



MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14TH STREET, NORTH VANCOUVER, BC ON MONDAY, JUNE 19, 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

STAFF MEMBERS

A.K. Tollstam, City Manager
B.A. Hawkshaw, City Clerk
D.M. Rooke, Assistant City Clerk
R.H. White, City Planner
G. Penway, Development Planner
B. Spencer, Development Planner
J. Laughlin, City Engineer
T. Christie, Director of Finance
I. Gordon, Deputy Director of Finance
J. Aver, Manager, Financial Services
R. Bruckshaw, Purchasing Manager

ABSENT

Councillor J.B. Braithwaite

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

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT Item 7 Council Enquiries on the agenda, be brought forward for consideration immediately after Item 9.1;

AND THAT Item 2(a) Delegations be deleted from the agenda.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the Council 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) (d)
- 9(b) Section 242.2 (1) (e)

CARRIED UNANIMOUSLY

The meeting recessed at 6:06 p.m., and reconvened at 6:45 p.m., with the same personnel present and with the addition of Councillor Mussatto and Councillor Perrault.

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

(a) Financial Capital Plan Review – File: 1650-08

Mr. T. Christie, Director of Finance, reviewed the 2000-2009 Capital Plan and requested guidance from Council on Capital Plan objectives, priorities for new project and funding preferences.

Mr. Christie, Ms. Gordon and Ms. Aver then responded to questions from members of Council.

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the Financial Capital Plan Review be received and filed.

CARRIED UNANIMOUSLY

(b) 1999 Financial Report and Schedule of Remuneration and Expenses – File: 1605-01

Report: Manager of Financial Services, June 14, 2000

Moved by Councillor Bell, seconded by Councillor Mussatto

PURSUANT to the report of the Manager of Financial Services, dated June 14, 2000, entitled “1999 Financial Report and Schedule of Remuneration”:

THAT the 1999 Financial Report and the 1999 Schedule of Remuneration and Expenses be received and filed.

CARRIED UNANIMOUSLY

1. ADOPTION OF MINUTES

Moved by Councillor Perrault, seconded by Councillor Keating

THAT the Minutes of the Regular Council Meeting of June 12, 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:

**(b) Annex Building (Old North Shore Union Board of Health Building)
File: 3375.04-02 14E 253**

PURSUANT to the report of the Property Valuator-Negotiator dated June 12, 2000, entitled "Annex Building (Old North Shore Union Board of Health Building)":

THAT staff be authorized to enter into an agreement with the British Columbia Buildings Corporation to lease a portion of the Annex building at 253 East 14th Street for a period of approximately one year;

AND THAT the Mayor and City Clerk be authorized to execute a lease for 253 East 14th Street.

CARRIED UNANIMOUSLY

Council Report Of Committee Work

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT this item be tabled to later this evening or to the next regular Council meeting of June 26, 2000.

CARRIED UNANIMOUSLY

7. COUNCIL INQUIRIES (Questions of Council Members)

**(a) Coho Festival – File: 4455-03-C4
Inquiry by Councillor Fearnley**

Councillor Fearnley enquired of Councillor Mussatto, the Council representative to the Coho Festival, as to why the advertisements prepared by the Coho Festival were not included with the tax notices as agreed, and what this cost them financially.

Councillor Mussatto indicated that he was not aware until today that the Coho Festival was requesting advertisements be sent out with the tax notices, and does not have an answer .

The City Manager advised that the Districts of North and West Vancouver were also requested to include advertising with the tax notices and both declined. The cost for the City to include these was approximately \$300.00, but it was determined that the enclosure was not a notification for the Coho Festival, but a request for funds. The decision was made by staff to not include the material with the tax notices.

7. (b) **North Vancouver Community Arts Council Lantern Parade**
File: 1085-03-N10-01
Inquiry by Councillor Perrault

Councillor Perrault requested Councillor Fearnley provide a breakdown of costs associated with the North Vancouver Community Arts Council Lantern Parade.

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the Council meeting recess until the Public Hearing and Public Meeting scheduled for this evening are concluded.

CARRIED UNANIMOUSLY

The meeting recessed at 7:37 p.m., and reconvened at 8:44 p.m. with the same personnel present.

(Councillor Keating left the Council Chamber after the conclusion of the Public Hearing at 8:20 p.m.)

5. **MOTIONS AND NOTICES OF MOTION**

(a) **Cape Breton Memorial Project – File: 1085-03-N5-01**

Submitted by Councillor W.J. Bell

Moved by Councillor Bell, seconded by Councillor Perrault

WHEREAS the Cape Breton Project is of vital importance and historical importance to the North Shore community;

AND WHEREAS our M.P. Ted White, spoke out against a vital Federal Millennium Grant for the Cape Breton Project which was a factor in the Federal Government turning down the grant;

AND WHEREAS such action shows a complete ignorance of our North Shore History;

THEREFORE BE IT RESOLVED THAT M.P. Ted White be advised that City Council is disappointed with his actions and that he be asked to appear as a delegation before Council to explain his position.

CARRIED UNANIMOUSLY

5. (b) **Time Off to Vote – File: 3035-01**

Submitted by Councillor C.R. Keating

THAT the following resolution be forwarded to the Union of British Columbia Municipalities and the Lower Mainland Municipal Association for consideration at the October, 2000 meeting of the U.B.C.M. in Victoria:

WHEREAS low voter turnout in municipal elections is a concern for all local governments;

AND WHEREAS Provincial and Federal Governments, to encourage voter turnout, have enacted legislations enabling employees to have four consecutive hours off work during voting hours to cast their ballots on Provincial and Federal election days;

THEREFORE BE IT RESOLVED THAT the Union of British Columbia Municipalities encourage the Government of British Columbia to enact legislation providing employees four consecutive hours off work during voting hours to cast their ballots on municipal election days.

Moved by Councillor Mussatto, seconded by Councillor Perrault

THAT this item be deferred to the next regular Council meeting on June 26, 2000

CARRIED UNANIMOUSLY

(c) **Development Variance Permit No. 121 – Mark & Patti-Jean LeSage, 322 East 8th Street, Lot C, Block 99, D.L. 550, Plan 8639 – File: 3380-03 8E 322 DVP No. 121**

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT Development Variance Permit No. 121 be issued to Mark & Patti-Jean LeSage, 322 East 8th Street, Lot C, Block 99, D.L. 550, Plan 8639, 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. 121.

CARRIED UNANIMOUSLY

5. (d) **Development Variance Permit No. 122 – Richard & Patricia Gauntlett and Elaine & Paul Hasler, 211 and 215 East 28th Street, Lots AMD 38 and 36, Block 237, D.L. 546, Plan 3293 – File: 3380-03 28E 211 & 215 DVP No. 122**

Moved by Councillor Mussatto, seconded by Councillor Perrault

THAT Development Variance Permit No. 122 be issued to Richard & Patricia Gauntlett and Elaine & Paul Hasler, 211 and 215 East 28th Street, Lots AMD 38 and 36, Block 237, D.L. 546, Plan 3293, 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. 122

Moved by Councillor Bell, seconded by Councillor Perrault

THAT the motion be amended by adding the following:

“Subject to a Covenant on the property requiring the design be referred to the Advisory Design Panel to ensure sensitivity with the homes in the area.”

Moved by Councillor Mussatto, seconded by Councillor Perrault

THAT the Mr. Gauntlett be heard.

CARRIED UNANIMOUSLY

Mr. Gauntlett indicated he could not make a decision at this time.

A recorded vote was taken on the amendment.

Voting in favour: Councillor Bell
Mayor Sharp

Voting against: Councillor Fearnley
Councillor Mussatto
Councillor Perrault

The amending motion was **DEFEATED** by a vote of three to two.

Continued...

5. (d) **Development Variance Permit No. 122 – Richard & Patricia Gauntlett and Elaine & Paul Hasler, 211 and 215 East 28th Street, Lots AMD 38 and 36, Block 237, D.L. 546, Plan 3293 – File: 3380-03 28E 211 & 215 DVP No. 122 - Continued**

A recorded vote was taken on the original motion.

Voting in favour: Councillor Fearnley
Councillor Mussatto
Councillor Perrault

Voting against: Councillor Bell
Mayor Sharp

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

Councillor Fearnley left the meeting at 9:15 p.m., and did not return.

(e) **Development Variance Permit No. 123 – Whitfield Holdings Incorporated, 705 West 3rd Street, Lot J, Block 15, D.L. 265, Plan LMP 43325 – File: 3380-03 3W 705 DVP No. 123**

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT Development Variance Permit No. 123 be issued to Whitfield Holdings Incorporated, 705 West 3rd Street, Lot J, Block 15, D.L. 265, Plan LMP43325, 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. 123.

CARRIED UNANIMOUSLY

(f) **Development Variance Permit No. 127 – Lisa Van Straten, 302 East 19th Street, Lot 1, Block 9A, D.L. 549 & 550, Plan 11323 – File: 3380-03 19E 302 DVP No. 127**

Moved by Councillor Mussatto, seconded by Councillor Bell

THAT Development Variance Permit No. 127 be issued to Lisa Van Straten, 302 East 19th Street, Lot 1, Block 9A, D.L. 549 & 550, Plan 11323, 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. 127.

CARRIED UNANIMOUSLY

5. (g) Brit Restaurant – Liquor Licensing - File: 1195-11-L2-01

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

WHEREAS there have been numerous written allegations against the Brit Restaurant on various issues surrounding liquor licensing;

AND WHEREAS the City has always taken a very proactive and cooperative working relationship with the Liquor Licensing Board as per licensing;

BE IT THEREFORE RESOLVED that the City ask the Liquor Licensing Board to investigate immediately, those allegations against the Brit. Restaurant

6. BYLAWS

(a) Reconsideration and Final Adoption

Moved by Councillor Perrault, seconded by Councillor Mussatto that

- (i) “Business License Bylaw, 1973, No. 4513, Amendment Bylaw, 2000, No.7257” (Pawnbrokers)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT said Bylaw No. 7257 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

(b) Introduction and First Three Readings

Nil

(c) Second and Third Readings

Moved by Councillor Bell, seconded by Councillor Mussatto that

- (i) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7223” (Large Format Retail Establishments Control)

be read a second time in short form.

CARRIED UNANIMOUSLY

Continued..

6. (c) Second and Third Readings - Continued

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT said Bylaw No. 7223 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Mussatto that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7241" (Lisa Van Straten, 302 East 19th Street, RS-3)

be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT said Bylaw No. 7241 be read a third time in short form, and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Mussatto that

- (iii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7251" (A.J.R. Properties Ltd., 705 West 2nd Street, CD-404)

be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT said Bylaw No. 7251 be read third time in short form, and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Mussatto that

- (iv) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7244" (Laura Sniezek, 257 West 18th Street, RT-1)

be read a second time in short form.

CARRIED

Councillor Perrault is recorded as voting contrary to the motion.

Continued...

6. (c) Second and Third Readings - Continued

Moved by Councillor Bell, seconded by Councillor Mussatto,

THAT said Bylaw No. 7244 be read a third time in short form and passed subject to reconsideration.

CARRIED

Councillor Perrault is recorded as voting contrary to the motion.

(d) Introduction And First Reading Only

Moved by Councillor Bell, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2000, No. 7240"
(Eleana Ho, 1409 Forbes Avenue, CD-402)

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*

**(c) Harbourside Business Park Parkland/Access Workshop
File: 3400-05 FELL 02**

Report: City Planner, June 3, 2000

Moved by Councillor Perrault, seconded by Councillor Mussatto

PURSUANT to the report of the City Planner, dated June 3, 2000, entitled "Harbourside Business Park Parkland/Access Workshop":

THAT Development Services be directed to convene a workshop in the Fall of 2000 with representatives of the Squamish Nation, the District of North Vancouver, the Department of Fisheries and Oceans, North Shore Streamkeepers, Seaspan International Ltd. and neighbouring property owners to discuss the opportunity to link with King's Mill Walk at the Harbourside Business Park;

AND THAT Concert Properties Ltd. be thanked for its willingness to participate in this Workshop.

CARRIED UNANIMOUSLY

4. (d) **Development Variance Permit Application – Carson Graham Secondary School/School District No. 44 (North Vancouver) Addition of Portable – File: 3358-03 JONES 2145 DVP No. 125**

Report: Planning Technician, Development Services
June 14, 2000

Moved by Councillor Mussatto, seconded by Councillor Bell

PURSUANT to the report of the Planning Technician, dated June 14, 2000, entitled “Development Variance Permit Application – Carson Graham Secondary School/School District No. 44 (North Vancouver) Addition of Portable”:

THAT Development Variance Permit No. 125 Carson Graham Secondary School/School District No. 44 (North Vancouver) be considered for issuance pursuant to Section 922 of the Municipal Act;

AND THAT the Public Meeting requirement be waived in accordance with the provisions of Division (4), Part 26, of the Municipal Act;

AND THAT the processing fee of \$2,300 be waived.

CARRIED UNANIMOUSLY

(e) **Space Needs Analysis – Consultant Services – File: 1065-02-06-01**

Report: Manager – Special Projects and
Purchasing Manager, June 14, 2000

Moved by Councillor Bell, seconded by Mayor Sharp

PURSUANT to the report of the Manager – Special Projects and the Purchasing Manager, dated June 14, 2000, entitled “Space Needs Analysis – Consultant Services”:

THAT staff be instructed to negotiate an Architectural services contract with David W. Nichols, Architect regarding space need planning for the Administration wing of City Hall.

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT this item be deferred to the next regular Council meeting on June 26, 2000.

CARRIED UNANIMOUSLY

RECESS

Mayor Sharp declared a recess at 9:40 p.m., and reconvened immediately.

10. ADJOURNMENT

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 9:41 p.m.