



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, SEPTEMBER 24,**
2001 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 Manager
B.A. Hawkshaw, City Clerk
S.E. Dowey, Deputy City Clerk
J. Rowe, Assistant City Clerk
F.A. Smith, Director, Community Development
T. Christie, Director of Finance
I. Gordon, Deputy Director of Finance
B. Susak, Deputy City Engineer
B. Taylor, City Solicitor
J. Goulden, City Solicitor
M. MacFadyen, Manager, Lands Division
R. Bruckshaw, Purchasing Manager
F. Caouette, Manager, Special - Projects
K. Russell, Planner, Engineering Department
Fire Chief R. Douglas
Captain G. Frost, Fire Department

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

9. CONFIDENTIAL REPORTS

Moved by Councillor Bell, seconded by Councillor Braithwaite

THAT the meeting recess to the Committee of the Whole in camera, to consider the item as listed under Section 9 of the Council Agenda, for the following reason:

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

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 p.m., and reconvened at 6:55 p.m., with the same personnel present and with the addition of Councillor Fearnley.

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

Nil.

1. ADOPTION OF MINUTES

Moved by Councillor Keating, seconded by Councillor Braithwaite

THAT the Minutes of the Regular Council Meeting of September 17, 2001 be adopted as circulated.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Braithwaite

THAT Item 5.(a) on the agenda be brought forward for consideration when Councillor Mussatto enters the meeting.

CARRIED UNANIMOUSLY

2. DELEGATIONS

(a) Mr. & Mrs. Talic, 315 East 12th Street, North Vancouver

Re: Loss of Privacy - File: 3345-02-12E 315

Mrs. Talic gave a brief overview of the loss of privacy to their residence at 315 East 12th Street, North Vancouver, by the placement of windows in the neighbouring new development immediately to the west of her residence. She requested members of Council to review the existing regulations for privacy protection in a rezoning process in order to avoid a similar experience for citizens in the future.

She advised that her appeal to the Board of Variance to build a 10 foot fence was rejected.

*Councillor Mussatto entered the meeting at 7:07 p.m.

Mrs. Talic then responded to questions from members of Council.

3. **CORRESPONDENCE**

- (a) **Mr. & Mrs. Talic, 315 East 12th Street, North Vancouver,
July 4, 2001**

Re: Loss of Privacy– File: 3345-02-12E 315

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the correspondence dated July 4, 2001, received from Mr. & Mrs. Talic, 315 East 12th Street, North Vancouver, regarding “Loss of Privacy” be referred to staff for comment and to the Advisory Planning Committee and the Advisory Design Panel.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION**

- (a) **No. 5 Ferry – File: 3375-10-02 LONS FT SS**

Submitted by Councillor W.J. Bell

Moved by Councillor Bell, seconded by Councillor Fearnley

WHEREAS there were no bids on the No. 5 Ferry;

AND WHEREAS a proper survey of the ship in a dry dock is the only means to accurately determine the true costs of restoration, sale, or disposal of the vessel;

THEREFORE BE IT RESOLVED THAT the City of North Vancouver instruct staff to obtain quotes on the costs of a dry dock survey of the No 5 Ferry;

AND FURTHER BE IT RESOLVED THAT staff prepare a report on the total cost of our legal fight with the owner of the Seven Seas to the City and that report be released to the public, costs to include staff time, lost revenue, lost taxes and legal bills and all information about the assessments the City commissioned for the No. 5 Ferry and also the proposals by Mr. Diamond Almas or his agents for the renovation or preservation of the Seven Seas.

CARRIED UNANIMOUSLY

5. (b) Ship of the Seven Seas – File: 3375-10-02 LONS FT SS

Councillor Perrault advised she will present the following motion at the next regular meeting of Council:

“WHEREAS the “Ship of the Seven Seas” is a heritage vessel known and loved by many North Vancouverites;

AND WHEREAS Council has been informed of the approximate cost of securing the said vessel in the report contained in the marine surveyor’s report;

AND WHEREAS the cost of purchasing and securing the said vessel is not in the City of North Vancouver’s 10-year financial plan;

AND WHEREAS there has been overwhelming opposition to the construction and the location of a multi-purpose sports facility or skateboard park;

AND WHEREAS many local residents and business leaders think that retention of the vessel would attract tourists;

THEREFORE BE IT RESOLVED THAT North Vancouver City Council exchange the funding for the multi-purpose use sports facility skateboard park for the purchase and securing of the “Ship of the Seven Seas” in the 10-year financial plan;

AND THAT this be referred to the Heritage Advisory Commission for comment.”

(c) Legal Contract - Call for Proposals – File: 1140-13-01

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

“WHEREAS North Vancouver City has put out a call for proposals on its legal contract;

AND WHEREAS this call for proposals was done without any consultation with Council;

THEREFORE BE IT RESOLVED THAT Council instruct staff to prepare a report on the terms of reference and procedures followed in the call for proposals and said report be forwarded to Council before any contract is given.”

Councillor Keating left the meeting at 8:02 p.m.

PROCLAMATIONS

Mayor Sharp read the following Proclamations:

“B.C. RIVERS DAY”, SEPTEMBER 30, 2001

“MAHATMA GANDHI DAY”, OCTOBER 2, 2001

“RENOVATION MONTH”, OCTOBER, 2001

“STROKE RECOVERY MONTH”, OCTOBER, 2001

Councillor Keating returned to the meeting at 8:06 p.m.

“UNICEF MONTH”, OCTOBER, 2001

Moved by Councillor Perrault, seconded by Councillor Keating

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

CARRIED UNANIMOUSLY

The meeting recessed at 8:07 p.m. and reconvened at 9:19 p.m., with the same personnel present.

Moved by Councillor Perrault, seconded by Councillor Braithwaite

THAT item 4.(e) on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

(e) Development Variance Permit Application – 651 E. 7th Street (Bower) – File: 3358-03: DVP No. 147

Report: Planning Technician, Community Development,
September 19, 2001.

Moved by Councillor Braithwaite, seconded by Councillor Bell

PURSUANT to the report of the Planning Technician, dated September 19, 2001, entitled “Development Variance Permit Application – 651 E. 7th Street (Bower)”:

THAT Development Variance Permit No. 147 be considered for issuance under Section 922 of the Local Government Act;

AND THAT the Public Meeting requirement be waived.

CARRIED UNANIMOUSLY

6. BYLAWS

(b) Introduction and First Three Readings

Moved by Councillor Keating, seconded by Councillor Bell that

- (i) “Financial Plan Bylaw, 2001, No. 7314, Amendment Bylaw, 2001, No. 7359” (Revised 2001-2010 Financial Plan)

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 Keating, seconded by Councillor Bell

THAT the said Bylaw No. 7359 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Bell

THAT the said Bylaw No. 7359 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

3. **CORRESPONDENCE - Continued**

(b) **Mr. Paul Murphy, Moodyville Development Corp.,
September 12, 2001**

Re: North Vancouver Ferry No. 5 – File: 3345-08-02 Sth Ft LON

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT consideration of the correspondence dated September 12, 2001, received from Mr. Paul Murphy, Moodyville Development Corp., regarding “North Vancouver Ferry No. 5” be deferred until the staff report referred to in Item 5.(a) of the September 24, 2001 agenda, is received.

CARRIED UNANIMOUSLY

(c) **Mr. George Puil, Chair, Board of Directors, Greater Vancouver
Regional District, August 23, 2001**

Re: June 17-21, 2001 Toronto International Best Practices
Exchange – File: 1040-03-11

Moved by Councillor Bell, seconded by Councillor Mussatto

PURSUANT to the correspondence dated August 23, 2001, received from Mr. George Puil, Chair, Board of Directors, Greater Vancouver Regional District, regarding “June 17-21, 2001 Toronto International Best Practices Exchange”:

THAT the Communique contained in the Toronto Declaration, which was developed by local government representatives at the Best Practices Exchange, as attached to the August 23, 2001 correspondence, be supported.

CARRIED UNANIMOUSLY

3. (d) Federation of Canadian Municipalities, September 17, 2001

Re: FCM's National Symposium: Communities in an Urban Century, Toronto, Ontario, October 19-20, 2001
File: 1040-03-F1-02

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT Council and staff be authorized to attend FCM's National Symposium: Communities in an Urban Century, Toronto, Ontario, October 19-20, 2001;

AND THAT the costs be paid in accordance with City Policy;

AND THAT the funds be provided from the 2001 Legislative Conference Account.

A recorded vote was taken on the motion:

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

Voting against: Councillor Fearnley

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

(e) Globe Foundation, August 29, 2001

Re: 7th Biennial Conference & Trade Fair on Developing the Business of the Environment, Vancouver, B.C., March 13-15, 2002 – File: 1840-03-01

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT Council and staff be authorized to attend the 7th Biennial Conference & Trade Fair on Developing the Business of the Environment to be held March 13-15, 2002, at the Vancouver Convention & Exhibition Centre, Vancouver, B.C.;

AND THAT the costs be paid in accordance with City Policy;

AND THAT the funds be provided from the 2002 Legislative Conference Account.

CARRIED UNANIMOUSLY

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF - Continued

(a) Policy Guidelines on Triplexes – File: 3310-09-12

Report: City Planner, Community Development, July 25, 2001

Moved by Councillor Mussatto, seconded by Councillor Braithwaite

PURSUANT to the report of the City Planner dated July 25, 2001, entitled “Policy Guidelines on Triplexes”:

THAT the Triplex Policy Guidelines included in the subject report be adopted and included in the Low Density Attached Form Housing Guidelines and in the Lonsdale Area Garden Apartment Guidelines.

CARRIED UNANIMOUSLY

(b) Rezoning Application – 262 West 5th Street (Ron Kang/Archeton Architecture Inc.) – File: 3400-05 05 262 W

Report: Development Planner, September 11, 2001

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the Development Planner, dated September 11, 2001, entitled “Rezoning Application – 262 West 5th Street, (Ron Kang/Archeton Architecture Inc.)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2001, No. 7354” (Ron Kang/Archeton Architecture Inc., 262 West 5th Street, CD-423) be considered and referred to a Public Hearing.

CARRIED UNANIMOUSLY

6. BYLAWS - Continued

(d) Introduction And First Reading Only

Moved by Councillor Fearnley, seconded by Councillor Mussatto that

- (i) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2001, No. 7354” (Ron Kang/Archeton Architecture Inc., 262 West 5th Street, CD-423).

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) Development Variance Permit Application – 1441 St. George’s Avenue (Kenneth Smith/Bell Mobility) – File: 3358-03 St. Geo 1441**

Report: Planning Technician, Community Development,
September 11, 2001

Moved by Councillor Keating, seconded by Councillor Fearnley

PURSUANT to the report of the Planning Technician, dated September 11, 2001, entitled “Development Variance Permit Application – 1441 St. George’s Avenue (Kenneth Smith / Bell Mobility)”:

THAT Development Variance Permit No. 149 be considered for issuance under Section 922 of the Local Government Act;

AND THAT notification be circulated in accordance with Section 922 of the Local Government Act and a Public Meeting be scheduled.

CARRIED UNANIMOUSLY

Councillor Mussatto declared a conflict of interest regarding Item 4.(d) because he has a pecuniary interest in this property and left the meeting.

- (d) Rezoning Application, 905 – 925 St. Andrew’s Avenue Rear Yard Infill (Mussatto / Moorhead) – File: 3400-05 St. And 905/925**

Report: City Planner, Community Development,
September 10, 2001.

Moved by Councillor Braithwaite, seconded by Councillor Perrault

THAT the report of the City Planner dated September 10, 2001, entitled “Rezoning Application, 905-925 St. Andrew’s Avenue, Rear Yard Infill (Mussatto/Moorhead)” be referred back to staff for a further report on the impact of this special specific amendment to duplex zoning.

Continued....

4. (d) **Rezoning Application, 905 – 925 St. Andrew’s Avenue Rear Yard Infill (Mussatto / Moorhead) – File: 3400-05 St. And 905/925 - Continued**

A recorded vote was taken on the motion:

Voting in favour: Councillor Braithwaite
Councillor Perrault
Councillor Bell
Mayor Sharp

Voting against: Councillor Fearnley
Councillor Keating

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

Councillor Mussatto returned to the meeting at 9:49 p.m.

Councillor Fearnley left the meeting at 9:50 p.m., and did not return.

(f) **Transportation, Mobility and Access Discussion Paper
File: 4105-01**

Report: Planner, Engineering, Parks & Environment,
September 19, 2001.

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the Planner dated September 19, 2001, entitled “Transportation, Mobility and Access Discussion Paper”:

THAT the report be received for information;

AND THAT the report be forwarded to the Social Planning Advisory Committee, the Advisory Design Panel, the Advisory Planning Commission, the Joint Bicycle Advisory Committee, the Heritage Advisory Commission and the North Shore Advisory Committee on Disability Issues for information and comment.

CARRIED UNANIMOUSLY

4. (g) **Block 62 Planning Study – File: 3380-02-B7**

Report: Manager, Special Projects, September 19, 2001

Moved by Councillor Mussatto, seconded by Councillor Perrault

PURSUANT to the report of the Manager, Special Projects, dated September 19, 2001, entitled “Block 62 Planning Study”:

THAT Option 1 as presented in the Block 62 Planning Study report of Urban Forum Associates dated May 2001 be endorsed for further analysis;

AND THAT staff be instructed to proceed with selection of an Architect to further refine Option 1;

AND THAT the comments of the Social Planning Advisory Committee be referred to staff and the design consultants when those comments are received;

AND THAT staff report on opportunities for developing a partnership arrangement for the provision of non-market rental or other special needs housing in the Central Lonsdale area.

CARRIED UNANIMOUSLY

(h) **Proposed Revisions to the Limiting Distance Covenant, Southern Lots – Harbourside Business Park – Concert Properties – File: 3450-05 02 Fell**

Report: Director, Community Development,
September 12, 2001.

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the Director, Community Development, dated September 12, 2001, entitled “Proposed Revisions to the Limiting Distance Covenant, Southern Lots – Harbourside Business Park – Concert Properties”:

THAT the Mayor and City Clerk be authorized to sign and seal a revised limiting distance covenant on Lot 32 (City Park) within the Harbourside Business Park to remove the cancellation clause pursuant to the Concert Properties request of August 28, 2001.

CARRIED UNANIMOUSLY

COUNCIL REPORT OF COMMITTEE WORK – File: 1085-01

Councillor Perrault

- requested members of Council to attend the October 20, 2001 FANS night being held in Centennial Theatre.
- advised that at the recent North Vancouver City Library Board meeting, Block 62 was discussed and the Board will be putting forward their preferences.
- advised that the North Vancouver City Library Board will be holding a Strategic Planning Session to plan for the next 5 years.
- attended the Street Naming Committee meeting and advised that a motion will be forthcoming from said Committee regarding the naming of a public facility for the late Harry Jerome.
- attended the Greater Vancouver Sewerage and Drainage Committee meeting and Council of Councils meetings.

Councillor Keating

- attended the Task Force on Substance Abuse meeting and advised that the said Task Force expect to have a draft strategy put forward for the next North Shore Congress meeting.
- advised that the Farmers Market held in the Civic Plaza on Sunday, September 23, 2001 was a huge success.

Councillor Mussatto

- participated in the MacGregor Relay held on September 21, 2001.
- advised that the Joint Bicycle Advisory Committee arranged for surveys to be carried out by 45 volunteers in the month of August regarding cycling routes in the City and District of North Vancouver and that the return was over 80%.

Councillor Bell

- attended the North and West Vancouver Emergency Program meeting and advised that a new bylaw will be forthcoming.
- attended the North Vancouver Chamber of Commerce meeting and advised that there were concerns expressed regarding transportation on the North Shore.
- attended the Joint Police Liaison Committee and advised that concerns were expressed about the cyber policing on the Internet.
- advised that Sgt. Colin Worth is the new person in charge of community policing and crime prevention.
- attended the Street Naming Committee meeting.
- attended the recent ceremony to name the Stella Jo Dean Plaza at The Gerry Brewer Building.
- advised that he will be attending the U.B.C.M. Convention in Vancouver, BC this week and wished Mayor Sharp the best of luck running for the UBCM Executive position.

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

- (a) **North Vancouver Recreation Commission – recCents Program
File: 4400-01**

Inquiry by Councillor J.B. Braithwaite

Councillor Braithwaite asked Councillor Mussatto if he would look into the article in the September 13, 2001 Outlook entitled “Chipping in Makes recCents” which is a fundraising initiative to support recVoucher.

He asked why the North Vancouver Recreation Commission is raising additional monies for this program.

Councillor Mussatto advised that he will bring this matter up with the Director of Recreation.

- (b) **North Vancouver Recreation Commission – recCents Program
File: 4400-01**

Inquiry by Councillor W.J. Bell

Councillor Bell inquired if the advertisement in the weekend newspaper for the recCents Program was free of charge or was this a paid advertisement.

Councillor Mussatto advised that he will bring this matter up with the Director of Recreation.

10. **ADJOURNMENT**

Moved by Councillor Keating, seconded by Councillor Bell

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:12 p.m.