



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14TH STREET,
NORTH VANCOUVER, B.C., ON MONDAY, MAY 5, 1997 AT
6:00 P.M.**

PRESENT:

COUNCIL MEMBERS

Mayor J.E. Loucks
Councillor J.B. Braithwaite
Councillor R.J. Fearnley
Councillor D.R. Mussatto
Councillor B.W. Perrault
Councillor B.A. Sharp

STAFF MEMBERS

A.K. Tollstam, City Administrator
B.A. Hawkshaw, City Clerk
S.E. Dowey, Deputy City Clerk
R.H. White, City Planner
I. Gordon, Acting Director of Finance
G.T. Tulloch, Deputy Director of Finance
L. Orr, Social Planner

ABSENT:

Councillor S.J. Dean

The meeting was called to order at 6:00 p.m.

Moved by Councillor Fearnley, seconded by Councillor Mussatto

THAT the following Items be deleted from the May 5, 1997 agenda:

9. (b) **Lease at 350 East 2nd Street - Hammersley House Restaurant
File: 3375-10-02 2E 350**

Report: Property Valuator/Negotiator, April 17, 1997
9. (e) **East 8th Street Road Closure - File: 4140-10-02 8E**
4. (a) **Westview Area Planning Study - File: 3380-02-W1-01**

Report: Planner, Development Services, April 23, 1997
4. (b) **Rezoning Application: 302 East 11th Street (Pasquali
Ciambrelli) - File: 3400-05 11E 302**

Report: Planning Technician, April 14, 1997
- 6.(d) (iii) **"Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No.
6882" (Pasquali Ciambrelli, 302 East 11th Street, CD-342)**

CARRIED

9. CONFIDENTIAL REPORTS

Moved by Councillor Perrault, seconded by Councillor Fearnley

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

CARRIED

The meeting recessed at 6:04 p.m. and reconvened at 7:25 p.m., with the same personnel present and with the addition of Councillor Braithwaite and Councillor Sharp.

1. ADOPTION OF MINUTES

Moved by Councillor Braithwaite, seconded by Councillor Mussatto

THAT the Minutes of the Regular Council Meeting of April 28, 1997 be adopted as circulated.

CARRIED

PROCLAMATIONS

Mayor Loucks read the following Proclamations:

"EMERGENCY PREPAREDNESS WEEK"	-	May 5 - 11, 1997
"SUICIDE AWARENESS WEEK"	-	May 4 - 10, 1997
"ELIZABETH FRY WEEK"	-	May 5 - 9, 1997

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

(a) Acquisition of Community Amenity Space at 305-341 Lonsdale Avenue - File: 3400-05 LONS 341

Report: Manager, Lands Division, April 30, 1997

PURSUANT to the report of the Manager, Lands Division, dated April 30, 1997, entitled "Acquisition of Community Amenity Space at 305-341 Lonsdale Avenue":

THAT the City of North Vancouver accept title to the community amenity space proposed for 305-341 Lonsdale Avenue upon such terms and conditions as substantially set out in the draft covenant attached to the April 30, 1997 report;

AND THAT the Mayor and City Clerk be authorized to sign and seal the necessary documents, including a Statutory Building Scheme.

(CARRIED UNANIMOUSLY)

(d) Correspondence - Mr. Mac Chappell, Kiwanis Senior Citizen Homes Ltd, Mr. Randy Shier, Mr. Ward S. McAllister, Ledingham McAllister Developments Ltd., May 1, 1997

Re: Kiwanis Site - 331 - 371 East 1st Street, North Vancouver, B.C. - File: 1040-03-K2

THAT the correspondence received from Mr. Mac Chappell, Kiwanis Senior Citizen Homes Ltd, Mr. Randy Shier, Mr. Ward S. McAllister, Ledingham McAllister Developments Ltd., dated May 1, 1997 regarding "Kiwanis Site - 331 - 371 East 1st Street, North Vancouver, B.C." be referred to staff for comment.

CARRIED UNANIMOUSLY

2. DELEGATIONS

Nil.

3. **CORRESPONDENCE**

(a) **Mayor Don H. Bell, District of North Vancouver, April 9, 1997**

Re: Freedom of the Press - File: 1175-05-02-N1-01

Moved by Councillor Fearnley, seconded by Councillor Perrault

THAT Council hereby reaffirms its belief in the principle of free speech by condemning the restriction on free speech contained in the amendment to the Human Rights Act.

Moved by Councillor Braithwaite, seconded by Councillor Mussatto

THAT consideration of the motion be deferred until a copy of the relevant legislation and all information is received.

CARRIED UNANIMOUSLY

(b) **Diane A. Midler, City Clerk, The Corporation of the City of White Rock, April 18, 1997**

Re: Resolution - 100% Smoke Free Environment
File: 1175-04-01/4230-03

Moved by Councillor Fearnley, seconded by Councillor Sharp

THAT the City of North Vancouver endorse the City of White Rock's resolution with respect to "smoking", at the Union of British Columbia Municipalities Conference.

A recorded vote was taken on the motion.

Voting in favour: Councillor Fearnley
Councillor Sharp
Mayor Loucks

Voting against: Councillor Braithwaite
Councillor Perrault
Councillor Mussatto

The motion was **DEFEATED** by a vote of three to three.

Councillor Perrault left the meeting regarding Item 3.(c) because of a conflict of interest due to her association with a recycling company.

3. (c) Renie D'Aquila, Executive Director, Recycling Council of British Columbia, April 24, 1997

Re: Beverage Containers and Household Hazardous Wastes
File: 4050-04-07

Moved by Councillor Fearnley, seconded by Councillor Mussatto

THAT the correspondence received from Renie D'Aquila, Executive Director, Recycling Council of British Columbia dated April 24, 1997 regarding "Beverage Containers and Household Hazardous Wastes" be received and filed.

CARRIED

Councillor Perrault returned to the meeting.

4. REPORTS OF COMMITTEES, COUNCIL AND STAFF

(c) Lower Lonsdale Planning Study - File: 3380-02-L4-03

Report: Development Planner, March 11, 1997

Moved by Councillor Braithwaite, seconded by Councillor Mussatto

THAT the motion adopted by Council on April 7, 1997 which reads as follows:

"**PURSUANT** to the report of the Development Planner, dated March 11, 1997 entitled "Lower Lonsdale Planning Study":

THAT the Development Services Department be directed to select a consultant to design and lead a process of public involvement described in Attachment 4(2)(b) of the Development Planner's report of March 11, 1997, to identify community response to two alternative urban design options for Lower Lonsdale, as follows:

- i) maximized density with adherence to Official Community Plan height limits north of Esplanade;
- ii) maximized density with view sensitive relaxations to Official Community Plan height limits"

be amended by deleting 4.(2)(b) and replacing it with 4.(2)(c).

Continued...

4. (c) **Lower Lonsdale Planning Study - File: 3380-02-L4-03**
Continued

Moved by Councillor Sharp, seconded by Councillor Perrault

THAT consideration of the motion be deferred until staff bring forward the report on this subject.

CARRIED UNANIMOUSLY

PRESENTATION OF YOUTH ACHIEVEMENT AWARDS - File: 4230-17-01

Mayor Loucks and members of Council presented awards for youth between the ages of 12 and 21 years in the following two categories:

1. **Certificate of Recognition** recognizes youth who have recorded noteworthy achievements in some line of endeavour. This award could also be conferred upon an individual who has achieved considerable progress in a particular line of endeavour, thus exhibiting the ability and commitment for personal change and growth.
2. **Community Service Certificate** recognizes youth who have made positive contributions to the community on a voluntary basis such as serving on committees and other volunteer work with organizations and groups.

Community Service Certificate

Mr. Gabe Dubois
Mr. Ali Khalili
Mr. Tosh Suo
Miss Angela Charron
Miss Catherine VanDenBerghe
Mr. Stephen Lemarec
Mr. Mazen Zeidan
Mr. Vlad Chitoroaga
Miss Roseanne Munro
Miss Lilly Briggs

Certificate of Recognition

Miss Amber Paull
Mr. Milan Milenkovic

4. **REPORTS OF COMMITTEES, COUNCIL, AND STAFF - Continued**

(d) **Annual Budget, Capital Expenditure, Tax Rates and Percentage Additions Bylaws - File: 1650-05-01/1645-01/1625-07-01/1625-04-02**

Report: Deputy Director of Finance, April 30, 1997

Moved by Councillor Perrault, seconded by Councillor Sharp

PURSUANT to the report of the Deputy Director of Finance dated April 30, 1997, entitled "Annual Budget, Capital Expenditure, Tax Rates and Percentage Additions Bylaws":

THAT "Annual Budget Bylaw, 1997, No. 6903", "Capital Expenditure Program Bylaw, 1997, No. 6904", "Tax Rates Bylaw, 1997, No. 6905" and "Percentage Additions Bylaw, 1997, No. 6906" be considered.

CARRIED UNANIMOUSLY

Mayor Loucks presented the following Budget Address:

Tonight the City is bringing forward its 1997 Annual Budget and tax rates. This budget is required by the Municipal Act to be ratified by May 15, 1997 in order for the municipality to be in a legal position to operate.

The budget process this year has been a particularly difficult one for most municipalities in British Columbia, as we all have had to do our best to deal with significant funding cuts by the Province. In the City of North Vancouver, these cuts amounted to almost \$930,000. equivalent to a 4.5% increase in taxation. In addition, the tax assessment value of the grain terminals located in the City was significantly lowered, and taxation of both utilities and BC Rail properties was restricted by new Provincial legislation. These additional changes cause a further loss equivalent to a 2.5% tax increase, so that the City was initially faced with almost 7% in tax losses based on Provincial government actions.

Keeping these factors in mind, Council has met with staff and representatives of Boards, Commissions and other organizations who receive City funding, as well as the City's own departments, to discuss and examine their budgetary requests and review operations. This process has occurred over a six month period and Council has carefully considered all budgetary requests. Given the reduction in Provincial funding, it has not been possible to entertain many new funding initiatives, rather, the focus has been on obtaining operational efficiencies wherever possible. Throughout this process, Council have focused on opportunities to re-allocate the available funds to areas of greatest need.

Continued....

Mayor Loucks' Budget Address - Continued

The final result for 1997 has been an approved increase of 3.4% in municipal taxes, a reduction of 3.6% from the 7% we were faced with at the start of the year. As well, the 3.4% tax increase includes a 1.5% levy that is being set aside to fund capital maintenance of the City's infrastructure. Council's support for this levy reflects our determination not to allow Provincial cutbacks to result in neglect of the recreation centres, roads, parks and other facilities for which the City is responsible. The remaining 1.9% will fund a number of urgently needed items, including a new Lower Lonsdale Neighbourhood Constable, continued support for Adult Crossing Guards in the City, and additional funding for the Recreation Commission's voucher program for those in need.

The 3.4% increase is being levied equally to all property classes as this was felt by Council to be the most equitable way to distribute the impact of the Provincial cuts. For the residential class, this means that the municipal levy for an average single family home owner will increase by about \$39. while the average municipal levy for a condominium owner will increase by about \$10. due to their lower property assessment.

The City Council continues to take pride in ensuring that the City's tax levy remains amongst the lowest in the Lower Mainland without compromising services offered to our taxpayers.

Increased emphasis continues to be placed on the City's livability. Some of the exciting initiatives that have been undertaken in 1996 or that are planned for 1997 include:

- Construction of a new building to house the RCMP and the North and West Vancouver Emergency Services has been completed, on schedule and within budget. Staff moved into the building in March of this year and a grand opening ceremony for the community is scheduled for July of this year with the RCMP Musical Ride.
- Along with this new building, a new civic plaza and renovations to East 14th Street are in place or under construction to enhance the City's central business district.
- Construction of a Lower Level Route to accommodate East/West traffic between Esplanade and 1st Street commenced in 1996, and will be completed in 1997. The City will fund this largely through the Infrastructure Improvement Program co-sponsored by the Federal and Provincial Governments.
- To date, Council set aside a total of \$405,000. for the renovation of the Centennial Theatre, to provide greater accessibility, lobby space, and backstage renovations. An infrastructure grant to enhance these renovations will be applied for under the new "Cultural Grants" program.

Continued...

Mayor Loucks' Budget Address - Continued

- A 9,000 sq. foot addition to the City Hall to provide new meeting space and offices for City staff currently housed offsite, has been authorized by Council. In addition, the existing City Hall interior will be renovated to upgrade the air conditioning system, increase accessibility in the Council Chamber, and meet WCB requirements for an enhanced first aid facility. It is important to emphasize that this minor addition is fully funded from monies set aside for this purpose prior to 1997, the cost of this renovation therefore has no impact on the 1997 tax levy.
- In addition, Council have continued their support for social policy initiatives in the City. In 1997, the City will complete a City Social Plan, to be integrated into the City's Official Community Plan, produce a Cultural Diversity Policy, and fund a Task Force on the issue of Affordable Housing.
- An Environmental Protection Program Committee of public and staff has been appointed by Council, and will be bringing forward recommendations for a City-wide Environmental Protection Program.

Substantial progress is also being made towards development of the Lower Lonsdale area with the associated improvements in residential and business opportunities. One of the City's properties has been marketed and more sales are planned with careful consideration of the needs of both new and existing residents of the area. A Lower Lonsdale Planning Office is operating in the Chamber of Commerce building to better address issues related to the area while property is being marketed. All members of the public are invited to visit the office and provide staff with comments or concerns, and to participate in the public consultation process for Lower Lonsdale which is now underway.

The City's Planning staff are working closely with the owners of the old Versatile Shipyards site, and with the new owners of the undeveloped lands in the southwest corner of the City, to expedite redevelopment of these large areas that will play a major role in the future ambiance of the City's waterfront area. A major focus of Council's deliberations is to ensure that City residents obtain increased waterfront access and recreational opportunities and amenities.

It is encouraging to see wonderful examples of community involvement in our City, and I would like to commend the many members of our community who work on various Council committees, task forces, and community events to ensure that community involvement remains strong. Although we live in one of the largest urban areas in Canada, City residents are demonstrating empathy and interest in their community. It is that interest that makes North Vancouver City a great place in which to live and work.

Continued....

Mayor Loucks' Budget Address - Continued

I am pleased to have represented the City for twenty years now and feel that our present Council and staff are making great progress towards ensuring that the City is well managed and meets the needs of its citizens as we approach the 21st century.

4. REPORTS OF COMMITTEES, COUNCIL AND STAFF - Continued

(e) The North Shore Arts Commission Request For Use of 1996 Operating Surplus - File: 1085-03-N3-01

Report: Manager of Budgets and Payroll, May 1, 1997

Moved by Councillor Perrault, seconded by Councillor Fearnley

PURSUANT to the report of the Manager, Budgets and Payroll dated May 1, 1997 entitled "The North Shore Arts Commission Request for Use of 1996 Operating Surplus":

THAT the District of West Vancouver be requested to transfer the 1996 surplus of The North Shore Arts Commission to The City of North Vancouver to hold on behalf of the Commission;

AND THAT Council endorse the "1997 - Artists in the Community Project" as proposed by the North Shore Arts Commission;

AND THAT Council approve the one time allocation of the City of North Vancouver's portion of the 1996 operating surplus to fund the proposed "1997 - Artists in the Community Project", provided that the Commission is able to secure funding for the entire 1997 fiscal year.

CARRIED UNANIMOUSLY

4. (f) **Rezoning Application: 155-165 West 23rd Street (Sabor/Ghahremani) - File: 3400-05 23W 155-165**

Report: Development Planner, April 30, 1997

Moved by Councillor Mussatto, seconded by Councillor Braithwaite

PURSUANT to the report of the Development Planner dated April 30, 1997 entitled "Rezoning Application: 155-165 West 23rd Street (Sabor/Ghahremani)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No. 6878" (Sabor/Ghahremani, 155-165 West 23rd Street, CD-340) be considered and referred to a Public Hearing.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Sharp
Mayor Loucks

Voting against: Councillor Braithwaite
Councillor Fearnley
Councillor Perrault

The motion was **DEFEATED** by a vote of three to three.

Moved by Councillor Braithwaite, seconded by Councillor Perrault

THAT the report of the Development Planner dated April 30, 1997 entitled "Rezoning Application: 155-165 West 23rd Street (Sabor/Ghahremani)" be referred back to staff, through the Advisory Design Panel, that further improvements be made on the design as discussed at the May 5, 1997 regular Council meeting.

CARRIED

Councillor Mussatto is recorded as voting contrary to the motion.

4. (g) **1789 Lonsdale Avenue - Development Variance Permit Application (RKTG Associates Ltd.) - File: 3358-03 LONS 1789**

Report: Planning Technician, April 30, 1997

Moved by Councillor Mussatto, seconded by Councillor Sharp

PURSUANT to the report of the Planning Technician dated April 30, 1997 entitled "1789 Lonsdale Avenue - Development Variance Permit Application (RKTG Associates Ltd.)":

THAT Development Variance Permit No. 81 attached to the April 30, 1997 report of the Planning Technician be considered for issuance to Globe Realty Inc. under Section 974 of the Municipal Act and subject to the provision of "Pay-In-Lieu" for one parking stall;

AND THAT notification be circulated in accordance with Section 980 of the Municipal Act and a Public Meeting be scheduled.

CARRIED UNANIMOUSLY

(h) **Rezoning Application: 255 West Keith Road (Marion, Alan and Heather Gauer) - File: 3400-05 KEITW 255**

Report: Planner, April 30, 1997

Moved by Councillor Perrault, seconded by Councillor Mussatto

PURSUANT to the report of the Planner dated April 30, 1997 entitled "Rezoning Application: 255 West Keith Road (Marion, Alan and Heather Gauer)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No. 6908" (Marion, Alan and Heather Gauer, 255 West Keith Road, CD-343) be considered and referred to a Public Hearing, and the Heritage Advisory Commission for report;

AND THAT subject to rezoning, the owners be authorized to stratify this property.

CARRIED UNANIMOUSLY

4. (i) **Rezoning Application: 245 West 18th Street (Marina Lam/Bill Curtis Designs) - File: 3400-05 18W 245**

Report: Development Planner, April 30, 1997

Moved by Councillor Mussatto, seconded by Councillor Sharp

PURSUANT to the report of the Development Planner dated April 30, 1997 entitled "Rezoning Application: 245 West 18th Street (Marina Lam/Bill Curtis Designs)":

THAT the triplex rezoning application for 245 West 18th Street be processed with design modifications to provide more of the mass of the building nearer the front yard setback line, minimize the impact of the side unit entrances on the neighbouring properties and responding to concerns raised by the Advisory Design Panel.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Sharp
Mayor Loucks

Voting against: Councillor Braithwaite
Councillor Fearnley
Councillor Perrault

The motion was **DEFEATED** by a vote of three to three.

Moved by Councillor Braithwaite, seconded by Councillor Perrault

PURSUANT to the report of the Development Planner dated April 30, 1997 entitled "Rezoning Application: 245 West 18th Street (Marina Lam/Bill Curtis Designs)":

THAT Option B of the April 30, 1997 report be endorsed which reads as follows:

THAT the applicants be requested to host their own public meeting to discuss the proposal with the neighbours and report back to Council with the results of the meeting.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION**

Nil.

6. **BYLAWS**

(a) **Reconsideration and Final Adoption**

Moved by Councillor Sharp, seconded by Councillor Mussatto that

- (i) "Advisory Planning Commission Bylaw, 1990, No. 6138, Amendment Bylaw, 1997, No. 6907" (Appointment of School Trustee)

be reconsidered.

CARRIED

Moved by Councillor Sharp, seconded by Councillor Mussatto

THAT the said Bylaw No. 6907 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 Sharp, seconded by Councillor Mussatto that

- (i) "Annual Budget Bylaw, 1997, No. 6903"
- (ii) "Capital Expenditure Program Bylaw, 1997, No. 6904"
- (iii) "Tax Rates Bylaw, 1997, No. 6905"
- (iv) "Percentage Additions Bylaw, 1997, No. 6906"

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 Sharp, seconded by Councillor Mussatto

THAT the said Bylaws Nos. 6903, 6904, 6905 and 6906 be read a second time in short form.

CARRIED

Moved by Councillor Sharp, seconded by Councillor Mussatto

THAT the said Bylaws Nos. 6903, 6904, 6905 and 6906 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

(c) Second and Third Readings

Nil.

(d) Introduction And First Reading Only

Moved by Councillor Braithwaite, seconded by Councillor Perrault that consideration of:

- (i) "City of North Vancouver Official Community Plan Bylaw, 1992, No. 6288, Amendment Bylaw, 1997, No. 6867"
- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No. 6881" (Patricia & Gary Scott, c/o Sager, Anderson, Lawrence/ Bill Curtis Designs, 205 St. David's Avenue, CD-337)

be deferred until all members of Council are present.

CARRIED UNANIMOUSLY

Moved by Councillor Sharp, seconded by Councillor Mussatto that

- (iv) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No. 6878", (Sabor/Ghahremani, 155-165 West 23rd Street, CD-340)

be deleted from the agenda.

CARRIED

6. (d) Introduction And First Reading Only - Continued

Moved by Councillor Sharp, seconded by Councillor Perrault that

- (v) Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No. 6908",
(Marion, Alan and Heather Gauer, 255 West Keith Road, CD-343)

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

7. COUNCIL INQUIRIES (Questions of Council Members)

Nil.

Mayor Loucks declared a recess at 9:05 p.m., for the public question period and reconvened at 9:06 p.m. with the same personnel present.

8. ANY OTHER BUSINESS

Nil.

10. ADJOURNMENT

Moved by Councillor Sharp, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED

The meeting adjourned at 9:07 p.m.