



**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 9, 1998 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
D.M. Rooke, Assistant City Clerk
F.A. Smith, Director, Development Services
R.H. White, City Planner
F. Caouette, Administrative Manager, Dev. Servs.
I. Gordon, Manager, Financial Planning
J. Laughlin, City Engineer

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

Moved by Councillor Dean, seconded by Councillor Fearnley

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

CARRIED UNANIMOUSLY

8. ANY OTHER BUSINESS

**(a) Appointment of City Council Members to Committees
File: 1090-03-03**

Moved by Councillor Fearnley, seconded by Mayor Loucks

THAT the subject of "Appointments of City Council Members to Committees" be added to the agenda as Item 4(m).

CARRIED UNANIMOUSLY

9. CONFIDENTIAL REPORTS

Moved by Councillor Dean, seconded by Councillor Perrault

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

The meeting recessed at 6:04 p.m., and reconvened at 8:15 p.m., with the same personnel present, and with the addition of Councillor Braithwaite, Councillor Mussatto 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 2, 1998 be adopted as circulated.

CARRIED

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

(d) Status of Anne MacDonald Hall – File: 4210-02-AMH

Report: Property Valuator/Negotiator, Lands Division,
October 27, 1998

THAT the lease of Anne MacDonald Hall be given to Presentation House – Theatre, under the standard policy of the City of North Vancouver for Non-Profit Societies.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Loucks read the following Proclamations:

“DRUG AWARENESS WEEK”, NOVEMBER 15 – 21, 1998

“NATIONAL CHILD DAY”, NOVEMBER 20, 1998

2. DELEGATIONS

Nil.

3. **CORRESPONDENCE**

(a) **Dr. R. Earnshaw, resident of North Vancouver, October 25, 1998**

Re: Dogs off Leash – File: 3010-02-01

Moved by Councillor Braithwaite, seconded by Councillor Dean

THAT the correspondence dated October 25, 1998 received from Dr. R. Earnshaw, resident of North Vancouver, regarding “Dogs off Leash” be referred to the City Engineer for a report, and the S.P.C.A. for comment by December 7, 1998.

CARRIED UNANIMOUSLY

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

(a) **Corporate Logo Advertising on City of North Vancouver Properties – Development Variance Permit Application – File: 3358-03**

Report: Planning Technician, Development Services,
October 21, 1998

Moved by Councillor Fearnley, seconded by Councillor Mussatto

PURSUANT to the report of the Planning Technician, dated October 21, 1998, entitled “Corporate Logo Advertising on City of North Vancouver Properties – Development Variance Permit Application”:

THAT the Development Variance Permit Application for corporate logo advertising on City of North Vancouver properties be rejected.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Braithwaite
Councillor Fearnley
Mayor Loucks

Voting against: Councillor Dean
Councillor Sharp
Councillor Perrault

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

4. (b) **Policy: Appointment to Committees – File: 1040-03-F1/1040-03-U1-01**

Report: City Clerk, October 28, 1998

Moved by Councillor Mussatto, seconded by Councillor Braithwaite

PURSUANT to the report of the City Clerk, dated October 28, 1998, entitled “Policy: Appointment to Committees”:

THAT the motion of May 25, 1998 be amended to read:

THAT Council members seek Council approval prior to offering their services on any Sub-Committees, Standing Committees, or Boards of the Federation of Canadian Municipalities (FCM), Union of British Columbia Municipalities (UBCM), and the Lower Mainland Municipal Association (LMMA);

AND THAT upon such approval and appointment the Council members expenses be paid in accordance with City of North Vancouver Travel Policy;

AND THAT the Director of Finance be instructed to place a suitable dollar amount in the annual budget to fund projected travel expenditures.

Moved by Councillor Perrault, seconded by Councillor Sharp

THAT the motion be amended by adding the following after the first paragraph:

“**AND THAT** Council appoint only one member on a rotating basis to attend and represent the City of North Vancouver on Sub-Committees, Standing Committees, and/or the Board of the Federation of Canadian Municipalities (FCM);

AND THAT Councillor J.B. Braithwaite be appointed as the City representative commencing January 1, 1999;”

Moved by Councillor Fearnley, seconded by Councillor Dean

THAT the amending motion be amended by deleting the reference to January 1, 1999, and substituting “effective immediately”.

Continued...

4. (b) **Policy: Appointment to Committees – File: 1040-03-F1/1040-03-U1-01 Continued.**

Report: City Clerk, October 28, 1998

A recorded vote was taken on the second amendment to the motion.

Voting in favour: Councillor Dean
Councillor Fearnley

Voting against Councillor Mussatto
Councillor Sharp
Councillor Braithwaite
Councillor Perrault
Mayor Loucks

The second amendment was **DEFEATED** by a vote of five to two.

Moved by Councillor Fearnley, seconded by Councillor Dean

THAT the amending motion be amended by deleting the reference to the “Board”;

CARRIED

The amendment, as amended, was **CARRIED UNANIMOUSLY.**

The main motion, as amended, which reads, in its entirety, as follows:

“THAT the motion of May 25, 1998 be amended to read:

THAT Council members seek Council approval prior to offering their services on any Sub-Committees, Standing Committees, or the Boards of the Federation of Canadian Municipalities (FCM), Union of British Columbia Municipalities (UBCM), and the Lower Mainland Municipal Association (LMMA);

AND THAT Council appoint only one member on a rotating basis to attend and represent the City of North Vancouver on Sub-Committees, and/or Standing Committees of the Federation of Canadian Municipalities (FCM);

AND THAT Councillor J.B. Braithwaite be appointed as the City representative to the Federation of Canadian Municipalities Sub-Committees and Standing Committees commencing January 1, 1999;

AND THAT upon such approval and appointment the Council members expenses be paid in accordance with City of North Vancouver Travel Policy;

Continued...

4. (b) **Policy: Appointment to Committees – File: 1040-03-F1/1040-03-U1-01 Continued.**

Report: City Clerk, October 28, 1998

AND THAT the Director of Finance be instructed to place a suitable dollar amount in the annual budget to fund projected travel expenditures.”

CARRIED UNANIMOUSLY

(c) **Illegal Suites at 157 East 20th Street, North Vancouver
File: 3400-05 20E 157/3345-02 20E 157**

Report: Property Use Inspector, Development Services,
October 27, 1998

Moved by Councillor Dean, seconded by Councillor Braithwaite

PURSUANT to the report of the Property Use Inspector, dated October 27, 1998, entitled “Illegal Suites at 157 East 20th Street, North Vancouver”:

WHEREAS 157 East 20th Street is being in contravention of the City of North Vancouver Zoning Bylaw, 1995, No. 6700;

THEREFORE BE IT RESOLVED THAT Council authorize staff to seek the appropriate relief, including an injunction, by way of the Supreme Court of British Columbia, thus requiring the removal of the illegal suites that were found to exist at 157 East 20th Street.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION**

(a) **Recognition of Volunteers in the City of North Vancouver
File: 1090-12**

Moved by Councillor Sharp, seconded by Councillor Fearnley

WHEREAS the City of North Vancouver greatly appreciates and recognizes there are a great number of citizens who volunteer for a great many committees, task forces, and special events throughout the City;

AND WHEREAS the time and commitment given to the City by these volunteers is very much appreciated and enhances both the quality of life of all citizens as well as providing Council with valuable input from a cross section of the community;

AND WHEREAS the time given is time taken away from these volunteers that they could be spending doing other things such as spending time with their families;

Continued...

5. (a) **Recognition of Volunteers in the City of North Vancouver**
File: 1090-12

AND WHEREAS there is currently no consistent or universal approach to how the City of North Vancouver recognizes these volunteers or whether these volunteers are recognized at all on a formal basis;

AND WHEREAS it would also be valuable for all the volunteers to meet other volunteers and do so in a formal environment;

THEREFORE BE IT RESOLVED THAT the Council of the City of North Vancouver have staff review what it currently does on the many committees etc. and bring back a recommendation regarding a special recognition evening for all volunteers.

CARRIED UNANIMOUSLY

(b) **Local Minibus Shuttle Service in the City of North Vancouver**
File: 4160-01

Moved by Councillor Sharp, seconded by Councillor Dean

WHEREAS there is overwhelming support for the concept of a local area minibus from both individual residents as well as consumer groups such as the Lionsview Seniors;

AND WHEREAS the City of North Vancouver supports in principle the concept of providing the best of services to their residents at a minimum of cost;

AND WHEREAS the Motor Carrier Commission, not the City of North Vancouver holds the ability to remove the barrier of the "cross border" travel;

AND WHEREAS the City of North Vancouver is currently reviewing any bylaws they may have that might encumber such a service;

AND WHEREAS the Motor Carrier Commission is responsible to determine if there is a level playing field between taxis and the local minibus;

THEREFORE BE IT RESOLVED THAT the Council of the City of North Vancouver supports the principle of creating a level playing field such as introducing flat rates within a geographical area;

AND BE IT FURTHER RESOLVED THAT this resolution be sent to the Motor Carrier Commission, the District of North Vancouver, the Ministry responsible for Transportation, the Lower Mainland Municipal Association, and the Union of British Columbia Municipalities for their recognition of such a concept;

AND THAT the letters of support for the Shuttle Service received from the public be forwarded to the Motor Carrier Commission.

CARRIED UNANIMOUSLY

(c) Safety Audit – File: 1195-11-W3

Moved by Councillor Sharp, seconded by Councillor Perrault

WHEREAS the Council of the City of North Vancouver supports completely the eradication of all violence and in particular violence against women;

AND WHEREAS public awareness of all venues to protect women should be further encouraged;

AND WHEREAS some simple thoughts and preplanning of buildings, their hallways, landscaping, public walkways, washrooms, school yards, shopping centres and neighbourhoods can enhance the safety of women;

AND WHEREAS the Provincial Government, through the Ministry of Women's Equality supports the issue of safety audits for preventing violence against women;

AND WHEREAS the main goals of a safety audit is to reduce opportunities for assault and harassment and increase sense of safety;

THEREFORE BE IT RESOLVED THAT the Council of the City of North Vancouver endorse a safety audit of the City's facilities, and that staff report on how the City can incorporate such safety matters into any future developments;

AND BE IT FURTHER RESOLVED THAT staff check with the Provincial Government through the Ministry of Women's Equality for any funding of such a proposal.

CARRIED UNANIMOUSLY

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

(d) 1998 Federation of Canadian Municipalities Community Energy Systems Tour – File: 4165-05

Report: Councillor R.J. Fearnley, October 27, 1998

Councillor Fearnley made a brief slide presentation.

Moved by Councillor Fearnley, seconded by Councillor Dean

THAT the report of Councillor Fearnley entitled "1998 Federation of Canadian Municipalities Community Energy Systems Tour, dated October 27, 1998":be referred to staff for comment on the time required and the funding needed to carry out the recommendations referenced in said report.

CARRIED UNANIMOUSLY

4. (e) **Community Energy Tour in the Netherlands and Germany**
File: 4165-05

Report: Councillor B.A. Sharp, November 4, 1998

Councillor Sharp made a brief slide presentation.

Moved by Councillor Sharp, seconded by Councillor Mussatto

PURSUANT to the report of Councillor Sharp, dated November 4, 1998, entitled "Community Energy Tour in the Netherlands and Germany":

THAT Council investigate the possibility of other members of Council joining the Federation of Canadian Municipalities for these tours in accordance with their newly adopted proposals;

A recorded vote was taken on the motion.

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

Voting against: Councillor Dean

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

Moved by Councillor Sharp, seconded by Councillor Mussatto

THAT Council continue to pursue the provision of community energy in the development of lands in Lower Lonsdale.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Sharp

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.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Sharp

THAT the following items be brought forward for consideration at this time in the order presented: Items 4(f), (g), (l), (j), 6(d)(i), 4(k) and 6(b)(i).

CARRIED UNANIMOUSLY

**4. (f) Museum on the Waterfront – Fundraising Campaign
File: 1085-03-N5-09**

Report: Director, North Vancouver Museum & Archives,
November 2, 1998

Moved by Councillor Perrault, seconded by Councillor Mussatto

PURSUANT to the report of the Director, Museum & Archives, dated November 2, 1998, entitled “Museum on the Waterfront – Fundraising Campaign”:

THAT Council supports the engagement of the services of a professional fundraising counsel by the North Vancouver Museum and Archives Commission, with the principal aim of receiving an objective opinion about the potential of a successful fundraising campaign in support of the proposed Museum/Exhibit Centre on the Lower Lonsdale waterfront;

AND THAT a sum of up to \$30,000 be made available from the New Museum Building Fund.

CARRIED UNANIMOUSLY

(g) Request for Funding – Canada Day Parade – File: 1670-03-05

Report: Social Planner, Development Services, November 3, 1998

Moved by Councillor Perrault, seconded by Councillor Dean

PURSUANT to the report of the Social Planner, dated November 3, 1998, entitled “Request for Funding – Canada Day Parade”:

THAT \$1,000. be granted to the 1999 North Vancouver Canada Day Parade Committee from the Special Events Grants budget to assist with initial expenses in organizing a 1999 Canada Day Parade in the City of North Vancouver;

AND THAT the sponsoring group of community members be thanked and encouraged in their interest in reviving this community event.

CARRIED UNANIMOUSLY

4. (I) Centennial Theatre Renovation Project Update – File: 1195-11-M3-01

Report: Manager, Financial Planning, November 5, 1998

Moved by Councillor Mussatto, seconded by Councillor Dean

PURSUANT to the report of the Manager, Financial Planning, dated November 5, 1998, entitled “Centennial Theatre Renovation Project Update”:

THAT Council endorse the plan for the renovation of the Centennial Theatre as presented to Council by North Vancouver Recreation Commission staff on June 22, 1998, with the addition of full air conditioning and media upgrades;

AND THAT \$100,000 of the funding already set aside by the City for this project be released to the Commission to fund the production of detailed design and working drawings, and the production of a detailed construction budget;

AND THAT Council endorse the concept of an advance of \$200,000 from the Community Enhancement Fund for the funding of this project to be repaid from the existing Centennial Theatre ticket surcharge;

AND THAT staff be instructed to provide funding in the 1999 Capital Budget for the balance of \$941,000 required to complete the Centennial Theatre renovation project;

AND THAT the subject of a Master Plan for the Municipal Precinct in the 23rd and Lonsdale area be referred to Planning staff for a report.

CARRIED UNANIMOUSLY

**(j) Rezoning Application: 154 East 27th Street – Subdivision
File: 3400-05 27E 154**

Report: Planning Technician, Development Services,
November 2, 1998

Moved by Councillor Perrault, seconded by Councillor Dean

PURSUANT to the report of the Planning Technician, dated November 2, 1998, entitled “Rezoning Application: 154 East 27th Street – Subdivision”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7075” (154 East 27th Street/Noort Developments Ltd./J. Fernandes/RS-3) be referred to a Public Hearing.

CARRIED UNANIMOUSLY

6. BYLAWS

(d) Introduction And First Reading Only

Moved by Councillor Dean, seconded by Councillor Perrault that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7075"
(154 East 27th Street/Noort Developments Ltd./J. Fernandes/RS-3)

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

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

(k) Rezoning Application: 387 East 5th Street (Lighthouse) File: 3400-05 5E 387

Report: Development Planner, Development Services,
October 19, 1998

Moved by Councillor Mussatto, seconded by Councillor Sharp

PURSUANT to the report of the Development Planner, dated October 19, 1998, entitled "Rezoning Application: 387 East 5th Street (Lighthouse)":

THAT the owner of the property at 387 East 5th Street be advised to take action to remove the illegal suites at said property, but that the notification period to tenants be extended from two months to four months;

THAT a new development application for this site be processed consisting of:

1. confirmation that notice to vacate the illegal suites has been served;
2. a one-family residential use in the existing heritage building with one secondary suite and a bed and breakfast use;
3. a three-unit infill building;

AND THAT in the event that notice to vacate the illegal suites has not been served by December 1, 1998, that Bylaw Enforcement staff are hereby directed to proceed with enforcement action to remove the illegal suites.

CARRIED

Councillor Dean is recorded as voting contrary to the motion.

6. **BYLAWS - Continued**

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

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (i) "Lease Authorization Bylaw, 1998, No. 7074" (Change the World Foundation, doing business as the North Shore Harvest Project)

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

CARRIED

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaw No. 7074 be read a second time in short form.

CARRIED

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaw No. 7074 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

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

(h) **North Shore Health Region – Long Term Care Facility Plan
File: 1085-03-N22**

Report: Social Planner, Development Services,
November 2, 1998

Moved by Councillor Braithwaite, seconded by Councillor Dean

PURSUANT to the report of the Social Planner, dated November 2, 1998, entitled "North Shore Health Region – Long Term Care Facility Plan":

THAT the North Shore Health Region be informed of the City of North Vancouver's support for the direction of the Long Term Care Facility Plan report recommendations;

AND THAT Social Planning staff liaise with the Health Region regarding the recommended strategies to develop supportive housing.

CARRIED UNANIMOUSLY

4. (i) **Illegal Suite – 214 West 19th Street, North Vancouver, Mr. Geoffrey D. Perkins – File: 3345-02/3345-10 19W 214**

Report: Property Use Inspector, Development Services,
October 29, 1998

Moved by Councillor Dean, seconded by Councillor Perrault

PURSUANT to the report of the Property Use Inspector, dated October 29, 1998, entitled “Illegal Suite – 214 West 19th Street, North Vancouver, Mr. Geoffrey D. Perkins”:

WHEREAS 214 West 19th Street is being used in contravention of the City of North Vancouver “Zoning Bylaw, 1995, No. 6700”:

THEREFORE BE IT RESOLVED THAT Council authorizes staff to seek an injunction in the Supreme Court of British Columbia requiring compliance with the City’s Zoning Bylaw, including the filing of a petition for the right to inspect and orders for removal of the illegal suite in the single family dwelling located at 214 West 19th Street in North Vancouver.

CARRIED UNANIMOUSLY

10. **ADJOURNMENT**

Moved by Councillor Fearnley, seconded by Councillor Dean

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 11:00 p.m.