



**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 21, 2000**
AT 6:00 P.M.**

PRESENT:

COUNCIL MEMBERS

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

ABSENT:

Councillor J.B. Braithwaite

STAFF MEMBERS

A.K. Tollstam, City Administrator
B.A. Hawkshaw, City Clerk
S.E. Dowey, Deputy City Clerk
R.H. White, City Planner
B. Spencer, Development Planner
R. Utendale, Planner
J. Laughlin, City Engineer
B. Susak, Deputy City Engineer
G. Penway, Development Planner
M. MacFadyen, Manager, Lands Division
L. Orr, Social Planner
T. Christie, Director of Finance
I. Gordon, Deputy Director of Finance
B. Penman, Assistant Fire Chief

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

9. CONFIDENTIAL REPORTS

Moved by Councillor Keating, seconded by Councillor Bell

THAT the meeting recess to the Committee of the Whole In camera, to consider the items as listed under Section 9 of the Council Agenda, for the following reasons respectively, for each item:

9. (a) Section 242.2(1)(i)

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 p.m., and reconvened at 7:07 p.m., with the same personnel present and with the addition of Councillor Perrault and Councillor Fearnley.

1. ADOPTION OF MINUTES

Moved by Councillor Perrault, seconded by Councillor Bell

THAT the Minutes of the Regular Council Meeting of February 14, 2000 be adopted as circulated.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Bell

THAT the meeting recess to the Public Hearing scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:08 p.m., and reconvened at 7:14 p.m., with the same personnel present.

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT consideration of the "Council Report of Committee Work" be tabled until later in the meeting.

CARRIED UNANIMOUSLY

1999 Heritage Awards

Councillor Mussatto introduced the awards recipients and Mayor Sharp presented the awards, as follows:

1. Heritage Achievement Award of Honour

Awarded to: Mr. Roy Pallant

for his outstanding community achievement in support of historic research, public awareness initiatives, and heritage advocacy.

2. Small Scale Heritage Improvement Award of Honour

Awarded to: Scott and Valerie Burkett, 121 East 27th Street

for the well researched, historically sympathetic restoration of the interior of the residence located at 121 East 27th Street, built circa 1910.

Continued....

1999 Heritage Awards – Continued

3. Heritage Recognition Award for Residential Heritage Conservation

Awarded to: The Courtyard Group Architects
Artian (3) Developments Ltd.
Donald Luxton and Associates
Streamline Place: 508 – 522 St. George's Avenue

for the retention and adaptive re-use in the Streamline Place townhouse development of the Logan Residence, a building constructed in 1941 and noted for its unique "Streamline Moderne" style.

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the meeting recess to the Public Hearing scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:32 p.m., and reconvened at 7:45 p.m., with the same personnel present.

Moved by Councillor Bell, seconded by Councillor Perrault

THAT the meeting recess to the Finance Committee scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:45 p.m., and reconvened at 8:52 p.m., with the same personnel present.

Moved by Councillor Bell, seconded by Councillor Perrault

THAT "Council Report of Committee Work" be lifted from the table.

CARRIED UNANIMOUSLY

Council Report of Committee Work – File: 1085-01

Councillor Bell provided an update on activities of the North Shore Neighbourhood House with respect to the Child Care Program for Teenage Mothers at Sutherland and the building leased from the School Board at Ridgeway.

He also provided an update of the first meeting of the Relocation Task Force for the North Shore Harvest Project.

He advised that he was the Chair of the Joint Council/Staff Selection Committee for the recruitment of a new Fire Chief and thanked Councillor Perrault and Councillor Fearnley for their time on said Committee.

Councillor Perrault provided an update on her attendance at the Greater Vancouver Regional District Labour Relations Committee and the Sewerage and Drainage Committee; the Joint Council/Staff Selection Committee for the recruitment of a new Fire Chief; the North Vancouver Waterfront Tour hosted by Debbie Tardiff; the Lower Mainland Municipal Association; North Vancouver City Library Board; Council of Councils; North Vancouver Chamber of Commerce; and the North Shore Arts Commission.

Councillor Mussatto provided an update on the activities of the North Vancouver Recreation Commission and advised that the renovations to the Centennial Theatre are on target. He also provided an update on the Heritage Advisory Commission; West Vancouver Coho Festival; Youth in Filming Steering Committee and the Joint Bicycle Advisory Committee.

Councillor Keating provided an update on the activities of the Environmental Protection Program Committee; Advisory Planning Commission; and the Advisory Committee on Disability Issues. He also advised that he had attended the Mosquito Creek Enhancement Project Open House.

Councillor Fearnley provided an update on the activities of the Presentation House Gallery; Advisory Design Panel; and the Joint Council/Staff Selection Committee for the recruitment of a new Fire Chief.

Mayor Sharp advised that the three North Shore Mayors had met and discussed the scheduling of a future Joint meeting between the five North Shore municipalities regarding transportation.

Mayor Sharp provided an update on her attendance at the amalgamation of Lions Bay and Britannia Beach; E-Comm Board of Directors; and the North Vancouver Family Court and Youth Justice Committee.

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

(a) Summer Recess – Council Meetings – File: 1090-01

Report: City Clerk, February 8, 2000

Moved by Councillor Bell, seconded by Councillor Fearnley

PURSUANT to the report of the City Clerk, dated February 8, 2000 entitled “Summer Recess – Council Meetings”:

THAT the year 2000 Summer Schedule of Council meetings be as outlined in Option No. 4:

July 17, 24, August 28, and September 11, 2000;

AND THAT the June 5 and October 23 , 2000 meetings be cancelled.

CARRIED UNANIMOUSLY

(b) North Shore Harvest Project – File: 4230-01

Report: Social Planner, Development Services, February 9, 2000

Moved by Councillor Bell, seconded by Councillor Fearnley

PURSUANT to the report of the Social Planner, dated February 9, 2000, entitled “North Shore Harvest Project”:

THAT the six-month notice of termination for the Harvest Project lease of 166 West Esplanade be delayed until May 1, 2000;

AND THAT the monthly lease and parking payments for 166 West Esplanade (\$1,461.16) be waived for March and April 2000 and the six month termination period subject to the money being used by Harvest Project for a Relocation Study;

AND THAT \$11,689.28 be taken from General Contingency to replace the revenue lost by waiving this monthly lease and parking payments;

AND THAT the damage deposit for 166 West Esplanade be returned to Harvest Project immediately;

AND THAT further assistance to the Harvest Project will not be considered until such time that a relocation plan has been completed, including a capital fundraising strategy and a business plan that addresses the agency’s long-term service plan and sustainability.

CARRIED UNANIMOUSLY

4. (c) **Stanley Park Causeway – File: 1180-37**

Report: City Administrator, February 17, 2000

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the City Administrator, dated February 17, 2000, entitled “Stanley Park Causeway”:

THAT the February 17, 2000 report of the City Administrator, entitled “Stanley Park Causeway” be received and filed.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION**

- (a) **Development Variance Permit No. 120: Regent Park Construction Ltd., Lot 16, Block 47, D.L. 548, Plan 1658, 1405 Mahon Avenue – File: 3358-03 MAHON 1405 DVP No. 120**

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT Development Variance Permit No. 120 be issued to Regent Park Construction Ltd. in accordance with Section 922 of the Municipal Act;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 120.

CARRIED UNANIMOUSLY

- (b) **Conflict of Interest – File: 1140-04-01**

Councillor Bell advised that he will present the following motion at the next regular meeting of Council:

WHEREAS the current legal interpretations of what constitutes a conflict of interest for municipal politicians are vague, confusing and open to conflicting interpretations;

AND WHEREAS municipal interests and those of elected representatives is not necessarily the same and at times could further cloud the obligations and duties of elected officials;

Continued....

5. (b) **Conflict of Interest – File: 1140-04-01 - Continued**

THEREFORE BE IT RESOLVED THAT staff be instructed to prepare a report on a process that will allow Council members to act in a rational and legal manner on behalf of their constituents by enabling them to seek legal advice that is not biased by the municipal lawyer's obligation to the interests of the municipality;

AND BE IT FURTHER RESOLVED THAT staff tabulate the total legal costs to the municipality that have been incurred over the issue of conflict of interest over the past year;

AND THAT staff be requested to prepare a recommendation concerning when and how Council members can be protected against frivolous and/or malicious charges of conflict of interest.

6. **BYLAWS**

(a) **Reconsideration and Final Adoption**

Nil.

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

Nil.

(c) **Second and Third Readings**

Moved by Councillor Perrault, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7208" (Kuban Holdings Ltd./Fernandes, 309 West 14th Street, RT-1)
- (iii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7211" (Regent Park Construction Ltd./Arc Homes, 1405 Mahon Avenue, RT-1)

be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the said Bylaws Nos. 7208 and 7211 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

6. (c) Second and Third Readings - Continued

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7209" (Cates Tugs, 115 Carrie Cates Court, Text Amendment, CD-57) that second reading be deferred etc.

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT second reading of Bylaw No. 7209 be deferred until the applicant agrees to:

- (a) meet with Council to discuss the proposal, and
(b) submits a plan and a guarantee for improvements as suggested in the Interim Plan (attachment No. 4 to the January 12, 2000 report of the City Planner entitled "Rezoning Application – 115 Carrie Cates Court (Cates Tugs).

CARRIED UNANIMOUSLY

(d) Introduction And First Reading Only

Nil.

7. COUNCIL INQUIRIES (Questions of Council Members)

(a) Audible Pedestrian Signals – File: 4155-03

Inquiry by Councillor Bell

Councillor Bell advised Councillor Keating that concerns had been expressed by the Canadian National Institute for the Blind that the City will move ahead with audible pedestrian signals that are not standard.

Councillor Keating replied that the City has no choice on the type of signal but the Advisory Committee on Disability Issues favours the Polaris type of signal that is 42 inches off the ground and which blasts the noise into the street and is an automatic signal. He advised that there is no Regional standard and the 3 second delay is a concern.

(b) New Indoor Tennis Court – File: 4440-T1-01

Councillor Mussatto advised that staff at the North Vancouver Recreation Centre have corrected the problem of the metal plates covering the walls of the new indoor tennis court.

This was in response to an inquiry by Councillor Bell at the February 14, 2000 regular Council meeting.

**7. (c) North Vancouver Recreation Commission Recycling Policy
File: 4050-04-01**

Councillor Mussatto advised that the North Vancouver Recreation Commission is recycling paper, bottles and cans, however plans are underway to revamp the program at Lonsdale Recreation Centre to find sites to place the recycling containers.

This was in response to an inquiry by Councillor Perrault at the February 14, 2000 regular Council meeting.

(d) Proposed Tunnel Crossing – File: 4100-01

Inquiry by Councillor Keating

Councillor Keating referred to the February 16, 2000 correspondence received from Ted Nebbeling, M.L.A., West Vancouver-Garibaldi, and asked Mayor Sharp if Katherine Whittred, M.L.A., North Vancouver-Lonsdale, had contacted her regarding this letter.

Mayor Sharp advised that she had received no contact from Katherine Whittred regarding this correspondence.

(e) Increase in Fees – Centennial Theatre – File: 4415-04-L1-06

Inquiry by Councillor Fearnley

Councillor Fearnley asked Councillor Mussatto why the fees for non-profit groups using Centennial Theatre were increasing and other groups using the theatre for profit venues were not having their fees increased.

Councillor Mussatto advised that he will report back on this matter.

**(f) Lions Gate Bridge – Widening of lanes in the Causeway
– File: 4110-02-L2**

Inquiry by Councillor Perrault

Councillor Perrault referred to the email dated February 17, 2000 received from Don Weber, West Vancouver, referring to Mayor Sharp's remarks regarding the Lions Gate Bridge on the CBC morning radio program and asked Mayor Sharp to clarify her comments made on said program.

Continued....

7. (f) **Lions Gate Bridge – Widening of lanes in the Causeway**
– File: 4110-02-L2

Mayor Sharp advised that the radio show was an interview between herself and Mayor Wood regarding the widening of the Causeway. She advised that Mayor Wood and herself were both in favour of this from a safety perspective. She advised that she had stated that the “S” curve at the end of the bridge did not need to be straightened out and that speed was more the issue. She also spoke about the third crossing and stated that the City of North Vancouver had not made a decision on it as yet as more details were needed.

Councillor Perrault asked Mayor Sharp if any discussion had taken place during the interview regarding the public’s “love affair with their automobiles”.

Mayor Sharp advised that she had used this term regarding automobiles.

Recess – Public Question Period

Mayor Sharp declared a recess at 9:44 p.m., for the public question period and reconvened the meeting immediately.

8. **ANY OTHER BUSINESS**

Nil.

10. **ADJOURNMENT**

Moved by Councillor Keating, seconded by Councillor Bell

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 9:45 p.m.