



**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 8, 2002 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
R.H. White, City Planner
B. Susak, Deputy City Engineer
I. Gordon, Deputy Director of Finance
B. Withers, Revenue Accountant
G. Penway, Planner 2
D. Turner, Acting Manager, Parks & Environment
B. Spencer, Development Planner
R. Inglis, Director, Museum and Archives
Supt. G. Tomlinson, O.I.C./R.C.M.P.
Fire Chief R. Douglas
A. Lynch, Manager - Waste Reduction

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

Moved by Councillor Bell, seconded by Councillor Keating

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

CARRIED UNANIMOUSLY

8. ANY OTHER BUSINESS

**(a) Appointment to the West Vancouver Coho Festival Committee
File: 4455-03-C4**

Moved by Councillor Bell, seconded by Councillor Keating

THAT the appointment to the West Vancouver Coho Festival Committee be added to the agenda as Item 5.(d).

CARRIED UNANIMOUSLY

9. CONFIDENTIAL REPORTS

Moved by Councillor Bell, seconded by Councillor Keating

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) (f) (i)
- 9(b) Section 242.2 (1) (b)

CARRIED UNANIMOUSLY

The meeting recessed at 6:02 p.m., and reconvened at 7:10 p.m., with the same personnel present and with the addition of Councillor Braithwaite, Councillor Perrault and Councillor Mussatto.

Moved by Councillor Perrault, seconded by Councillor Bell

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

CARRIED UNANIMOUSLY

The meeting recessed at 7:11 p.m., and reconvened at 7:12 p.m., with the same personnel present.

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) (f) (i)
- 9(b) Section 242.2 (1) (b)

CARRIED UNANIMOUSLY

The meeting recessed at 7:13 p.m., and reconvened at 8:00 p.m., with the same personnel present.

1. ADOPTION OF MINUTES

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the Minutes of the Regular Council Meeting of March 25, 2002 be adopted as circulated.

CARRIED UNANIMOUSLY

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

- (a) **Montana's/The Red Door/Club 135, 135 West First Street
File: 3345-02 01 135W**

Report: Director of Community Development, April 3, 2002

PURSUANT to the report of the Director of Community Development, dated April 3, 2002, entitled "Montana's/The Red Door/Club 135, 135 West First Street":

1. **THAT** staff be requested to provide an update on the mediation process;

AND THAT the City of North Vancouver encourages the mediation process to continue and wishes to receive recommendations from the said process.
2. **THAT** the owner of The Red Door nightclub be requested to appear before Council, subsequent to the mediation process.
3. **THAT** the North Vancouver Detachment of the R.C.M.P., be requested to increase enforcement in the Lower Lonsdale area on a trial basis.

The vote on the recommendations was taken separately, as follows:

PURSUANT to the report of the Director of Community Development, dated April 3, 2002, entitled "Montana's/The Red Door/Club 135, 135 West First Street":

1. **THAT** staff be requested to provide an update on the mediation process;

AND THAT the City of North Vancouver encourages the mediation process to continue and wishes to receive recommendations from the said process.

Continued....

**9.1 (a) Montana's/The Red Door/Club 135, 135 West First Street
File: 3345-02 01 135W - 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.

PURSUANT to the report of the Director of Community Development, dated April 3, 2002, entitled "Montana's/The Red Door/Club 135, 135 West First Street":

2. **THAT** the owner of The Red Door nightclub be requested to appear before Council, subsequent to the mediation process.
3. **THAT** the North Vancouver Detachment of the R.C.M.P., be requested to increase enforcement in the Lower Lonsdale area on a trial basis.

CARRIED UNANIMOUSLY

The motion now reads as follows, in its entirety:

"PURSUANT to the report of the Director of Community Development, dated April 3, 2002, entitled "Montana's/The Red Door/Club 135, 135 West First Street":

1. **THAT** staff be requested to provide an update on the mediation process;

AND THAT the City of North Vancouver encourages the mediation process to continue and wishes to receive recommendations from the said process.
2. **THAT** the owner of The Red Door nightclub be requested to appear before Council, subsequent to the mediation process.
3. **THAT** the North Vancouver Detachment of the R.C.M.P., be requested to increase enforcement in the Lower Lonsdale area on a trial basis."

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

9.1 (b) City of North Vancouver Honour - File: 1075-01

Report: Mayor Barbara A. Sharp, April 2, 2002

PURSUANT to the report of Mayor Barbara A. Sharp dated April 2, 2002, entitled "City of North Vancouver Honour":

THAT Freedom of the City of North Vancouver be bestowed upon retired Senator Raymond Joseph Perrault for his many years of distinguished service to the residents of the City of North Vancouver.

CARRIED UNANIMOUSLY

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 8:22 p.m., and reconvened at 8:27 p.m., with the same personnel present.

6. BYLAWS

(b) Introduction and First Three Readings

Moved by Councillor Bell, seconded by Councillor Keating that

- (i) "Street Lighting on East 17th Street between St. George's and St. Andrew's Avenues, Local Improvement Initiative Frontage Tax Bylaw, 2002, No. 7399"
- (ii) "Concrete Sidewalks on the South Side of West 23rd Street between Jones and Chesterfield Avenues (200 & 300 Blocks), Local Improvement Initiative Frontage Tax Bylaw, 2002, No. 7400"
- (iii) "Paved Lane on the North Side of 15th Street between Sutherland and William Avenues, Local Improvement Initiative Frontage Tax Bylaw, 2002, No. 7401"
- (iv) "Paved Lane East of East Grand Boulevard between Keith Road and 8th Street, Local Improvement Initiative Frontage Tax Bylaw, 2002, No. 7402"

Continued....

6. (b) **Introduction and First Three Readings - Continued**

- (v) "Paved Lane North of East 19th Street between St. Andrew's and Ridgeway Avenues, Lane Paving Initiative Frontage Tax Bylaw, 2002, No. 7403"
- (vi) "Concrete Sidewalk on Both Sides of the 500 Block of East 20th Street, between Moody and Queensbury Avenues, Local Improvement Petition Frontage Tax Bylaw, 2002, No. 7404"

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 Keating

THAT the said Bylaws No. 7399, 7400, 7401, 7402, 7403 and 7404 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Keating

THAT the said Bylaws No. 7399, 7400, 7401, 7402, 7403 and 7404 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

2. **DELEGATIONS**

- (a) **Mr. Peter Busby, Busby & Associates and Mr. Mark Holland, The Holland Barrs Planning Group**

Re: Foot of Lonsdale Planning Study: Consultant Interim Presentation - File: 3380-02-F4

Mr. Peter Busby, Busby & Associates introduced Mr. Mark Holland, The Holland Barrs Planning Group, and gave an update on the completion of the first stage of the Foot of Lonsdale Study and reviewed the following five urban theme options:

1. **Families With Children Central** – a vibrant town centre whose use and design is aimed at children and families.
2. **Busy, Exciting Transportation Node** – where transportation activities are celebrated and enhanced, including boating, the streetcar, rail, bicycles and other elements.
3. **Grand Civic Presence** – a site focused on civic and institutional programming, highlighting public uses and opportunities.

Continued....

2. (a) **Mr. Peter Busby, Busby & Associates and Mr. Mark Holland, The Holland Barrs Planning Group - Continued**
 4. **High Energy Urban Waterfront** – a site maximizing commercial activity, density and development in Lower Lonsdale turning the area into a serious, high energy commercial node – with extensive shopping, vibrancy, employment and business opportunities.
 5. **Au Natural** – as a counterpoint to the energy and industry of the waterfront, the focus of this theme is on the ecosystem and the gentle, natural treatment of the site and its program.

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

3. CORRESPONDENCE

- (a) **Mr. Peter Busby, Busby & Associates and Mr. Mark Holland, The Holland Barrs Planning Group, April 4, 2002**

Re: Foot of Lonsdale Planning Study: Consultant Interim Presentation - File: 3380-02-F4

Moved by Councillor Fearnley, seconded by Councillor Mussatto

THAT the correspondence dated April 4, 2002, received from Mr. Peter Busby, Busby & Associates and Mr. Mark Holland, The Holland Barrs Planning Group, regarding “Foot of Lonsdale Planning Study: Consultant Interim Presentation”, be received and filed with thanks.

CARRIED UNANIMOUSLY

- (b) **Federation of Canadian Municipalities, March 21, 2002**

Re: Federation of Canadian Municipalities’ Community Energy Mission to Denmark, August 4-10, 2002 - File: 1040-03-F1-01

Moved by Councillor Bell, seconded by Councillor Braithwaite

THAT Council members be authorized to attend the Federation of Canadian Municipalities’ Community Energy Mission to Denmark, August 4 - 10, 2002;

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

3. (c) **British Columbia & Yukon Hotels' Association, Vancouver, March 1, 2002**

Re: Liquor Licensing Changes that Directly Concern Local Government - File: 1195-11-L2-01

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the correspondence dated March 1, 2002, received from the British Columbia & Yukon Hotels' Association, Vancouver, regarding "Liquor Licensing Changes that Directly Concern Local Government", be received and filed.

CARRIED UNANIMOUSLY

(d) **Federation of Canadian Municipalities, March 18, 2002**

Re: Ratification of the Kyoto Protocol: What's the Hot Air all About? File: 1040-03-F1-01

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the correspondence dated March 18, 2002, received from the Federation of Canadian Municipalities, regarding "Ratification of the Kyoto Protocol: What's the Hot Air all About?":

WHEREAS climate change causes drought, permafrost melting, sea-level rise and floods that damage municipal infrastructure, displace citizens and create a financial burden for municipal governments;

AND WHEREAS economic activity in rural and northern communities relying on fisheries, tourism, forestry and agriculture, is disrupted by climate change;

AND WHEREAS investments in building retrofits, community energy systems, water conservation, renewable energy technologies, waste reduction, landfill gas capture, fleet management and public transit reduce municipal operating costs, help maintain community services and protect public health while cutting greenhouse gas emissions contributing to climate change;

AND WHEREAS forestry and agriculture sectors can expand business opportunities by increasing the capacity of trees and soils to absorb carbon dioxide and by developing renewable fuels like ethanol;

AND WHEREAS fossil fuel producers are increasing investments in renewable energy and alternative fossil fuel technologies that reduce the amount of carbon dioxide going into the air;

Continued....

3. (d) **Federation of Canadian Municipalities, March 18, 2002 - Continued**

AND WHEREAS 72% of Canadians want the Kyoto Protocol ratified;

THEREFORE BE IT RESOLVED THAT the City of North Vancouver endorses ratification of the Kyoto Protocol;

AND FURTHER BE IT RESOLVED THAT this resolution be communicated to our Member of Parliament, Mr. Ted White, The Honourable Joyce Murray, Minister of Water, Land and Air Protection, The Honourable Richard Neufeld, Minister of Energy and Mines, Joy MacPhail, Leader of the Opposition, MLA for Vancouver-Hastings, Canadian Alliance Leader Stephen Harper, Leader of the Official Opposition, community media and the Federation of Canadian Municipalities.

CARRIED UNANIMOUSLY

(e) **North Shore Congress, March 25, 2002**

Re: Resolution of the North Shore Congress - File: 1085-03-N31

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the correspondence dated March 25, 2002, from Mayor Barbara A. Sharp regarding "Resolution of the North Shore Congress":

THAT the final North Shore Substance Abuse Strategy and Implementation Plan dated February 14, 2002, be approved;

AND THAT the Task Force member organizations, Ted White, M.P., North Vancouver, John Reynolds, M.P., West Vancouver-Sunshine Coast, Daniel Jarvis, M.L.A., North Vancouver-Seymour, Ralph Sultan, M.L.A., West Vancouver-Capilano, Katherine Whittred, M.L.A., North Vancouver-Lonsdale, and Ted Nebbeling, M.L.A., West Vancouver-Garibaldi, be so advised.

CARRIED UNANIMOUSLY

3. (f) **The Canadian Council for Public-Private Partnerships,
March 25, 2002**

Re: A Conference on Public-Private Partnerships, Building BC's
Future, May 30-31, 2002, Vancouver, B.C.

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT Council members and staff be authorized to attend the conference on
Public-Private Partnerships, Building BC's Future, May 30 - 31, 2002, in
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

(g) **Mr. David Thompson, Executive Director, Better Environmentally
Sound Transportation (BEST), March 15, 2002**

Re: Commuter Challenge Breakfast Invitation - Making your mark in
a Sustainable Future! - File: 1085-03-N20

Requested by Mayor Barbara A. Sharp

Moved by Councillor Mussatto, seconded by Mayor Sharp

PURSUANT to the correspondence dated March 15, 2002, received from Mr.
David Thompson, Executive Director, Better Environmentally Sound
Transportation (BEST), regarding "Commuter Challenge Breakfast Invitation -
Making your mark in a Sustainable Future!":

THAT the Councils of the District of North Vancouver and the District of West
Vancouver be challenged to use an alternative form of transportation for one
day in the month of June.

CARRIED UNANIMOUSLY

4. **REPORTS OF COMMITTEES, COUNCIL, AND STAFF**

(a) **Parks and Greenways Strategic Plan - File: 4300-16-02**

Recommendation: Parks & Recreation Committee,
March 18, 2002

Moved by Councillor Braithwaite, seconded by Councillor Keating

THAT the Visions, Goal and Objectives of the Parks and Greenways Strategic Plan be adopted;

AND THAT staff proceed with Phase Two of the Parks and Greenways Strategic Plan process - the creation of an Implementation Plan that would include a work plan for Ravine/Park Management for subsequent review by Council;

AND THAT the recommendation for further public consultation be referred to the Communications Manager for comment;

AND THAT the presentation made by Mr. Perfitt at the March 18, 2002 Parks and Recreation Committee meeting regarding a pedestrian/bicycle crossing of Highway #1 at Loutet Park, be referred to staff for a report;

AND THAT the report include any communications with the District of North Vancouver regarding this issue;

AND THAT the correspondence dated March 20, 2002 received from Ms. Karen Milne regarding "Parks and Greenways Strategic Plan - City of North Vancouver Definition of Ravine Management Plan" be referred to staff for comment.

Councillor Keating left the meeting.

CARRIED UNANIMOUSLY

Councillor Keating returned to the meeting.

4. (b) **City-Wide Parking Study – Parking Strategy for Zone A**
File: 4100-05-13

Recommendation: Policy Committee, March 18, 2002

Moved by Councillor Mussatto, seconded by Councillor Bell

THAT Time Restricted Parking Option (Signage) be implemented for Zone A and that this option include:

- Review, and if required, modification of current on-street parking signage to increase parking supply (such as a review of maximum parking time limits);
- Implementation Plan for better guidance to off-street parking facilities;
- Implementation Plan to address parking spillover into the Zone B;
- Implementation Plan to address parking for people with disabilities;
- Improved parking enforcement;
- Development of the supporting policies;
- Development of a plan to monitor parking conditions and a survey to determine the reasons for which vehicles are parking on-street i.e. employees, residents, customers, tourists, commuters, businesses;
- Creation of a Terms of Reference for the Parking Committee;
- Development of a financial model to incorporate in the City's Financial Plan.

CARRIED UNANIMOUSLY

4. (c) **Marine Drive - Options for Future Land Use and Transportation:
Proposed Next Land Use Steps - File: 3380-02 M1/4105-03-09**

Report: City Planner, Community Development and
Transportation Engineer, March 18, 2002

Moved by Councillor Perrault, seconded by Councillor Fearnley

PURSUANT to the report of the City Planner and the Transportation Engineer, dated March 18, 2002, entitled "Marine Drive - Options for Future Land Use and Transportation Proposed Next Land Use Steps":

THAT the deferred motion of December 10, 2001 be amended to read as follows:

"**THAT** elements of the Marine Drive Land Use and Development Study be implemented in conjunction with the Official Community Plan in 2002, or as deemed feasible;

AND THAT the Engineering Department proceed with the development of short-term transit improvements that would support the long-term vision articulated in Option B3;

AND THAT staff be directed to prepare development guidelines for future rezoning applications in the Marine Drive Corridor based upon draft guidelines developed for 879 Marine Drive, the recommendations of the Land Use Study, and input from the Advisory Design Panel, Advisory Planning Commission and the North Vancouver Chamber of Commerce."

CARRIED

Councillor Braithwaite is recorded as voting contrary to the motion.

Moved by Councillor Perrault, seconded by Councillor Fearnley

THAT Community Development be directed to invite owners along the Marine Drive Corridor to participate (with a financial contribution) in the development of a comprehensive residential development plan for the Marine Drive neighbourhood.

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT consideration of the motion be deferred pending a staff report with options as to the types of residential development for the Marine Drive neighbourhood.

CARRIED

Continued....

4. (c) **Marine Drive - Options for Future Land Use and Transportation:
Proposed Next Land Use Steps - File: 3380-02 M1/4105-03-09
- Continued**

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT Transportation Option B3, which is described as a variation of the “Retail Street” in the subject report, be selected to guide future transportation planning for the Marine Drive Corridor.

CARRIED

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

The motion, minus the portion referred to staff, now reads as follows:

“PURSUANT to the report of the City Planner and the Transportation Engineer, dated March 18, 2002, entitled “Marine Drive - Options for Future Land Use and Transportation Proposed Next Land Use Steps”:

THAT the deferred motion of December 10, 2001 be amended to read as follows:

“THAT Transportation Option B3, which is described as a variation of the “Retail Street” in the subject report, be selected to guide future transportation planning for the Marine Drive Corridor;

AND THAT elements of the Marine Drive Land Use and Development Study be implemented in conjunction with the Official Community Plan in 2002, or as deemed feasible;

AND THAT the Engineering Department proceed with the development of short-term transit improvements that would support the long-term vision articulated in Option B3;

AND THAT staff be directed to prepare development guidelines for future rezoning applications in the Marine Drive Corridor based upon draft guidelines developed for 879 Marine Drive, the recommendations of the Land Use Study, and input from the Advisory Design Panel, Advisory Planning Commission and the North Vancouver Chamber of Commerce.”

4. (d) Designated Smoking Rooms - File: 4230-03

Report: Property Use Inspector, Community Development,
March 12, 2002

Moved by Councillor Keating, seconded by Councillor Fearnley

PURSUANT to the report of the Property Use Inspector, dated March 12, 2002, entitled "Designated Smoking Rooms":

THAT staff be requested to bring forward a bylaw to rescind "Smoking Regulation Bylaw, 1998, No. 7026, Amendment Bylaw, 2001, No. 7342" (Designated Smoking Room).

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT the requirements of the Procedure Bylaw to terminate the meeting at 10:30 P.M., be waived, and the meeting continue to 11:00 P.M., if necessary.

CARRIED UNANIMOUSLY

A recorded vote was taken on the motion.

Voting in favour: Councillor Keating
Councillor Braithwaite
Councillor Fearnley

Voting against: Councillor Mussatto
Councillor Perrault
Councillor Bell
Mayor Sharp

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

Moved by Councillor Bell, seconded by Councillor Mussatto

PURSUANT to the report of the Property Use Inspector, dated March 12, 2002, entitled "Designated Smoking Rooms":

THAT the referenced report be received and filed.

CARRIED

Councillor Keating, Councillor Fearnley and Councillor Braithwaite are recorded as voting contrary to the motion.

4. (e) **Municipal Building Retrofit Process - File: 1180-39**

Report: Environmental Coordinator, Engineering Department,
March 6, 2002

Moved by Councillor Bell, seconded by Councillor Braithwaite

PURSUANT to the report of the Environmental Coordinator dated March 6, 2002, entitled "Municipal Building Retrofit Process":

THAT the City of North Vancouver's participation in the Federation of Canadian Municipalities' Municipal Building Retrofit Process be endorsed;

AND THAT staff be directed to proceed with a preliminary assessment of the municipal building inventory to identify retrofit opportunities and report back to Council with results.

CARRIED UNANIMOUSLY

(f) **Second Cooking Facilities - File: 3400-01**

Report: Property Use Inspector, Community Development,
February 26, 2002

Moved by Councillor Bell, seconded by Councillor Fearnley

PURSUANT to the report of the Property Use Inspector, dated February 26, 2002, entitled "Second Cooking Facilities":

THAT staff be requested to bring forward an amendment to the "Zoning Bylaw 1995, No. 6700", to allow for the inclusion of a second cooking facility as an approved Accessory Use associated to a One Family Resident Use, subject to compliance with specific requirements as outlined in the report of the Property Use Inspector.

Councillor Perrault left the meeting.

CARRIED UNANIMOUSLY

4. (g) **Enforcement of Design Aspects of Development Application
File: 1085-03-A1**

Report: City Planner, Community Development,
March 18, 2002

Moved by Councillor Fearnley, seconded by Councillor Braithwaite

PURSUANT to the report of the City Planner, dated March 18, 2002, entitled
“Enforcement of Design Aspects of Development Application”:

THAT the Chair and members of the Advisory Design Panel be invited to an
upcoming meeting of Council to discuss its proposal for enforcing design
elements in new development.

Councillor Perrault returned to the meeting.

Councillor Braithwaite briefly left and returned to the meeting.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the requirements of the Procedure Bylaw to terminate the meeting at
11:00 P.M., be waived, and the meeting continue after 11:00 P.M., if
necessary.

A recorded vote was taken on the motion.

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

Voting against: Councillor Braithwaite

The motion was **DEFEATED** as it requires a unanimous vote to go beyond
11:00 p.m.

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT Items 4. (h), (i), (l), (m), (n), (o), 5.(c), 5.(d), 6.(a) (i), (ii), 6.(b)(vii), and
6.(b) (viii) on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

4. REPORTS OF COMMITTEES, COUNCIL AND STAFF – Continued

(h) Increase to False Alarm Charges - File: 3200-05-07

Report: Deputy Director of Finance, March 20, 2002

Moved by Councillor Bell, seconded by Councillor Keating

PURSUANT to the report of the Deputy Director of Finance, dated March 20, 2002, entitled “Increase to False Alarm Charges”:

THAT the City’s Fire and Security Alarm Regulation Bylaw be amended to impose a fine of \$130. upon the second and all subsequent false alarm occurrences in a calendar year;

AND THAT “Fire Alarm System and Security Alarm System Regulation Bylaw, 1993, No. 6245, Amending Bylaw 2002, No. 7408” (False Alarms), be considered.

CARRIED UNANIMOUSLY

(i) Park Festivals - File: 4410-01

Report: City Engineer, March 20, 2002

Moved by Councillor Mussatto, seconded by Councillor Bell

PURSUANT to the report of the City Engineer dated March 20, 2002, entitled “Park Festivals”:

THAT the existing two-day Caribbean Festival be permitted to proceed as planned;

AND THAT all other large park festival events be limited to one day unless allowed for by a majority vote of Council members;

AND THAT staff be requested to undertake a complete review of the Special Events Policy in conjunction with the new Parks and Recreation Advisory Committee, and report back to Council.

CARRIED

4. (l) **Fire Services Act - Insurance Premium Tax - File: 1020-03**

Report: Fire Chief, March 26, 2002

Moved by Councillor Bell, seconded by Councillor Keating

PURSUANT to the report of the Fire Chief dated March 26, 2002, entitled "Fire Services Act-Insurance Premium Tax":

WHEREAS the cost of providing Fire Services has increased substantially over the past few years;

AND WHEREAS the Insurance Industry is receiving benefit from Fire Services in the form of decreased risk of property damage by fire;

AND WHEREAS the Provincial Government collects annually 4% of premiums on all property insurance policies issued;

AND WHEREAS revenue collected under the Insurance Premium Tax Act has been paid into the Consolidated Revenue Fund;

AND WHEREAS this tax was originally imposed to cover the costs (salaries and expenses) of administering the Fire Services Act;

AND WHEREAS the Provincial Government imposes a mandatory requirement of provision of a regular system of fire inspections and fire investigations on municipalities and cities;

THEREFORE BE IT RESOLVED THAT the 4% Insurance Premium Tax, less costs directly incurred by the Office of the Fire Commissioner, be redirected to cities and municipalities to offset the cost of providing Fire Services;

AND FURTHER THAT this resolution be forwarded to the Lower Mainland Municipal Association and the Union of British Columbia Municipalities for consideration, as well as all British Columbia Municipalities, BC Fire Chiefs Association, Greater Vancouver Regional District Fire Chiefs Association, Canadian Association of Fire Chiefs, and the International Association of Fire Fighters.

CARRIED UNANIMOUSLY

4. (m) **Official Community Plan Amendment - Hamersley House 350 East 2nd Street - File: 3400-05-02 350 E**

Report: Planning Technician, Community Development, April 3, 2002

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the Planning Technician, dated April 3, 2002, entitled "Official Community Plan Amendment - Hamersley House 350 East 2nd Street":

THAT the review contained in this said report concerning statutory examinations of "City of North Vancouver Official Community Plan, Bylaw 1992, No. 6288, Amendment Bylaw, 2002, No. 7393", with respect to its impact on the City's Capital Expenditure Program, Waste Management Plan and Economic Development Strategy, be received and filed.

CARRIED UNANIMOUSLY

(n) **Yard Waste and Mixed Wood Waste Recycling Services Contract File: 4050-04-10-02**

Report: Manager - Waste Reduction, April 2, 2002

Moved by Councillor Perrault, seconded by Councillor Mussatto

PURSUANT to the report of the Manager - Waste Reduction dated April 2, 2002, entitled "Yard Waste and Mixed Wood Waste Recycling Services Contract":

THAT the Greater Vancouver Sewerage and Drainage District (GVS&DD) be advised of Council's concurrence in awarding a five-year Yard Waste and Mixed Wood Waste Recycling Services contract to the highest rated Proponent on the GVS&DD's recent Request for Proposals (RFP) for yard waste recycling;

AND THAT the Mayor and Clerk be authorized to sign and seal a revised Yard Waste and Mixed Wood Waste Recycling Services agreement between the Municipality and the GVS&DD reflecting the new terms and agreement with the successful Proponent to the GVS&DD's RFP.

Moved by Councillor Mussatto, seconded by Councillor Bell

THAT the meeting continue after 11:00 p.m., to conclude items 4.(n), 4.(o), 5.(c), 5.(d), 6.(a) (i) and (ii), 6.(b) (vii) and (viii) on the agenda that were brought forward for consideration.

CARRIED UNANIMOUSLY

The motion was then **CARRIED UNANIMOUSLY.**

4. (o) **Rezoning Application Site 5 - 144 to 170 West Esplanade, Grosvenor/Fairmont/Buttjes Architecture Inc., Paul Merrick Architects - File: 3400-05 Espl 144-170 W**

Report: Development Planner, Community Development,
April 3, 2002

Moved by Councillor Bell, seconded by Councillor Mussatto

PURSUANT to the report of the Development Planner, dated April 3, 2002, entitled "Rezoning Application Site 5 - 144 to 170 West Esplanade, Grosvenor/Fairmont/Buttjes Architecture Inc., Paul Merrick Architects":

THAT the rezoning application for Site 5 be considered by Council incorporating the building height calculation method and the 'driveway court' device reviewed in this report.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION**

- (c) **Lower Mainland Municipal Association 2002 Annual General Meeting, May 8 to 10, 2002 at Harrison Hot Springs Resort and Spa - File: 1040-03-L5-01**

Submitted by Bruce A. Hawkshaw, City Clerk

Moved by Councillor Keating, seconded by Councillor Bell

PURSUANT to City Policy whereas a Council Member must seek permission to run for office;

THEREFORE BE IT RESOLVED THAT Councillor R. J. Fearnley be permitted to run for the 2002-2003 Lower Mainland Municipal Association Executive.

CARRIED

5. (d) **Appointment to the West Vancouver Coho Festival Committee**
File: 4455-03-C4

Requested by Mayor B.A. Sharp

Moved by Councillor Mussatto, seconded by Mayor Sharp

THAT Councillor C.R. Keating be appointed to the West Vancouver Coho Festival Committee until December 2, 2002.

CARRIED UNANIMOUSLY

6. **BYLAWS - Continued**

(a) **Reconsideration and Final Adoption**

Moved by Councillor Mussatto, seconded by Councillor Keating that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2001, No. 7311"
(Victoria Roberts & Andrew Collins/Cassidy Design Service, 357 East
10th Street, RS-3)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the said Bylaw No. 7311 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

Councillor Braithwaite left the meeting at 11:27 p.m.

6. (a) Reconsideration and Final Adoption - Continued

Moved by Councillor Mussatto, seconded by Councillor Keating that

- (ii) "General Building Reserve Fund Expenditure Bylaw, 2002, No. 7409"
(Firehall Seismic Upgrade, Additional Funds)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the said Bylaw No. 7409 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

(b) Introduction and First Three Readings - Continued

Moved by Councillor Perrault, seconded by Councillor Keating that

- (vii) "Fire Alarm System and Security Alarm System Regulation Bylaw, 1993, No. 6425, Amending Bylaw, 2002, No. 7408" (False Alarms)

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 Perrault, seconded by Councillor Keating

THAT the said Bylaw No. 7408 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Keating

THAT the said Bylaw No. 7408 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

6. (b) Introduction and First Three Readings - Continued

Moved by Councillor Mussatto, seconded by Councillor Keating that

(viii) "Tax Rates Bylaw, 2002, No. 7410"

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

DEFEATED

10. ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 11:29 p.m.