



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, DECEMBER 8, 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
B.A. Hawkshaw, City Clerk
S.E. Dowey, Deputy City Clerk
F.A. Smith, Director, Community Development
R.H. White, City Planner
S. Ono, City Engineer
H. Fleming, Director of Recreation
P. Penner, Planner
P. Melville, Manager – Inspections
B. Taylor, City Solicitor
L. Orr, Social Planner
D. Purdie, Lower Lonsdale Project Manager
S. Smith, Planner, Engineering Department
D. Hutch, Landscape Architect

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

1. ADOPTION OF MINUTES

Moved by Councillor Keating, seconded by Councillor Clark

THAT the Minutes of the Regular Council Meeting of December 1, 2003
be adopted as circulated.

CARRIED UNANIMOUSLY

CONSENT AGENDA {Items 9 *(c), 9 *(d), 3 *(c), 6 *(a)(i), 4 *(a), 4 *(b), 4 *(c),
4 *(d), 6 *(b)(i), 4 *(e) and 6 *(b)(ii).

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the resolutions listed within the "Consent Agenda" of December 8,
2003 with the exception of items 9 *(c), 9 *(d), 4. *(b), 6. *(b)(i) and 4. *(d)
be approved, as follows:

3. CORRESPONDENCE

- *(c) Mr. Sam Monfared, General Manager, Sunshine Cabs Ltd., North Vancouver, December 2, 2003 and Mr. Hossein Ghanavizehian, General Manager, North Shore Taxi (1966) Ltd. received December 4, 2003.**

Re: "Cab Regulation Bylaw, 2003, No. 7145" - File: 4160-02

PURSUANT to the correspondence dated December 2, 2003 received from Mr. Sam Monfared, General Manager, Sunshine Cabs Ltd. and Mr. Hossein Ghanavizehian, General Manager, North Shore Taxi (1966) Ltd., regarding "Cab Regulation Bylaw, 2003, No. 7145":

THAT a Public Meeting be scheduled for Monday, January 19, 2004 to review the "Cab Regulation Bylaw, 2003, No. 7145" and provide opportunity for public input to the taxi industry in the City of North Vancouver.

(CARRIED UNANIMOUSLY)

6. BYLAWS

- *(a) Reconsideration and Final Adoption**

(i) "Cab Regulation Bylaw, 2003, No. 7145"

THAT final adoption of "Cab Regulation Bylaw, 2003, No. 7145" be deferred to January 19, 2004.

(CARRIED UNANIMOUSLY)

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

- *(a) North Shore Advisory Committee on Disability Issues - 2004 Workplan & Budget - File: 1085-03-N17**

Report: Planner, Community Development, December 3, 2003

PURSUANT to the report of the Planner, dated December 3, 2003 entitled "North Shore Advisory Committee on Disability Issues - 2004 Workplan & Budget":

THAT the North Shore Advisory Committee on Disability Issues 2004 Workplan be endorsed;

AND THAT the North Shore Advisory Committee on Disability Issues 2004 Budget be referred to the 2004 Financial Planning process.

(CARRIED UNANIMOUSLY)

4. ***(c) Resident Exempt Parking Policy Revision - Permit Fee Increase - File: 4120-02-03**

Report: Transportation Planner, December 3, 2003

PURSUANT to the report of the Transportation Planner dated December 3, 2003, entitled "Resident Exempt Parking Policy Revision - Permit Fee Increase":

THAT resident exempt parking permit fees increase from \$10 per household to \$18 per vehicle, as the first component of a new Resident Exempt Parking Policy;

AND THAT the "visitor over 2 hours" permit fee be pro-rated to \$25 after September 1 of each calendar year.

(CARRIED UNANIMOUSLY)

***(e) North Vancouver Recreation Commission Agreement Bylaw Housekeeping Amendments - File: 4410-03**

Report: Director of Recreation, November 27, 2003

PURSUANT to the report of the Director of Recreation dated November 27, 2003 entitled "North Vancouver Recreation Commission Agreement Bylaw Housekeeping Amendments:

THAT the following amendments be made to the North Vancouver Recreation Commission Agreement Bylaw:

1. Attachment B - 13 (a) - Election of Chair and Vice Chair "The Director of Recreation will preside at the December meeting following the appointments of Commissioners..." December to be changed to January;
2. Attachment B - 13 (f) - Inaugural Meeting Following Municipal Election "The Director of Recreation will call for the first meeting of the Commission in December after each municipal election..." December" to be changed to "January";
3. Schedule A (Schedule of Facilities) - change Core Facilities (m) from Lower Lonsdale Community Centre to The John Braithwaite Community Centre.

(CARRIED UNANIMOUSLY)

6. BYLAWS - Continued

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

- (ii) "North Vancouver Recreation Commission Agreement Bylaw, 2002, No. 7444, Amendment Bylaw, 2003, No. 7570" (January Inaugural Meeting and John Braithwaite Community Centre)

THAT Bylaw No. 7570 be read a first time in short form, copies of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7570 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7570 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS.

9. CONFIDENTIAL REPORTS

Moved by Councillor Keating, seconded by Councillor Mussatto

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)(i)
- 9 (b) Section 242.2 (1)(j)
- 9 (c) Section 242.2 (1)(a)
- 9 (d) Section 242.2 (1)(a)

CARRIED UNANIMOUSLY

The meeting recessed at 6:02 p.m., and reconvened at 7:26 p.m., with the same personnel present and with the addition of Councillor Fearnley.

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

**(c) Appointments to the Joint Bicycle Advisory Committee
File: 1085-03-N20-01**

Report: City Clerk, November 28, 2003

PURSUANT to the report of the City Clerk dated November 28, 2003, entitled "Appointments to the Joint Bicycle Advisory Committee":

THAT Dr. Paul Verlaan and Ms. Joanne Franko be re-appointed for a two-year term to conclude on December 31, 2005.

(CARRIED UNANIMOUSLY)

**(d) Appointments to the North Vancouver City Library Board
File: 1085-03-N9-01**

Report: City Clerk, November 25, 2003

PURSUANT to the report of the City Clerk dated November 25, 2003 entitled "Appointments to the North Vancouver City Library Board":

THAT Mr. James Fox, Ms. Eileen Mackay, Ms. Andrea Winterbottom and Mr. Bill Diamond, be re-appointed for a two-year term to conclude on December 31, 2005.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Nil.

2. DELEGATIONS

(a) Sarah Smith, NW Region Manager, Canadian Natural Gas Vehicle Alliance (B.C. Branch)

Re: TransLink 10-Year Transportation Outlook and 3-Year Financial Strategy - File: 1180-37-01

Ms. Sarah Smith, NW Region Manager, Canadian Natural Gas Vehicle Alliance (B.C. Branch), gave a PowerPoint presentation on the Canadian Natural Gas Vehicle Alliance comments to City of North Vancouver regarding "TransLink's 10-Year Transportation Outlook and 3-year Financial Plan", as follows:

Continued....

2. (a) **Sarah Smith, NW Region Manager, Canadian Natural Gas Vehicle Alliance (B.C. Branch) - Continued**

- Why is the Canadian Natural Gas Vehicle Alliance (CNGVA) here today
- Who is the CNGVA
- Successful Natural Gas (CNG/LNG) Partnerships with North American Transit Agencies
- TransLink 10-year Transportation Outlook and 3-year Financial Strategy
- Diesel Bus Emissions
- Natural Gas Engines for Transit Applications
- Natural Gas Engines Reduce Urban Noise Pollution
- Pierce Transit – Success Story
- Vancouver 2010 Winter Olympics
- Summary.

Ms. Smith requested members of Council to endorse the following two motions:

1. **THAT** TransLink start by putting the parked natural gas buses back on the road, preferably re-powered with today's natural gas engine technology, and
2. **THAT** TransLink include natural gas powered buses as a long-term emissions reduction strategy.

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

3. **CORRESPONDENCE - Continued**

(a) **Sarah Smith, NW Region Manager, Canadian Natural Gas Vehicle Alliance (B.C. Branch), November 7, 2003**

Re: TransLink 10-Year Transportation Outlook and 3-Year Financial Strategy - File: 1180-37-01

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the correspondence dated November 7, 2003, received from Ms. Sarah Smith, NW Region Manager, Canadian Natural Gas Vehicle Alliance (B.C. Branch), regarding "TransLink 10-Year Transportation Outlook and 3-Year Financial Strategy" be referred to TransLink for their information;

AND THAT Ms. Smith be thanked for her presentation this evening;

AND WHEREAS diesel fueled buses emit particulate matter and nitrogen oxides which are the two main precursors of smog in the Lower Mainland;

AND WHEREAS diesel emissions pose a serious threat to the health of families and adversely affect the environment;

THEREFORE BE IT RESOLVED THAT the City of North Vancouver urge TransLink to consider conversion from diesel fuel to natural fuel or alternative fuels.

CARRIED UNANIMOUSLY

2. DELEGATIONS - Continued

(b) Shirley Lytle, President, Silver Harbour Centre, North Vancouver

Re: Harry Jerome Recreation Complex/Silver Harbour Centre
File: 4415-04-L1-01/1040-03-S1

Ms. Shirley Lytle, President, Silver Harbour Centre, North Vancouver, introduced Mr. Elko Kroon, Chair of the Finance Committee who gave a brief overview of the Building Assessment and Report for 144 East 22nd Street, prepared by David W. Nichols Architect Ltd., and advised that according to this report, renovation or replacement of the Centre is necessary.

Mr. Kroon requested that Silver Harbour be given the opportunity to provide input at the Master Plan Phase Study Steering Committee and that the David W. Nichols Architect Ltd., report be referred to staff for their information.

Mr. Kroon also referred to the lack of parking around the Harry Jerome Recreation Centre and asked that this be reviewed with respect to implementing short-term parking on the north west corner of St. George's and 22nd Street in the tennis courts area.

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

3. CORRESPONDENCE - Continued

(b) Shirley Lytle, President, Silver Harbour Centre, North Vancouver, November 21, 2003

Re: Harry Jerome Recreation Complex/Silver Harbour Centre
File: 4415-04-L1-01/1040-03-S1

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the correspondence dated November 21, 2003 received from Ms. Shirley Lytle, President, Silver Harbour Centre, North Vancouver, regarding "Harry Jerome Recreation Complex/Silver Harbour Centre":

THAT the request for the use of the existing tennis courts for parking be referred to City staff and the North Vancouver Recreation Commission for comment and possible action;

AND THAT the City financially assist the Silver Harbour Centre Society in hiring a facility Consultant to assist the Society determining what exactly are their immediate and long-term needs;

AND THAT the funding be taken from the Harry Jerome Master Plan Account.

CARRIED UNANIMOUSLY

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

(b) **Animal Control Contract - British Columbia Society for the Prevention of Cruelty to Animals - File: 3010-02**

Report: Policy Analyst, Community Development,
December 3, 2003

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the Policy Analyst dated December 3, 2003, entitled “Animal Control Contract - British Columbia Society for the Prevention of Cruelty to Animals”:

THAT the British Columbia Society for the Prevention of Cruelty to Animals be thanked for their continued service provided to the City for animal control and the prevention of cruelty to animals;

AND THAT the December 3, 2003 report of the Policy Analyst be received and filed.

A recorded vote was taken on the motion.

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

Voting against: Councillor Clark

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

(d) **Panhandling - File: 3045-04-28**

Report: Building Inspector, Community Development,
November 24, 2003

Moved by Councillor Clark, seconded by Councillor Perrault

PURSUANT to the report of the Building Inspector dated November 24, 2003, entitled “Panhandling”:

THAT “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2003, No. 7564” (Panhandling), be considered.

Continued....

4. (d) Panhandling - File: 3045-04-28 - Continued

A recorded vote was taken on the motion.

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

Voting against: Councillor Mussatto
Councillor Keating

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

6. BYLAWS - Continued

(b) Introduction and First Three Readings – Continued

Moved by Councillor Heywood, seconded by Councillor Clark that

- (i) “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2003, No. 7564” (Panhandling)

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

CARRIED

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

Moved by Councillor Heywood, seconded by Councillor Clark

THAT the said Bylaw No. 7564 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 Heywood, seconded by Councillor Clark

THAT the said Bylaw No. 7564 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

(f) New Construction Bylaw - File: 3030-01

Report: Manager, Inspections, Community Development,
November 26, 2003

Moved by Councillor Mussatto, seconded by Councillor Fearnley

PURSUANT to the report of the Manager, Inspections, dated November 26, 2003, entitled “New Construction Bylaw”:

THAT “Construction Regulation Bylaw, 2003, No. 7390” (A bylaw for the regulation, and administration of Codes, Acts and regulations pertaining to building construction, plumbing systems, and electrical and gas installations), be considered.

CARRIED UNANIMOUSLY

6. BYLAWS - Continued

(b) Introduction and First Three Readings – continued

Moved by Councillor Fearnley, seconded by Councillor Keating that

- (iii) “Construction Regulation Bylaw, 2003, No. 7390” (A bylaw for the regulation, and administration of Codes, Acts and regulations pertaining to building construction, plumbing systems, and electrical and gas installations)

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 Fearnley, seconded by Councillor Keating

THAT the said Bylaw No. 7390 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the said Bylaw No. 7390 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

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

(g) **New Community Garden - Next Steps - File: 3380-02-C3**

Report: Planner, Engineering Department, November 27, 2003

Mr. Dave Hutch, Landscape Architect, gave a presentation entitled "Community Gardens and Eco-Attractions" consisting of slides that he had taken when visiting Berkeley, California, USA.

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the Planner, Engineering Department, dated November 27, 2003, entitled "New Community Garden - Next Steps":

THAT staff proceed with the establishment of the new interim community garden in Lower Lonsdale as outlined in the November 27, 2003 report including the issuance of a Request For Proposal process to select a managing authority for the garden;

AND THAT a budget be established in the amount of \$85,000. to be taken from the Tax Sale Land Reserve Fund.

The vote upon the recommendations was taken separately, as follows.

PURSUANT to the report of the Planner, Engineering Department, dated November 27, 2003, entitled "New Community Garden - Next Steps":

THAT staff proceed with the establishment of the new interim community garden in Lower Lonsdale as outlined in the November 27, 2003 report including the issuance of a Request For Proposal process to select a managing authority for the garden.

A recorded vote was taken on the motion.

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

Voting against: Councillor Heywood
Councillor Clark

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

Continued....

4. (g) **New Community Garden - Next Steps - File: 3380-02-C3
- Continued**

AND THAT a budget be established in the amount of \$85,000. to be taken from the Tax Sale Land Reserve Fund.

A recorded vote was taken on the motion.

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

Voting against: Councillor Perrault
Councillor Heywood
Councillor Clark

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

The motion now reads as follows, in its entirety:

“PURSUANT to the report of the Planner, Engineering Department, dated November 27, 2003, entitled “New Community Garden - Next Steps”:

THAT staff proceed with the establishment of the new interim community garden in Lower Lonsdale as outlined in the November 27, 2003 report including the issuance of a Request For Proposal process to select a managing authority for the garden;

AND THAT a budget be established in the amount of \$85,000. to be taken from the Tax Sale Land Reserve Fund.”

(h) **Site 10 (112-132 East 1st Street) Rezoning: Next Steps
File: 3400-05 1E 112-132**

Report: Assistant City Planner, Community Development,
December 1, 2003

Moved by Councillor Clark, seconded by Councillor Keating

PURSUANT to the report of the Assistant City Planner, dated December 1, 2003, entitled “Site 10 (112-132 East 1st Street) Rezoning: Next Steps”:

THAT staff be directed to undertake a reassessment of the development plan for the Lower Lonsdale Planning Study Area east of Lonsdale (Sites 9, 10, 11, and 12) taking into consideration the issues raised in said report and with opportunities for public consultation;

AND THAT staff report back on options for the scope of that Study and a proposed process and budget.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION**

(a) **Low “E” Glass in all New and Retrofit Development in the City
File: 3310-01**

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

“WHEREAS the use of low “E” glass benefits new development by reducing heat gain and the use of heating/cooling energy;

AND WHEREAS the use of low “E” glass supports the City’s sustainable community principles;

THEREFORE BE IT RESOLVED THAT staff be requested to report to Council on the impacts and costs/benefits of legislating the use of low “E” glass in all new and retrofit development in the City.”

(b) **Personal Time for Mayor and Councillors – File: 1090-01**

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

“BE IT RESOLVED THAT City Council have a discussion about “personal time” for the Mayor and Councillors.”

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

Nil.

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 10:06 p.m.