



**MINUTES OF THE RECESSED MEETING OF COUNCIL HELD IN  
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14<sup>th</sup> STREET,  
NORTH VANCOUVER, B.C., ON TUESDAY, JULY 23, 2002 AT  
6:30 P.M.**

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**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  
F.A. Smith, Director, Community Development  
G. Penway, Development Planner  
M. MacFadyen, Manager, Lands Division  
R. Spencer, Development Planner  
T. Christie, Director of Finance  
B. Susak, Deputy City Engineer

The recessed meeting was called to order at 6:33 p.m.

Moved by Councillor Bell, seconded by Councillor Braithwaite

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

**CARRIED UNANIMOUSLY**

The meeting recessed at 6:34 p.m. and reconvened at 7:43 p.m. with the same personnel present and with the addition of Councillor Mussatto\*, Councillor Fearnley\* and Councillor Keating\*.

**6. BYLAWS**

**(c) Second and Third Readings**

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7364" (Jim Whitehead Consulting Inc. and BC Transportation and Financing Authority, 609 - 615 West 24<sup>th</sup> Street, CD-426).

Moved by Councillor Braithwaite, seconded by Councillor Bell

**THAT** consideration of Bylaw No. 7364 be deferred until July 29, 2002

**CARRIED UNANIMOUSLY**

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

Moved by Councillor Keating, seconded by Councillor Mussatto that

- (i) "Community Enhancement Reserve Fund Expenditure Bylaw, 2002, No. 7431" (Skatepark).

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

A recorded vote was taken on the motion as follows:

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

Voting against: Councillor Fearnley  
Councillor Bell

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

Moved by Councillor Keating, seconded by Councillor Mussatto

**THAT** the said Bylaw 7431 be read a second time in short form.

A recorded vote was taken on the motion as follows:

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

Voting against: Councillor Fearnley  
Councillor Bell

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

*continued...*

**6. (b) Introduction and First Three Readings *continued***

Moved by Councillor Keating, seconded by Councillor Mussatto

**THAT** the said Bylaw No. 7431 be read a third time in short form and passed subject to reconsideration.

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

Voting against: Councillor Fearnley  
Councillor Bell

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

**2. DELEGATIONS**

**(b) Mr. Michael De Cotiis, CEO & Chairman, Pinnacle International**

Re: The Shipyards - Parcel No. 5  
- File: 3357-03-03 ESPL E 109-116 Parcel 5

Mr. Kerry Kukucha, Manager, Real Estate Development, Pinnacle International, gave a brief introduction and informational overview of the changes Pinnacle International are seeking support from Council on height additions to Parcel 5 and then introduced Mr. Hancock, Architect, who gave a PowerPoint presentation and video clip of the project proposal for Parcel 5, The Shipyards.

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

**3. CORRESPONDENCE**

**(b) Mr. Michael De Cotiis, CEO & Chairman, Pinnacle International, July 16, 2002**

Re: The Shipyards - Parcel No. 5  
- File: 3357-03-03 ESPL E 109-116 Parcel

Moved by Councillor Mussatto, seconded by Councillor Perrault

**PURSUANT** to the correspondence received from Mr. Michael De Cotiis, CEO & Chairman, Pinnacle International, dated July 16, 2002, regarding "The Shipyards – Parcel No. 5":

**THAT** the correspondence and informational overview received from Mr. M. De Cotiis, dated July 16, 2002, be referred to staff for a report;

*continued...*

3. (b) **Mr. Michael De Cotiis, CEO & Chairman, Pinnacle International, July 16, 2002 *continued***

**AND THAT** this correspondence be forwarded to the Advisory Design Panel, Advisory Planning Commission, Heritage Advisory Commission, North Vancouver Museum and Archives Commission, The Lower Lonsdale Citizens' Association, Lower Lonsdale Business Association, Arts & Culture Commission of North Vancouver, North Vancouver Community Arts Council, Presentation House Media Arts Gallery, Presentation House Theatre and the North Vancouver Chamber of Commerce for their comments;

**AND THAT** this proposal be referred to a Public Meeting.

**CARRIED UNANIMOUSLY**

(c) **Ms. Pat Heal, Chair, The North Shore Family Court & Youth Justice Committee, July 18, 2002**

Re: North Shore Family Court & Youth Justice Committee 2001 Annual Report Recommendations

Moved by Councillor Keating, seconded by Councillor Mussatto

**PURSUANT** to the correspondence received from the North Shore Family Court & Youth Justice Committee, dated July 18, 2002:

**THAT** the City supports the North Shore Family Court & Youth Justice Committee:

1. Developing the North Shore Family Court & Youth Justice Committee's guiding principles regarding youth and families on the North Shore;
2. Reviewing how the Courtwatch data and statistics are collected and presented to the committee;
3. Analyzing Courtwatch data over time and comparing to provincial and national information;
4. Analyzing information gathered by the Domestic Violence Coordinator and developing a long range plan;
5. Developing a process to gather information from consumers of the North Shore justice system;
6. Monitoring the effects of provincial cutbacks to services and resources affecting youth and families on the North Shore and to continue to advocate when appropriate;

*continued...*

3. (c) **Ms. Pat Heal, Chair, The North Shore Family Court & Youth Justice Committee, July 18, 2002 *continued***

**AND THAT** the City of North Vancouver write to the Federal and Provincial Governments to encourage them to provide operating funding for a Youth Safe Shelter on the North Shore.

**CARRIED UNANIMOUSLY**

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

- (b) **Shipyards Development: Esplanade Underground Parking Parcel 5 (Hotel Site) - File: 3357-03 Parcel 5**

Moved by Councillor Braithwaite, seconded by Councillor Fearnley

**PURSUANT** to the report of the Development Planner, dated June 6, 2002, entitled, "Shipyards Development: Esplanade Underground Parking - Parcel 5 (Hotel Site)":

**THAT** the realignment of the 100 Block East Esplanade proceed with parking under the realigned roadway adjacent to Parcel 5 (hotel site) as per the request of Pinnacle International with Ownership Option 1, including the provision of a minimum of 50 publicly accessible pay parking stalls in addition to Bylaw requirements;

**AND THAT** the necessary legal documents be prepared to the satisfaction of the City Solicitor to secure the City's interests at the applicant's expense.

Moved by Councillor Fearnley, seconded by Councillor Braithwaite

**THAT** the motion be amended by striking out Option 1 and replacing it with Option 2.

**CARRIED UNANIMOUSLY**

The motion as amended was then **CARRIED UNANIMOUSLY**.

4. (c) **Lower Lonsdale Community Centre - Site 5 Emergency Reception Centre - File: 3380-02-L4-11-05**

Report: Development Planner, Community Development,  
July 10, 2002

Moved by Councillor Mussatto, seconded by Councillor Bell

**PURSUANT** to the report of the Development Planner, dated July 10, 2002 entitled "Lower Lonsdale Community Centre, Site 5, Emergency Reception Centre;

**THAT** staff be instructed to identify the additional work and costs required for non-structural mitigation of the facility to enable it to serve as an Emergency Reception Centre in appropriate disaster situations.

**CARRIED UNANIMOUSLY**

(d) **Lower Lonsdale Multi Purpose Community Centre - File: 3375-07 Espl W 100 Blk (Site 5)**

Report: Development Planner, Community Development,  
July 10, 2002

Moved by Councillor Perrault, seconded by Councillor Bell

**THAT** item 4(d) be deleted from the agenda.

**CARRIED UNANIMOUSLY**

Mayor Sharp declared a recess at 9:01 p.m. and reconvened the meeting at 9:08 p.m. with the same personnel present.

(e) **Zoning Adoption: Site 5 Lower Lonsdale Planning Area: 144-170 West Esplanade & 161 West 1<sup>st</sup> Street (Bylaw No. 7411 CNV/Grosvenor Fairmont) - File: 3400-05 Espl 144-170 01 161 W**

Report: Acting City Planner, Community Development,  
July 17, 2002

Moved by Councillor Keating, seconded by Councillor Mussatto

**PURSUANT** to the report of the Acting City Planner, dated July 17, 2002, entitled, "Zoning Adoption: Site 5 Lower Lonsdale Planning Area: 144-170 West Esplanade & 161 West 1<sup>st</sup> Street (Bylaw No. 7411 CNV/Grosvenor Fairmont":

*continued...*

4. (e) **Zoning Adoption: Site 5 Lower Lonsdale Planning Area: 144-170 West Esplanade & 161 West 1<sup>st</sup> Street (Bylaw No. 7411 CNV/Grosvenor Fairmont) - File: 3400-05 Espl 144-170 01 161 W**  
*continued*

**THAT** staff be directed to bring forward “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 1<sup>st</sup> Street, CD-430), for Reconsideration and Final Adoption on July 29, 2002 and proceed with the finalization of legal agreements as set out in said report.

**CARRIED UNANIMOUSLY**

Moved by Councillor Braithwaite seconded by Mayor Sharp

**THAT** staff negotiate the provision of an additional 20 parking spaces, to a total of 40 spaces, in a meeting with the applicant, scheduled for July 24, 2002.

**CARRIED UNANIMOUSLY**

- (f) **Public Art Annual Contribution - File: 1085-03-N3-01/1665-15**

Report: Chair, Arts & Culture Commission of North Vancouver and Public Art Coordinator, June, 2002

Moved by Councillor Keating, seconded by Councillor Mussatto

**PURSUANT** to the report of the Chair, Arts & Culture Commission of North Vancouver and the Public Art Coordinator, dated June, 2002, entitled “Public Art Annual Contribution”:

**THAT** Council consider increasing the annual contribution to the Public Art Program Reserve from \$85,000 to \$120,000, an increase of \$35,000.00;

**AND THAT** this request be referred to the 2003-2012 Financial Planning process.

A recorded vote was taken on the motion as follows:

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.

4. (g) **Integrated Homicide Investigation Team - File: 3200-01**

Report: City Manager, June 6, 2002

Moved by Councillor Fearnley, seconded by Councillor Perrault

**PURSUANT** to the report of the City Manager, dated June 6, 2002, entitled "Integrated Homicide Investigation Team":

**THAT** the creation of an RCMP integrated Homicide Investigation Team for Greater Vancouver Regional District (GVRD) municipalities as outlined in the May 14, 2002 report of the Lower Mainland Policing Advisory Committee be endorsed.

Moved by Councillor Perrault, seconded by Councillor Mussatto

**THAT** the motion be amended to read in its entirety:

**"PURSUANT** to the Information Report of the City Manager dated June 12, 2002, entitled "Integrated Homicide Investigation Team":

**THAT** Mayor Barbara A. Sharp request the RCMP Mayors' Consultative Forum to delay the creation of an Integrated Homicide Investigation Team until further information is obtained and reviewed with Council."

**CARRIED UNANIMOUSLY**

The motion as amended was then **CARRIED UNANIMOUSLY**

(h) **721 Chesterfield Avenue - Official Community Plan Amendment Application (NVSD #44/Polygon) - File: 3400-05 CHES 721**

Report: Planner, Community Development, July 10, 2002

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).

Moved by Councillor Perrault, seconded by Councillor Keating

**PURSUANT** to the report of the Development Planner, dated July 10, 2002, entitled "721 Chesterfield Avenue - Official Community Plan Amendment Application (NVSD #44/Polygon)":

**THAT** the Official Community Plan Amendment application for 721 Chesterfield Avenue (School District No. #44 (North Vancouver)/Polygon) be rejected;

**AND THAT** any future consideration of a land use change for this site be considered through a Land Use Study public process;

*continued...*



4. (h) **721 Chesterfield Avenue - Official Community Plan Amendment Application (NVSD #44/Polygon)- File: 3400-05 CHES 721**  
*continued*

**AND THAT** the School District No. #44 (North Vancouver) be advised that the City of North Vancouver remains interested in considering other, less contentious ways of achieving a new a School District No. #44 (North Vancouver) administration building and Artists for Kid's Trust in the Lonsdale Town Centre;

**AND THAT** Planning staff be directed to conduct an analysis of building heights not only in the P-1 Zones to determine if 27.4 metres (90 feet) is an appropriate outright building height but also in P-2 Zones to determine if 18.288 metres (60 feet) is an appropriate outright building height.

A recorded vote was taken on the motion as follows:

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

Voting against: Councillor Fearnley  
Councillor Mussatto

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

Councillor Bell returned to the meeting

(i) **Terms of Reference for Agencies, Boards, and Commissions**  
**- File: 1085-01**

Report: City Clerk, May 31, 2002

Moved by Councillor Braithwaite, seconded by Councillor Mussatto

**PURSUANT** to the report of the City Clerk, dated May 31, 2002, entitled "Terms of Reference for Agencies, Boards, and Commissions":

**THAT** the Terms of Reference for Agencies, Boards, and Commissions in the Advisory Bodies (Liaison) Category be revised to provide for Council attendance on a regular basis in a non-voting capacity but entitled to debate the issues;

**AND THAT** all Council City Advisory Committees may request amendment to their Terms of Reference to provide for an advocacy role in addition to their advisory function.

**CARRIED UNANIMOUSLY**

4. (j) **Use of Funding From The Women's Safety Project,  
- File: 4230-16**

Report: Social Planner, Community Development,  
June 12, 2002

Moved by Councillor Mussatto, seconded by Councillor Keating

**PURSUANT** to the report of the Social Planner, dated June 12, 2002, entitled "Use of Funding From the Women's Centre Safety Project":

**THAT** the \$8,990.00 from the Community Safety Audit Account be released to the North Shore Women's Centre on behalf of the Coordinating Committee to End Violence Against Women for a public education campaign with an art focus on violence against women;

**AND THAT** the Social Planner be directed to work with the Committee and the Coordinator, Domestic Violence Program, to develop the project details;

**AND THAT** the Coordinator, Domestic Violence Program, be requested to report back to Council once further details of the project have been developed.

A recorded vote was taken on the motion as follows:

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

Voting against: Councillor Fearnley

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

Councillor Bell briefly left and returned to the meeting

4. (k) **Lower Lonsdale Community Policing Centre - Future Direction and Location - File: 3200-12-05**

Report: Officer In Charge, North Vancouver Detachment  
RCMP, July 12, 2002

Moved by Councillor Perrault, seconded by Councillor Bell

**PURSUANT** to the report of the Officer In Charge, North Vancouver Detachment, RCMP, dated July 12, 2002, entitled, "Lower Lonsdale Community Policing Centre Future Location and Direction":

**THAT** the development of an expanded service Lower Lonsdale Community Policing Centre in the core of the Lower Lonsdale area be approved in principle;

**AND THAT** the space be located at street level, with street frontage;

**AND THAT** \$10,000 from Council Contingency be allocated for a Facilities Planner to assist staff in developing a new Community Policing Centre;

**AND THAT** the new and expanded Community Policing Centre be considered for inclusion in the Corporate Business Plan;

**AND THAT** the project be referred to the 2003 - 2012 financial planning process.

Moved by Councillor Fearnley, seconded by Councillor Braithwaite

**THAT** the following portion of the motion be referred to the 2003 Financing Planning process:

**AND THAT** \$10,000 from Council Contingency be allocated for a Facilities Planner to assist staff in developing a new Community Policing Centre.

**DEFEATED**

A recorded vote was taken on the original motion as follows:

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

Voting against: Councillor Braithwaite

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

4. (l) **Fund Raising Activity on Lonsdale - Lions Gate Healthcare Research Foundation - File: 4230-01**

Report: City Engineer, July 17, 2002

Moved by Councillor Braithwaite, seconded by Councillor Mussatto

**PURSUANT** to the report of the City Engineer dated July 17, 2002, entitled "Fund Raising Activity on Lonsdale - Lions Gate Healthcare Research Foundation":

**THAT** the proposed fund raising project to be held on Lonsdale Avenue sometime in May 2003 be approved in principle;

**AND THAT** funding in the range of \$3,000 to \$5,000 for start-up project costs be referred to the 2003 budget discussions;

**AND THAT** this report be referred to the Lower Lonsdale Business Association, The Lonsdale Citizens Association and the North Vancouver Chamber of Commerce for information.

**CARRIED UNANIMOUSLY**

(m) **2001 Operations Surplus - Arts & Culture Commission of North Vancouver - File: 1085-03-N3-01**

Report: Secretary Treasurer, Arts & Culture Commission of North Vancouver, July 11, 2002

Moved by Councillor Perrault, seconded by Councillor Keating

**PURSUANT** to the report of the Secretary Treasurer, Arts & Culture Commission of North Vancouver, dated July 11, 2002, entitled "2001 Operations Surplus - Arts & Culture Commission of North Vancouver":

**THAT** the Arts & Culture Commission of North Vancouver be granted permission to use their year 2001 surplus as outlined in this report dated July 11, 2002.

**CARRIED UNANIMOUSLY**

Moved by Councillor Braithwaite, seconded by Councillor Mussatto

**THAT** the requirements of the Procedure Bylaw to terminate the meeting at 10:30 p.m. be waived and the meeting continue until 11:00 p.m.

**CARRIED UNANIMOUSLY**

4. (n) **North Vancouver Recreation Commission Agreement  
- File: 4410-07**

Report: City Manager, July 17, 2002

Moved by Councillor Mussatto, seconded by Councillor Keating

**PURSUANT** to the report of the City Manager, dated July 17, 2002, entitled "North Vancouver Recreation Commission Agreement":

**THAT** the North Vancouver Recreation Commission Agreement dated July 17, 2002 be endorsed;

**AND THAT** City staff meet with staff from the North Vancouver Recreation Commission and District of North Vancouver later this year to prepare a set of governance principles for the operation of recreation and community facilities.

**CARRIED UNANIMOUSLY**

(o) **Proposed Zoning Bylaw Amendment - Crawlspace Definition  
- File: 3410-01**

Report: Manager of Inspections, Community Development,  
July 18, 2002

Moved by Councillor Fearnley, seconded by Councillor Mussatto

**PURSUANT** to the report of the Manager of Inspections dated July 18, 2002, entitled "Proposed Zoning Bylaw Amendment - Crawlspace Definition":

**THAT** "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7422" (Crawlspace Definition), be considered and that the requirement of a Public Hearing be waived.

**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, 2002, No. 7422" (Crawlspace Definition).

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

**CARRIED UNANIMOUSLY**

5. **MOTIONS AND NOTICES OF MOTION**

(a) **Moratorium on New Rezoning Applications for Two or More Dwellings in the Mid Block Area – File: 3400-01**

***Submitted by Councillor Wm. J. Bell***

Moved by Councillor Bell, seconded by Councillor Fearnley

**THAT** a moratorium be established with staff directed to not process any new rezoning applications for two or more dwelling units in the Mid Block Area, 300 East Keith Road, (north side), to 300 East 13<sup>th</sup> Street (south side) pending a decision on the establishment of a Special Study Area as part of the Official Community Plan 2002;

**AND THAT** in the event that such a Special Study Area is included in the adopted O.C.P. 2002 then said Mid Block Multi-Unit Rezoning Moratorium be extended pending the outcome of that Special Study;

**AND THAT** only those rezoning applications received prior to July 16, 2002, continue to be processed.

A recorded vote was taken on the motion as follows:

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

Voting against: Councillor Mussatto  
Councillor Keating

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

5. (b) **Playground Amenity at 23<sup>rd</sup> Street and Lonsdale Avenue**  
**File: 4230-01/4300-01**

***Submitted by Councillor Wm. J. Bell***

Moved by Councillor Bell, seconded by Councillor Keating

**THAT** Council request the Park's staff to expedite a report on an alternative replacement of a full playground as well as the siting for that playground amenity located at 23<sup>rd</sup> Street and Lonsdale Avenue.

**AND THAT** staff report to Council on the status of negotiations with School District No. 44 (North Vancouver) for a joint use agreement for a playground at Lonsdale Elementary School;

**AND THAT** staff report to Council on opportunities for the future development and siting of play and passive areas within the Harry Jerome Recreation Complex as part of its Master Plan;

**AND THAT** staff report to Council on opportunities for 'pocket parks' in neighbourhoods surrounding the Harry Jerome Recreation Complex.

**CARRIED UNANIMOUSLY**

8. **ANY OTHER BUSINESS**

Moved by Councillor Keating, seconded by Councillor Bell

**THAT** Items 8. (a), (b) and (c) recommendations from the Public Meeting of July 22, 2002 re: Provincial Government's Restructuring Plan, be added to the agenda.

The motion was **DEFEATED** as it required unanimous approval to add it to the agenda.

10. **ADJOURNMENT**

Moved by Councillor Keating, seconded by Councillor Mussatto

**THAT** the meeting adjourn.

**CARRIED UNANIMOUSLY**

The meeting adjourned at 10:53 p.m.