



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN  
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14<sup>th</sup> STREET,  
NORTH VANCOUVER, B.C., ON **MONDAY, SEPTEMBER 8, 2003**  
**AT 6:00 P.M.****

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**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  
B.A. Hawkshaw, City Clerk  
S.E. Dowey, Deputy City Clerk  
T. Christie, Director of Finance  
S. Ono, City Engineer  
D. Pope, Manager, Parks & Environment  
B. Susak, Deputy City Engineer  
C. Hunter, Director, Information Technology  
C. Kathler, Social Planner  
Fire Chief R. Douglas  
H. Fleming, Director of Recreation  
R.H. White, City Planner

The meeting was called to order at 6:01 p.m.

**1. ADOPTION OF MINUTES**

Moved by Councillor Keating, seconded by Councillor Heywood

**THAT** the Minutes of the Regular Council Meeting of July 28, 2003 be adopted as circulated.

**CARRIED**

Councillor Clark is recorded as voting contrary to the motion.

**CONSENT AGENDA** {Items 3 \*(d), 3 \*(e), 3 \*(f), 4 \*(b), 4 \*(c), 4 \*(d), 4 \*(e),  
4 \*(f), 6 \*(d)(i), 4 \*(g), 6 \*(d)(ii), 4 \*(h) and 4 \*(i)}

Moved by Councillor Perrault, seconded by Councillor Clark

**THAT** the resolutions listed within the "Consent Agenda" of September 8, 2003 with the exception of items 4. \*(d), 4. \*(e), and 4. \*(i), be approved, as follows:

Continued....

**3. CORRESPONDENCE**

- \*(d) Tracey Lee Lorenson, Director of Strategic Development and Corporate Counsel, E-Comm, July 14, 2003**

Re: E-Comm Board of Directors Designate for the 2003/2004  
Year - File: 3115-09-01

**PURSUANT** to the correspondence received from E-Comm dated July 14, 2003, regarding "E-Comm Board of Directors Designate for the 2003/2004 Year":

**THAT** the appointment of Mayor Don Bell to the Board of Directors of E-Comm as the North Shore Representative be endorsed, for a period from September 12, 2003 to September 11, 2004.

**(CARRIED UNANIMOUSLY)**

- \*(e) Anne Graham, Executive Director, Executive Education, Sauder School of Business at University of British Columbia, August 11, 2003**

Re: Public-Private Partnerships for Canadian Municipalities  
Workshop - File: 1840-03-01

**PURSUANT** to the correspondence received from Sauder School of Business (UBC), dated August 11, 2003 regarding "Public-Private Partnerships for Canadian Municipalities Workshop":

**THAT** Council members be authorized to attend the Public-Private Partnerships for Canadian Municipalities workshop to be held in Vancouver from September 29 - October 1, 2003;

**AND THAT** the funds be provided from the 2003 Legislative Conventions and Delegations Account.

**(CARRIED UNANIMOUSLY)**

- \*(f) Greater Vancouver Regional District, The Board in Brief, July 25, 2003 - File: 1180-06**

**THAT** the Greater Vancouver Regional District, "The Board in Brief", dated July 25, 2003 be received and filed.

**(CARRIED UNANIMOUSLY)**

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

**\*(b) Appointment of Property Use Inspector - File: 1855-02**

Report: Manager of Inspections, August 18, 2003

**PURSUANT** to the report of the Manager of Inspections, dated August 18, 2003, entitled "Appointment of Property Use Inspector":

**THAT** Mr. Stephen Bennett be appointed as Property Use Inspector, Building Inspector, Business Licence Inspector and Bylaw Enforcement Officer for the City of North Vancouver.

**(CARRIED UNANIMOUSLY)**

**\*(c) Petition to Remove Tree at 738 East 15<sup>th</sup> Street - File: 4310-05**

Report: Manager, Environment and Parks, August 26, 2003

**PURSUANT** to the report of the Manager, Environment and Parks dated August 26, 2003, entitled "Petition to Remove Tree at 738 East 15<sup>th</sup> Street":

**THAT** the application for removal of the Douglas-fir tree located on City property adjacent to 738 East 15<sup>th</sup> Street be supported, subject to the applicant's agreement to supply and install a replacement tree as required in the City's Tree Policy.

**(CARRIED UNANIMOUSLY)**

**\*(f) Rezoning Application: 338 West Keith Road, CD-460  
(Vernacular Design) - File: 3400-05 KEITH W 338**

Report: Development Planner, Community Development,  
August 18, 2003

**PURSUANT** to the report of the Development Planner dated August 18, 2003, entitled "Rezoning Application: 338 West Keith Road, CD-460 (Vernacular Design)":

**THAT** "Zoning Bylaw 1995, No. 6700 Amendment Bylaw 2003, No. 7536" (A2M Development Corporation/Vernacular Design, 338 West Keith Road, CD-460), be considered and referred to a Public Hearing.

**(CARRIED UNANIMOUSLY)**

**6. BYLAWS**

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

- (i) "Zoning Bylaw 1995, No. 6700 Amendment Bylaw 2003, No. 7536" (A2M Development Corporation/Vernacular Design, 338 West Keith Road, CD-460)

**THAT** Bylaw No. 7536 be read a first time in short form, copy of same having been distributed to Council members and read by them.

**(CARRIED UNANIMOUSLY)**

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

- \*(g) Rezoning Application: 257-259 & 263-265 West 5<sup>th</sup> Street, CD-461 (Harbourview Projects Corp/Charles Moorhead Architect)  
File: 3400-05 05 W 257-259 & 263-265**

Report: Development Planner, Community Development,  
August 27, 2003

**PURSUANT** to the report of the Development Planner dated August 27, 2003, entitled "Rezoning Application: 257-259 & 263-265 West 5<sup>th</sup> Street, CD-461 (Harbourview Projects Corp/Charles Moorhead Architect)":

**THAT** "Zoning Bylaw 1995, No. 6700, Amendment Bylaw 2003, No. 7538" (Harbourview Projects Corporation/Charles Moorhead Architects, 257-259 & 263-265 West 5<sup>th</sup> Street, CD-461), be considered and referred to a Public Hearing.

**(CARRIED UNANIMOUSLY)**

**6. BYLAWS - Continued**

**\*(d) Introduction And First Reading Only - Continued**

- (ii) "Zoning Bylaw 1995, No. 6700, Amendment Bylaw 2003, No. 7538" (Harbourview Projects Corporation/Charles Moorhead Architects, 257-259 & 263-265 West 5<sup>th</sup> Street, CD-461)

**THAT** Bylaw No. 7538 be read a first time in short form, copy of same having been distributed to Council members and read by them.

**(CARRIED UNANIMOUSLY)**

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

**\*(h) Mosquito Control in the Greater Vancouver Region  
File: 4010-25**

Report: Manager, Environment and Parks, September 3, 2003

**PURSUANT** to the report of the Manager, Environment and Parks, dated September 3, 2003, entitled "Mosquito Control in the Greater Vancouver Region":

**THAT** the City of North Vancouver supports the coordinated approach to mosquito control in the Greater Vancouver Region, as proposed by the Greater Vancouver Regional District Board in their correspondence dated August 18, 2003, (Attachment No. 1 of the September 3, 2003 report).

**CARRIED UNANIMOUSLY**

**END OF CONSENT AGENDA ITEMS.**

**9. CONFIDENTIAL REPORTS**

Moved by Councillor Keating, seconded by Councillor Clark

**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) (j)
- 9(e) Section 242.2 (1) (e)
- 9(f) Section 242.2 (1) (e)

**CARRIED UNANIMOUSLY**

The meeting recessed at 6:05 p.m., and reconvened at 6:53 p.m., with the same personnel present.

## 9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

**(a) Leave of Absence Without Pay Request – Jennifer Dunn**  
**File: 1800-06/1880-03-09**

Report: Director of Human Resources, August 19, 2003

**PURSUANT** to the report of the Director of Human Resources dated August 19, 2003, entitled “Leave of Absence Without Pay Request – Jennifer Dunn”:

**THAT** Ms. Jennifer Dunn be granted a leave of absence without pay for a period from June 25, 2003 to September 30, 2003;

**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 Parks and Recreation Advisory Committee**  
**File: 1085-03-P3-01**

Report: City Clerk, September 3, 2003

**PURSUANT** to the report of the City Clerk dated September 3, 2003, entitled “Appointment to the Parks and Recreation Advisory Committee”:

**THAT** Mr. Paul McCann be appointed to complete the three-year term of Ms. Anne Greenwell (Zone 7), to conclude on January 31, 2005.

**(CARRIED UNANIMOUSLY)**

**(c) Appointment to the North Vancouver Recreation Commission**  
**File: 4410-01/1090-03-02**

Report: City Clerk, September 3, 2003

**PURSUANT** to the report of the City Clerk dated September 3, 2003, entitled “Appointment to the North Vancouver Recreation Commission”:

**THAT** Ms. Michele Guerin be appointed to complete the three-year term of Mr. Peter Martin (City Appointee), to conclude on December 31, 2005.

**CARRIED UNANIMOUSLY**

**9.1 (d) Proposed Greater Vancouver Regional District Watermain Through the City of North Vancouver Cemetery - File: 4215-01**

Report: City Manager, September 3, 2003

**PURSUANT** to the report of the City Manager dated September 3, 2003, entitled "Proposed Greater Vancouver Regional District Watermain Through the City of North Vancouver Cemetery":

**THAT** the principles stated in the Draft Agreement between the City of North Vancouver and the Greater Vancouver Regional District respecting the Proposed Watermain and Access Improvements through the City of North Vancouver Cemetery, dated August 7, 2003, attached to the September 3, 2003 report, be endorsed, subject to approval by the Cemetery Advisory Board;

**AND THAT** the current 30 foot (9 meters) right-of-way be increased to 59 feet (18 meters) to allow construction of a new 84 inch watermain;

**AND THAT** the Mayor and City Clerk be authorized to execute the necessary right-of-way agreements.

**(CARRIED UNANIMOUSLY)**

**(f) Sale of a Portion of Stopped Up and Closed Lane Adjacent to 132 East 20<sup>th</sup> Street, North Vancouver  
File: 4140-10-02 20E 132**

Report: Land Agent, Community Development,  
September 2, 2003

**PURSUANT** to the report of the Land Agent, Community Development, dated September 2, 2003, entitled "Sale of a Portion of Stopped Up and Closed Lane Adjacent to 132 East 20<sup>th</sup> Street, North Vancouver":

**THAT** staff be authorized to finalize the sale of 725 square feet of lane located adjacent to 132 East 20<sup>th</sup> Street, as soon as title to the lane is vested in the City's name;

**AND THAT** the above mentioned area of land is sold subject to the following conditions:

Continued....

**9.1 (f) Sale of a Portion of Stopped Up and Closed Lane Adjacent to  
132 East 20<sup>th</sup> Street, North Vancouver  
File: 4140-10-02 20E 132 - Continued**

- The purchaser supplying the City with a consolidation plan for the existing Lots 20 and 21, plus the stopped up and closed portion of the lane that is being acquired from the City;
- The purchaser to pay for the necessary plans and documents for a Volumetric Easement over a portion of the stopped up and closed land for the purpose of legalizing a portion of the roof overhang which will encroach on City land;
- The lane being sold on an upset price of \$80 per square foot;
- The purchaser being required to provide the City with a fully executed copy of the City's Purchase Sale Agreement plus a certified cheque representing 10% of the purchase price upon execution of the Agreement;

**AND THAT** the Land Agent be authorized to accept an offer on the City's behalf that meets all the conditions as set out in the Land Agent's report dated September 2, 2003;

**AND THAT** the Mayor and City Clerk be authorized to execute any documents required to transfer title to the "City Lands" fully described in the Land Agent's report dated September 2, 2003;

**AND THAT** the offer to sell City owned land remain open until September 26, 2003.

**CARRIED UNANIMOUSLY**

Mayor Sharp left the meeting because of a possible bias (conflict of interest), with regards to Item 9.1 (e) as she is a non-voting member of The Royal Canadian Legion.

Councillor Heywood took over the Chair as Acting Mayor.

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

**(e) Royal Canadian Legion, Branch 118, 123 West 15<sup>th</sup> Street -  
Option Agreement and Outstanding Property Taxes  
File: 3345-02 15W 123**

Report: Director of Community Development, September 3, 2003

**THAT** the action taken by the Committee of the Whole in camera, regarding "Royal Canadian Legion, Branch 118, 123 West 15<sup>th</sup> Street - Option Agreement and Outstanding Property Taxes", be ratified, and the wording of the resolution and the report of the Director of Community Development dated September 3, 2003, remain in camera.

**CARRIED**



Mayor Sharp returned to the meeting and resumed the Chair.

Moved by Councillor Keating, seconded by Councillor Mussatto

**THAT** Item 5. (c) on the agenda be brought forward for consideration at this time.

**CARRIED UNANIMOUSLY**

**5. MOTIONS AND NOTICES OF MOTION**

**(c) Sale of BC Rail – File: 4130-02**

Submitted by Councillor C.R. Keating

Moved by Councillor Keating, seconded by Councillor Mussatto

**WHEREAS** BC Rail employs 700 of its 1,600 employees on the North Shore;

**AND WHEREAS** the Provincial Government's own internal documents suggest one-half to two-thirds of those jobs will be lost if BC Rail is sold to a private corporation;

**AND WHEREAS** BC Rail has made \$76.8 million in operating profits in 2002 and expected to make nearly \$80 million in 2003;

**AND WHEREAS** BC Rail is expected to make over \$120 million in net income over the next three years;

**THEREFORE BE IT RESOLVED THAT** the City of North Vancouver call upon the Government of British Columbia to halt the proposed sale of BC Rail at this time;

**AND THAT** the City of North Vancouver call upon the Government of British Columbia to convene a process involving communities, affected trade unions and other interested parties to ensure the continued public ownership of this vital enterprise;

**AND THAT** this resolution be circulated to all government MLA's and all Union of British Columbia member municipalities.

Moved by Councillor Keating, seconded by Councillor Mussatto

**THAT** Mr. Sinclair, President, BCGEU, be heard at this time.

**CARRIED UNANIMOUSLY**

Continued....

**5. (c) Sale of BC Rail – File: 4130-02 - Continued**

Mr. Sinclair asked members of Council to oppose the sale of BC Rail to a private corporation and asked they that endorse the resolution this evening.

A recorded vote was taken on the motion.

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

Voting against: Nil.

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

**PROCLAMATIONS**

Mayor Sharp read the following Proclamations:

**“INTERNATIONAL LITERACY DAY”, SEPTEMBER 8, 2003**

**“SUBWAY DAY FOR CHILD”, SEPTEMBER 18, 2003**

**“B.C. RIVERS DAY”, SEPTEMBER 28, 2003**

**“WORLD TEACHERS’ DAY”, OCTOBER 5, 2003**

**“BALANCE AND DIZZINESS DISORDERS AWARENESS WEEK”,  
SEPTEMBER 7 - 13, 2003**

Mayor Sharp commented on behalf of the Council and the City of North Vancouver on the events in the Province over the summer that were caused by the unusually dry weather.

Mayor Sharp gave a special thanks to North Vancouver City Fire and Rescue who sent firefighters and equipment to assist those areas that have been affected by the fires.

## 2. DELEGATIONS

### (a) **Ms. Donna Stewart, Chair, Community Housing Action Committee, North Shore Community Resources**

Re: Habitat for Humanity Project - File: 3365-05-01

Ms. Donna Stewart, Chair, Community Housing Action Committee, (CHAC), North Shore Community Resources, advised that the CHAC is a merger of the Housing Committee of North Shore Community Resources Society and the Housing Committee which formed following the 2002 Poverty Forum.

Ms. Stewart asked members of Council for their support for a Habitat for Humanity Project in the City of North Vancouver. Ms. Stewart also asked that staff be requested to investigate possible land sites which could be made available for such a project.

Ms. Stewart introduced Ms. Heather Ross and Mr. John Walker, members of the Board of Habitat.

Ms. Ross outlined the Habitat for Humanity Project approach, as follows:

- Future homeowners can contribute their “sweat equity” either by participating in construction or by serving in the ReStore or contributing other skills to the organization. This will allow seniors and women as well as families to participate.
- A “silent mortgage” prevents the new homeowner from selling for a profit, a home which has been acquired through donated money and labour.
- There is a rigorous process for homeowner selection, so the success rate is high.

Mr. John Walker gave a brief overview of a 27 unit townhouse project located in Burnaby that Habitat is currently involved with. Mr. Walker advised that the problem is the acquisition of land for this type of project.

Members of the delegation then responded to questions from members of Council.

**3. CORRESPONDENCE - Continued**

**(a) Ms. Donna Stewart, Chair, Community Housing Action Committee, North Shore Community Resources, July 22, 2003**

Re: Habitat for Humanity Project - File: 3365-05-01

Moved by Councillor Mussatto, seconded by Councillor Heywood

**PURSUANT** to the correspondence dated July 22, 2003 received from Ms. Donna Stewart, Chair, Community Housing Action Committee, (CHAC), North Shore Community Resources, regarding "Habitat for Humanity Project":

**THAT** staff be requested to investigate if there are any possible land sites that could be made available in the City of North Vancouver for such a project;

**AND THAT** this motion be forwarded to the Advisory Planning Commission for comment.

**CARRIED UNANIMOUSLY**

**2. DELEGATIONS - Continued**

**(b) Andy and Cathy Smolik, North Vancouver**

Re: 318 East 27th Street - File: 3345-02 27 E 318

Mr. Andy Smolik asked members of Council to consider a floor area exemption so that he can build a basement in a new single family dwelling which would be in excess of that permitted in the RS-1 Zone for 318 East 27<sup>th</sup> Street, North Vancouver. The proposed main and upper floors of the building are approximately 2,000 square feet and this request is for an additional 700 square feet.

Mr. Smolik advised that the usage of this space would be for personal use and no secondary suite is planned.

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

3. **CORRESPONDENCE - Continued**

(b) **Andy and Cathy Smolik, North Vancouver, July 8, 2003**

Re: 318 East 27th Street - File: 3345-02 27 E 318

Moved by Councillor Perrault, seconded by Councillor Mussatto

**PURSUANT** to the correspondence dated July 8, 2003 received from Andy and Cathy Smolik regarding "318 East 27<sup>th</sup> Street":

**THAT** the owners be advised that Council would be prepared to consider a zoning amendment to provide for the exempted basement space at 318 East 27<sup>th</sup> Street.

**CARRIED UNANIMOUSLY**

Moved by Councillor Clark, seconded by Councillor Keating

**THAT** staff be requested to report to Council with respect to FSR in basements/cellars in single family and duplex zones.

*The vote upon the recommendation was taken separately, as follows:*

**THAT** staff be requested to report to Council with respect to FSR in basements/cellars in single family zones.

**CARRIED UNANIMOUSLY**

**THAT** staff be requested to report to Council with respect to FSR in basements/cellars in duplex zones.

**CARRIED**

## 2. DELEGATIONS - Continued

### (c) Peter Lister and Lisa Ryan, North Vancouver

Re: Development Variance Application for 408 East 14<sup>th</sup> Street -  
File: 3358-03 14 E 408 DVP No. 178

Mr. Peter Lister gave a PowerPoint presentation on the historical background of his house located at 408 East 14<sup>th</sup> Street, North Vancouver.

Mr. Lister requested support by members of Council for his application for a Development Variance Permit to retain the existing access to the front driveway at 408 East 14<sup>th</sup> Street.

Mr. Lister advised that even though the driveway access to the street is no longer permitted he would like to retain this 1926 driveway as it is part of the historical record of the neighbourhood, it provides off-street parking for a secondary suite and it has minimal impact on the community.

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

## 4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF - Continued

### (a) Development Variance Permit Application - To Retain Existing Driveway Intersecting the Street, 408 East 14<sup>th</sup> Street (Peter Lister & Lisa Ryan) - File: 3358-03 14 E 408 DVP No. 178

Report: Planning Technician II, Community Development,  
August 18, 2003

Moved by Councillor Mussatto, seconded by Councillor Keating

**PURSUANT** to the report of the Planning Technician II dated August 18, 2003, entitled "Development Variance Permit Application - To Retain Existing Driveway Intersecting the Street, 408 East 14<sup>th</sup> Street (Peter Lister & Lisa Ryan)":

**THAT** Development Variance Permit No. 178, (408 East 14<sup>th</sup> Street, Peter Lister & Lisa Ryan), be considered for issuance pursuant to Section 922 of the Local Government Act;

**AND THAT** the Public Meeting requirement be waived.

**CARRIED UNANIMOUSLY**

3. **CORRESPONDENCE - Continued**

(c) **Mayor Larry Campbell, City of Vancouver, July 30, 2003**

Re: 2010 Vision for British Columbians with Disabilities  
File: 4455-03-01

Moved by Councillor Keating, seconded by Councillor Heywood

**PURSUANT** to the correspondence dated July 30, 2003, received from Mayor Larry Campbell, City of Vancouver, regarding “2010 Vision for British Columbians with Disabilities”:

**THAT** the City of North Vancouver agrees to participate with the development of a 2010 Vision for British Columbians with Disabilities along with the City of Vancouver and all other Union of British Columbia member municipalities;

**AND THAT** a copy of this resolution be forwarded to the City of Vancouver and all other Union of British Columbia member municipalities.

**CARRIED UNANIMOUSLY**

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

(d) **City Owned House at 1151 Heywood Street - File: 4230-05-01**

Report: Social Planner, Community Development, August 21, 2003

Moved by Councillor Perrault, seconded by Councillor Fearnley

**THAT** the report of the Social Planner dated August 21, 2003, entitled “City Owned House at 1151 Heywood Street” be referred to the Parks & Recreation Advisory Committee and to the Social Planning Advisory Committee for comment.

A recorded vote was taken on the motion.

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

Voting against: Councillor Keating  
Councillor Clark

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

4. (e) **View Blockage and the Lack of Prior Knowledge by Real Estate Purchasers - File: 3300-01**

Report: City Planner, Community Development,  
August 18, 2003

Moved by Councillor Fearnley, seconded by Councillor Clark

**THAT** the report of the City Planner dated, August 18, 2003, entitled "View Blockage and the Lack of Prior Knowledge by Real Estate Purchasers" be referred back to staff for another solution.

A recorded vote was taken on the motion.

Voting in favour: Councillor Clark  
Councillor Fearnley

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

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

Moved by Councillor Keating, seconded by Councillor Mussatto

**PURSUANT** to the report of the City Planner dated, August 18, 2003, entitled "View Blockage and the Lack of Prior Knowledge by Real Estate Purchasers":

**THAT** the subject report be received and filed;

**AND THAT** a copy of this report be forwarded to the Greater Vancouver Real Estate Board.

**CARRIED UNANIMOUSLY**



4. (i) **Port Competitiveness - August/03 Property Tax Proposal  
File: 1156-06-V1-01**

Report: Director of Finance, September 2, 2003

Moved by Councillor Keating, seconded by Councillor Clark

**PURSUANT** to the report of the Director of Finance, dated September 2, 2003, entitled "Ports Competitiveness - August/03 Property Tax Proposal":

**WHEREAS** the Provincial Government is imposing a property tax cap on local governments for ports businesses;

**AND WHEREAS** the Community Charter is intended to provide local governments with greater autonomy, accountability and responsibility to local taxpayers;

**AND WHEREAS** the ports industry is clearly a matter of national interest and seven municipal governments in B.C. are being advised they will have to cap their property tax rates for ports businesses without any support from the Federal Government and uncertain long term support from the Provincial Government;

**AND WHEREAS** this action by the Province creates increased risk of other businesses lobbying the Provincial and local governments for tax relief;

**AND WHEREAS** other taxpayers may be faced with shouldering lost property tax revenues if the Province reduces or eliminates its financial support to the affected municipalities or the City is not in a position to return to the historical tax rate for ports businesses at the end of the program;

Continued....

4. (i) **Port Competitiveness - August/03 Property Tax Proposal  
File: 1156-06-V1-01 - Continued**

**THEREFORE BE IT RESOLVED THAT:**

- (a) the Provincial Government be advised that the City of North Vancouver has serious concerns about the Provincial Government's determination to impose a property tax cap on ports businesses in the Greater Vancouver Regional District ports cities; and
- (b) the Provincial Government be requested to make a firm commitment to its 5 year plan whereby:
- the Province will compensate the City in the amount of \$1,254,813 annually each year that the cap on tax rates is in place;
  - that the Province will eliminate the tax cap as soon as possible, but not later than 5 years after the implementation;

**AND THAT** a copy of this report be sent to the Provincial Government and to the Federal Government and all Union of British Columbia Municipalities;

**AND THAT** staff report back in future with a property taxation strategy to deal with the cap on ports businesses.

**CARRIED UNANIMOUSLY**

3. **CORRESPONDENCE – Continued**

(g) **The International Council for Local Environmental Initiatives**

Re: 2006 World Congress in Vancouver - File: 1040-03-14

*Requested by Mayor Barbara A. Sharp*

Moved by Councillor Keating, seconded by Mayor Sharp

**PURSUANT** to the correspondence received from the International Council for Local Environmental Initiatives (ICLEI) regarding the "2006 World Congress in Vancouver":

**THAT** the City of North Vancouver, in partnership with other members of ICLEI in Greater Vancouver, express its interest in hosting the ICLEI 2006 World Congress in Greater Vancouver, in conjunction with the UN Habitat World Urban Forum to be hosted by Canada in Greater Vancouver at that time.

**CARRIED UNANIMOUSLY**

**5. MOTIONS AND NOTICES OF MOTION - Continued**

**(a) “Joints in Motion” - File: 4455-01**

Submitted by Councillor R.C. Clark

Moved by Councillor Clark, seconded by Councillor Fearnley

**THAT** City Council order an external audit of the Mayor’s expenditure’s regarding “Joints in Motion” Arthritis Society fundraising campaign, such audit to be conducted as soon as possible.

Moved by Councillor Fearnley, seconded by Councillor Clark

**THAT** the motion be amended to delete the word “external” and replace it with the word “internal” before the word “audit”.

A recorded vote was taken on amendment to the motion.

Voting in favour: Councillor Fearnley  
Councillor Clark  
Councillor Heywood

Voting against: Councillor Mussatto  
Councillor Keating  
Councillor Perrault  
Mayor Sharp

The amendment to the motion was **DEFEATED** by a vote of four to three.

A recorded vote was taken on the original motion.

Voting in favour: Councillor Clark

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

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

5. (b) **City Involvement in Fundraising - File: 4455-01**

Submitted by Councillor R.C. Clark

Moved by Councillor Clark, seconded by Councillor Fearnley

**THAT** a Policy Committee Meeting of Council be held to discuss the City's involvement with charitable fundraising.

A recorded vote was taken on the motion.

Voting in favour: Councillor Clark  
Councillor Fearnley  
Councillor Mussatto  
Councillor Heywood

Voting against: Councillor Keating  
Councillor Perrault  
Mayor Sharp

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

(d) **Richmond/Airport/Vancouver (RAV) Line – File: 1180-37-01**

Submitted by Councillor C.R. Keating

Moved by Councillor Keating, seconded by Councillor Mussatto

**WHEREAS** previous Greater Vancouver Regional District resolutions supporting the construction of the RAV Line were predicated upon a federal government contribution of \$450 million as opposed to the \$300 million contribution now proposed;

**AND WHEREAS** the new funding arrangement does not specify a source for close to \$500 million in funding;

**AND WHEREAS** the public, through the GVRD, TransLink, or other bodies, will bear the ultimate liability for this shortfall and any cost overruns associated with the RAV project;

**THEREFORE BE IT RESOLVED THAT** North Vancouver City Council call upon its GVRD representative to ask the GVRD to reconsider any motions of support for the RAV Line in light of this new funding proposal;

**AND THAT** North Vancouver City Council go on record as opposing the Richmond/Airport/Vancouver (RAV) Line project in its current form.

Continued....

**5. (d) Richmond/Airport/Vancouver (RAV) Line – File: 1180-37-01  
- Continued**

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto  
Councillor Keating  
Councillor Clark

Voting against: Councillor Fearnley  
Councillor Perrault  
Councillor Heywood  
Mayor Sharp

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

Councillor Keating left the meeting.

**7. COUNCIL INQUIRIES (Questions of Council Members)**

**(a) Westview Intersection – File: 4145-02-W1-02**

Inquiry by Councillor R.J. Fearnley

Councillor Fearnley referred to the resolution endorsed by Council on September 20, 1999 regarding the “Westview Intersection” and advised that the lands in and around the Westview intersection are not being maintained by the Provincial Government and are a mess. Councillor Fearnley also inquired as to the establishment of a community garden on this particular parcel of land.

Mr. Bill Susak, Deputy City Engineer, advised that the Engineering Department are in contact with the Ministry of Highways regarding this parcel of land. Mr. Susak also advised that staff are currently working on a Parks Master Plan and will be examining this particular parcel of land for use as a park.

Councillor Fearnley indicated that we should ask our local MLA, Katherine Whittred, to work with us on this issue.

Mayor Sharp advised that there will be an opportunity at the upcoming Union of British Columbia Municipalities’ Convention to pursue this issue.

**(b) Candlelight Vigil at the North Vancouver Cemetery on  
September 20, 2003 – File: 4455-01/1665-02**

Inquiry by Councillor R.N. Heywood

Councillor Heywood advised that the Veterans Association will be organizing a candlelight vigil at the North Vancouver Cemetery on September 20, 2003 to be recognized as “Passing the Torch of Remembrance.”

**Recess – Public Question Period**

Mayor Sharp declared a recess at 10:13 p.m., for the public question period and reconvened the meeting immediately.

**8. ANY OTHER BUSINESS**

Nil.

**10. ADJOURNMENT**

Moved by Councillor Heywood, seconded by Councillor Mussatto

**THAT** the meeting adjourn.

**CARRIED UNANIMOUSLY**

The meeting adjourned at 10:14 p.m.