



MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14TH STREET, NORTH VANCOUVER, B.C., ON MONDAY, DECEMBER 20, 1999 AT 6:00 P.M.

PRESENT:

COUNCIL MEMBERS

Mayor B.A. Sharp
Councillor R.J. Fearnley
Councillor C.R. Keating
Councillor D.R. Mussatto
Councillor B.W. Perrault

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

ABSENT:

Councillor W.J. Bell
Councillor J.B. Braithwaite

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

Moved by Councillor Mussatto, seconded by Councillor Perrault

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

CARRIED UNANIMOUSLY

8. ANY OTHER BUSINESS

- (a) Lower Mainland Treaty Advisory Council Members**
- (b) Smart North Shore Initiative – File: 1155-06-S5**

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the subjects of “Lower Mainland Treaty Advisory Council Members” and “Smart North Shore Initiative”, be added to the agenda, in camera, as Items 9(k) and 9(l).

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Keating

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

CARRIED UNANIMOUSLY

The meeting recessed at 6:10 p.m., and reconvened at 8:08 p.m. with the same personnel present.

1. ADOPTION OF MINUTES

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the Minutes of the Regular Council Meeting of December 13, 1999 be adopted as circulated.

CARRIED UNANIMOUSLY

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

(b) District of North Vancouver, Proposed Rezoning – File: 4215-09

Report: Manager, Parks and Environment, December 14, 1999

THAT the action taken by the Committee of the Whole in camera, regarding “District of North Vancouver, Proposed Rezoning”, be ratified, and the wording of the resolution and the December 14, 1999 report of the Manager, Parks and Environment remain in camera

CARRIED UNANIMOUSLY

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

(c) Site 6 Proposal Call Submissions – File: 3365-04-02

Report: Social Planner, Development Services, December 15, 1999

THAT the action taken by the Committee of the Whole in camera, regarding “Site 6 Proposal Call Submissions”, be ratified, and the wording of the resolution and the December 15, 1999 report of the Social Planner remain in camera.

CARRIED

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

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

9.1 (d) Appointments to the North Vancouver Museum & Archives Commission – File: 1085-03-N5-01

Report: City Clerk, December 9, 1999

PURSUANT to the report of the City Clerk, dated December 9, 1999, entitled “Appointments to the North Vancouver Museum and Archives Commission”:

THAT Margaret Herman be re-appointed for a 1 year term expiring on December 31, 2000;

AND THAT Walter Kozar be re-appointed for a 3 year term expiring on December 31, 2002.

(CARRIED UNANIMOUSLY)

(e) Chiba City – File: 1205-02-01

Report: City Administrator, December 14, 1999

PURSUANT to the report of the City Administrator dated December 14, 1999, entitled “Chiba City”:

THAT the City of North Vancouver host a delegation, including the Mayor, from Chiba City during the summer of 2000;

AND THAT the City Administrator work with Chiba City staff to finalize details and determine a mutually agreeable date during the period July 4 to August 4, 2000;

AND THAT funding to host Chiba City representatives be provided in the Sister City Program account in the 2000 Annual Budget.

(CARRIED UNANIMOUSLY)

(f) Proposed Stopping Up and Closing of a Lane Located in the 100 Block between Rogers Avenue and Chesterfield Avenue, Esplanade and West First Street – File: 3300-07-02 1W 100 Site 5

Report: Land Agent, Development Services, December 13, 1999

PURSUANT to the report of the Land Agent, dated December 13, 1999, entitled “Proposed Stopping Up and Closing of a Lane Located in the 100 Block between Rogers Avenue and Chesterfield Avenue, Esplanade and West First Street”:

Continued...

9.1 (f) **Proposed Stopping Up and Closing of a Lane Located in the 100 Block between Rogers Avenue and Chesterfield Avenue, Esplanade and West First Street – File: 3300-07-02 1W 100 Site 5 Continued**

Report: Land Agent, Development Services, December 13, 1999

THAT the “Highways Stopping Up and Closing Bylaw, 1999, No. 7185” (A Portion of the Lane, established as Lane by document DF23737 and lying in Block 164, District Lot 271, Group One, New Westminster District) be considered;

AND THAT the City Clerk be authorized to petition the Minister of Municipal Affairs to vest title in the City’s name;

AND THAT the Mayor and City Clerk be authorized to sign and seal with the Corporate Seal any such other instruments as may be required in order to carry into effect, the closure and disposal of lands described in this Bylaw.

(CARRIED UNANIMOUSLY)

(h) **Municipal Consent and Access Agreement with AT&T
File: 4165-03-06**

Report: City Engineer, December 15, 1999

PURSUANT to the report of the City Engineer dated December 15, 1999, entitled “Municipal Consent and Access Agreement with AT&T”:

THAT the City of North Vancouver enter into a Municipal Consent and Access Agreement with AT&T generally in accordance with the Key Elements attached to this report, based on a User Pay approach.

(CARRIED UNANIMOUSLY)

(i) **Appointment to the Joint Police Liaison Committee –
File: 3200-10-02**

Verbal Report: City Clerk

THAT Councillor B.W. Perrault be appointed to the Joint Police Liaison Committee for the period December 20, 1999 through December 4, 2000.

(CARRIED UNANIMOUSLY)

9.1 (j) Appointment to Cemetery Advisory Board – File: 4215-01

Verbal Report: City Clerk

THAT Mayor B.A. Sharp be appointed to the Cemetery Advisory Board for the period December 20, 1999 through December 2, 2002.

(CARRIED UNANIMOUSLY)

(k) Appointment to the Lower Mainland Treaty Advisory Committee

Verbal Report: City Clerk, December 20, 1999

THAT Mayor B.A. Sharp and Mr. A.K. Tollstam, City Administrator (Alternate), be appointed to the Lower Mainland Treaty Advisory Committee for the period December 20, 1999 to December 4, 2000.

(CARRIED UNANIMOUSLY)

(l) Smart North Shore Initiative – File: 1155-06-S5

Verbal Report: City Clerk, December 20, 1999

THAT Mayor B.A. Sharp be appointed as the City of North Vancouver member on the Board of Directors for SmartNorthShore.org.

CARRIED UNANIMOUSLY

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

**(g) Exchange of Lands at Harbourside Business Park –
File: 3375-07 Ft. of Fell**

Report: Manager, Lands Division, Development Services
December 14, 1999

PURSUANT to the report of the Manager, Lands Division, dated December 14, 1999, entitled “Exchange of Lands at Harbourside Business Park”:

THAT the City’s fee simple interest in:

- (i) That part of the bed and foreshore of Burrard Inlet in Reference Plan 11118 lying in front of District Lot 265, Group 1 New Westminster District except portion of Reference Plan 11118 shown bold on Reference Plan prepared by Geoffrey M. Hobbs, B.C.L.S., dated the 15th day of September, 1999; and

Continued...

9.1 (g) **Exchange of Lands at Harbourside Business Park – Continued**
File: 3375-07 Ft. of Fell

Report: Manager, Lands Division, Development Services
December 14, 1999

- (ii) Lot “C” (Reference Plan 2538) of the bed and foreshore of Burrard Inlet lying in front of District Lot 265, Group 1, New Westminster District;

be conveyed to 518166 British Columbia Ltd. in consideration of the conveyance to the City of the fee simple interest in:

- (iii) those certain parcels or tracts of land shown as Lots 1 and 32 on Plan of Subdivision prepared by Geoffrey M. Hobbs, B.C.L.S., entitled:

“Plan of Subdivision of:
Block 23, Except Lot “A” (Reference Plan 3250),
District Lot 265, Plan 4690, Group 1, New Westminster District;

Lot “A”, (Reference Plan 3250), Block 23,
District Lot 265, Plan 4690, Group 1, New Westminster District;

That part of the bed and foreshore of Burrard Inlet in Reference Plan 11118 lying in front of District Lot 265, except portion of Reference Plan 11118, shown bold on Reference Plan LMP)_____, Group One, New Westminster District;

Lot “C” (Reference Plan 2538) of the bed and foreshore of Burrard Inlet lying in front of District Lot 265, Group One, New Westminster District;

Block 1 of the bed and foreshore of Burrard Inlet lying in front of District Lot 265, Plan 14332;

Lot 2, District Lot 2654, Plan 8766, Group 1, New Westminster District;

And a portion of closed road shown hatched on Reference Plan LMP____,
Dedicated by Plan 4690, District Lot 265, Group 1, New Westminster District.”

AND THAT the Mayor and City Clerk be authorized to execute any and all documents required to give effect to this motion.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

PROCLAMATIONS

Nil

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

(a) **Directors Team and Civic Projects Team – File: 1085-03-D6-05/
1085-03-C13-05**

Report: City Administrator, December 14, 1999

Moved by Councillor Mussatto, seconded by Councillor Perrault

PURSUANT to the report of the City Administrator, dated December 14, 1999, entitled “Directors Team and Civic Projects Team”:

THAT the February 16, 1987 resolution establishing the Development Liaison Committee be rescinded;

AND THAT the Terms of Reference for the Directors Team, dated November 30, 1999, and the Terms of Reference for the Civic Projects Team, dated November 30, 1999, be endorsed.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

(b) **Disposition of Spent Spring Bulbs to Charitable Organizations
File: 1070-05**

Report: Manager, Parks and Environment, December 14, 1999

Moved by Councillor Perrault, seconded by Councillor Keating

PURSUANT to the report of the Manager, Parks and Environment, dated December 14, 1999, entitled “Disposition of Spent Spring Bulbs to Charitable Organizations”:

THAT the request from the Queen Mary Community Garden for donation of all spent spring bulbs from City parks and public gardens, dated December 1, 1999, be received;

AND THAT all spent bulbs collected from City Parks and public planted areas by City staff during Spring 2000, be made available to the volunteers from Queen Mary Community Garden, for use as a fundraising project;

AND THAT prior to final arrangements for the disposition of bulbs to the Queen Mary Community Garden in Spring 2000, staff receive and review an audited statement of receipts and disbursements for the Queen Mary Community Garden during fiscal 1999.

CARRIED UNANIMOUSLY

4. (c) **Provincial Emergency Program Information Session “Emergency Management for Municipal Elected Officials & Administrators – File: 3125-09-01**

Report: Coordinator, North & West Vancouver Emergency Program, December 14, 1999

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the Coordinator, North & West Vancouver Emergency Program, dated December 14, 1999, entitled “Provincial Emergency Program Information Session “Emergency Management for Municipal Elected Officials & Administrators”:

THAT Mayor and Council attend the January 15, 2000 one day information session titled Emergency Management for Municipal Elected Officials and Administrators.

CARRIED UNANIMOUSLY

(d) **Neighbourhood Emergency Preparedness Program – File: 3125-09-01**

Report: Coordinator, North & West Vancouver Emergency Program, December 14, 1999

Moved by Councillor Mussatto, seconded by Councillor Perrault

PURSUANT to the report of the Coordinator, North & West Vancouver Emergency Program, dated December 14, 1999, entitled “Neighbourhood Emergency Preparedness Program”:

THAT Mayor and Council accept this report for information purposes.

CARRIED UNANIMOUSLY

(e) **New Cemetery Bylaw – File: 4215-01**

Report: Planner, Engineering Department, December 14, 1999

Moved by Councillor Mussatto, seconded by Councillor Perrault

PURSUANT to the report of the Planner, dated December 14, 1999, entitled “New Cemetery Bylaw”:

THAT “Cemetery Bylaw, 1999, No. 7203” be considered;

CARRIED UNANIMOUSLY

4. (f) 5 Year Financial Plan – Public Process – File: 1650-05-01

Report: Director of Finance, December 20, 1999

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the Director of Finance, dated December 20, 1999, entitled “5 Year Financial Plan – Public Process”:

THAT the Public Consultation process outlined in the December 20, 1999 report be adopted.

CARRIED UNANIMOUSLY

(g) Year 2000 Preparations – Status Report – File: 3125-10-03

Report: City Administrator, December 14, 1999

Moved by Councillor Mussatto, seconded by Councillor Perrault

PURSUANT to the report of the City Administrator, dated December 14, 1999, entitled “Year 2000 Preparations – Status Report”:

THAT the said report be received and filed.

CARRIED UNANIMOUSLY

(h) Reception/Administration Wing – File: 1065-02-01

Report: City Administrator, December 15, 1999

Moved by Councillor Perrault, seconded by Councillor Mussatto

PURSUANT to the report of the City Administrator, dated December 15, 1999, entitled “Reception/Administration Wing”:

THAT \$31,500 be provided from the General Contingency Account to fund initial upgrades to the Reception Area and entrance to the Administration wing as outlined in the December 15, 1999, report of the City Administrator entitled “Reception/Administration Wing”.

CARRIED UNANIMOUSLY

4. (i) **Application for a Children and Youth Initiatives Fund Grant from Windsor House School Youth Action Team – File: 4230-17-08-04**

Report: Social Planner, Development Services,
December 15, 1999

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the Social Planner, dated December 15, 1999, entitled “Application for a Children and Youth Initiatives Fund Grant from Windsor House School Youth Action Team”:

THAT Windsor House School Youth Action Team be granted \$500 from the Children and Youth Initiatives Fund for a Youth Against Violence Week.

CARRIED UNANIMOUSLY

(j) **223-225 West 17th Street – Rezoning Application: Brody Development Corporation - File: 3400-05 17W 223/225**

Report: Development Planner, Development Services
December 14, 1999

Moved by Councillor Fearnley, seconded by Councillor Perrault

PURSUANT to the report of the Development Planner, dated December 14, 1999, entitled “223-225 West 17th Street – Rezoning Application:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1999, No. 7189” (Brody Development Corporation, 223-225 West 17th Street, CD-395) be considered and referred to a Public Hearing.

CARRIED UNANIMOUSLY

(k) **Rezoning Application – 352 East Keith Road (Madjnouni/Ferreira Development Ltd.) – File: 3400-05 KEI E 352**

Report: Development Planner, Development Services
December 14, 1999

Moved by Councillor Mussatto, seconded by Councillor Fearnley

PURSUANT to the report of the Development Planner, dated December 14, 1999, entitled “Rezoning Application – 352 East Keith Road (Madjnouni/Ferreira Development Ltd.)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1999, No. 7204” (Madjnouni/Ferreira Development Ltd., 352 East Keith Road, RT-1) be considered and referred to a Public Hearing.

CARRIED

Councillor Perrault is recorded as voting contrary to the motion.

4. (l) **Development Variance Permit Application – 108 East 2nd Street, Esquires Coffee – File: 3358-03 2E 108 DVP No. 118**

Report: Development Planner, Development Services
December 14, 1999

Moved by Councillor Fearnley, seconded by Councillor Mussatto

PURSUANT to the report of the Development Planner, dated December 14, 1999, entitled “Development Variance Permit Application – 108 East 2nd Street, Esquires Coffee”:

THAT Development Variance Permit No. 118 be considered for issuance under Section 922 of the Municipal Act;

AND THAT the Public Meeting be waived.

CARRIED

Councillor Perrault is recorded as voting contrary to the motion.

(m) **Rezoning Application – 879 Marine Drive (Ledingham McAllister) File: 3400-05 MARI 879**

Report: Development Planner, Development Services
December 15, 1999

Moved by Councillor Perrault, seconded by Councillor Mussatto

PURSUANT to the report of the Development Planner, dated December 15, 1999, entitled “Rezoning Application – 879 Marine Drive (Ledingham McAllister)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1999, No. 7205” (879 Marine Drive, Ledingham McAllister Development Ltd., CD-396) be considered and referred to a Public Hearing;

AND THAT Planning staff are directed to report back with Design Guidelines including input from the Engineering Department, Advisory Planning Commission and the Advisory Design Panel prior to the Public Hearing.

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the applicant be heard.

CARRIED

Mr. Randy Shier of Ledingham McAllister responded to questions from members of Council.

The motion was **CARRIED UNANIMOUSLY**

4. (n) **Visions of the North Shore – Release of Funds – File: 4455-03-M5**

Report: Deputy Director of Finance, December 16, 1999

Moved by Councillor Mussatto, seconded by Councillor Fearnley

PURSUANT to the report of the Deputy Director of Finance, dated December 16, 1999, entitled “Visions of the North Shore – Release of Funds”:

THAT the funding of \$10,000. endorsed by Council on May 10, 1999, be released to the Visions of the North Shore project.

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT this item be deferred until a letter is received from the Squamish Nation indicating their support.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION**

Nil

6. **BYLAWS**

(a) **Reconsideration and Final Adoption**

Moved by Councillor Perrault, seconded by Councillor Mussatto that

- (i) “A Solid Waste Management Service Bylaw, 1997, No. 6920, Amendment Bylaw, 1999, No. 7176”
- (ii) “Water Utility Bylaw, 1994, No. 6417, Amendment Bylaw, 1999, No. 7177”
- (iii) “Sewerage and Drainage Utility Bylaw, 1995, No. 6746, Amendment Bylaw, 1999, No. 7178”
- (iv) “Tax Sale Lands Reserve Fund Expenditure Bylaw, 1999, No. 7190” (Lower Lonsdale Plaza Project)
- (v) “Council Procedure Bylaw, 1992, No. 6275, Amendment Bylaw, 1999, No. 7191” (New Provisions in Bill 88 re: Closed/Open Council/Committee Meetings)

be reconsidered.

CARRIED UNANIMOUSLY

Continued...

6. (a) Reconsideration and Final Adoption - Continued

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the said Bylaws Nos. 7176, 7177, 7178, 7190 and 7191 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Perrault that

(vi) "Council Health Benefits Bylaw, 1999, No. 7192"

be reconsidered.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

Moved by Councillor Mussatto, seconded by Councillor Perrault

THAT the said Bylaw No. 7192 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.

Moved by Councillor Mussatto, seconded by Councillor Perrault that

(vii) "Council Expense Bylaw, 1993, No. 6461, Amendment Bylaw, 1999, No. 7193" (Mayor's Auto Allowance)

be reconsidered.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

Moved by Councillor Mussatto, seconded by Councillor Perrault

THAT the said Bylaw No. 7193 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

Councillor Fearnley recorded as voting contrary to the motion.

6. (b) Introduction and First Three Readings

Moved by Councillor Fearnley, seconded by Councillor Mussatto that

- (i) “Highways Stopping Up and Closing Bylaw, 1999, No. 7185” (A portion of the lane established by document DF23737 and lying in Block 164, District Lot 271, Group One, New Westminster District)

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

Moved by Councillor Fearnley, seconded by Councillor Mussatto

THAT the said Bylaw No. 7185 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Mussatto

THAT the said Bylaw No. 7185 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Mussatto that

- (ii) “Cemetery Bylaw, 1999, No. 7203”

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

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Mussatto

THAT the said Bylaw No. 7203 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Mussatto

THAT the said Bylaw No. 7203 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

6. (c) Second and Third Readings

Nil

(d) Introduction And First Reading Only

Moved by Councillor Perrault, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1999, No. 7189"
(Brody Development Corp./223-225 West 17th Street, CD-395)

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

Moved by Councillor Mussatto, seconded by Councillor Keating that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1999, No. 7204"
(Madjnouni/Ferreira Development Ltd., 352 East Keith Road, RT-1)

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 Mussatto, seconded by Councillor Perrault that

- (iii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 1999, No. 7205"
(Ledingham McAllister Development Ltd., 879 Marine Drive, CD-396)

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

RECESS:

The meeting recessed at 9:18 p.m., for the public question period and reconvened at 9:19 p.m.

10. ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 9:20 p.m.