



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, OCTOBER 21, 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
F.A. Smith, Director, Community Development
P. Melville, Manager - Inspections
J. Laughlin, City Engineer
D. Pope, Manager, Environment & Parks
R.H. White, City Planner
D. Mitic, Transportation Engineer

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

9. CONFIDENTIAL REPORTS

Moved by Councillor Keating, seconded by Councillor Perrault

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) (c)
- 9(b) Section 242.2 (1) (a)
- 9(c) Section 242.2 (1) (a)
- 9(d) Section 242.2 (1) (a)
- 9(e) Section 242.2 (1) (h)
- 9(f) Section 242.2 (1) (c) (f)

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 p.m., and reconvened at 7:08 p.m., with the same personnel present and with the addition of Councillor Mussatto.

1. ADOPTION OF MINUTES

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the Minutes of the Regular Council Meeting of October 7, 2002 be adopted as circulated.

CARRIED UNANIMOUSLY

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

(a) Leave of Absence Without Pay Request – Erin Swadling
File: 1800-06/1880-03-09

Report: Director of Human Resources, October 11, 2002

PURSUANT to the report of the Director of Human Resources dated October 11, 2002, entitled “Leave of Absence Without Pay Request – Erin Swadling”:

THAT Ms. Erin Swadling be granted a leave of absence without pay for the period of October 11, 2002 to November 29, 2002;

AND THAT authority be granted to extend this leave of absence without pay further, if requested, provided that satisfactory medical certification is received by staff.

(CARRIED UNANIMOUSLY)

(b) Appointment to the Board of Variance - City Appointee
File: 1085-03-B1-01

Report: City Clerk, October 10, 2002

PURSUANT to the report of the City Clerk dated October 10, 2002, entitled “Appointment to the Board of Variance – City Appointee”:

THAT Mr. Wally Moroz be appointed to fill the vacancy left by the resignation of Ms. Rosemary Davies and for a term to conclude on January 31, 2006.

(CARRIED UNANIMOUSLY)

(c) Appointment to the Board of Variance - Provincial Appointee
File: 1085-03-B1-01

Report: City Clerk, October 9, 2002

PURSUANT to the report of the City Clerk dated October 9, 2002, entitled “Appointment to the Board of Variance – Provincial Appointee”:

THAT it be recommended to the Honourable George Abbott, Minister of Community, Aboriginal and Women’s Services, as per his letter of September 16, 2002, that Mr. Bruce Curry, Chair, be re-appointed as one of the two Provincial appointees to complete his second term to conclude on April 24, 2004;

Continued....

**9.1 (c) Appointment to the Board of Variance - Provincial Appointee
File: 1085-03-B1-01 - Continued**

AND THAT the applications of Mr. Guy Dinoto, Mr. Dave Gosse, Mr. Don Nunn and Mr. Peter Rennie, be supported and referred to the Minister of Community, Aboriginal and Women's Services, to fill the vacancy of the second Provincial appointee, which is to complete the term of Mr. Gordon Nunn (deceased), to concluded on March 6, 2004.

(CARRIED UNANIMOUSLY)

**(d) Appointment to the Social Planning Advisory Committee
File: 1085-03-S11-01**

Report: City Clerk, October 9, 2002

PURSUANT to the report of the City Clerk dated October 9, 2002, entitled "Appointment to the Social Planning Advisory Committee":

THAT Mr. David Morris be appointed as the Youth Representative to fill the vacancy left by the resignation of Ms. Kate Marchessault, to conclude on January 31, 2004.

(CARRIED UNANIMOUSLY)

(e) Fire Hall Seismic Upgrade - File: 1065-03-10

Report: Deputy Fire Chief, October 16, 2002

THAT the action taken by the Committee of the Whole in camera, regarding "Fire Hall Seismic Upgrade" be ratified, and the wording of the recommendation and the report of the Deputy Fire Chief dated October 16, 2002, entitled "Fire Hall Seismic Upgrade" remain in camera.

CARRIED UNANIMOUSLY

2. DELEGATIONS

Nil.

3. **CORRESPONDENCE**

(a) **Lt. Colonel W.A. (Bill) Dow, President, Six Field Engineer Squadron Museum Association, June 4, 2002**

Re: Fund Raising - Military Engineer Museum - File: 1670-03-01

Moved by Councillor Perrault, seconded by Councillor Keating

PURSUANT to the June 4, 2002 correspondence received from the Six Field Engineer Squadron Museum Association re “Fund Raising - Military Engineer Museum”:

THAT \$5,000. be provided to the Six Field Engineer Squadron Museum Association for the Military Engineer Museum in the North Vancouver Armouries;

AND THAT the funds be provided from the General Contingency Account.

CARRIED UNANIMOUSLY

(b) **Mr. Ron Toigo, President, Vancouver Giants, October 2, 2002**

Re: The Vancouver Giants - Bid for hosting the 86th Memorial Cup - 2004 - File: 1110-01

Requested by Mayor Barbara A. Sharp

Moved by Councillor Mussatto, seconded by Mayor Sharp

PURSUANT to the correspondence dated October 2, 2002, received from Mr. Ron Toigo, President, Vancouver Giants, regarding “The Vancouver Giants - Bid for hosting the 86th Memorial Cup”:

THAT Mayor Sharp write a letter on behalf of Council supporting the Vancouver Giants bid for hosting the 86th Memorial Cup in 2004.

CARRIED UNANIMOUSLY

3. (c) **Ms. Dixie Keyser, Co-Chair, Games Committee, BC Disability Sports, October 4, 2002**

Re: 2004 - 2005 BC Disability Games - File: 1195-11-C4

Requested by Mayor Barbara A. Sharp

Moved by Councillor Mussatto, seconded by Councillor Perrault

THAT the correspondence dated October 4, 2002, received from Ms. Dixie Keyser, Co-Chair, Games Committee, BC Disability Sports, regarding "2004 – 2005 BC Disability Games", be referred to the Parks & Recreation Advisory Committee, North Vancouver Recreation Commission, the North Vancouver Community Sports and Recreation Advisory Council, and the North Shore Advisory Committee on Disability Issues, and any other groups that would be involved;

AND THAT staff be requested to report on the financial aspects of pursuing this bid.

CARRIED UNANIMOUSLY

(d) **Mr. George Heyman, President, B.C. Government and Service Employees' Union, October 10, 2002**

Re: Dismantling of B.C. Liquor Stores - File: 1195-11-L2-01

Requested by Mayor Barbara A. Sharp

Councillor Bell left the meeting stating a conflict of interest with regards to Item 3.(d) on the agenda as he represents breweries and liquor establishments.

Moved by Councillor Fearnley, seconded by Councillor Perrault

THAT the correspondence dated October 10, 2002, received from Mr. George Heyman, President, B.C. Government and Service Employees' Union, regarding "Dismantling of B.C. Liquor Stores", be received and filed.

A recorded vote was taken on the motion.

Voting in favour: Councillor Fearnley

Voting against: Councillor Mussatto
Councillor Keating
Councillor Braithwaite
Councillor Perrault
Mayor Sharp

The motion was **DEFEATED** by a vote of five to one.

3. (d) **Mr. George Heyman, President, B.C. Government and Service Employees' Union, October 10, 2002 - Continued**

Moved by Councillor Keating, seconded by Councillor Mussatto

WHEREAS the Provincial Government has introduced significant changes to liquor licensing policies, including hours of operation, licensing types, and new licensees, that have planning, zoning and regulatory implications for municipalities;

AND WHEREAS the Provincial Government plans to close government liquor stores and distribution centres and turn over all beverage alcohol sales to for-profit companies;

AND WHEREAS similar changes in policy in Alberta led to a tripling of the number of liquor stores and caused the Calgary and Edmonton police departments to report significant increases in alcohol-related crimes;

AND WHEREAS it appears that responsibility for more policing costs and social services may be downloaded to local governments;

AND WHEREAS studies show Alberta's changes have led to higher consumer prices, more stores with less genuine selection, marginalized workers, a host of social problems, and, in real terms, decreasing government revenues;

AND WHEREAS there has been no opportunity for public discussion and community input into these far-reaching changes;

THEREFORE BE IT RESOLVED THAT the City of North Vancouver urge the Provincial Government to put a moratorium on its proposed changes to liquor regulations, sales and distribution;

AND THAT the Provincial Government be asked to provide a formal vehicle, perhaps through appointment of a Commissioner, a Committee of M.L.A.'s, or similar means, for public discussion and community input into these issues.

A recorded vote was taken on the motion.

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

Voting against: Councillor Fearnley

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

Councillor Bell returned to the meeting.

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

(a) **Bylaw Enforcement - 1956 Jones Avenue
File: 3345-02 Jones 1956**

Report: Manager, Inspections, Community Development,
September 9, 2002

Moved by Councillor Fearnley, seconded by Councillor Mussatto

PURSUANT to the report of the Manager of Inspections, dated September 9, 2002, entitled "1956 Jones Avenue":

THAT staff be directed to proceed with enforcement action to gain entry to the property at 1956 Jones Avenue;

AND THAT such enforcement may include an injunction from the Supreme Court of British Columbia ordering the property owner and tenant to allow a City Building Inspector access to 1956 Jones Avenue for the purpose of inspecting the crawl spaces.

CARRIED UNANIMOUSLY

(b) **Vehicle Repairs at 723 West 20th Street - File: 3345-02 20 723W**

Report: Property Use Inspector, Community Development,
October 4, 2002

Moved by Councillor Keating, seconded by Councillor Perrault

PURSUANT to the report of the Property Use Inspector, dated October 4, 2002, entitled "Vehicle Repairs at 723 West 20th Street":

WHEREAS on September 10, 2001, Mr. Chris Cullen was requested by Council to cease and desist from carrying out vehicle repairs from a single family property in the City of North Vancouver;

AND WHEREAS Mr. Cullen did agree to respect the decision of City Council by ending vehicle repairs at the property on September 11, 2001;

AND WHEREAS the property at 723 West 20th Street continues to be used for the purpose of unlicensed and unapproved vehicle repairs, contrary to the City of North Vancouver, "Zoning Bylaw, 1995, No. 6700";

THAT staff be authorized to seek the appropriate relief, including an injunction by way of the Supreme Court of British Columbia, thus requiring the unapproved and unlicensed business activity and vehicle repairs to cease.

Continued....

**4. (b) Vehicle Repairs at 723 West 20th Street - File: 3345-02 20 723W
- Continued**

A recorded vote was taken on the motion.

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

Voting against: Councillor Bell
Councillor Fearnley

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

CONSENT AGENDA {Items 4 *(c), *(d), *(e), and *(f)}.

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the resolutions listed within the "Consent Agenda" of October 21, 2002, be approved, as follows:

**4. * (c) Community Grant Request from North Shore Lifeboat Society
File: 1085-03-S11-01**

Report: Social Planner, Community Development,
October 3, 2002

PURSUANT to the report of the Social Planner, dated October 3, 2002, entitled "Community Grant Request from North Shore Lifeboat Society":

THAT the request from the North Shore Lifeboat Society for a Community Grant, be denied.

(CARRIED UNANIMOUSLY)

*** (d) Development Variance Permit Application, 522 East 6th Street
(Holly & Brian Wawzonek) - File: 3370-07-02 6E 522**

Report: Planning Technician, Community Development, October
15, 2002

PURSUANT to the report of the Planning Technician, dated October 15, 2002, entitled "Development Variance Permit Application, 522 East 6th Street (Holly & Brian Wawzonek)":

Continued....

4. * (d) **Development Variance Permit Application, 522 East 6th Street (Holly & Brian Wawzonek) - File: 3370-07-02 6E 522 - Continued**

THAT Development Variance Permit No. 164 be considered for issuance pursuant to Section 922 of the Local Government Act;

AND THAT the Public Meeting requirement be waived.

(CARRIED UNANIMOUSLY)

* (e) **Arts Assistance Grants - Revision Of Eligibility Criteria
File: 1085-03-N3-01**

Report: Social Planner, Community Development,
October 15, 2002

PURSUANT to the report of the Social Planner, dated October 15, 2002, entitled "Arts Assistance Grants - Revision Of Eligibility Criteria":

THAT the Arts Assistance Grant Program criteria be revised to be consistent with the recently endorsed North Vancouver Cultural Plan, as recommended by the Arts and Culture Commission of North Vancouver.

(CARRIED UNANIMOUSLY)

* (f) **Sustainable Development Implementation - File: 3325-09**

Report: Development Planner, Community Development and
Manager of Environment & Parks, October 1, 2002

PURSUANT to the report of the Development Planner and Manager of Environment & Parks, dated October 1, 2002 entitled "Sustainable Development Implementation":

THAT the Sustainable Development Guidelines, dated October 2002 and as Attachment No. 2 of the said report be endorsed;

AND THAT staff be requested to report on the implications of designing an upcoming civic building as a "Leadership in Energy and Environmental Design Certified" (LEED) building.

CARRIED UNANIMOUSLY

(END OF CONSENT AGENDA ITEMS)

4. (g) **83 Chesterfield Avenue Rezoning Application: Council Direction - File: 3400-05 Ches 83**

Report: Development Planner, Community Development,
October 11, 2002

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the Development Planner, dated October 11, 2002, entitled "83 Chesterfield Avenue Rezoning Application: Council Direction":

THAT staff be directed to process the rezoning application for 83 Chesterfield Avenue (641650 BC Ltd/Moorhead Architect) on the basis of Options 1(a) [2.9 FSR with Gross House Reconstruction] and 2(b) [reduced range of commercial uses] as described in said report.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating

Voting against: Councillor Braithwaite
Councillor Perrault
Councillor Bell
Councillor Fearnley
Mayor Sharp

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

Moved by Councillor Braithwaite, seconded by Councillor Perrault

PURSUANT to the report of the Development Planner, dated October 11, 2002, entitled "83 Chesterfield Avenue Rezoning Application: Council Direction":

THAT staff be directed to process the rezoning application for 83 Chesterfield Avenue (641650 BC Ltd/Moorhead Architect) on the basis of Options 1(b) [delete the requirement for the Gross House Reconstruction] and 2(b) [reduced range of commercial uses] as described in said report.

CARRIED UNANIMOUSLY

4. (h) Safety Review of the Keith Road and Chesterfield Avenue Intersection - File: 4145-02-K2

Report: Transportation Engineer, September 6, 2002

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the Transportation Engineer dated September 6, 2002, entitled "Safety Review of the Keith Road and Chesterfield Avenue Intersection":

THAT safety at the intersection of Keith Road and Chesterfield Avenue be improved by implementing Option 2 - Roundabout;

AND THAT \$31,000. required to implement intersection improvements be referred to the 2003 Capital Budget discussions.

CARRIED UNANIMOUSLY

5. MOTIONS AND NOTICES OF MOTION

**(a) Representation by Leaders of all Parties at the Annual Union of British Columbia Municipalities Convention
File: 1040-03-U1-02**

Submitted by Councillor C.R. Keating

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the City of North Vancouver request the Union of British Columbia Municipalities to alter its rules to ensure that the leaders of all parties who received a minimum of 10% of the popular vote in the most recent Provincial Election be invited to speak at its annual convention regardless of whether they are recognized as official parties by the Legislature;

AND THAT copies of this resolution be forwarded to the Lower Mainland Municipal Association, the Union of British Columbia Municipalities and all member municipalities"

CARRIED UNANIMOUSLY

6. BYLAWS

(a) Reconsideration and Final Adoption

Moved by Councillor Mussatto, seconded by Councillor Keating that

- (i) "City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425"
- (ii) "Taxation Exemption Bylaw, 2002, No. 7450"
- (iii) "Taxation Exemption Bylaw, 2002, No. 7451" (North Vancouver Chamber of Commerce)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the said Bylaws Nos. 7425, 7450 and 7451 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

7. COUNCIL INQUIRIES (Questions of Council Members)

Nil.

Recess – Public Question Period

Mayor Sharp declared a recess at 8:08 p.m., for the public question period and reconvened the meeting immediately.

10. ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 8:09 p.m.