



MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET, NORTH VANCOUVER, B.C., ON MONDAY, APRIL 10, 2000 AT 6:00 P.M.

PRESENT:

COUNCIL MEMBERS

Mayor B.A. Sharp
Councillor W.J. Bell
Councillor J.B. Braithwaite
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
S.E. Dowey, Deputy City Clerk
J. Aver, Manager, Financial Services
F.A. Smith, Director, Development Services
F. Caouette, Manager – Special Projects
R. Shore, Director of Human Resources
J. Laughlin, City Engineer
L. Orr, Social Planner
C. Kathler, Social Planner
R.H. White, City Planner
G. Penway, Development Planner
T. Barber, Assistant City Engineer
B. Mahood, Superintendent Utilities
Fire Chief R. Douglas
Assistant Fire Chief B. Penman

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

9. CONFIDENTIAL REPORTS

Moved by Councillor Perrault, 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) (e)
- 9(b) Section 242.2 (1) (b)
- 9(c) Section 242.2 (1) (a)
- 9(d) Section 242.2 (1) (a)

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 p.m., and reconvened at 7:04 p.m., with the same personnel present and with the addition of Councillor Braithwaite.

1. ADOPTION OF MINUTES

Moved by Councillor Perrault, seconded by Councillor Braithwaite

THAT the Minutes of the Regular Council Meeting of April 3, 2000 be adopted as circulated.

CARRIED UNANIMOUSLY

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

(a) Hamersley House – 350 East 2nd Street – File: 3375-10-02

Report: Property Valuator-Negotiator, Development Services,
April 5, 2000

PURSUANT to the report of the Property Valuator/Negotiator dated April 5, 2000, entitled “Hamersley House – 350 East 2nd Street”:

THAT Option No. 4 of the April 5, 2000 report be endorsed, which reads as follows:

“Reconfigure Hamersley House such that the parcel extends from East 2nd to East 3rd Street and provides for vehicular access from East 2nd Street. Sell the Hamersley House site with provisions for its restoration and protection ensured through a heritage designation and guidelines secured by covenant or other legal agreements. The remaining lots that form Emerald Park would remain as park as per the Official Community Plan.”;

AND THAT staff be directed to prepare the necessary bylaws to designate Hamersley House as a Municipal Heritage Site with controls and guidelines in place to ensure the restoration and protection of both the house and grounds;

AND THAT staff be directed to proceed with a Proposal Call to sell Hamersley House subject to the heritage controls and rezoning.

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the meeting recess to the Court of Revision scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:10 p.m., and reconvened at 7:11 p.m., with the same personnel present.

**9.1 (a) Hamersley House – 350 East 2nd Street – File: 3375-10-02
- Continued**

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating
Councillor Braithwaite
Councillor Bell
Mayor Sharp

Voting against: Councillor Fearnley
Councillor Perrault

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

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

**(b) Nominations for Year 2000 Community Heroes Awards
File: 1085-01**

Report: Social Planner, Development Services,
April 5, 2000

PURSUANT to the report of the Social Planner dated April 5, 2000, entitled “Nominations for Year 2000 Community Heroes Awards”:

THAT the following persons be declared Community Heroes for the Year 2000 Community Heroes Awards:

- Pam Horton
- Doris Whitfield
- Ina Ready
- Tom Silva

AND THAT staff be directed to amend the Community Heroes Awards Program eligibility criteria as noted in the April 5, 2000 report;

AND THAT appropriate funding be provided from the Presentations and Entertainment Account for the Community Heroes luncheon.

CARRIED UNANIMOUSLY

Mayor Sharp asked for a minute’s silence in the memory of former District of North Vancouver Councillor Glenys Deering-Robb who passed away on April 10, 2000.

Moved by Councillor Bell, seconded by Councillor Keating

THAT the Advisory Design Panel Awards Presentation on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

PRESENTATION

Advisory Design Panel Awards - File: 1085-03-A1-01

Mayor Barbara A. Sharp and Councillor R.J. Fearnley presented the following awards:

Award of Excellence

Bus Shelter Public Art Installation – 1245 Lonsdale Avenue

Petro-Canada
Leesa Strimbicki, Art Consultant
Seaboard Advertising Company
Dwight Atkinson, Iconographer

Award of Merit

Triplex Development – 356 West Keith Road

Michael Rakis, Owner
Theo Simantiris, Contractor
Kosta Loukas, Designer
Kevin Connory, Landscape Architect

Moved by Councillor Keating, seconded by Councillor Bell

THAT the meeting recess to the Court of Revision scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:27 p.m., and reconvened at 7:32 p.m., with the same personnel present.

6. **BYLAWS**

(b) Introduction and First Three Readings

Moved by Councillor Bell, seconded by Councillor Fearnley that

- (i) "Concrete Sidewalk, Both Sides of the 2700 Block, Chesterfield Avenue, Local Improvement Frontage-tax Bylaw, 2000, No. 7217"
- (ii) "Lane North of 16th Street between Moody Avenue and West Grand Boulevard, Local Improvement Initiative Frontage-tax bylaw, 2000, No. 7218"
- (iii) "Lane North of East 18th Street between Sutherland Avenue and East Grand Boulevard, Local Improvement Initiative Frontage-tax Bylaw, 2000, No. 7219"
- (iv) "Paved Lane on the North/South Portion of the Lane North of East 10th Street between Sutherland Avenue and East Grand Boulevard, Local Improvement Initiative Frontage-tax Bylaw, 2000, No. 7220"
- (v) "Paved Lane North of 14th Street between William Avenue and Rufus Avenue, Local Improvement Initiative Frontage-tax Bylaw, 2000, No. 7221"

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 Bell, seconded by Councillor Fearnley

THAT the said Bylaws Nos. 7217, 7218, 7219, 7220 and 7221 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Fearnley

THAT the said Bylaws Nos. 7217, 7218, 7219, 7220 and 7221 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Sharp read the following Proclamation:

"INTERNATIONAL NOISE AWARENESS DAY", APRIL 12, 2000

2. DELEGATIONS

(a) **Mr. Jim McCarthy, President, Coho Festival Society of the North Shore**

Re: Circus Chimera Proposal – File: 4455-03-C4

Mr. Jim McCarthy, President, Mr. Murray Dykeman, Vice-President and Ms. Sue Woods, Festival Coordinator, Coho Festival Society of the North Shore, requested members of Council to support their proposal for a two day circus to be staged in mid-July, 2000 by Circus Chimera at either Mickey McDougall gravel field or Lucas Centre fields, with the preference being for the Mickey McDougall location.

They advised that Circus Chimera is an international big-top event likened to Cirque du Soleil and that no animals are involved.

Members of the delegation then responded to questions from members of Council.

3. CORRESPONDENCE

(a) **Mr. Jim McCarthy, President, Coho Festival Society of the North Shore, April 6, 2000**

Re: Circus Chimera Proposal – File: 4455-03-C4

Moved by Councillor Mussatto, seconded by Councillor Braithwaite

THAT the City of North Vancouver supports the Coho Festival Society of the North Shore proposal for Circus Chimera;

AND THAT the Coho Festival Society of the North Shore consult and inform neighbours in the area of the circus scheduled for mid-July, 2000 at the Mickey McDougall gravel field.

CARRIED UNANIMOUSLY

3. (b) **Mr. John Fitzpatrick, Secretary Treasurer, Vancouver and District Labour Council, March 29, 2000**

Re: Support of their resolution on the Demise of Employment Insurance - File: 1820-10-01

Councillor Perrault left the meeting.

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the resolution attached to the correspondence dated March 29, 2000, received from Mr. John Fitzpatrick, Secretary Treasurer, Vancouver and District Labour Council, regarding "Support of their resolution on the Demise of Employment Insurance" be endorsed, which reads as follows:

"WHEREAS the 2000 Federal Budget did little to right the draconian measures in the new Employment Insurance (EI) Act;

AND WHEREAS the current Act has lead to:

1. Less than 36 percent of claimants qualifying for benefits;
2. A reduction in benefits for those that do qualify;
3. The institution of severe penalties for incorrectly filing complicated claim forms;
4. The Federal Government withdrawing its one-third share of funding the Fund;

AND WHEREAS these changes have resulted in an accumulation of a \$27 billion surplus over the past four years;

AND WHEREAS said surplus is now being used to finance other government initiatives;

AND WHEREAS Employment Insurance (EI) is financed by employee/employer premiums for the explicit purpose of providing wage replacement "insurance" for unemployed Canadians;

THEREFORE BE IT RESOLVED THAT the City of North Vancouver Council demand that the Federal Government:

1. Implement changes to the EI Act that would allow for at least 70 percent of unemployed Canadians to be eligible for benefits;
2. That the minimum benefits paid be no less than 60 percent of earnings, with no clawbacks or penalties for repeated layoffs;
3. Institute an "arms-length" commission to administer the EI Fund;
4. That the Fund be used for the explicit purpose of supporting unemployed workers;

AND THAT a copy of this resolution be forwarded to the Union of British Columbia Municipalities.

CARRIED UNANIMOUSLY

Councillor Perrault returned to the meeting.

3. (c) Mayor Carol Seglins, Town of Caledon, March 21, 2000

Re: Caledon's Relay 2000 Day – File: 4300-13-03

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT Mr. Dave Turner, Superintendent Parks, be authorized to attend the Caledon Relay 2000 Day being held on August 13, 2000 in The Town of Caledon, Ontario.

CARRIED UNANIMOUSLY

(d) George F. Evens, Managing Director, (CLAW) Creatures, Land, Air, Water Advocacy, March 23, 2000

Re: Project 2000 – Protection of Animals Animal Welfare Bylaws Anti-Noise Campaign – File: 1085-03-A2/3010-02-01

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the correspondence dated March 23, 2000, received from George F. Evens, Managing Director, (CLAW) Creatures, Land, Air, Water Advocacy regarding "Project 2000 – Protection of Animals Animal Welfare Bylaws Anti-Noise Campaign" be referred to the Society for the Prevention to Cruelty to Animals for comment.

CARRIED UNANIMOUSLY

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

**(a) Joint Police Liaison Committee Recommendation
File: 3200-10-01**

Report: Co-chair, Joint Police Liaison Committee, March 27, 2000

Moved by Councillor Perrault, seconded by Councillor Bell

PURSUANT to the report of the Co-chair, Joint Police Liaison Committee, dated March 27, 2000, entitled "Joint Police Liaison Committee Recommendation":

THAT a paid advertising campaign be embarked upon urging residents in the City of North Vancouver and District of North Vancouver to place their garbage receptacles out on the day of pick-up rather than the night before;

AND THAT Supt. J. Graham be requested to solicit the media in this regard.

CARRIED UNANIMOUSLY

Councillor Keating left the meeting.

4. (b) **Appointment of Lisa Zwarn as Business Licence Inspector and Building Inspector – File: 1855-02**

Report: Director of Development Services, April 4, 2000

Moved by Councillor Mussatto, seconded by Councillor Fearnley

PURSUANT to the report of the Director of Development Services, dated April 4, 2000, entitled “Appointment of Lisa Zwarn as Business Licence Inspector and Building Inspector”:

THAT Lisa Zwarn be appointed to the position of Business Licence Inspector and Building Inspector, effective April 10, 2000.

Councillor Keating returned to the meeting.

CARRIED UNANIMOUSLY

(c) **Graffiti Eradication Plan – File: 4230-01**

Report: Social Planner, Development Services, April 3, 2000

Moved by Councillor Fearnley, seconded by Councillor Mussatto

PURSUANT to the report of the Social Planner, dated April 3, 2000, entitled “Graffiti Eradication Plan”:

THAT staff be directed to monitor the graffiti problem and the response to it by the City and Lower Lonsdale Community Policing volunteers;

AND THAT no further action be taken to developing short and long-term plans for graffiti eradication at this time.

The vote upon the recommendations was taken separately as follows:

PURSUANT to the report of the Social Planner, dated April 3, 2000, entitled “Graffiti Eradication Plan”:

THAT staff be directed to monitor the graffiti problem and the response to it by the City and Lower Lonsdale Community Policing volunteers.

CARRIED UNANIMOUSLY

Continued....

4. (c) Graffiti Eradication Plan – File: 4230-01 - Continued

PURSUANT to the report of the Social Planner, dated April 3, 2000, entitled “Graffiti Eradication Plan”:

THAT no further action be taken to developing short and long-term plans for graffiti eradication at this time.

CARRIED

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

Moved by Councillor Perrault, seconded by Councillor Bell

THAT this be referred to staff to investigate what other municipalities are doing to respond to graffiti.

CARRIED UNANIMOUSLY

(d) Adaptable Design – Update – File: 3365-10-01

Report: Social Planner, Development Services, April 4, 2000

Moved by Councillor Bell, seconded by Councillor Fearnley

PURSUANT to the report of the Social Planner, dated April 4, 2000, entitled “Adaptable Design – Update”:

THAT the report be received and filed.

CARRIED UNANIMOUSLY

(e) Low Level Road Risk Management – File: 4145-02-L3

Report: Assistant City Engineer, March 16, 2000

Moved by Councillor Mussatto, seconded by Councillor Bell

PURSUANT to the report of the Assistant City Engineer, dated March 16, 2000, entitled “Low Level Road Risk Management”:

THAT staff proceed with design and phased construction of a catchment barrier structure along Low Level Road as funding permits;

AND THAT a strategy be developed to address the long term stability of the Low Level Road cut slopes;

AND THAT staff consult with the property owners adjacent to the lane north of the Low Level Road to develop an aesthetically acceptable means of mitigating the drop off hazard;

Continued....

4. (e) **Low Level Road Risk Management – File: 4145-02-L3
- Continued**

AND THAT the north side of the Lower Level Road bikeway not be officially declared a bicycle route until a catchment structure is installed along the area of greatest risk;

AND THAT staff continue to proactively identify and quantify significant risks;

AND THAT priority be given to risk mitigation measures that address risks classified as “moderate” or higher as determined by the general methodology included in the said report.

CARRIED UNANIMOUSLY

(f) **Garbage Collection Format, Three-Man Crew – File: 4050-09-01**

Report: City Engineer, April 5, 2000

Moved by Councillor Bell, seconded by Councillor Braithwaite

PURSUANT to the report of the City Engineer, dated April 5, 2000, entitled “Garbage Collection Format, Three-Man Crew”:

THAT this report be received and filed.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Keating

THAT Engineering Department staff be requested to conduct a preliminary review of garbage collection as it pertains to business and apartment building container collection.

CARRIED UNANIMOUSLY

(g) **Rezoning Application – 935 Marine Drive (Capilano Mall)
File: 3400-05 MARI 935**

Report: Development Planner, Development Services,
April 5, 2000

Moved by Councillor Bell, seconded by Councillor Perrault

PURSUANT to the report of the Development Planner, dated April 5, 2000, entitled “Rezoning Application – 935 Marine Drive (Capilano Mall)”:

Continued....

4. (g) **Rezoning Application – 935 Marine Drive (Capilano Mall)**
File: 3400-05 MARI 935 - Continued

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7214” (547495 Ontario Ltd. - Capilano Mall/Bozyk Architects Ltd., 935 Marine Drive, CD-400) be considered and referred to a Public Hearing;

AND THAT staff be directed to prepare a Section 219 Land Title Act Covenant as outlined in said report and any related documents necessary to have the Land Use Contract discharged.

Moved by Councillor Braithwaite, seconded by Councillor Mussatto

THAT consideration of the motion be deferred to the next regular meeting of Council scheduled for Monday, April 17, 2000, until the applicant submits a letter of commitment on the 3,100 square feet of community space and agrees to undertake a traffic study of the area.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating
Councillor Braithwaite
Councillor Bell
Mayor Sharp

Voting against: Councillor Fearnley
Councillor Perrault

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

(h) **Lower Mainland Treaty Advisory Committee First Principles – Additions and Amendments – File: 1185-06**

Report: City Administrator, April 6, 2000

Moved by Councillor Braithwaite, seconded by Councillor Mussatto

PURSUANT to the report of the City Administrator, dated April 6, 2000, entitled “Lower Mainland Treaty Advisory Committee First Principles – Additions and Amendments”:

THAT the Additions and Amendments to the Lower Mainland Treaty Advisory Committee First Principles attached to the March 9, 2000 correspondence from the Chair, Lower Mainland Treaty Advisory Committee be endorsed, and that the Lower Mainland Treaty Advisory Committee be so advised.

DEFEATED

Continued....

4. (h) **Lower Mainland Treaty Advisory Committee First Principles – Additions and Amendments – File: 1185-06 – Continued**

Moved by Councillor Bell, seconded by Councillor Keating

THAT the Lower Mainland Treaty Advisory Committee First Principles be brought back to Council for review.

CARRIED

5. **MOTIONS AND NOTICES OF MOTION**

(a) **Two New Stop Signs at the Intersection of St. George's Avenue and East 27th Street – File: 4155-06-01**

Submitted by Councillor C.R. Keating

Moved by Councillor Keating, seconded by Councillor Bell

WHEREAS East 27th Street and Tempe Crescent are designated as local roads in the Official Community Plan;

AND WHEREAS they have come to be used by many as an alternate route to 29th Street for arterial traffic between Lonsdale Avenue and Lynn Valley;

AND WHEREAS the speed of this through traffic poses a threat to residents along both East 27th Street and Tempe Crescent;

THEREFORE BE IT RESOLVED THAT two new stop signs be erected at the intersection of St. George's Avenue and East 27th Street in an effort to slow traffic along this route.

Moved by Councillor Bell, seconded by Councillor Fearnley

THAT consideration of the motion be deferred to the Engineering Department for a report.

CARRIED

(b) **Pawnshops – File: 3045-04-19**

Councillor Perrault advised that Mayor Sharp and herself will present the following motion at the next regular meeting of Council:

WHEREAS concern and dismay have been expressed by local businesses and residents about the proliferation of pawnshops in the Lower Lonsdale area;

Continued....

5. (b) Pawnshops – File: 3045-04-19 - Continued

AND WHEREAS in many cases the prime use of this type of business establishment is for the transference of stolen pre-owned goods to cash;

AND WHEREAS this type of business operation may have a very negative impact on neighbouring businesses, residences and tourism;

THEREFORE BE IT RESOLVED THAT this issue be referred to staff in order that they report back to Council with a modified Business Licence Bylaw that prohibits the establishment or relocation of future pawnshops in the City of North Vancouver;

AND FURTHER THAT this issue be referred to the Royal Canadian Mounted Police for information and comment.

6. **BYLAWS - Continued**

(a) **Reconsideration and Final Adoption**

Moved by Councillor Mussatto, seconded by Councillor Bell that

- (i) “Financial Plan Bylaw, 2000, No. 7225” (For the Years 2000 to 2009)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Bell

THAT the said Bylaw No. 7225 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 Bell that

- (ii) “Tax Rates Bylaw, 2000, No. 7226”

be reconsidered.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

Moved by Councillor Mussatto, seconded by Councillor Bell

THAT the said Bylaw No. 7226 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.

6. (a) Reconsideration and Final Adoption - Continued

Moved by Councillor Bell, seconded by Councillor Mussatto that

- (iii) "Tax Sale Lands Reserve Fund Expenditure Bylaw, 2000, No. 7229" (2000 Capital Works Program)
- (iv) "General Building Reserve Fund Expenditure Bylaw, 2000, No. 7230" (2000 Capital Works Program)
- (v) "Local Improvement Reserve Fund Expenditure Bylaw, 2000, No. 7231" (2000 Capital Works Program)
- (vi) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2000, No. 7232" (2000 Capital Works Program Computer)
- (vii) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2000, No. 7233" (2000 Capital Works Program General)
- (viii) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2000, No. 7234" (2000 Capital Works Program Fire)
- (ix) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2000, No. 7235" (2000 Capital Works Program Engineering Fleet)
- (x) "Infrastructure Reserve Fund Expenditure Bylaw, 2000, No. 7236" (2000 Capital Works Program)
- (xi) "Public Art Reserve Fund Expenditure Bylaw, 2000, No. 7237" (2000 Capital Works Program)
- (xii) "Community Enhancement Reserve Fund Expenditure Bylaw, 2000, No. 7238" (2000 Capital Works Program)
- (xiii) "Indemnification Against Proceedings Bylaw, 2000, No. 7239"

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the said Bylaws Nos.7229, 7230, 7231, 7232, 7233, 7234, 7235, 7236, 7237, 7238 and 7239 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

6. (c) **Second and Third Readings**

Nil.

(d) **Introduction And First Reading Only**

Moved by Councillor Keating, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7214" (547495 Ontario Ltd. – Capilano Mall/Bozyk Architects Ltd., 935 Marine Drive, CD-400)

be deleted from the agenda.

CARRIED UNANIMOUSLY

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

Nil.

Recess – Public Question Period

Mayor Sharp declared a recess at 9:42 p.m., for the public question period and reconvened the meeting immediately.

10. **ADJOURNMENT**

Moved by Councillor Perrault, seconded by Councillor Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 9:43 p.m.