



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 7, 2003 AT 6:00 P.M.

PRESENT:

COUNCIL MEMBERS

Mayor B.A. Sharp
Councillor R.C. Clark
Councillor R.J. Fearnley
Councillor R.N. Heywood
Councillor C.R. Keating
Councillor D.R. Mussatto*
Councillor B.W. Perrault

STAFF MEMBERS

A.K. Tollstam, City Manager
S.E. Dowey, Acting City Clerk
J.M. Rowe, Assistant City Clerk
T. Christie, Director of Finance
F. Caouette, Manager, Special Projects
I. Gordon, Deputy Director of Finance
D. Turner, Parks Superintendent
B. Susak, Deputy City Engineer
R. Inglis, Director, N.S. Museum and Archives
D. Walker, Administrative Manager, RCMP
G. Penway, Planner II
B. Penman, Deputy Fire Chief
Chief R. Douglas
H. Fleming, Acting Director of Recreation
D. Pope, Manager, Environment and Parks
R.H. White, City Planner
S. Smith, Policy Analyst
M. Hunter, Environmental Coordinator
B. Nelligan, Transportation Engineer

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

9. COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS

Moved by Councillor Heywood, seconded by Councillor Keating

THAT the Council 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:

- 9(a) Section 242.2 (1)(a)
- 9(b) Section 242.2 (1)(b)

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 p.m. and reconvened at 6:41p.m. with the same personnel present.

1. ADOPTION OF MINUTES

Moved by Councillor Heywood, seconded by Councillor Perrault

THAT the Minutes of the Regular Council Meeting of March 24, 2003 be adopted as circulated.

CARRIED UNANIMOUSLY

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

(a) Recruitment - City Engineer - File: 1800-06/1900-01

Report: Director of Human Resources, April 2, 2003

PURSUANT to the report of the Director of Human Resources, dated April 2, 2003, entitled "Recruitment – City Engineer":

THAT the recruitment process for a City Engineer outlined in the report of the Director of Human Resources, dated April 2, 2003, be endorsed;

AND THAT any members of Council, along with the City Manager and Director of Human Resources, as facilitator, form the joint Council/Staff Selection Committee as outlined in the report.

(CARRIED UNANIMOUSLY)

**(b) Nominations for Year 2003 Community Heroes Awards
- File: 1085-03-S11**

Report: Social Planner, Community Development,
April 1, 2003

PURSUANT to the report of the Social Planner, dated April 1, 2003, entitled "Nominations for Year 2003 Community Heroes Awards":

THAT the following nominations for the Year 2003 Community Heroes Awards be endorsed:

- Sgt. Colin Worth
- Doug Stuart
- Dorothy Penman
- Patricia Charter (deceased)

CARRIED UNANIMOUSLY

PROCLAMATIONS

Nil.

Moved by Councillor Keating, seconded by Councillor Perrault

THAT items 4. (a) and (b), 6. (b) (i) through (xii), 4. (c) and 6. (a) (i) be tabled until Councillor Mussatto enters the meeting.

CARRIED UNANIMOUSLY

6. (a) Reconsideration and Final Adoption

Moved by Councillor Clark, seconded by Councillor Keating that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7482" (The Corporation of the City of North Vancouver - Lands Division, Site 3a, 151 West 2nd Street, CD-450)
- (iii) "Tax Sale Lands Reserve Fund Expenditure Bylaw, 2003, No. 7495" (Purchase of 175 West 2nd Street)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Keating

THAT Bylaw Nos. 7482 and 7495 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Keating

THAT Items 3. (d), (e) and (f) on the agenda be brought forward for consideration by Council at this time.

CARRIED UNANIMOUSLY

*Councillor Mussatto entered the meeting at 6:48 p.m.

3. CORRESPONDENCE

(d) Bonnie Cuthbert, North Vancouver, March 21, 2003

Re: Canada-US Youth Summit - File: 1670-03-01

Moved by Councillor Keating, seconded by Councillor Perrault

PURSUANT to the correspondence received from Bonnie Cuthbert, North Vancouver, dated March 21, 2003, regarding "Canada-US Youth Summit"

THAT Ms. Bonnie Cuthbert be given \$150 towards her expenses to attend the Canada-US Youth Summit in Ottawa from May 24 – 31, 2003;

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

CARRIED

(e) Alberto S. De Feo, Ph.D. Law, Township Clerk, Township of Langley, March 21, 2003

Re: Farm Property Classifications Within Residential Areas
- File: 1175-06-01

Moved by Councillor Clark, seconded by Councillor Keating

THAT the correspondence received from Alberto S. De Feo, Ph.D. Law, Township Clerk, Township of Langley, dated March 21 regarding "Farm Property Classifications Within Residential Areas" be received and filed.

CARRIED UNANIMOUSLY

(f) D.C. Haggard, President, Industrial, Wood & Allied Works of Canada (IWA), March 26, 2003

Re: BC Forest Policy Reform - File: 3520-01

Moved by Councillor Perrault, seconded by Councillor Keating

PURSUANT to the correspondence received from D.C. Haggard, President, Industrial, Wood & Allied Works of Canada (IWA), dated March 26, 2003, regarding "BC Forest Policy Reform":

continued..

3. (f) **D.C. Haggard, President, Industrial, Wood & Allied Works of Canada (IWA), March 26, 2003 *continued***

THAT the City of North Vancouver send a strongly worded letter to The Honourable Michael de Jong, Minister of Forests, indicating our concerns about the proposed sale of logs out of British Columbia.

A recorded vote was taken on the motion.

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

Voting against: Councillor Heywood

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

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

(a) **2003 Tax rate Options – File: 1090-18-01**

Recommendations: Finance Committee, March 24, 2003

Moved by Councillor Keating, seconded by Councillor Mussatto

A. PURSUANT to the report of the Director of Finance dated March 19, 2003, entitled “2003-2012 Financial Plan”:

WHEREAS the City has an increasing population base requiring services;

AND WHEREAS the City is continuing to deal with direct and indirect senior government downloading issues;

AND WHEREAS the City has added new facilities, parks and infrastructure to its inventory requiring additional operating and maintenance;

continued..

4. (a) **2003 Tax rate Options – File: 1090-18-01 *continued***

AND WHEREAS the City is facing cost pressures, many beyond its control;

AND WHEREAS all Department budgets have been reviewed by the City Manager with Department Heads for cost and revenue adjustments;

AND WHEREAS the City does not wish to reduce service levels;

AND WHEREAS the City's tax and utility rates compare favourably with other Great Vancouver Regional District Local Governments;

THEREFORE BE IT RESOLVED:

1. **THAT** staff introduce on April 7, 2003, bylaws for the Ten Year Financial Plan (which includes the 5 Year Operating Plan and the 10 Year Capital Plan) and Tax Rate bylaws.
2. **THAT** a tax rate increase of 3.9%, which includes the 1% Special Capital levy (\$289,000) and 1% for New Items (\$289,000) be adopted.
4. **THAT** "New Items" totaling \$289,000 be approved as part of the 2003 Operating Financial Plan.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating
Councillor Perrault
Councillor Heywood
Councillor Clark
Councillor Fearnley
Mayor Sharp

Voting against: Nil.

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

4. (a) 2003 Tax rate Options – File: 1090-18-01 continued

Moved by Councillor Clark, seconded by Councillor Fearnley

PURSUANT to the report of the Director of Finance dated March 19, 2003, entitled “2003-2012 Financial Plan”:

- 3. THAT** the approved tax rate increase be distributed across the property classes such that Class 4 (Major Industry) incurs no tax increase (i.e. 0% increase) and the balance of the foregone revenues be redistributed equally across all other property classes except Class 2, (Utilities) (Attachment 2 Option 4).

A recorded vote was taken on the motion.

Voting in favour: Councillor Perrault
Councillor Heywood
Councillor Clark
Councillor Fearnley
Mayor Sharp

Voting against: Councillor Keating
Councillor Mussatto

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

Moved by Councillor Clark, seconded by Councillor Fearnley

PURSUANT to the report of the Director of Finance dated March 19, 2003, entitled “2003-2012 Financial Plan”:

- 5. THAT** the “New Items” list in Attachment No. 5 (Option A), be approved as the expenditure program for the \$289,000.

A recorded vote was taken on the motion.

Voting in favour: Councillor Perrault
Councillor Heywood
Councillor Clark
Councillor Fearnley
Councillor Mussatto
Councillor Keating
Mayor Sharp

Voting against: Nil.

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

4. (a) 2003 Tax rate Options – File: 1090-18-01 *continued*

Moved by Councillor Keating, seconded by Councillor Clark

B. PURSUANT to the report of the Director of Finance and the Manager - Special Projects, dated March 20, 2003 entitled “Ports Competitiveness, Class 4 (Major Industry) Property Taxation”:

THAT in 2004 Council specifically consider the tax rate for Class 4 properties (Major Industry) with a view to establishing a long term policy on this issue and that Council establish Terms of Reference and principles for such a policy review;

AND THAT staff be instructed to report to Council on the opportunities and implications of the Community Charter legislation as it relates to this topic.

CARRIED UNANIMOUSLY

Re: 10 Year 2003 – 2012 Capital Plan – File: 1090-18-01

Recommendation: Finance Committee Meeting, March 31, 2003

Moved by Councillor Mussatto, seconded by Councillor Keating

C. PURSUANT to the report of the Deputy Director of Finance, dated March 26, 2003, entitled “2003- 2012 10-Year Financial Plan; Capital Plan”:

THAT the 2003-2012 Capital Plan for the City of North Vancouver be endorsed and incorporated into the City’s 10-Year Financial Plan Bylaw.

CARRIED UNANIMOUSLY

4. (b) 2003 Capital Program - File: 1650-01

Report: Deputy Director of Finance, April 2, 2003

Moved by Councillor Clark, seconded by Councillor Mussatto

PURSUANT to the report of the Deputy Director of Finance, dated April 2, 2003, entitled "2003 Capital Program":

THAT the 2003 Appropriations Bylaws Nos. 7497, 7498, 7499, 7500, 7501, 7502, 7503, 7504, 7505 and 7506, giving effect to the 2003 Capital Program, be considered.

CARRIED UNANIMOUSLY

6. BYLAWS

(b) Introduction and First Three Readings

Moved by Councillor Clark, seconded by Councillor Heywood that

- (i) "Financial Plan for the Years 2003 to 2012 Bylaw, 2003, No. 7496"
- (ii) "Tax Sale Lands Reserve Fund Expenditure Bylaw, 2003, No. 7497" (2003 Spring Capital)
- (iii) "Lower Lonsdale Amenity Reserve Fund Expenditure Bylaw, 2003, No. 7498" (2003 Spring Capital)
- (iv) "General Building Reserve Fund Expenditure Bylaw, 2003, No. 7499" (2003 Spring Capital)
- (v) "Local Improvement Reserve Fund Expenditure Bylaw, 2003, No. 7500" (2003 Spring Capital)
- (vi) "Infrastructure Reserve Fund Expenditure Bylaw, 2003, No. 7501" (2003 Spring Capital)
- (vii) "Parking Reserve Fund Expenditure Bylaw, 2003, No. 7502" (2003 Spring Capital)
- (viii) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2003, No. 7503" (Computers - 2003 Spring Capital)

continued..

6. **BYLAWS continued**

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

- (ix) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2003, No. 7504" (General Equipment - 2003 Spring Capital)
- (x) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2003, No. 7505" (Fire Equipment - 2003 Spring Capital)
- (xi) "Machinery and Equipment Depreciation and Obsolescence Reserve Expenditure Bylaw, 2003, No. 7506" (Engineering Equipment - 2003 Spring Capital)

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 Clark, seconded by Councillor Heywood

THAT the said Bylaw Nos. 7496, 7497, 7498, 7499, 7500, 7501, 7502, 7503, 7504, 7505 and 7506 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Heywood

THAT the said Bylaw Nos. 7496, 7497, 7498, 7499, 7500, 7501, 7502, 7503, 7504, 7505 and 7506 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

6. **BYLAWS continued**

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

Moved by Councillor Clark, seconded by Councillor Heywood that

(xii) "Tax Rates Bylaw, 2003, No. 7507"

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.

Voting in favour: Councillor Heywood
Councillor Clark
Councillor Fearnley
Councillor Perrault
Mayor Sharp

Voting against: Councillor Mussatto
Councillor Keating

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

Moved by Councillor Clark, seconded by Councillor Heywood

THAT the said Bylaw No. 7507 be read a second time in short form.

CARRIED

Councillor Mussatto and Councillor Keating are recorded as voting contrary to the motion.

Moved by Councillor Clark, seconded by Councillor Heywood

THAT the said Bylaw No. 7507 be read a third time in short form and passed subject to reconsideration.

CARRIED

Councillor Mussatto and Councillor Keating are recorded as voting contrary to the motion.

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

**(c) Block 62/Library Development - Harry Jerome Option
- File: 3380-02-B7**

Report: Manager - Special Projects, April 3, 2003

Moved by Councillor Perrault, seconded by Councillor Fearnley

THAT the report of the Manager - Special Projects, dated April 3, 2003, entitled "Block 62/Library Development - Harry Jerome Option" be received and filed.

A recorded vote was taken on the motion.

Voting in favour: Councillor Fearnley
Councillor Mussatto
Councillor Keating
Councillor Perrault

Voting against: Councillor Clark
Councillor Heywood
Mayor Sharp

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

6. BYLAWS - continued

(a) Reconsideration and Final Adoption *continued*

Moved by Councillor Keating, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7472" (Northwest Canadian Enterprises Ltd./Besharat Friars Architects, 132 East 20th Street, CD-448).

be reconsidered.

continued..

6. (a) Reconsideration and Final Adoption *continued*

- (i) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7472” (Northwest Canadian Enterprises Ltd./Besharat Friars Architects, 132 East 20th Street, CD-448). *continued*

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating

Voting against: Councillor Fearnley
Councillor Perrault
Councillor Heywood
Councillor Clark
Mayor Sharp

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

Moved by Councillor Fearnley, seconded by Councillor Clark

THAT third reading of “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7472” (Northwest Canadian Enterprises Ltd./Besharat Friars Architects, 132 East 20th Street, CD-448), **be rescinded.**

CARRIED

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7472” (Northwest Canadian Enterprises Ltd./Besharat Friars Architects, 132 East 20th Street, CD-448) be referred to a Public Hearing.

CARRIED

2. **DELEGATIONS**

(a) **Marilyn Lenzen, Planning Committee Member, Northshore Super Cities Walk/Run for MS**

Re: Northshore Super Cities Walk/Run for MS, West Vancouver Seawall, April 27th, 2003 - File: 4455-01

Ms. Marilyn Lenzen, Planning Committee Member, Northshore Super Cities Walk/Run for MS provided Council with an outline of the events for the 2003 Northshore Walk on April 27, 2003, which includes a 5km walk from Ambleside to Dundarave and back, lunch, entertainment, demonstrations on accessibility and a wheelchair obstacle course.

Ms. Lenzen requested members of Council and staff to come out and support this event on April 27, 2003.

Ms. Lenzen then responded to questions from members of Council.

3. **CORRESPONDENCE *continued***

(a) **Mr. Derek Lunden, Planning Committee Member, Northshore Super Cities Walk/Run for MS, March 10, 2003**

Re: Northshore Super Cities Walk/Run for MS, West Vancouver Seawall, April 27th, 2003 - File: 4455-01

Moved by Councillor Mussatto, seconded by Councillor Fearnley

PURSUANT to the correspondence received from Mr. Derek Lunden, Planning Committee Member, Northshore Super Cities Walk/Run for MS, dated March 10, 2003, regarding "Northshore Super Cities Walk/Run for MS, West Vancouver Seawall, April 27, 2003":

THAT the City of North Vancouver donate \$200.00 to the Northshore Super Cities Walk/Run for MS;

AND THAT the City of North Vancouver advertise, wherever possible, the Northshore Super Cities Walk/Run for MS event at City of North Vancouver related facilities and at any other areas.

continued..

3. (a) **Mr. Derek Lunden, Planning Committee Member, Northshore Super Cities Walk/Run for MS, March 10, 2003 *continued***

Moved by Councillor Mussatto, seconded by Mayor Sharp

THAT the following motion be deferred until staff report back with a policy for these type of donations.

“**THAT** the City of North Vancouver donate \$200.00 to the Northshore Super Cities Walk/Run for MS:”

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

The vote upon the following motion:

“**PURSUANT** to the correspondence received from Mr. Derek Lunden, Planning Committee Member, Northshore Super Cities Walk/Run for MS, dated March 10, 2003, regarding “Northshore Super Cities Walk/Run for MS, West Vancouver Seawall, April 27, 2003”:

THAT the City of North Vancouver advertise, wherever possible, the Northshore Super Cities Walk/Run for MS event at City of North Vancouver related facilities and at any other areas.”

was then **CARRIED UNANIMOUSLY.**

Mayor Sharp declared a recess.

The meeting recessed at 9:21 p.m. and reconvened at 9:28 p.m. with the same personnel present.

2. DELEGATIONS - continued

(b) Barbara McDaniel, Trails BC,

Re: Opening of the Trans Canada Trail North Shore Pavilion, June 21, 2003 - File: 4300-13

Mr. D. Turner, Parks Superintendent gave a brief presentation on the progress of the work to date of the two large greeting figures which will front the pavilion at Waterfront Park. Mr. Turner then introduced Ms. Barbara McDaniel of Trails BC.

Ms. Barbara McDaniel, Trails BC, gave an overview of the Trans Canada Trail Pavilion, including details on panels within the pavilion and extended an invitation to Council members to attend the opening of the Trans Canada Trail North Shore Pavilion to be held at Waterfront Park on Aboriginal Day, Saturday, June 21, 2003, which includes a parade as part of the ceremonies.

Ms. McDaniel then responded to questions from members of Council.

3. CORRESPONDENCE *continued*

(b) Barbara McDaniel, Trails BC, March 26, 2003

Re: Opening of the Trans Canada Trail North Shore Pavilion, June 21, 2003 - File: 4300-13

Moved by Councillor Mussatto, seconded by Councillor Clark

PURSUANT to the correspondence received from Barbara McDaniel, Trails BC, dated March 26, 2003, regarding "Opening of the Trans Canada Trail North Shore Pavilion, June 21, 2003"

THAT consideration of a donation to Trails BC be deferred until staff report back with a donations policy.

CARRIED UNANIMOUSLY

Councillor Perrault declared a conflict of interest regarding items 2. (c) and 3. (c) on the agenda, as her daughter is employed at the North Vancouver Chamber of Commerce, and left the meeting.

2. DELEGATIONS - continued

(c) Catherine Barr, Communications Manager, North Vancouver.com / West Vancouver.com Ltd.

Re: Chamber of Commerce Website - File: 1040-03-N5-01

Ms. Catherine Barr, Communications Manager, North Vancouver.com/West Vancouver.com Ltd. outlined several issues regarding the North Vancouver Chamber of Commerce promoting and telemarketing the sale of advertising, for profit, on a commercial Kamloops owned website called ournorthvancouver.com.

Ms. Barr requested the City of North Vancouver to take out an advertisement on her website and to let her come back before Council in the future to update her on how this is working out.

Ms. Barr then responded to questions from members of Council.

3. CORRESPONDENCE - continued

(c) Catherine Barr, Communications Manager, North Vancouver.com / West Vancouver.com Ltd., March 17, 2003

Re: Chamber of Commerce Website - File: 1040-03-N5-01

Moved by Councillor Heywood, seconded by Councillor Keating

THAT the correspondence received from Catherine Barr, Communications Manager, North Vancouver.com/West Vancouver.com Ltd., dated March 17, 2003, regarding "Chamber of Commerce Website" be received and filed.

CARRIED UNANIMOUSLY

Councillor Perrault returned to the meeting.

CONSENT AGENDA {Items 4 *(d), 4 *(e), 4 *(f) and 6 *(d)(i)}

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT the resolutions listed within the "Consent Agenda" of April 7, 2003, be approved with the exception of items 4*(e) and 6 *(d)(i) as follows:

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

***(d) Provincial Keep of Prisoners - Costs - File: 3200-11**

Report: Administrative Manager - RCMP, April 1, 2003

PURSUANT to the report of the Administrative Manager - RCMP, dated April 1, 2003, entitled, "Provincial Keep of Prisoners - Costs":

THAT Council express to the Minister of Public Safety and Solicitor General their concerns regarding the inadequate level of funding provided to cover the costs of housing Provincial prisoners;

AND THAT Council direct staff to continue providing billing to the Province, through the RCMP based on the actual costs incurred in providing the service;

AND THAT Council send a copy of the April 1, 2003 report and their final resolution to the Council of the District of North Vancouver, as their funding partner in the North Vancouver RCMP detachment;

AND THAT Council also send a copy of the report and their final resolution to the Union of British Columbia Municipalities for their information.

(CARRIED UNANIMOUSLY)

***(f) Revised Heritage Designation Policy - File: 3360-06-02**

Report: Development Planner, Community Development,
April 2, 2003

PURSUANT to the report of the Development Planner, dated April 2, 2003, entitled "Revised Heritage Designation Policy":

THAT the revised Heritage Designation Policy attached to the April 2, 2003 report be endorsed.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

4. (e) **Rezoning Application To Allow 2nd Floor Commercial Uses - 275 Fell Avenue (Lestachsisson Investments Inc./Brock Croome Architect) - File: 3400-05 FELL 275**

Report: City Planner, Community Development, April 2, 2003

Moved by Councillor Clark, seconded by Councillor Mussatto

PURSUANT to the report of the City Planner dated April 2, 2003, entitled “Rezoning Application To Allow 2nd Floor Commercial Uses - 275 Fell Avenue (Lestachsisson Investments Inc./Brock Croome Architect)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7489” (Rezoning Application to Allow 2nd Floor Commercial Uses - 275 Fell Avenue, Lestachsisson Investments Inc./Brock Croome Architect, Text Amendment to CD-282), be considered;

AND THAT the Public Hearing be waived.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

6. **BYLAWS - continued**

(d) **Introduction And First Reading Only**

Moved by Councillor Mussatto, seconded by Councillor Keating that

- *(i) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7489” (Rezoning Application to Allow 2nd Floor Commercial Uses - 275 Fell Avenue, Lestachsisson Investments Inc./Brock Croome Architect, Text Amendment to CD-282).

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

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

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

(g) **The Brit Restaurant - Patron Participation Entertainment Endorsement - File: 1195-11-L2-02-01**

Report: Policy Analyst, Community Development, March 18, 2003

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the Policy Analyst, dated March 18, 2003, entitled "The Brit Restaurant - Patron Participation Entertainment Endorsement":

WHEREAS the Council has considered the following factors when assessing the application submitted by The Brit Restaurant in relation to:

- (a) The potential for noise if the application is approved;
- (b) The impact on the community if the application is approved;
- (c) Whether the amendment may result in the establishment being operated in a manner that is contrary to its primary purpose;
- (d) The views of residents.

AND WHEREAS it has been determined, after considering the above mentioned factors, as outlined in the March 18, 2003 report, that the proposed addition of a patron participation entertainment endorsement to the liquor license does not pose a significant concern to the City;

THEREFORE BE IT RESOLVED THAT the City supports the application for a patron participation entertainment endorsement for The Brit Restaurant, Liquor License Number 218781 provided:

- (a) The entertainment (live band and dancing) ceases at midnight;
- (b) The entertainment area does not exceed 20% of the licensed floor area.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating
Councillor Heywood
Councillor Clark
Councillor Fearnley
Mayor Sharp

Voting against: Councillor Perrault

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

4. (h) **Purchase of Painting, and Commemorative Exhibit at the Harry Jerome Recreation Complex - File: 4415-01**

Report: Director, North Vancouver Museum and Archives,
April 1, 2003

Moved by Councillor Perrault, seconded by Councillor Clark

PURSUANT to the report of the Director, North Vancouver Museum and Archives, dated April 1, 2003, entitled "Purchase of Painting, and Commemorative Exhibit at the Harry Jerome Recreation Complex":

THAT Council consider the purchase of an original painting of Harry Jerome by artist Raymond Chow and approve an expenditure of up to \$5,700 from the Council Contingency Fund to undertake the purchase;

AND THAT Council consider and approve the expenditure of up to \$1,700 from the Council Contingency Fund to cover the cost and production of two interpretive panels on the career of Harry Jerome for permanent installation in the lobby of the current and/or renovated Harry Jerome Recreation Complex.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Keating

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

(i) **Lawn Bowls Facility - Development Variance Permit Processing - File: 3358-03**

Report: City Planner, Community Development,
March 19, 2003

Moved by Councillor Perrault, seconded by Councillor Mussatto

PURSUANT to the report of the City Planner, dated March 19, 2003, entitled "Lawn Bowls Facility - DVP Processing":

THAT the Community Development Department not process the Development Variance Permit application for a temporary weather proof facility at the Harry Jerome Complex until such time as the Harry Jerome Complex study is complete;

continued..

4. (i) **Lawn Bowls Facility - Development Variance Permit Processing -
File: 3358-03 *continued***

AND THAT the request to establish a more permanent home for indoor bowls be continued within the context of the Harry Jerome Precinct Study process.

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT Mr. Peter Moffat, member of the Lawn Bowls Facility Group be heard at this time.

CARRIED UNANIMOUSLY

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

A recorded vote was taken on the original motion.

Voting in favour: Councillor Perrault

Voting against: Councillor Keating
Councillor Heywood
Councillor Clark
Councillor Fearnley
Councillor Mussatto
Mayor Sharp

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

Moved by Councillor Clark, seconded by Councillor Mussatto

THAT staff be requested to provide further information as to the placement of a temporary use indoor lawn bowling facility at an indoor site, such as Memorial Gym, McDougall Gym, or any other available sites within that area.

CARRIED UNANIMOUSLY

4. (j) **Rezoning Application: 78-90 Lonsdale and 119 - 129 West 16th Street - West Coast Projects / Perkins & Co. / Aberdeen Block Development Ltd. / Darryl Epp - File: 3400-05 16 W 119-129 & LONS 78-90**

Report: Development Planner, Community Development,
April 2, 2003

Moved by Councillor Fearnley, seconded by Councillor Mussatto

PURSUANT to the report of the Development Planner, dated April 2, 2003, entitled "Rezoning Application: 78-90 Lonsdale and 119 - 129 West 16th Street - West Coast Projects / Perkins & Co. / Aberdeen Block Development Ltd. / Darryl Epp":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7493" (West Coast Projects: Perkins & Company Architecture & Urban Design /Aberdeen Block Development Ltd. / Darrell J. Epp Architect Ltd., 119-129 West 16th Street and 78-90 Lonsdale Avenue, CD-453) be considered and referred to a Public Hearing;

AND THAT staff be directed to proceed with legal documents, as necessary, to secure these density transfers and development of the Aberdeen Block site substantially as outlined in said report, at the applicant's expense.

Moved by Councillor Clark, seconded by Councillor Perrault

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.

CARRIED UNANIMOUSLY

The original motion was then **CARRIED.**

Councillor Perrault is recorded as voting contrary to the original motion.

4. (k) Petition to Remove Trees at 123 East Keith Road - File: 4310-05

Report: Manager, Environment and Parks, April 1, 2003

Moved by Councillor Fearnley, seconded by Mayor Sharp

PURSUANT to the report of the Manager, Environment and Parks dated April 1, 2003, entitled "Petition to Remove Trees at 123 East Keith Road":

THAT the application for removal of the four oak trees located on City property adjacent to 123 East Keith Road be denied.

A recorded vote was taken on the motion.

Voting in favour: Councillor Perrault
Councillor Heywood
Councillor Fearnley
Councillor Keating
Mayor Sharp

Voting against: Councillor Clark
Councillor Mussatto

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

Councillor Perrault declared a Conflict of Interest, citing a legal opinion she had received, regarding item 4. (l) on the agenda, as her home is located in the Grand Boulevard Study area, and left the meeting

(l) Grand Boulevard / Queensbury Transportation and Parks Plan Recommendations - File: 4100-05-15

Report: Transportation Engineer and Landscape Architect, April 1, 2003

Moved by Councillor Mussatto, seconded by Councillor Clark

PURSUANT to the report of the Transportation Engineer and the Landscape Architect dated April 1, 2003, entitled "Grand Boulevard / Queensbury Transportation and Parks Plan Recommendations":

THAT the Parks and Transportation Recommendations as described in Attachment 1 of the April 1, 2003 report, be referred to a Policy Committee meeting for a presentation and discussion prior to final authorization of the improvements being made;

continued..

4. (l) **Grand Boulevard / Queensbury Transportation and Parks Plan Recommendations - File: 4100-05-15 *continued***

AND THAT the Parks Recommendations as described in Attachment 1 of the April 1, 2003 report, be forwarded to the Parks and Recreation Advisory Committee for their comments prior to the Policy Committee meeting.

CARRIED UNANIMOUSLY

Councillor Perrault did not return to the meeting.

5. **MOTIONS AND NOTICES OF MOTION**

Nil.

6. **BYLAWS - continued**

(d) **Introduction And First Reading Only – continued**

Moved by Councillor Clark, seconded by Councillor Mussatto that

- (ii) “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7493” (West Coast Projects: Perkins & Company Architecture & Urban Design /Aberdeen Block Development Ltd. / Darrell J. Epp Architect Ltd., 119-131 West 16th Street and 78-90 Lonsdale Avenue, CD-453).

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

7. COUNCIL INQUIRIES (Questions of Council Members)

**(a) Request by Councillor Keating for Tax Information
File: 1650-05-01**

Inquiry by Councillor R.C. Clark

Councillor Clark inquired why Councillor Keating had requested a large amount of information pertaining to taxes.

Councillor Keating advised that he requested all the information regarding previous delegations from the waterfront industries to see what action Council had taken in the past.

Councillor Clark advised that he would like to have everything possible in electronic format rather than in paper format.

The City Manager advised that staff are presently working on making more material available in electronic format.

(b) False Alarms – File: 3200-05-07

Inquiry by Councillor R.N. Heywood

Councillor Heywood inquired if the same concept for house false alarms where people are charged a fee after the second or third call could be utilized by the R.C.M.P., for other facilities in the City that demand an inordinate use of police resources.

The City Manager advised that he will look into this and report back to Council.

Recess – Public Question Period

Mayor Sharp declared a recess at 11:26 p.m., for the public question period and reconvened the meeting at 11:27 p.m.

8. ANY OTHER BUSINESS
Nil.

10. ADJOURNMENT

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 11:27 p.m.