



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, MAY 13, 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
J.M. Rowe, Assistant City Clerk
J. Laughlin, City Engineer
B Susak, Deputy City Engineer
F.A. Smith, Director, Community Development
R. H. White, City Planner
G. Penway, Planner, Community Development
R.A. Spencer, Development Planner
L. Orr, Social Planner
M. MacFadyen, Manager, Lands Division
C. Kathler, Social Planner
Inspector H. Eaton, North Vancouver
Detachment, R.C.M.P.

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

9. CONFIDENTIAL REPORTS

Moved by Councillor Bell, seconded by Mayor Sharp

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) (c)

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 p.m., and reconvened at 6:48 p.m., with the same personnel present.

1. ADOPTION OF MINUTES

Moved by Councillor Keating, seconded by Councillor Bell

THAT the Minutes of the Regular Council Meeting of May 6, 2002 be adopted as circulated.

CARRIED UNANIMOUSLY

2. DELEGATIONS

(a) Mr. Johnny Carline, Chief Administrative Officer, Greater Vancouver Regional District

Re: Sustainable Region Initiative - File: 1180-01

*Councillor Mussatto entered the meeting at 6:55 p.m.

Mr. Carline gave a PowerPoint presentation on the Greater Vancouver Regional District "Sustainable Region Initiative", dealing with economic, social and environmental perspectives to meet current needs while not compromising the ability to meet future needs. Mr. Carline outlined the challenges and opportunities and the role of the GVRD. Mr. Carline also encouraged City Council and staff to establish a process to identify their values, goals and issues as well as to identify and engage groups in the community to participate.

Mr. Carline then responded to questions from members of Council.

3. CORRESPONDENCE

(a) Mr. Johnny Carline, Chief Administrative Officer, Greater Vancouver Regional District, May 1, 2002

Re: Sustainable Region Initiative - File: 1180-01

Moved by Councillor Bell, seconded by Councillor Perrault

PURSUANT to the correspondence received from Mr. J. Carline, Chief Administrative Officer, Greater Vancouver Regional District, dated May 1, 2002 entitled "Sustainable Region Initiative":

THAT the May 1, 2002 correspondence from the Greater Vancouver Regional District be referred to staff for a report back to Council on how the City of North Vancouver can actively participate in a "Sustainable Region Initiative".

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Sharp read the following Proclamations:

"NATIONAL PUBLIC WORKS WEEK", MAY 19 - 25, 2002

"HEMOCHROMATOSIS AWARENESS WEEK", MAY 25 - 31, 2002

6. **BYLAWS**

(a) **Reconsideration and Final Adoption**

Moved by Councillor Fearnley, seconded by Councillor Bell that

- (i) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2002, No. 7419" (Fire CAD Hardware and Software).

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Bell

THAT the said Bylaw No. 7419 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Mayor Sharp

THAT items 4(a), 4 (b) and 4(c) on the Agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

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

(a) **Appointment of Bylaw Enforcement Officer David Owens
- File: 3030-01/1855-02**

Report: City Clerk, May 7, 2002

Moved by Councillor Bell, seconded by Councillor Keating

PURSUANT to the report of the City Clerk, dated May 7, 2002, entitled, "Appointment of Bylaw Enforcement Officer, David Owens":

THAT David Owens, Property Use Inspector, be appointed under the Police Act, 1996, R.S. Chapter 367, Section 36, as Bylaw Enforcement Officer for The Corporation of the City of North Vancouver, effective after Council approval for a term ending on the date David Owens' employment with the City ceases.

CARRIED UNANIMOUSLY

4. (b) **Shipyards Development (109 & 116 East Esplanade): Revised Phasing (Pinnacle International) - File: 3357-03-03 Espl 109 116E**

Report: Planner, Community Development, May 7, 2002

Moved by Councillor Perrault, seconded by Councillor Mussatto

PURSUANT to the report of the Planner, dated May 7, 2002, entitled "Shipyards Development (109 & 116 East Esplanade): Revised Phasing (Pinnacle International)":

THAT staff be directed to prepare amendments to the registered legal documents related to the Shipyards Development so as to provide for Parcels 1, 2, 3, 4, 5, 7, 8, 9, 10, 13 and the associated public open spaces and amenities as a revised Phase One for the development as described in the said report;

AND THAT staff report back with the amended agreements for Council's consideration and process the applicable development applications in the interim.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Fearnley

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

CARRIED UNANIMOUSLY

The meeting recessed at 7:30 p.m. and reconvened at 7:32 p.m. with the same personnel present.

(c) **City Funding for the Ridgeway Out of School Centre Renovation Project – File: 1665-12**

Report: Deputy Director of Finance, May 8, 2002

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT consideration of the report of the Deputy Director of Finance, dated May 8, 2002, entitled "City Funding for the Ridgeway Out of School Centre Renovation Project" be deferred to a future meeting of Council.

CARRIED UNANIMOUSLY

Moved by Councillor Bell, seconded by Councillor Fearnley

THAT the meeting recess to the public meeting scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:37 p.m. and reconvened at 7:43 p.m. with the same personnel present. Councillor Bell, on a point of personal privilege, excused himself as his legal counsel has stated that there is a perception of bias as his wife is a School Trustee with School District No. 44 (North Vancouver).

5. MOTIONS AND NOTICES OF MOTION

- (a) **Development Variance Permit - Sign Variance - Carson Graham School - File: 3358-03-02 JONES 2145 DVP #155**

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT Development Variance Permit No. 155 be issued to the Board of School Trustees, School District No. 44 (North Vancouver) in accordance with Section 922 of the Local Government Act;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 155.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Fearnley

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

CARRIED UNANIMOUSLY

Councillor Bell returned to the meeting

The meeting recessed at 7:44 p.m. and reconvened at 7:53 p.m. with the same personnel present, with the exception of Mayor Sharp who left the meeting because of a possible bias (conflict of interest), as she is a non-voting member of The Royal Canadian Legion.

Councillor Bell took over the Chair as Acting Mayor.

6. **BYLAWS - continued**

(c) **Second and Third Readings**

Moved by Councillor Perrault, seconded by Councillor Fearnley that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7416" (Text Amendment to CD-373, Royal Canadian Legion, 123 West 15th Street).

be read a second time in short form.

A recorded vote was taken on the motion

Voting in favour: Councillor Fearnley
Councillor Mussatto
Councillor Keating
Councillor Braithwaite
Councillor Perrault
Councillor Bell, Acting Mayor

Voting against: Nil

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

Moved by Councillor Perrault, seconded by Councillor Fearnley

THAT the said Bylaw No. 7416 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT staff be directed to provide an information report to Council on any prejudices or intent that may affect Mr. Aliakbari, prospective purchaser of a dwelling unit at 121 West 15th Street, if Bylaw No. 7416 is finally adopted.

CARRIED UNANIMOUSLY

Councillor Bell, Acting Mayor declared a recess at 8:10 p.m. and reconvened at 8:12 p.m. with the same personnel present

Mayor Sharp returned to the meeting and resumed the Chair.

Moved by Councillor Bell, seconded by Councillor Keating

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

CARRIED UNANIMOUSLY

The meeting recessed at 8: 14 p.m. and reconvened at 10:14 p.m. with the same personnel present.

6. **BYLAWS** - continued

(c) **Second and Third Readings - continued**

Moved by Councillor Mussatto, seconded by Councillor Keating that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7411" (Grosvenor/Fairmont/Buttjes Architecture Inc./Paul Merrick Architects, 144 to 170 West Esplanade & 161 West 1st Street, CD-430).

be read a second time in short form.

Moved by Councillor Bell, seconded by Councillor Braithwaite

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. or until items 6(a) (ii), 6(b) (i) and 9(b) are considered.

CARRIED UNANIMOUSLY

A recorded vote was then taken on the motion

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

Voting against: Councillor Braithwaite
Councillor Fearnley

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

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the said Bylaw No. 7411 be read a third time in short form and passed subject to reconsideration.

CARRIED

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

6. **BYLAWS - continued**

(a) **Reconsideration and Final Adoption - continued**

Moved by Councillor Perrault, seconded by Councillor Mussatto that

- (ii) Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7396" (Bodwell High School/Killick, Metz, Bowen, Rose, Architects, Lot 40, Harbourside Drive, CD-428).

be reconsidered.

A recorded vote was taken on the motion

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

Voting against: Councillor Braithwaite
Councillor Fearnley

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

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the said Bylaw No. 7396 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

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

Moved by Councillor Bell, seconded by Councillor Mussatto

THAT the requirements of the Procedure Bylaw to terminate the meeting at 11:00 p.m. be waived and the meeting continue until Item 9(b) on the Agenda has been considered.

CARRIED UNANIMOUSLY

9. CONFIDENTIAL REPORTS *continued*

Moved by Councillor Mussatto, seconded by Councillor Keating

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

CARRIED UNANIMOUSLY

The meeting recessed at 10:59 p.m. and did not reconvene as a motion to adjourn at 11:55 p.m. was carried in the Committee of the Whole in camera meeting.