



**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 28, 2003 AT
6:00 P.M.****

PRESENT:

COUNCIL MEMBERS

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

ABSENT:

Mayor B.A. Sharp

STAFF MEMBERS

A.K. Tollstam, City Manager
B.A. Hawkshaw, City Clerk
J.M. Rowe, Assistant City Clerk
D. Walker, Administrative Manager, RCMP
T. Christie, Director of Finance
F.A. Smith, Director, Community Development
L. Orr, Social Planner
P. Penner, Planner
B. Susak, Deputy City Engineer
K. Russell, Development Planner
G. Penway, Planner II
D. Pope, Manager, Environment and Parks
B. Nelligan, Transportation Engineer
F. Caouette, Manager, Special Projects
D. Purdie, Lower Lonsdale Project Manager
H. Fleming, Acting Director, North Vancouver
Recreation Commission
N. McMillan, North Vancouver Recreation
Commission
D. Rutherford, North Shore Neighbourhood
House

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

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 p.m. and reconvened at 7:09 p.m. with the same personnel present.

1. ADOPTION OF MINUTES

Moved by Councillor Heywood, seconded by Councillor Fearnley

THAT the Minutes of the Regular Council Meeting of April 14, 2003 be adopted as circulated.

CARRIED UNANIMOUSLY

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

- (a) **Reception for former City Councillor, Stella Jo Dean, Freedom of the City, to Honour her enrollment in the Order of Canada
File: 1090-01**

Submitted by Councillor R.J. Fearnley

WHEREAS former Councillor Stella Jo Dean was a City of North Vancouver Councillor for 27 years and has received the Freedom of the City of North Vancouver;

AND WHEREAS former Councillor Stella Jo Dean will receive the Order of Canada on May 9, 2003 for a lifetime of service mainly in the City of North Vancouver;

THEREFORE BE IT RESOLVED THAT the Council of the City of North Vancouver hold a reception to honour former Councillor Stella Jo Dean on a suitable Council meeting night in the near future.

CARRIED UNANIMOUSLY

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

- (b) **Offer to Purchase City Land – File: 3375-07 2W 175**

Report: Director, Community Development, April 22, 2003

THAT the action taken by the Committee of the Whole in camera, regarding “Offer to Purchase City Land”, be ratified, and the wording of the resolution and the April 22, 2003 report of the Director, Community Development both remain in camera.

CARRIED UNANIMOUSLY

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

(a) Harry Jerome Recreation Complex: Leisure Needs and Space Assessment - File: 3380-02-L7

Report: Social Planner, Community Development,
April 22, 2003

Mr. L. Orr, Social Planner, provided introductory comments regarding the presentation of the Final Report from the Professional Environmental Recreation Consultants Ltd. and Wilson & June Consultants who conducted the Harry Jerome Leisure Needs and Space Assessment. Mr. Orr introduced Mr. Bill Webster from Professional Environmental Recreation Consultants Ltd. who presented the Final Report accompanied by Heather Fleming and Nancy McMillan, North Vancouver Recreation Commission who were members of the Project Steering Committee.

The PowerPoint presentation of the Final Report on the Harry Jerome Leisure Needs and Space Assessment included the following conclusions and priorities:

Conclusions:

- Initiate site planning and design for the replacement of facilities at the Harry Jerome Complex;
- Give priority to the inclusion of an entrance lobby/reception area, arena, aquatic centre, fitness space, leased space for revenue generation, a gymnasium/gymnastics facility, space for seniors and youth, multi-purpose space and improved outdoor facilities;
- Further study be undertaken regarding the need for an indoor tennis centre, and indoor bowls facility, and outdoor requirements at the Mickey McDougal site.

Priorities:

- Consolidation of uses under one roof as much as possible;
- Retention of the courtyard and park site at 23rd and Lonsdale;
- A comfortable entrance lobby/reception area;
- A regulation sized ice arena, with 1,200 to 1,500 seats;
- An 8 lane 25 metre aquatic centre, with a leisure pool;
- A comprehensive fitness centre;
- Leased space for revenue generation;
- A gymnasium complex, with 2 full size gyms, the gymnastics centre and an indoor running track;
- Dedicated space for seniors and youth;
- Flexible multi-purpose meeting and activity space;
- A re-developed outdoor sports complex at the Mickey McDougal site.

Mr. Webster, Mr. Orr and Ms. Fleming then responded to questions from members of Council.

continued..

4. (a) **Harry Jerome Recreation Complex: Leisure Needs and Space Assessment - File: 3380-02-L7 *continued***

Moved by Councillor Keating, seconded by Councillor Perrault

PURSUANT to the report of the Social Planner dated, April 22, 2003, entitled "Harry Jerome Recreation Complex: Leisure Needs and Space Assessment":

THAT the report entitled "Harry Jerome Recreation Complex: Leisure Needs and Space Assessment" by PERC and Wilson and June Consultants, dated April 15, 2003 be received and referred to the Master Plan Phase of the Harry Jerome Recreation Complex Planning Study for information;

AND THAT subject to funding availability and consideration of other Capital Program priorities, an entrance lobby/reception area, court yard, 23rd Street & Lonsdale Avenue Park, arena, aquatic center, fitness center, leased space for various support services, a gymnastics facility, gymnasium youth center, multi-purpose space and outdoor lawn bowling center as described in the Consultants' report be the priority facilities for consideration in the Harry Jerome Master Plan;

AND THAT the North Vancouver Recreation Commission be requested to report back on the feasibility of a permanent indoor lawn bowling facility, indoor tennis center and an outdoor sports facility to replace Mickey McDougal recCentre being part of the Harry Jerome Recreation Complex redevelopment;

AND THAT the North Vancouver Recreation Commission be requested to comment on any additional facilities and uses that may arise during the Harry Jerome Recreation Complex Master Planning Phase;

AND THAT the issue of the impact of East 23rd Street on future redevelopment of the Harry Jerome Complex area be referred to Engineering, Parks and Environment for a timely report on how this issue might be addressed during the Master Plan Phase;

AND THAT a copy of this report and attachments be referred to the Parks and Recreation Advisory Committee for comment;

AND THAT a copy of this report and attachments be referred to Silver Harbour Centre Society for information;

AND THAT staff investigate ways to mitigate the loss of sports playing fields including the outdoor running track in the event the space they currently occupy is used for other purposes;

continued..

4. (a) **Harry Jerome Recreation Complex: Leisure Needs and Space Assessment - File: 3380-02-L7 *continued***

AND THAT consideration be given to the inclusion of a 50-metre pool.

Acting Mayor R. Clark declared a recess to convene the Public Hearing scheduled for this evening.

The meeting recessed at 7:44 p.m. and reconvened at 7:45 p.m. with the same personnel present.

The motion was then **CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Heywood

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

CARRIED UNANIMOUSLY

The meeting recessed at 7:57 p.m. and reconvened at 8:09 p.m. with the same personnel present.

6. **BYLAWS**

(c) **Second and Third Readings**

Moved by Councillor Perrault, seconded by Councillor Heywood that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7490" (Johan and Ina Bothma/Synthesis Design Inc., 241 West Keith Road, CD-452).
- (ii) "Heritage Designation Bylaw, 2003, No. 7494" (Residence, Johan and Ina Bothma/Synthesis Design Inc., 241 West Keith Road).

be read a second time in short form.

CARRIED UNANIMOUSLY

6. (c) Second and Third Readings *continued*

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7490" (Johan and Ina Bothma/Synthesis Design Inc., 241 West Keith Road, CD-452) *continued*
- (ii) "Heritage Designation Bylaw, 2003, No. 7494" (Residence, Johan and Ina Bothma/Synthesis Design Inc., 241 West Keith Road) *continued*

Moved by Councillor Perrault, seconded by Councillor Heywood

THAT Bylaw Nos. 7490 and 7494 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the meeting recess to the Policy Committee Meeting scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 8:10 p.m. and reconvened at 8:11 p.m. with the same personnel present.

Moved by Councillor Mussatto, seconded by Councillor Keating

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

CARRIED UNANIMOUSLY

The meeting recessed at 8:11 p.m. and reconvened at 8:16p.m. with the same personnel present.

6. BYLAWS - continued

(c) Second and Third Readings – continued

Moved by Councillor Keating, seconded by Councillor Heywood that

- (iii) "Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2003, No. 7491" (Mid Block Designation Special Study Area).

be read a second time in short form.

CARRIED

Councillor Perrault is recorded as voting contrary to the motion.

6. (c) Second and Third Readings – continued

- (iii) “Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2003, No. 7491” (Mid Block Designation Special Study Area) *continued*

Moved by Councillor Keating, seconded by Councillor Heywood

THAT Bylaw No. 7491 be read a third time and passed subject to reconsideration.

CARRIED

Councillor Perrault is recorded as voting contrary to the motion.

Moved by Councillor Heywood, seconded by Councillor Mussatto

THAT the meeting recess to the Policy Committee scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 8:24 p.m. and reconvened at 9:34 p.m. with the same personnel present.

CONSENT AGENDA {Items 4 *(b), 4 *(c), 4 *(d), 5 *(a), 5 *(b), 5 *(c), 5 *(d), 6 *(a)(i), 6 *(a)(ii), 6 *(a)(iii), 6 *(c)(iv) and 6 *(c)(v)}

Moved by Councillor Heywood, seconded by Councillor Mussatto

THAT the resolutions listed within the “Consent Agenda” of April 28, 2003, be approved with the exception of items 4*(b), 4*(c), 4*(d), 5*(d) and 6 *(c)(v) as follows:

5. MOTIONS AND NOTICES OF MOTION

***(a) Density Transfer – File: 3300-01/1090-19-01**

Submitted by Councillor R.C. Clark

WHEREAS density transfer has recently been proposed as a tool for heritage preservation;

AND WHEREAS the City of North Vancouver currently has no formal policy with respect to density transfers;

THEREFORE BE IT RESOLVED THAT a Policy Committee meeting of City Council be convened to discuss the subject of density transfer.

(CARRIED UNANIMOUSLY)

5. ***(b) Tree Petitions – File: 4310-01**

Submitted by Councillor R.C. Clark

WHEREAS the City of North Vancouver allows a formal and rigorous “Petition to Remove Trees” process to occur;

AND WHEREAS said process by its very nature implies to the public that City Council will heed the petition;

THEREFORE BE IT RESOLVED THAT a Policy Committee meeting of City Council be convened to discuss the subject of tree petitions.

(CARRIED UNANIMOUSLY)

***(c) Development Variance Permit - Sign Variance - 889
Harbourside Drive - File: 3358-03 Harbourside 889 DVP No. 172**

THAT Development Variance Permit No. 172 be issued to Awni Abu-Ulba 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. 172.

(CARRIED UNANIMOUSLY)

6. **BYLAWS - continued**

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

THAT the following bylaws be reconsidered:

- (i) “Paved Lane North of East 11th Street, between St. Andrew’s and Ridgeway Avenues, Local Improvement Initiative Frontage Tax Bylaw, 2003, No. 7483”.
- (ii) “Paved T-Lane East of East Grand Boulevard, between 12th and 13th Streets, Local Improvement Initiative Frontage Tax Bylaw, 2003, No. 7484”.
- (iii) “Sidewalk Improvement 1200 Lonsdale Avenue, Specified Area Frontage Tax Bylaw, 2003, No. 7485”.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw Nos. 7483, 7484 and 7485 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

(CARRIED UNANIMOUSLY)

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

- (iv) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7481" (RT-1 Accessory Building Width Limitation and Minor Siting Exception Housekeeping, Text Amendment).

THAT the said Bylaw No. 7481 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7481 be read a third time in short form and passed subject to reconsideration

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

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

(b) Historic Places Initiative - Letter to the Honourable John Manley, Minister of Finance - File: 1085-C2-01

Report: Development Planner, Community Development,
April 23, 2003

Moved by Councillor Perrault, seconded by Councillor Mussatto

PURSUANT to the report of the Development Planner dated April 23, 2003, entitled "Historic Places Initiative - Letter to the Honourable John Manley, Minister of Finance":

THAT the attached draft letter from Mayor Barbara A. Sharp be endorsed by Council;

AND THAT this letter also be sent to the The Honourable Herb Dhaliwall, Minister of Natural Resources; The Honourable David Anderson, Minister of the Environment; The Honourable Hedy Fry, MP – Vancouver Centre; Ms. Sophie Leung, MP – Vancouver Kingsway and The Honourable Stephen Owen, Secretary of State (Western Economic Diversification).

CARRIED UNANIMOUSLY

4. (c) **Safety Review of the Marine Drive/Hamilton Avenue/16th Street Intersection - File: 4145-02-H4/4145-M2/4145-S5**

Report: Transportation Engineer, March 25, 2003

Moved by Councillor Mussatto, seconded by Councillor Perrault

PURSUANT to the report of the Transportation Engineer dated March 25, 2003, entitled "Safety Review of the Marine Drive/Hamilton Avenue/16th Street Intersection":

THAT safety at the intersection of Marine Drive, Hamilton Avenue and 16th Street be improved by:

1. Re-aligning Hamilton Avenue southbound right-turn lane
2. Improving the traffic signal head visibility
3. Increasing visibility of the Marine Drive eastbound right-turn lane
4. Providing a raised curb median containing the left-turn lane at the Hamilton Avenue and 16th Street intersection, and
5. Providing sidewalk extension across the Hamilton Avenue north leg.

AND THAT improvements to the Marine Drive, Hamilton Avenue and 16th Street be referred to 2004 budget discussions.

CARRIED UNANIMOUSLY

(d) **Crisis Intervention Program - Provincial Grant funding Renewal Contract - File: 3200-01/1195-11-M3-03**

Report: Administrative Manager - R.C.M.P., April 7, 2003

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the Administrative Manager - R.C.M.P., dated April 7, 2003 entitled "Crisis Intervention Program - Provincial Grant funding Renewal Contract":

THAT the Mayor and City Clerk be authorized to sign and seal the Police Based Victim Services - Municipal cost-shared Grants Contract between Her Majesty the Queen in the Right of the Province of British Columbia represented by the Minister of Public Safety and Solicitor General and the City of North Vancouver, as attached to this report;

AND THAT Council express to the Minister of Public Safety, the Solicitor General and to the Attorney General their concerns regarding the inadequate level of funding provided to cover the costs of providing services to victims of crime and the Provincial Government's downloading of core services without attached funding;

continued..

4. (d) **Crisis Intervention Program - Provincial Grant funding
Renewal Contract - File: 3200-01/1195-11-M3-03 *continued***

AND THAT Council send a copy of the report and their final resolution to the Council of the District of North Vancouver, as their funding partner in the North Vancouver R.C.M.P. 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

Councillor Fearnley declared a possible perception of bias regarding Item 5. (d) on the agenda as his family attend St. John's Church and left the meeting.

5. (d) **Development Variance Permit - Sign Variance - 220 West 8th
Street - File: 3358-03 8W 220 - DVP No. 174**

Moved by Councillor Mussatto, seconded by Councillor Perrault

THAT Development Variance Permit No. 174 be issued to The Parish of St. John 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. 174.

CARRIED UNANIMOUSLY

Councillor Fearnley returned to the meeting.

6. **BYLAWS *continued***

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

Moved by Councillor Mussatto, seconded by Councillor Heywood

- (v) "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).

THAT the said Bylaw No. 7489 be read a second time in short form.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

6. (c) Second and Third Readings - continued

- (v) "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) *continued*

Moved by Councillor Mussatto, seconded by Councillor Heywood

THAT the said Bylaw No. 7489 be read a third time in short form and passed subject to reconsideration.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

5. MOTIONS AND NOTICES OF MOTION – continued

(e) Secondary Suites – File: 3365-05-02

Councillor Keating advised that he will present the following motion at the next regular meeting of Council:

WHEREAS secondary suites constitute one of the most important forms of affordable housing for both owners and renters in the City of North Vancouver;

AND WHEREAS only 120 secondary suites are currently approved under the City's existing regulations, while approximately 1500 remain unapproved and forty are closed annually because of the prohibitive costs of bringing them into strict compliance with the B.C. Building Code;

AND WHEREAS other jurisdictions have introduced suite legalization guidelines that deviate from the Building Code (while still maintaining its health and safety provisions) to allow for the legalization of secondary suites in housing stock similar to that of the City;

THEREFORE BE IT RESOLVED THAT staff be directed to bring forward recommendations on ways to facilitate the affordable legalization of secondary suites.

Recess – Public Question Period

Acting Mayor Clark declared a recess at 9:48 p.m. for the public question period and reconvened the meeting immediately.

10. ADJOURNMENT

Moved by Councillor Mussatto, seconded by Councillor Heywood

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 9:49 p.m.