



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14TH STREET,
NORTH VANCOUVER, B.C., ON MONDAY, NOVEMBER 24, 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.A. Sharp

ABSENT:

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
M. MacFadyen, Manager, Lands Division
G.T. Tulloch, Deputy Director of Finance
R. Bruckshaw, Purchasing Manager
J. Laughlin, Acting City Engineer
B. Granger, Manager, Parks & Environment
B. Spencer, Development Planner

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

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT the following items be deleted from the November 24, 1997 agenda:

9. (a) **DELEGATION: Mr. G. E. Mackenzie, Employee**

Re: Mandatory Retirement – File: 1800-06/1845-02

9. (b) **CORRESPONDENCE: Mr. G.E. Mackenzie, Employee
November 7, 1997**

Re: Mandatory Retirement – File: 1800-06/1845-02

CARRIED

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

(a) Affordable Housing Task Force Membership – File: 3365-05-08

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT the subject of “Affordable Housing Task Force Membership” be added to the agenda, in camera, as Item 9.(g).

CARRIED UNANIMOUSLY

9. CONFIDENTIAL REPORTS

Moved by Councillor Dean, seconded by Councillor Mussatto

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

CARRIED UNANIMOUSLY

The meeting recessed at 6:03 p.m., and reconvened at 7:24 p.m., with the same personnel present and with the addition of Councillor Fearnley and Councillor Sharp.

1. ADOPTION OF MINUTES

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the Minutes of the Regular Council Meeting of November 17, 1997 be adopted as circulated.

CARRIED UNANIMOUSLY

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

(c) 2002 BC Summer Games - Track Facility - File: 4425-03-02

Report: Manager, Parks and Environment, November 18, 1997

PURSUANT to the report of the Manager, Parks and Environment dated November 18, 1997, entitled "2002 BC Summer Games - Track Facility":

THAT Option 3 which reads as follows, be endorsed:

"**THAT** Council supports an application for the 2002 Summer Games with the undertaking that the support does not bind Council to the construction of a Track and Field Facility."

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

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

(d) Sale of Portion of Lane to be Stopped Up and Closed Adjacent to 2532 Lonsdale Avenue - File: 4140-12-02

Report: Property Valuator/Negotiator, November 18, 1997

PURSUANT to the report of the Property Valuator/Negotiator dated November 18, 1997, entitled "Sale of Portion of Lane to be Stopped Up and Closed Adjacent to 2532 Lonsdale Avenue":

THAT staff be directed to prepare a bylaw for the stopping up and closing of a portion of highway pursuant to Section 541(1)(b) of the Municipal Act;

AND THAT the City Clerk be authorized to petition the Minister of Municipal Affairs to raise title in the name of The Corporation of the City of North Vancouver for all that portion of lane as shown within the heavy black outline shown on Attachment No. 1 to the said report and located immediately to the east of Lot V, Resub 3 & 4, Block 229, D.L. 545, Plan 17005;

AND THAT staff be authorized to sell an area of approximately 2,777 sq. ft. as shown within the heavy black outline shown on Attachment No. 1 to the said report and located immediately to the east of Lot V, Resub 3 & 4, Block 229, D.L. 545, Plan 17005;

AND THAT the above mentioned parcel be sold subject to the following conditions:

Continued...

9.1 (d) Sale of Portion of Lane to be Stopped Up and Closed Adjacent to 2532 Lonsdale Avenue - File: 4140-12-02 - Continued

1. Consolidation with lands legally described as Lot G, Resub 3 & 4, Block 229, D.L. 545, Plan 6709;
2. Purchaser grants at no cost to the City, any Statutory Rights-of-Way required for municipal services;
3. The lands be posted for sale with an upset price of \$25,000;

AND THAT the Manager, Lands Division, be authorized to accept an offer on the City's behalf that meets all of the conditions as set out in the Property Valuator/Negotiator's report dated November 18, 1997;

AND THAT the Mayor and City Clerk be authorized to execute any documents to transfer title or for Statutory Rights-of-Way over any portion of land shown within the heavy black outline on Attachment No. 1 to this report.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

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

(e) Lions Gate Bridge Project - File: 4110-02-L2

Report: Acting City Engineer, November 19, 1997

PURSUANT to the report of the Acting City Engineer dated November 19, 1997, entitled "Lions Gate Bridge Project":

THAT the City Engineer continue to represent the City of North Vancouver as an observer in the Lions Gate Bridge Major Participants Consultative Process;

AND THAT the British Columbia Transportation Financing Authority (BCTFA) be invited to consult directly with four City advisory committees:

- Heritage Advisory Committee;
- Museum and Archives Committee;
- Advisory Design Panel;
- Advisory Planning Commission;

regarding the heritage and urban design aspects of the Lions Gate Bridge project;

AND THAT representatives from the BCTFA be invited to appear before Council as a delegation.

(CARRIED UNANIMOUSLY)

9.1 (f) Gerry Brewer Building - Custodial and Maintenance Staffing Requirements - File: 1065-07-02

Report: Purchasing Manager, November 17, 1997

PURSUANT to the report of the Purchasing Manager dated November 17, 1997, entitled "Gerry Brewer Building - Custodial and Maintenance Staffing Requirements":

THAT the current staffing positions required to provide maintenance and custodial services to the Gerry Brewer Building be changed from auxiliary and temporary full-time to permanent positions.

CARRIED UNANIMOUSLY

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

(g) Affordable Housing Task Force Membership – File: 3365-05-08

Verbal Report: Councillor J.B. Braithwaite

THAT a letter be forwarded to the North Shore Multicultural Society thanking them for their letter of November 21, 1997 and advising them that the City of North Vancouver is looking for a City of North Vancouver resident to serve on the Affordable Housing Task Force.

CARRIED

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

PROCLAMATIONS

Mayor Loucks read the following Proclamation:

"WORLD AIDS DAY" - DECEMBER 1, 1997

Moved by Councillor Braithwaite, seconded by Councillor Mussatto

THAT Items 6.(a)(i), 4.(b),(c),(d),(e),(f),(g),(h),(i) and (j) on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

6. **BYLAWS**

(a) **Reconsideration and Final Adoption**

Moved by Councillor Mussatto, seconded by Councillor Braithwaite that

- (i) "Annual Budget Bylaw, 1997, No. 6903, Amendment Bylaw, 1997, No. 6968"

be reconsidered.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

Moved by Councillor Mussatto, seconded by Councillor Braithwaite

THAT the said Bylaw No. 6968 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

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

(b) **Social Planning Advisory Committee 1997/98 Work Plan
File: 1085-03-S11-01**

Report: Co-Chairs, Social Planning Advisory Committee,
October 22, 1997

Moved by Councillor Braithwaite, seconded by Councillor Sharp

PURSUANT to the report of the Co-Chairs, Social Planning Advisory Committee, dated October 22, 1997, entitled "Social Planning Advisory Committee 1997/98 Work Plan":

THAT Council endorse the 1997/98 Work Plan for the Social Planning Advisory Committee of the City of North Vancouver.

CARRIED UNANIMOUSLY

4. (c) **Arts Assistance Grant Program 1998 Budget**
File: 1085-03-N3-01/1670-03-06

Report: Secretary-Treasurer, North Shore Arts Commission,
November 12, 1997

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the November 12, 1997 report of the North Shore Arts Commission entitled "Arts Assistance Grant Program 1998 Budget" be referred to the 1998 Finance Committee for review.

CARRIED UNANIMOUSLY

(d) **OCP Amendment: Density Bonus Considerations for
Community Housing Objectives - File: 3330-01**

Report: Development Planner, Development Services,
November 19, 1997

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT consideration of the report of the Development Planner, dated November 19, 1997, entitled "OCP Amendment: Density Bonus Considerations for Community Housing Objectives" be deferred to the next regular meeting of Council scheduled for December 1, 1997.

CARRIED UNANIMOUSLY

4. (e) **Rezoning Application: 508/510 St. George's Avenue, 206 East 5th Street (467738 B.C. Ltd./Courtyard Architects)
File: 3400-05 ST.GEO 508/510, 05E 206**

Report: Development Planner, Development Services,
November 19, 1997

Moved by Councillor Dean, seconded by Councillor Mussatto

PURSUANT to the report of the Development Planner, dated November 19, 1997, entitled "Rezoning Application: 508/510 St. George's Avenue, 206 East 5th Street (467738 B.C. Ltd./Courtyard Architects)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No. 6970" (Courtyard Architects/467738 B.C. Ltd., 508/510 St. George's Avenue/206 East 5th Street, CD-358) and "Heritage Designation Bylaw, 1997, No. 6971 (508/510 St. George's Avenue/Streamline Construction/Logan residence) be considered and referred to a Public Hearing;

AND THAT a covenant be prepared at the applicant's expense confirming restoration works, approved plans and related matters.

CARRIED UNANIMOUSLY

(f) **407 Brand Street (404 Tempe Crescent) - Building Permit
(Large Lot Single Family Dwellings) - File: 3345-02**

Report: Development Planner, Development Services,
November 10, 1997

Moved by Councillor Dean, seconded by Councillor Mussatto

PURSUANT to the report of the Development Planner, dated November 10, 1997, entitled "407 Brand Street (404 Tempe Crescent) - Building Permit (Large Lot Single Family Dwellings)":

THAT Planning staff be requested to report on a zoning amendment to reduce the minimum lot size in the RS-1 Zone from 6,000 square feet to 5,000 square feet.

Moved by Councillor Dean, seconded by Councillor Sharp

THAT consideration of this item be deferred until we ascertain what is going to be built on this particular lot.

CARRIED UNANIMOUSLY

4. (g) **212 Lonsdale Avenue (Brody/Crockart) - Street Overhangs**
File: 3400-05 LONS 212

Report: Development Planner, Development Services,
November 19, 1997

Moved by Councillor Mussatto, seconded by Councillor Fearnley

PURSUANT to the report of the Development Planner, dated November 19, 1997, entitled "212 Lonsdale Avenue (Brody/Crockart) - Street Overhangs":

THAT Lands Division staff be directed to prepare a Stopping-up and Closing Bylaw and Volumetric Easement as described in the October 29, 1997, letter from Brody Development Corporation with all legal and survey costs associated with this work to be borne by Brody Development Corporation;

AND THAT Planning staff report back to Council with options for a long-term solution to this issue for other sites.

CARRIED UNANIMOUSLY

(h) **North Shore Arts Commission Report Entitled Proposal for a Mural Project in the City of North Vancouver - File: 3310-15-02**

Report: City Planner, November 13, 1997

Moved by Councillor Mussatto, seconded by Councillor Dean

THAT consideration of the report of the City Planner, dated November 13, 1997, entitled "North Shore Arts Commission Report Entitled Proposal for a Mural Project in the City of North Vancouver" be deferred to the next regular meeting of Council scheduled for December 1, 1997.

CARRIED UNANIMOUSLY

(i) **Contaminated Sites Legislation - Seven Month Review**
File: 4010-09

Report: Director, Development Services, November 18, 1997

Moved by Councillor Dean, seconded by Councillor Mussatto

PURSUANT to the report of the Director, Development Services, dated November 18, 1997, entitled "Contaminated Sites Legislation – Seven Month Review":

THAT the report be received and filed.

CARRIED UNANIMOUSLY

4. (j) Lower Level Route Connector - Funding - File: 4145-02-L6-02

Report: Acting City Engineer, November 18, 1997

Moved by Councillor Dean, seconded by Councillor Braithwaite

PURSUANT to the report of the Acting City Engineer, dated November 18, 1997, entitled "Lower Level Route Connector – Funding":

THAT funding in the amount of \$371,000.00 be made available by the transfer of funds within the existing 1997 Tax Sale Land Bylaw, for the completion of the Lower Level Route Connector project.

CARRIED UNANIMOUSLY

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT Items 6.(d)(ii) and (iii) on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

6. BYLAWS - Continued

(d) Introduction And First Reading Only

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1997, No. 6970" (Courtyard Architects/467738 B.C. Ltd., 508/510 St. George's Avenue/206 East 5th Street, CD-358)
- (iii) "Heritage Designation Bylaw, 1997, No. 6971" (508/510 St. George's Avenue/Streamline Construction/Logan Residence)

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

2. DELEGATIONS

(a) Mr. Doug Collins, West Vancouver, BC

Re: Dr. Lionel Kenner's Delegation of September 22, 1997 on
the subject of Amendments to the Human Rights Act
File: 1155-06-C5/1175-05-02-N1-01

Mr. Doug Collins thanked members of Council for not backing down on their decision to condemn the B.C. Human Rights Act. Mr. Collins refuted the recent presentation made by Ms. Susan O'Donnell, Executive Director of the B.C. Human Rights Coalition on the subject of Amendments to the Human Rights Act.

(b) Karen Kristensen, North Vancouver, BC

Re: Lower Lonsdale Planning Study - File: 3380-02-L4-05

Ms. Karen Kristensen, North Vancouver, BC and Ms. Adrienne Brown, Landscape Architect, requested that zoning of the Lower Lonsdale Study area lands be delayed until urban design options have been prepared by a multi-disciplinary team of consultants.

Ms. Kristensen recommended more design regarding the proposed Plaza for First Street and Ms. Brown reviewed the urban design framework for the Lower Lonsdale Study Area.

Ms. Kristensen and Ms. Brown then responded to questions from members of Council.

3. CORRESPONDENCE

(a) Mr. Doug Collins, West Vancouver, September 28, 1997

Re: Dr. Lionel Kenner's Delegation of September 22, 1997 on
the subject of Amendments to the Human Rights Act
File: 1155-06-C5/1175-05-02-N1-01

Moved by Councillor Dean, seconded by Councillor Fearnley

THAT the correspondence dated September 28, 1997 received from Mr. Doug Collins regarding "Dr. Lionel Kenner's Delegation of September 22, 1997 on the subject of Amendments to the Human Rights Act" be received and filed.

CARRIED

3. (b) Karen Kristensen, North Vancouver, BC, November 19, 1997

Re: Lower Lonsdale Planning Study - File: 3380-02-L4-05

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT staff be requested to research the Urban Design Development concept with regards to the Millenium Plaza and report to Council with regards to costs and timing.

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT consideration of the motion be deferred until all members of Council are present;

AND THAT the correspondence dated November 19, 1997 received from Ms. Karen Kristensen regarding "Lower Lonsdale Planning Study" be referred to staff for comment.

CARRIED UNANIMOUSLY

(c) Miss Beverly Bell, North Vancouver, BC, October 31, 1997

Re: Lower Lonsdale Planning Study - File: 3380-02-L4-05

Moved by Councillor Sharp, seconded by Councillor Fearnley

THAT the correspondence dated October 31, 1997 received from Miss Beverly Bell regarding "Lower Lonsdale Planning Study" be referred to staff for comment.

CARRIED UNANIMOUSLY

(d) Adrienne Brown, Landscape Architect, November 13, 1997

Re: Lower Lonsdale Planning Study - File: 3380-02-L4-05

Moved by Councillor Sharp, seconded by Councillor Fearnley

THAT the correspondence dated November 13, 1997 received from Adrienne Brown regarding "Lower Lonsdale Planning Study" be referred to staff for comment.

CARRIED UNANIMOUSLY

3. (e) **Ken Stinson, Land Planning Consultant, November 13, 1997**

Re: 157 East 20th Street, North Vancouver
File: 3400-05 20E 157

Moved by Councillor Dean, seconded by Councillor Braithwaite

THAT consideration of the correspondence dated November 13, 1997 received from Ken Stinson regarding "157 East 20th Street, North Vancouver" be deferred until all members of Council are present.

CARRIED

(f) **Greater Vancouver Regional District "The Board In Brief"
October 31, 1997 - File: 1180-06**

Moved by Councillor Dean, seconded by Councillor Fearnley

THAT the Greater Vancouver Regional District "The Board in Brief" dated October 31, 1997 be received and filed.

CARRIED UNANIMOUSLY

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

(a) **Lower Lonsdale Planning Study - Results of the Public
Involvement Process and Proposed Next Steps
File: 3380-02-L4-03**

Report: City Planner, Development Services, October 21, 1997

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT consideration of the report of the City Planner, dated October 21, 1997, entitled "Lower Lonsdale Planning Study - Results of the Public Involvement Process and Proposed Next Steps" be deferred until all members of Council are present.

CARRIED

5. **MOTIONS AND NOTICES OF MOTION**

- (a) **Notice of Contravention per Section 700 of the Municipal Act at 349 East 21st Street, Lot G, Block 9, D.L. 550, Plan 9912 - File: 3345-10 21E 349**

Moved by Councillor Dean, 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 Council of the City of North Vancouver relating to 349 East 21st Street, Lot G, Block 9, D.L. 550, Plan 9912, has been made under this section;
- (b) **AND THAT** further information respecting this resolution may be viewed at the offices of the City of North Vancouver.

Mayor Loucks invited Ms. Teresa Heard, 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. Neither Ms. Heard nor her representative came forward at the invitation of the Mayor.

The motion was then **CARRIED UNANIMOUSLY.**

- (b) **Emergency Communication Services – File: 3125-09-01**

Moved by Councillor Sharp, seconded by Councillor Dean

WHEREAS the cost of participating in an E-COMM system is significant;

AND WHEREAS currently the proponents of the proposed E-COMM system and the proponents of the proposed provider is and has been in the total control of those advocates of the system;

AND WHEREAS there are unanswered questions regarding both the use of the E-COMM system and Ericsson, the proposed provider;

THEREFORE BE IT RESOLVED THAT the Council of the City of North Vancouver direct City staff including the Fire Department, the RCMP, and the North and West Vancouver Emergency Program, to investigate and report to Council on the effectiveness of 800 megahertz trunked radio system installations elsewhere, including the level of confidence its users have in the system in providing normal day to day communications and emergency communications;

Continued...

5. (b) **Emergency Communication Services – File: 3125-09-01
- Continued**

AND BE IT FURTHER RESOLVED THAT the Council of the City of North Vancouver direct staff to investigate the allegations regarding the ineffectiveness of the proposed provider, Ericsson and their current systems in use for the users opinion of the reliability of the Ericsson systems;

AND BE IT FURTHER RESOLVED THAT this motion be sent to the District of North Vancouver, and the District of West Vancouver for their support and participation in the investigations, and the three North Shore MLA's for their information.

Moved by Councillor Sharp, seconded by Councillor Dean

THAT Mr. Ross Peterson, Coordinator, North and West Vancouver Emergency Program be heard at this time.

CARRIED UNANIMOUSLY

Mr. Peterson responded to questions from members of Council.

The motion was then **CARRIED UNANIMOUSLY.**

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

Nil.

Mayor Loucks declared a recess at 9:15 p.m., for the public question period and reconvened the meeting immediately.

10. **ADJOURNMENT**

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED

The meeting adjourned at 9:16 p.m.