



MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14TH STREET, NORTH VANCOUVER, B.C., ON MONDAY, FEBRUARY 1, 1999 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 Servs.
R. White, City Planner
F. Caouette, Administrative Manager
M. MacFadyen, Manager, Lands
J. Laughlin, City Engineer
T. Christie, Director of Finance
I. Gordon, Manager, Financial Planning

The meeting was called to order at 6:07 p.m.

9. CONFIDENTIAL REPORTS

Moved by Councillor Mussatto, seconded by Councillor Perrault

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

CARRIED UNANIMOUSLY

The meeting recessed at 6:09 p.m., and reconvened at 7:20 p.m., with the same personnel present, and with the addition of Councillor Braithwaite, Councillor Dean and Councillor Sharp.

1. ADOPTION OF MINUTES

Moved by Councillor Dean, seconded by Councillor Sharp

THAT the Minutes of the Regular Meeting of Council of January 25, 1999 be adopted as circulated.

CARRIED UNANIMOUSLY

SIGNING CEREMONY

Master Agreement on the Joint Use of Public Facilities - File: 1150-03-01

Mayor J.E. Loucks, City of North Vancouver, D. MacKay-Dunn, Chairperson, Board of Trustees, North Vancouver School District No. 44, and M. Curtis, Chair, North Vancouver Recreation Commission, signed a Master Agreement on the Joint Use of Public Facilities.

This is a protocol agreement that will allow staff and Officials of the City of North Vancouver, North Vancouver School District No. 44 and the North Vancouver Recreation Commission, to develop specific use agreements on lands and in facilities under the jurisdiction of North Vancouver School District No. 44, the City of North Vancouver and the North Vancouver Recreation Commission to allow for increased public and school-use access for enhanced use of existing facilities

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

(a) Land Issue – File: 3375-10-02

Report: Property Valuator/Negotiator, Development Services
January 20, 1999

PURSUANT to the report of the Property Valuator-Negotiator dated January 20, 1999, entitled “Seven Seas Seafood (Wholesale) Ltd.”;

THAT the license to use not be extended beyond January 31, 1999 for reasons discussed in the Conclusion section of said report;

AND THAT the report of the Property Valuator/Negotiator dated January 20, 1999, entitled “Seven Seas Seafood (Wholesale) Ltd.” remain in-camera.

CARRIED UNANIMOUSLY

Continued...

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

9.1 (a) Land Issue – File: 3375-10-02

Report: Property Valuator/Negotiator, Development Services
January 20, 1999

PURSUANT to the report of the Property Valuator-Negotiator dated January 20, 1999, entitled “Seven Seas Seafood (Wholesale) Ltd.”:

THAT the Seven Seas Seafood (Wholesale) Ltd. be ordered to vacate the site, including the removal of the vessel effective immediately;

AND THAT the City Solicitor take whatever steps are necessary to enforce the removal of the vessel;

AND THAT the report of the Property Valuator/Negotiator dated January 20, 1999, entitled “Seven Seas Seafood (Wholesale) Ltd.” remain in-camera.

A recorded vote was taken on the motion.

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

Voting against: Councillor Dean

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

PROCLAMATIONS

The Mayor read the following Proclamation:

“BURN AWARENESS WEEK”, FEBRUARY 7 – 13, 1999

2. **DELEGATIONS**

(a) **Judith Stone, President, Animal Advocates Society of B.C.**

Re: Cat Regulation Bylaw – File: 3010-01

Ms. Judith Stone, President, Animal Advocates Society of B.C., gave a brief overview of the concerns with respect to the position and proposed solution offered by the Society, in order to control pregnancies and at the same time, avoiding the problem of “kitten mills”. Ms. Stone urged Council to re-draft a bylaw that is more humane and includes control of litters.

The delegation then responded to questions from members of Council.

Ms. Sarah Robulack also spoke to the proposed Cat Regulation Bylaw, and urged Council to think about the consequences of the bylaw and what it would do to or for cats.

(b) **Brian Nelson, BC Society for the Prevention of Cruelty to Animals**

Re: Cat Regulation Bylaw – File: 3010-01

Mr. Brian Nelson, BC Society for the Prevention of Cruelty to Animals, indicated his support for the Cat Regulation Bylaw proposed by Council.

The delegation then responded to questions from members of Council.

3. **CORRESPONDENCE**

(a) **George F. Evens, The North American Council of Advocates for Creatures Land Air Water (CLAW) – d/b the Council (CLAW) January 17, 1999**

Re: Cat Regulation Bylaw – File: 3010-01

Moved by Councillor Fearnley, seconded by Councillor Mussatto

THAT the correspondence dated January 17, 1999 received from Mr. George F. Evens, of The North American Council of Advocates for Creatures Land Air Water, regarding the Cat Regulation Bylaw, be received and filed.

CARRIED UNANIMOUSLY

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

(a) Cat Regulation Bylaw – File: 3010-01

Report: Property Use Inspector, Development Services
January 26, 1999

Moved by Councillor Sharp seconded by Councillor Perrault

THAT consideration of the January 26, 1999 report of the Property Use Inspector, Development Services, entitled “Cat Regulation Bylaw” be deferred pending a report from staff on a higher fee and the concept of a business license for breeders, and other issues raised by the delegation this evening.

CARRIED UNANIMOUSLY

6. BYLAWS

(b) Introduction and First Three Readings

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (i) “Cat Regulation Bylaw, 1999, No. 7105”
- (ii) “City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 1999, No. 7106” (Cat Regulation Bylaw)

be deleted from the agenda.

CARRIED UNANIMOUSLY

2. DELEGATIONS *continued*

(c) Gunter Schlieper, General Manager, Supershuttle Ltd.

Re: Recommendations pursuant to the report of the
Administrative Manager, dated January 20, 1999, entitled
“Cab Regulation Bylaw Amendment”

Mr. Gunter Schlieper, General Manager, Supershuttle Ltd., thanked Council for its support, but voiced concern about various issues in the proposed bylaws, including seating capacity, rates of fare and taxi host program.

The delegation then responded to questions from members of Council.

6. **BYLAWS continued**

(a) **Reconsideration and Final Adoption**

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (i) "Cab Regulation Bylaw, 1970, No. 4155, Amendment Bylaw, 1999, No. 7096" (Shuttle Cab)

be reconsidered.

CARRIED

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaw No. 7096 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) "Business License Bylaw, 1973, No. 4513, Amendment Bylaw, 1999, No. 7098" (Shuttle Cab Fees)
- (iii) "Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 1999, No. 7104" (Shuttle Cab)

be reconsidered.

CARRIED

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaws Nos. 7098 and 7104 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

3. **CORRESPONDENCE** *continued*

(b) **“By Design, Not by Chance” Forum – February 18, 1999 –
File: 1180-01/1840-03-01**

Correspondence: Senior Planner, Regional Growth Strategies,
Greater Vancouver Regional District, January
22, 1999

Moved by Councillor Mussatto, seconded by Councillor Sharp

PURSUANT to the correspondence received from the Senior Planner, Regional Growth Strategies, Greater Vancouver Regional District, dated January 22, 1999, entitled “By Design, Not by Chance” Forum – February 18, 1999:

THAT any Council member who wishes to attend the Conference scheduled for February 18, 1999 in Richmond, B.C., be authorized to do so and the expenses be paid in accordance with City Policy.

CARRIED UNANIMOUSLY

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

(b) **Schedule of Finance Committee and Council Meetings for the
1999 Annual Budget and Tax Rate Discussions and Bylaws
File: 1650-05-01**

Report: Manager, Financial Planning, January 20, 1999

Moved by Councillor Fearnley, seconded by Mayor Loucks

PURSUANT to the report of the Manager, Financial Planning, dated January 20, 1999, entitled “Schedule of Finance Committee and Council Meetings for the 1999 Annual Budget and Tax Rate Discussions and Bylaws”:

THAT Option 2 of the January 20, 1999 report, which reads as follows:

- “1. Meet to hear submissions on Saturday, March 6, 1999
2. Hold a Regular Council meeting on Monday, March 29, 1999, to give three readings to the budget and tax rate bylaws, which can then be given 4th and final readings at the regularly scheduled meeting of April 12, 1999”.

be endorsed.

CARRIED UNANIMOUSLY

4. (c) **Lower Lonsdale Project Coordinator Reporting Relationship**
File: 3380-02-L4

Report: City Administrator, January 26, 1999

Moved by Councillor Sharp, seconded by Councillor Perrault

PURSUANT to the report of the City Administrator, dated January 26, 1999, entitled "Lower Lonsdale Project Coordinator Reporting Relationship":

THAT the Lower Lonsdale Project Coordinator report to the Lower Lonsdale Management Committee;

AND THAT the Terms of Reference attached to the January 26, 1999 report for the Lower Lonsdale Project Coordinator be endorsed;

AND THAT the Project Coordinator and Lower Lonsdale Management Committee meet with Council on a regular basis to review the project and provide Council with a status report.

A recorded vote was taken on the motion.

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

Voting against: Councillor Braithwaite
Councillor Fearnley

The motion was **CARRIED** by a vote of five to two.

Moved by Councillor Fearnley, seconded by Councillor Mussatto

THAT the following items on the agenda be brought forward for consideration at this time:

Reports 4(o), 4(d), 4(e), 4(j), 4(n)
Bylaws 6(a), (iv), (v); 6(b) (iii) and 6(c) (i)

CARRIED UNANIMOUSLY

4. (o) New City Pins – File: 1110-07-01

Report: Councillor R.J. Fearnley, January 28, 1999

Moved by Councillor Fearnley, seconded by Councillor Mussatto

PURSUANT to the report of Councillor Fearnley, dated January 28, 1999, entitled “New City Pins”:

THAT the City of North Vancouver produces a batch of City pins utilizing the “new look” approved for the new City banners.

CARRIED

(d) Rezoning Application: 2501 Westview Drive (Imperial Oil Ltd./ Bylaw No. 7073) – File: 3400-05 WEST 2501

Report: Development Planner, Development Services
January 26, 1999

Moved by Councillor Fearnley, seconded by Mayor Loucks

PURSUANT to the report of the Development Planner, dated January 26, 1999, entitled “Rezoning Application: 2501 Westview Drive (Imperial Oil Ltd./Bylaw No. 7073)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7073” (Imperial Oil Ltd., 2501 Westview Drive, CD-380) be amended by deleting sub-section 4(b)(6) in its entirety;

AND THAT said bylaw be considered for Third Reading as amended.

Moved by Councillor Sharp, seconded by Councillor Mussatto

THAT consideration of the motion be deferred to the next Regular Council Meeting scheduled for Monday, February 8, 1999.

CARRIED UNANIMOUSLY

4. (e) **201-205 Lonsdale Avenue (Barraclough Block) Development Proposal – File: 3400-05 LONS 201-205**

Report: Development Planner, Development Services
January 27, 1999

Moved by Councillor Dean, seconded by Councillor Perrault

PURSUANT to the report of the Development Planner, dated January 27, 1999, entitled “201-205 Lonsdale Avenue (Barraclough Block) Development Proposal”:

THAT staff be directed to process the proposed redevelopment for 201-205 Lonsdale avenue as outlined in said report and with input from relevant advisory bodies;

AND THAT the necessary permits be processed to allow the selected salvage and demolition of the Barraclough Block destroyed by fire in 1998, as per the letter from FDG Property Management Ltd. dated January 22, 1999.

CARRIED

(f) **Response to Development Enquiry 78-90 Lonsdale Avenue (Aberdeen Block) – File: 3300-07-02 LONS 78-90**

Report: Development Planner, Development Services
January 27, 1999

Moved by Councillor Dean, seconded by Councillor Fearnley

PURSUANT to the report of the Development Planner, dated January 27, 1999, entitled “Response to Development Enquiry 78-90 Lonsdale Avenue (Aberdeen Block)”:

THAT Mr. P. Murphy be advised that the City would be prepared to consider a development proposal substantially as presented, subject to the following items being resolved:

- Financial verification of the need for and the extent of a density bonus;
- Resolution of the adjacent Bank of Hamilton Building encroachment and structural support;
- Design and heritage concerns expressed by the advisory bodies;
- Potential use or treatment of roadways/laneways.

CARRIED UNANIMOUSLY

4. (j) **Economic Development Forum – File: 3500-03**

Report: Planner, Development Services, January 27, 1999

Moved by Councillor Sharp, seconded by Councillor Mussatto

PURSUANT to the report of the Planner, dated January 27, 1999, entitled “Economic Development Forum”:

THAT the Economic Development Forum be organized as outlined in the January 27, 1999 report;

AND THAT the Forum be held on the morning of March 23, 1999.

CARRIED UNANIMOUSLY

(n) **Low Level Road Slope Stability, Engineering Study – File: 4145-02-L3**

Report: Deputy City Engineer, January 27, 1999

Moved by Councillor Dean, seconded by Councillor Fearnley

PURSUANT to the report of the Deputy City Engineer, dated January 27, 1999, entitled “Low Level Road Slope Stability, Engineering Study”:

THAT Council authorize, from General Contingency funds, a maximum of \$25,000 to hire a specialist engineering consultant, for the purpose of developing a risk management and slope stabilization strategy for the Low Level Road.

CARRIED UNANIMOUSLY

6. **BYLAWS continued**

(a) **Reconsideration and Final Adoption**

Moved by Councillor Dean, seconded by Councillor Mussatto

(iv) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7091” (C.C.N.V. Adaptable Design Requirements)

(v) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7083” (Leisure Canada Inc./Karl Gustavson, 213-217 West First Street, CD-382)

be reconsidered.

CARRIED

6. (a) Reconsideration and Final Adoption - Continued

Moved by Councillor Dean, seconded by Councillor Mussatto

THAT the said Bylaws Nos. 7091 and 7083 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 Perrault, seconded by Councillor Dean that

- (iii) "Lease Authorization Bylaw, 1999, No. 7101" (North Shore Museum and Archives)

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 Perrault, seconded by Councillor Dean

THAT the said Bylaw No. 7101 be read a second time in short form.

CARRIED

Moved by Councillor Perrault, seconded by Councillor Dean

THAT the said Bylaw No. 7101 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

(c) Second and Third Readings

Moved by Councillor Dean, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1998, No. 7073" (Imperial Oil Ltd., 2501 Westview Drive, CD-380) as amended

be deleted from the agenda.

CARRIED

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

(g) **North Shore Child Care Resource Society Request for Funding
File: 1040-03-N11**

Report: Social Planner, Development Services,
January 27, 1999

Moved by Councillor Sharp, seconded by Councillor Dean

PURSUANT to the report of the Social Planner, dated January 27, 1999, entitled "North Shore Child Care Resource Society Request for Funding":

THAT the North Shore Child Care Resource Society be granted \$10,000 from the Child Care Development and Enhancement Fund for 1999.

CARRIED UNANIMOUSLY

(h) **Community Grants Budget – File: 1085-03-S11**

Report: Co-chairs, Social Planning Advisory Committee
January 18, 1999

Moved by Councillor Fearnley, seconded by Councillor Dean

THAT the report of the Co-chairs of the Social Planning Advisory Committee, dated January 18, 1999, entitled "Community Grants Budget", be received and filed.

DEFEATED

Moved by Councillor Sharp, seconded by Councillor Dean

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 Item 4(h) on the agenda.

**CARRIED BY A TWO-THIRDS MAJORITY
OF COUNCIL MEMBERS PRESENT**

Councillor Fearnley is recorded as voting contrary to the motion.

Councillor Fearnley then left the meeting.

4. (h) Community Grants Budget – File: 1085-03-S11 - Continued

Report: Co-chairs, Social Planning Advisory Committee
January 18, 1999

Moved by Councillor Braithwaite, seconded by Councillor Sharp

PURSUANT to the report of the Co-chairs of the Social Planning Advisory Committee, dated January 18, 1999, entitled “Community Grants Budget”:

THAT S.P.A.C.’s recommendation that a \$2.00 per capita amount be established for the Community Grants Budget beginning in 1999 be forwarded to the Finance Committee of Council for consideration in the 1999 Budget deliberations.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Sharp

THAT when a report containing a recommendation comes before City Council from a Council Committee, the Councillor who is appointed to that Committee be afforded the first opportunity to speak.

CARRIED UNANIMOUSLY

10. ADJOURNMENT

Moved by Councillor Sharp, seconded by Councillor Dean

THAT the meeting adjourn.

CARRIED

The meeting adjourned at 10:40 p.m.