



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14TH STREET,
NORTH VANCOUVER, B.C., ON MONDAY, SEPTEMBER 8, 1997
AT 6:00 P.M.**

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
S.E. Dowey, Deputy City Clerk
F.A. Smith, Director, Development Services
R.H. White, City Planner
M. MacFadyen, Manager, Lands Division
F. Caouette, Administrative Manager, Dev. Servs.
I. Gordon, Acting Director of Finance
J. Laughlin, Acting City Engineer

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

Moved by Councillor Dean, seconded by Councillor Mussatto

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

CARRIED UNANIMOUSLY

8. ANY OTHER BUSINESS

Moved by Councillor Dean, seconded by Councillor Perrault

THAT the September 8, 1997 report of Karen Russell, Planner, entitled "Archaeological Artifacts Along Proposed Low Level Road Bicycle Route (Moodyville)", be added to the agenda in camera as Item 9(d).

CARRIED UNANIMOUSLY

9. CONFIDENTIAL REPORTS

Moved by Councillor Perrault, seconded by Councillor Braithwaite

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

The meeting recessed at 6:05 p.m., and reconvened at 7:22 p.m., with the same personnel present.

1. ADOPTION OF MINUTES

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the Minutes of the Regular Council Meeting of August 25, 1997 be adopted as circulated.

CARRIED UNANIMOUSLY

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

Mayor Loucks and Councillor Sharp left the meeting because of a perceived bias regarding Item 9.1(b) on the agenda, as they are members of the Kiwanis Club of North Vancouver.

Councillor Perrault assumed the Chair as Acting Mayor .

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

**(b) Correspondence: Randall Shier, Vice President,
Ledingham McAllister Developments Ltd.,
September 2, 1997**

**Re: Portion of Kiwanis Site – 371 East 1st Street
File: 3300-07-02/3375-08-02 01E 371**

PURSUANT to the correspondence dated September 2, 1997 received from Mr. Randall Shier, Vice President, Ledingham McAllister Developments Ltd., regarding “Portion of Kiwanis Site – 371 East 1st Street”:

Continued..

- 9.1 (b) **Correspondence: Randall Shier, Vice President,
Ledingham McAllister Developments Ltd.,
September 2, 1997**

**Re: Portion of Kiwanis Site – 371 East 1st Street
File: 3300-07-02/3375-08-02 01E 371 - Continued**

THAT staff be authorized to enter into Quit Claim negotiations with Ledingham McAllister Developments Ltd., to remove the Covenant which restricts any development on these lands to include low rental housing, at the property located at 371 East 1st Street;

AND THAT staff be authorized to enter into negotiations with Ledingham McAllister Developments Ltd., to sell a portion of the Right-of-Way in front of 331-371 East 1st Street.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

Mayor Loucks and Councillor Sharp returned to the meeting and Mayor Loucks resumed the Chair.

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

- (c) **Environmental Clean-Up Fund – City Works Yard
File: 1065-04-01**

Report: Manager, Parks and Environment, September 2, 1997

PURSUANT to the report of the Manager, Parks and Environment, dated September 2, 1997, entitled “Environmental Clean-Up Fund – City Works Yard”:

THAT \$10,000.00 be made available from the Environmental Operating Reserve Fund to undertake additional water and soils testing at the City Works Yard.

(CARRIED UNANIMOUSLY)

(d) Archaeological Artifacts along Proposed Low Level Road Bicycle Route (Moodyville)

Report: Planner, Development Services
September 8, 1997

PURSUANT to the report of the Planner, dated September 8, 1997, entitled "Archaeological Artifacts Along Proposed Low Level Road Bicycle Route (Moodyville):

THAT Council hereby issues an Order for Temporary Protection under Section 962 of the Municipal Act on the area identified within the heavy line on Attachment 3 of said report for a period of 60 days while archaeological research is carried out in the area.

CARRIED UNANIMOUSLY

2. DELEGATIONS

(a) Captain R. Spillman, Resident and Mr. E. Wilmot, Property Manager, Twin Towers, North Vancouver

**Re: Speed Bumps in Lane, West of St. George's Avenue
South of 3rd Street and North of 2nd Street
File: 3370-04-03**

Captain R. Spillman, resident and Mr. E. Wilmot, Property Manager, Twin Towers, 241 St. George's Avenue and 172 East 2nd Street, requested that speed bumps be installed in the lane west of St. George's Avenue, south of 3rd Street and north of 2nd Street to reduce traffic speeds in the lane. Captain R. Spillman also requested that audible pedestrian signals be provided in the City.

The delegation then responded to questions from members of Council.

(b) Mr. Masoud Kazemi, North Vancouver

**Re: Lane Adjacent to 2220 Chesterfield Avenue
File: 3400-05 Ches. 2220/4140-10-02**

Mr. Masoud Kazemi requested members of Council to direct staff to issue Excavation, Foundation or Building Permits or any other Permits required for the construction of the home at 2220 Chesterfield Avenue in order to minimize emotional and monetary costs. Mr. Kazemi maintained that he had not been treated in a fair and equitable manner by the City.

Mr. Kazemi then responded to questions from members of Council.

2. (c) Ms. Kerilie McDowall, North Vancouver

**Re: Low Level Road East Bikeway, Section C/Forest
File: 4100-05-09**

Ms. Kerilie McDowall and Mr. Michael Binkley expressed concerns regarding the Low Level Road East Bikeway, Section C located at 625 East 1st Street that imposes directly on bald eagle habitat. Council was advised that cyclists using this Section C will cause a disturbance to the eagles and requested that construction at Section C be halted immediately until a wild bird expert assesses the bald eagle's habitat. They also suggested that the opening of this bike route would harm the safety and security of the residents.

The delegation then responded to questions from members of Council.

(d) Mr. Jamie Martin, Chair and Ms. Sue Bauman, Domestic Violence Coordinator, North Vancouver Family Court and Youth Justice Committee

**Re: North Vancouver Family Court and Youth Justice
Committee Annual Report – 1996 – File: 1085-03-N11-01**

Ms. Sue Bauman and Ms. Sue Evans, Court Watch Coordinator provided information contained in the 1996 Annual Report, and outlined some of the goals and objectives, particular with respect to violence against women and children in distress.

(e) Mr. Ken Cameron, Manager, Strategic Planning, Greater Vancouver Regional District

**Re: Transportation Governance and Funding
File: 1180-20-04**

Mr. Ken Cameron, Manager, Strategic Planning, Greater Vancouver Regional District provided information to Council with respect to a report produced by George Puil, Chair, G.V.R.D., and originally considered by the Council on August 25, 1997.

Mr. Cameron then responded to questions from members of Council.

3. **CORRESPONDENCE**

(a) **Captain R. Spillman, Resident and Mr. E. Wilmot, Property Manager, Twin Towers, North Vancouver, August 15, 1997**

**Re: Speed Bumps in Lane, West of St. George's Avenue
South of 3rd Street and North of 2nd Street
File: 3370-04-03**

Moved by Councillor Sharp, seconded by Councillor Perrault

PURSUANT to the correspondence from Captain R. Spillman, Resident and Mr. E. Wilmot, Property Manager, Twin Towers, North Vancouver, August 15, 1997:

THAT staff report by October 27, 1997 on the size and design of speed bumps, and the local improvement petition process for the east/west lane (West of St. George's Avenue, North of 2nd Street and South of 3rd Street), and such report to include a recommendation on the need to repair and resurface the said lane;

AND THAT the concept of introducing audible traffic pedestrian signals to the City of North Vancouver be referred to staff and the North Shore Advisory Committee on Disability Issues for comment.

CARRIED UNANIMOUSLY

Moved by Councillor Dean, seconded by Councillor Mussatto,

THAT Item 5(a) on the agenda be brought forward for consideration at this time.

5. **MOTIONS AND NOTICES OF MOTION**

- (a) **Notice of Contravention per Section 700 of the Municipal Act RSBC 1996, c.323, at 1849 Grand Boulevard, Lot 8, Block 14, D.L. 550, Plan 2642 - File: 3345-02 GRAND 1849**

Moved by Councillor Mussatto, seconded by Councillor Fearnley

THAT the City Clerk be instructed to file notice in the Land Title Office pursuant to Section 700 of the Municipal Act:

- a) **THAT** a resolution by the Council of The Corporation of the City of North Vancouver related to 1849 Grand Boulevard, Lot 8, Block 14, D.L. 550, Plan 2642 has been made under this Section;
- b) **AND THAT** further information respecting it may be viewed in the offices of The Corporation of the City of North Vancouver.

Mayor Loucks invited Mr. Terry Grimwood, owner, or owner's representative to come forward and show cause why the City Council should not proceed with the above registration against the title.

Mr. Grimwood advised he was arranging for an inspection this week and that he would be addressing the outstanding items.

Moved by Councillor Dean, seconded by Councillor Perrault

THAT consideration of the Notice of Contravention per Section 700 of the Municipal Act, concerning property located at 1849 Grand Boulevard be deferred for 2 weeks to September 22, 1997 at 8:30 p.m.

CARRIED

Mayor Loucks and Councillor Mussatto are recorded as voting contrary to the motion.

3. (b) **Mr. Masoud Kazemi, North Vancouver, September 3, 1997**

**Re: Lane Adjacent to 2220 Chesterfield Avenue
File: 3400-05 Ches. 2220/4140-10-02**

Moved by Councillor Sharp, seconded by Councillor Mussatto

THAT the correspondence received from Mr. Masoud Kazemi dated September 3rd, 1997 regarding the lane adjacent to 2220 Chesterfield Avenue, be received and filed.

A recorded vote was taken on the motion.

Voting in favour: Councillor Dean
 Councillor Mussatto
 Councillor Sharp
 Councillor Perrault
 Councillor Fearnley
 Mayor Loucks

Voting against Councillor Braithwaite

The motion was **CARRIED** by a vote of six to one.

(c) **Ms. Kerilie McDowall, North Vancouver, August 29, 1997**

**Re: Low Level Road East Bikeway, Section C/Forest
File: 4100-05-09**

Moved by Councillor Sharp, seconded by Councillor Perrault

PURSUANT to the correspondence from Ms. Kerilie McDowall, August 29, 1997:

THAT staff meet, as soon as possible, with the residents within the area of the Low Level Road East Bikeway, to review concerns of safety and security and to provide, within reason, methods for a safe and secure bike route for the neighbourhood.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Loucks read the following Proclamations:

International Literacy Day	-	September 8, 1997
Taoist Tai Chi Awareness Day	-	September 13, 1997
Port Of Vancouver Day	-	September 21, 1997
Volunteer Grandparents Week	-	September 14-20, 1997
Lions Gate Hospital 9•1•1 Relay Week	-	September 15-21, 1997
Big Brothers Month	-	September, 1997

Moved by Councillor Sharp, seconded by Councillor Mussatto

THAT Items 6(a)(i) and (ii) and Item 4(a) be brought forward for consideration at this time.

CARRIED

6. **BYLAWS**

(a) Reconsideration and Final Adoption

Moved by Councillor Mussatto, seconded by Councillor Fearnley that

- (i) "Solid Waste Management Service Bylaw, 1997, No. 6920"
be reconsidered.

CARRIED

Moved by Councillor Mussatto, seconded by Councillor Fearnley

THAT the said Bylaw No. 6920 be finally adopted, signed, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

6. (a) Reconsideration and Final Adoption - Continued

At this time Councillor Perrault left the meeting because she was not present for the public hearing and had not read the transcript.

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No. 6932", (Timewell, 203 East 1st Street, CD-348)

be reconsidered.

CARRIED

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

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaw No.6932 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

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

Councillor Perrault returned to the meeting.

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

- (a) **Development Variance Permit Applications – 2501 and 2601 Westview Drive (Westview Esso and Westview Shopping Centre) – File: 3358-03 Westview 2501 DVP #87/ 3358-03 Westview 2601 DVP #88**

Report: Administrative Manager, Development Services,
September 2, 1997

Moved by Councillor Dean, seconded by Councillor Mussatto

PURSUANT to the report of the Administrative Manager, Development Services dated September 2, 1997 entitled “Development Variance Permit Applications – 2501 and 2601 Westview Drive (Westview Esso and Westview Shopping Centre)”:

THAT Development Variance Permit No. 87 (2501 Westview Drive, Imperial Oil Limited) and Development Variance Permit No. 88 (2601 Westview Drive, 372333 BC Ltd.) attached to the September 2, 1997 report be considered for issuance pursuant to Section 922 of the Municipal Act;

AND THAT the Public Meeting requirement be waived in accordance with the provisions of Division (4), Part 26, of the Municipal Act.

CARRIED UNANIMOUSLY

3. **CORRESPONDENCE - Continued**

(d) **Mayor Ralph Drew, Village of Belcarra, September 2, 1997**

Re: Alcohol Ignition Interlock Program – File: 1175-06-02 B

Moved by Councillor Sharp seconded by Councillor Mussatto

PURSUANT to the correspondence from Mayor Ralph Drew, Village of Belcarra, September 2, 1997 concerning Alcohol Ignition Interlock Program:

THAT Council support the following recommendation:

“WHEREAS it would appear that current deterrents to drinking driving have not proven to effectively reduce alcohol related accidents, their associated carnage and their costs to society, particularly in regard to “hard core” drinking drivers (i.e. those who persistently drive after drinking – often with high levels of alcohol in their system);

AND WHEREAS it has been proven by many jurisdictions in the United States and in the Province of Alberta that alcohol ignition interlocks represent an immediate and effective deterrent against drinking and driving for those who participate in an interlock program;

THEREFORE BE IT RESOLVED that The Belcarra Council request The Honourable Mr. Andrew Petter, Minister Responsible for ICBC to review, with all relevant parties, the advantages, legalities and procedures required to institute an “Alcohol Ignition Interlock” program in British Columbia;”

AND THAT a copy of this resolution be forwarded to UBCM for consideration.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

3. (e) **Mr. John Neumann, Chair, North Shore Advisory Committee on Disability Issues, September 3, 1997**

Re: Advisory Committee on Disability Issues 1998 Workplan and Budget - File: 1085-03-N17-01

Moved by Councillor Mussatto, seconded by Councillor Sharp

PURSUANT to the report of the Chair, North Shore Advisory Committee on Disability Issues dated September 3, 1997 entitled "Advisory Committee on Disability Issues 1998 Workplan and Budget":

THAT the 1998 Advisory Committee on Disability Issues 1998 Workplan be approved;

AND THAT the Advisory Committee on Disability Issues 1998 Budget be forwarded to the Council Budget deliberations;

AND THAT the Advisory Committee on Disability Issues continue its work as outlined in its Terms of Reference and 1998 Workplan.

CARRIED UNANIMOUSLY

(f) **Mr. John Neumann, Chair, North Shore Advisory Committee on Disability Issues, August 26, 1997**

**Re: Designated Parking for People with Disabilities
File: 1085-03-N17-01**

Moved by Councillor Mussatto, seconded by Councillor Braithwaite

THAT the correspondence from Mr. John Neumann, Chair, North Shore Advisory Committee on Disability Issues, August 26, 1997 concerning Designated Parking for People with Disabilities, be received and filed.

CARRIED UNANIMOUSLY

3. (g) **Mr. Jamie Martin, Chair and Ms. Sue Bauman, Domestic Violence Coordinator, North Vancouver Family Court and Youth Justice Committee, August 21, 1997**

Re: North Vancouver Family Court and Youth Justice Committee Annual Report – 1996 – File: 1085-03-N11-01

Moved by Councillor Sharp seconded by Councillor Perrault

THAT the 1996 Annual Report of the North Vancouver Family Court and Youth Justice Committee be received with thanks.

CARRIED UNANIMOUSLY

- (h) **Mr. George Puil, Chair, Board of Directors, Greater Vancouver Regional District, August 11, 1997**

**Re: Transportation Governance and Funding
File: 1180-20-04**

Moved by Councillor Sharp, seconded by Councillor Fearnley

THAT the report from Mr. George Puil, Chair, Board of Directors, Greater Vancouver Regional District, August 11, 1997 regarding Transportation Governance and Funding be received and filed.

CARRIED UNANIMOUSLY

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

- (b) **Somerset Green Tree Removal – 121 West 29th Street
File: 3345-02**

Report: Planning Technician, September 2, 1997

Moved by Councillor Perrault, seconded by Councillor Mussatto

PURSUANT to the report of the Planning Technician dated September 2, 1997, entitled “Somerset Green Tree Removal – 121 West 29th Street”:

THAT Strata Corporation VR 1882 be authorized to remove a deteriorating Holly tree on their property at 121 West 29th Street, as shown on the plan attached to the September 2, 1997 report, and replace the tree with an appropriate species acceptable to the City Arborist.

CARRIED UNANIMOUSLY

Moved by Councillor Dean, seconded by Councillor Mussatto

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 to complete items 4(c),(d),(e), and 5(b) on the agenda.

CARRIED UNANIMOUSLY

4. (c) **North Shore Child Care Resource Society – 1997 Grant from the Child Care Development and Enhancement Fund**
File: 1040-03-N11

Report: Social Planner, September 3, 1997

Moved by Councillor Mussatto, seconded by Councillor Fearnley

PURSUANT to the report of the Social Planner dated September 3, 1997, entitled “North Shore Child Care Resource Society – 1997 Grant from the Child Care Development and Enhancement Fund”:

THAT the request from the North Shore Child Care Resource Society for funding of the 1997-1998 Workplan be referred to the September 22, 1997 Finance Committee meeting;

AND THAT an annual allocation of \$10,000.00 in core funding to the Society be referred to the Finance Committee for their consideration during the 1998 Annual Budget deliberations.

CARRIED UNANIMOUSLY

4. (d) **Child & Youth Initiative Fund – Redirection of a Grant to The Learning Together Program – File: 4230-17-08-04**

Report: Social Planner, September 3, 1997

Moved by Councillor Sharp, seconded by Councillor Mussatto

PURSUANT to the report of the Social Planner dated September 3, 1997, entitled “Child & Youth Initiative Fund – Redirection of a Grant to The Learning Together Program”:

THAT the Learning Together Program be permitted to redirect grant monies from the said fund for the upgrade of the daycare’s outdoor play space.

CARRIED UNANIMOUSLY

(e) **Planning Division Work Program Update – File: 1010-04 PL**

Report: City Planner, September 3, 1997

Moved by Councillor Perrault, seconded by Councillor Braithwaite

PURSUANT to the report of the City Planner dated September 3, 1997 entitled “Planning Division Work Program Update”:

THAT the September 3, 1997 report be received and filed.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION - Continued**

(b) **Communities in Bloom National Competition – File: 4455-01**

Moved by Councillor Dean, seconded by Councillor Fearnley

WHEREAS City Council has endorsed an application for the City of North Vancouver to enter the 1998 national Communities in Bloom competition;

AND WHEREAS Council has further appointed Mayor J. E. Loucks and Councillor S.J. Dean to serve on a Communities in Bloom Contest Committee;

AND WHEREAS the Park and Tilford Gardens are a key private area of beautification located within the City of North Vancouver, and will provide a focus for the Communities in Bloom Program;

AND WHEREAS three historic bronze busts, depicting early west coast botanists, that had been part of the original garden design, were loaned and sent to the Van Dusen Botanical Gardens some years ago;

AND WHEREAS the Van Dusen Botanical Gardens have not displayed these busts for many years, and have kept them stored away from public view;

THEREFORE BE IT RESOLVED THAT Council respectfully request of the Van Dusen Botanical Gardens Association Board, and the Board of Parks and Recreation for the City of Vancouver, the permanent return of the three bronze busts to the Park and Tilford Gardens for permanent display in the original garden niche areas through the Communities in Bloom Contest period and beyond.

CARRIED UNANIMOUSLY

10. **ADJOURNMENT**

Moved by Councillor Dean, seconded by Councillor Fearnley

THAT the meeting adjourn.

CARRIED

The meeting adjourned at 10:47 p.m.