in his letter.

CARRIED UNANIMOUSLY

(h) B.C. Rail Right-of-Way: Request for Parking on Lot 3 in front of D.L. 271 Plan 18595 - File: 3345-02 ESPL W 221

Report: Planner, Development Services, January 31, 1996

Moved by Councillor Dean, seconded by Councillor Perrault

PURSUANT to the report of the Planner, dated January 31, 1996, entitled "B.C. Rail Right-of-Way: Request for Parking on Lot 3 in front of D.L. 271, Plan 18595":

THAT six parallel parking stalls, as shown in Attachment No. 5 of the said report, be permitted in the Statutory Right-of-Way registered in the Land Title Office under No. 79399.

CARRIED UNANIMOUSLY

4. (i) Rezoning Application: 134-152 West 22nd Street - File: 3400-05 22W 134-152

Report: Development Planner, Development Services, January 31, 1996

Moved by Councillor Mussatto, seconded by Councillor Bell

PURSUANT to the report of the Development Planner, dated January 31, 1996, entitled "Rezoning Application: 134-152 West 22nd Street":

THAT the "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1996, No. 6761" (Buron Housing Corporation/Graham Crockart, Architects, 134-152 West 22nd Street, CD-311) attached to the January 31, 1996 report of the Development Planner be considered and referred to a Public Hearing.

CARRIED UNANIMOUSLY

(j) Possible Changes to GST legislation affecting the Municipal Tax Burden

File: 1690-04

Report: Director of Finance, January 31, 1996

Moved by Councillor Dean, seconded by Councillor Bell

PURSUANT to the report of the Director of Finance dated January 31, 1996, entitled "Possible Changes to GST legislation affecting the Municipal Tax Burden":

THAT a letter be sent to the Prime Minister, Finance Minister, Premier of B.C., and North Vancouver MP's that petitions the Federal Government not to consider changes to GST legislation that increase municipalities' tax burden.

CARRIED

Moved by Councillor Dean, 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 all the items on the agenda have been concluded.

CARRIED BY THE REQUIRED TWO-THIRDS MAJORITY OF COUNCIL MEMBERS PRESENT

Councillor Bell is recorded as voting contrary to the motion.

5. MOTIONS AND NOTICES OF MOTION

(a) “Sign Bylaw, 1992, No. 6363” - File: 3310-15

Moved by Councillor Dean seconded by Councillor Bell

WHEREAS the City of North Vancouver “Sign Bylaw, 1992, No. 6363” is silent with regard to murals;

AND WHEREAS many municipalities permit murals for aesthetic reasons;

Continued.....

5. (a) “Sign Bylaw, 1992, No. 6363” - File: 3310-15 - Continued

AND WHEREAS Chemainus in the District of North Cowichan brings in many tourists because of its murals;

AND WHEREAS murals are a vehicle for job creation for artists;

THEREFORE BE IT RESOLVED THAT the issue of murals be referred to the Advisory Design Panel, the North Shore Arts Commission and to City staff to revisit “Sign Bylaw, 1992, No. 6363”.

CARRIED UNANIMOUSLY

6. BYLAWS

(a) Reconsideration And Final Adoption

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (i) “Advisory Planning Commission Bylaw, 1990, No. 6238, Amendment Bylaw, 1996, No. 6759”

be reconsidered.

CARRIED

Moved by Councillor Bell, seconded by Councillor Dean

THAT the said bylaw No. 6759 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 Mussatto that

- (i) "Off-Street Parking Reserve Fund Expenditure Bylaw, 1996, No. 6754"
- (ii) "Lease Authorization Bylaw, 1996, No. 6758" (Personnel Department Office and Computer Training Facility)

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

CARRIED

6. (b) Introduction And First Three Readings - Continued

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaws Nos. 6754 and 6758 be read a second time in short form.

CARRIED

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaws Nos. 6754 and 6758 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

(c) Second And Third Readings

Moved by Councillor Dean, seconded by Councillor Perrault that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1995, No. 6742" (Chee/Bill Curtis Design Ltd., 307 East 9th Street, RT-1)

be read a second time in short form.

CARRIED

Councillor Braithwaite is recorded as voting contrary to the motion.

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the said Bylaw No. 6742 be read a third time in short form and passed subject to reconsideration.

CARRIED

Councillor Braithwaite is recorded as voting contrary to the motion.

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT prior to the final adoption of Bylaw No. 6742, the applicant provide an undertaking that the duplex structure will be clad in cedar siding.

CARRIED

6. (c) Second And Third Readings - Continued

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1995, No. 6748"
(Miscellaneous Zoning Text Amendments)

be read a second time in short form.

CARRIED

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaw No. 6748 be read a third time in short form and passed subject to reconsideration.

CARRIED

Moved by Councillor Bell, seconded by Councillor Mussatto that

- (iii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1996, No. 6750"
(Niad Builders Ltd./Dalla-Lana/Griffin Architects, 137 West
17th Street, CD-309)

be referred back to staff for appropriate wording to restrict the range of commercial uses on the new building site.

CARRIED

(d) Introduction And First Reading Only

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1996, No. 6760"
(Creekside Architects, 121-137 West 3rd Street, CD-310)

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

CARRIED

Councillor Braithwaite is recorded as voting contrary to the motion.

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1996, No. 6761"
(Buron Housing Corporation/Graham Crockart, Architects,
134-152 West 22nd Street, CD-311)

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

CARRIED

10. ADJOURNMENT

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED

The meeting adjourned at 10:34 p.m.