



**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 26, 1997****

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**PRESENT:**

**COUNCIL MEMBERS**

Mayor J.E. Loucks  
Councillor J.B. Braithwaite  
Councillor S.J. Dean  
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  
D.M. Rooke, Assistant City Clerk  
F.A. Smith, Director, Development Services  
I. Gordon, Acting Director of Finance  
G. Penway, Development Planner  
K. Russell, Planner

The meeting was called to order at 6:05 p.m.

Moved by Councillor Mussatto, seconded by Councillor Dean

**THAT** the meeting recess until the Recessed Public Hearing, Public Hearing and Public Meeting scheduled for this evening have been concluded.

**CARRIED**

The meeting recessed at 6:05 p.m., and reconvened at 6:22 p.m. with the same personnel present.

**1. ADOPTION OF MINUTES**

**(a) Regular Council Meeting, May 12, 1997**

Moved by Councillor Dean, seconded by Councillor Mussatto

**THAT** the Minutes of the Regular Council Meeting of May 12, 1997 be adopted as circulated.

**CARRIED**

5. **MOTIONS AND NOTICES OF MOTION**

- (a) **Development Variance Permit No. 81 - RKTG ASSOCIATES LTD. on behalf of Globe Realty Inc., Lot 1, Block 19, D.L. 548/549, Plan 14239 (located at 1789 Lonsdale Avenue) - File: 3358-03-LONS-1789**

Moved by Councillor Dean, seconded by Councillor Mussatto

**THAT** Development Variance Permit No. 81 be issued to Globe Realty Inc. in accordance with Section 974 of the Municipal Act;

**AND THAT** the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 81.

**CARRIED UNANIMOUSLY**

- (b) **Investigating New Home Warranty on all Future Residential Construction.**

Councillor Fearnley advised that he will be presenting the following motion at the next regular meeting of Council:

**WHEREAS** the City of North Vancouver has experienced significant liability issues related to new home construction quality;

**AND WHEREAS** the cost of fixing faulty residential construction represents a major hidden cost to some homebuyers;

**THEREFORE BE IT RESOLVED** that the City of North Vancouver investigate requiring new home warranties on all future residential construction;

**AND FURTHER THAT** the concept of the City of North Vancouver requiring new home warranties on all future residential construction be directed to the Advisory Planning Commission and the Advisory Design Panel for comment.

6. **BYLAWS**

(a) **Reconsideration and Final Adoption**

Moved by Councillor Mussatto, seconded by Councillor Dean that

- (i) "Fees and Charges Bylaw, 1993, No. 6383, Amendment Bylaw, 1997, No. 6909" (Site History Review Charge)

be reconsidered.

**CARRIED**

Moved by Councillor Mussatto, seconded by Councillor Dean

**THAT** the said Bylaw No. 6909 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED UNANIMOUSLY**

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (ii) "Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 1997, No. 6910" (Attached Trailer)

be reconsidered.

**CARRIED**

Moved by Councillor Dean, seconded by Councillor Mussatto

**THAT** the said Bylaw No. 6910 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporation Seal.

**CARRIED UNANIMOUSLY**

**6. (a) Reconsideration and Final Adoption (Continued)**

Moved by Councillor Fearnley, seconded by Councillor Dean that

- (iii) "Tax Sale Lands Reserve Fund Expenditure Bylaw, 1997, No. 6911"  
(1997 Capital Works Program)

be reconsidered.

**CARRIED**

\* Councillor Sharp entered the meeting.

Moved by Councillor Fearnley, seconded by Councillor Dean

**THAT** the said Bylaw No. 6911 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED UNANIMOUSLY**

Moved by Councillor Fearnley, seconded by Councillor Mussatto that

- (iv) "General Building Reserve Fund Expenditure Bylaw, 1997, No. 6912" (1997 Capital Works Program)

be reconsidered.

**CARRIED**

Moved by Councillor Fearnley, seconded by Councillor Mussatto

**THAT** the said Bylaw No. 6912 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED UNANIMOUSLY**

**6. (a) Reconsideration and Final Adoption (Continued)**

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (v) "Local Improvement Reserve Fund Expenditure Bylaw, 1997, No. 6913" (1997 Capital Works Program)

be reconsidered.

**CARRIED**

Moved by Councillor Dean, seconded by Councillor Mussatto

**THAT** the said Bylaw No. 6913 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED UNANIMOUSLY**

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (vi) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 1997, No. 6914" (Computer)
- (vii) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 1997, No. 6915" (General)
- (viii) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 1997, No. 6916" (Fire)
- (ix) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 1997, No. 6917" (Engineering)

be reconsidered.

**CARRIED**

Moved by Councillor Dean, seconded by Councillor Perrault

**THAT** the said Bylaws Nos. 6914, 6915, 6916 and 6917 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED UNANIMOUSLY**

**6. (b) Introduction and First Three Readings**

Moved by Councillor Fearnley, seconded by Councillor Mussatto that

- (i) "Lease Authorization Bylaw, 1997, No. 6918" (C.H. Cates & Sons Ltd., 115 Carrie Cates Court)

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 and Councillor Dean are recorded as voting contrary to the motion.

Moved by Councillor Fearnley, seconded by Councillor Mussatto

**THAT** the said Bylaw No. 6918 be read a second time in short form.

Moved by Councillor Sharp, seconded by Councillor Mussatto

**THAT** this item be deferred to the Regular Council Meeting of June 2, 1997.

**CARRIED**

**(c) Second and Third Readings**

Moved by Councillor Dean, seconded by Councillor Sharp that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No. 6872", (Damka Lumber & Development Ltd., 153 East 1st Street CD-339)

be deleted from the agenda.

**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, 1997, No. 6908, (Marion, Alan and Heather Gauer, 255 West Keith Road, CD-343)

be read a second time in short form.

**CARRIED**

Moved by Councillor Dean, seconded by Councillor Mussatto

**THAT** the said Bylaw No. 6908 be read a third time in short form and passed subject to consideration.

**CARRIED**

Moved by Councillor Braithwaite, seconded by Councillor Fearnley

**THAT** prior to final adoption of Bylaw No. 6908, a Section 215 Covenant ensuring the retention of the crawlspace, be brought forward for Council's consideration.

**CARRIED**

**(d) Introduction And First Reading Only**

Nil.

**7. COUNCIL INQUIRIES (Questions of Council Members)**

Nil

Mayor Loucks declared a recess at 6:43 p.m., for the public question period and reconvened immediately with the same personnel present, with the exception of Mr. Penway and Ms. Russell.

**8. ANY OTHER BUSINESS**

Moved by Councillor Dean, seconded by Councillor Fearnley

**THAT** the subject of “Restorative Justice System” be added to the agenda.

**CARRIED UNANIMOUSLY**

**(a) Restorative Justice System - File: 3200-05-08**

Moved by Councillor Dean, seconded by Councillor Fearnley

**THAT** the Council of the City of North Vancouver approve the concept of a Restorative Justice System to deal with first time young offenders;

**AND THAT** a Steering Committee be established more or less according to the list that has been submitted for Council’s perusal;

**AND FURTHER THAT** the list be submitted to Supt. Yard and the Council of the District of North Vancouver for their comment and endorsement.

Moved by Councillor Braithwaite, seconded by Councillor Fearnley

**THAT** consideration of this issue be deferred until more information is available.

A recorded vote was taken on the motion.

Voting in favour      Councillor Mussatto  
                                 Councillor Sharp  
                                 Councillor Braithwaite  
                                 Councillor Fearnley

Voting against        Councillor Dean  
                                 Councillor Perrault  
                                 Mayor Loucks

The motion was **CARRIED** by a vote of four to three.



**8. (a) Restorative Justice System - File: 3200-05-08 (Continued)**

Moved by Councillor Sharp, seconded by Councillor Mussatto

**THAT** the Council of the City of North Vancouver look into the concept of a Restorative Justice System.

**CARRIED UNANIMOUSLY**

Moved by Councillor Mussatto, seconded by Councillor Braithwaite

**THAT** the subject of "Subsidization of Fees at the North Vancouver Recreation Commission" be added to the agenda.

**CARRIED UNANIMOUSLY**

**(b) Subsidization of Fees at the Recreation Commission  
File: 4410.01**

Moved by Councillor Mussatto, seconded by Councillor Braithwaite

**THAT** staff prepare a report on what the District of North Vancouver approved concerning the Subsidization of Fees at the North Vancouver Recreation Commission in return for working in North Vancouver District Parks, and how this District of North Vancouver program will relate to the existing City of North Vancouver program.

**CARRIED**

**10. ADJOURNMENT**

Moved by Councillor Sharp, seconded by Councillor Mussatto

**THAT** the meeting adjourn.

**CARRIED**

The meeting adjourned at 7:15 p.m.