



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, NOVEMBER 15, 2004**
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

F.A. Smith, Acting City Manager
B.A. Hawkshaw, City Clerk
J.M. Rowe, Assistant City Clerk
L. Orr, Community Planner
B. Susak, Deputy City Engineer
I. Gordon, Deputy Director of Finance
S. Ono, City Engineer
R.H. White, City Planner
C. Kathler, Community Planner
K. Russell, Development Planner
L. McCarthy, Youth Development Worker

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

ADOPTION OF MINUTES

Moved by Councillor Clark, seconded by Councillor Heywood

THAT the following Minutes be adopted as circulated:

1. Special Council Meeting Minutes, November 8, 2004.
2. In Camera Committee of the Whole Meeting Minutes, November 8, 2004.

CARRIED UNANIMOUSLY

*Councillor Keating entered the meeting at 6:02 p.m.

CONSENT AGENDA ITEMS

{Items *4, *11, *12, *13, *14, *15, *16, *17, *18, *19 and *20}

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT the resolutions listed within the "Consent Agenda" of November 15, 2004, be approved with the exception of item *18, as follows:

continued..

CONFIDENTIAL REPORTS

***4. Appointments to the Social Planning Advisory Committee
- File: 1085-03-S11-01**

Report: City Clerk, November 5, 2004

PURSUANT to the report of the City Clerk, dated November 5, 2004, entitled "Appointments to the Social Planning Advisory Committee":

THAT Annalea Krebs be appointed as the Youth Representative for a partial term to complete the two year term to conclude on January 31, 2006;

AND THAT L. Camilla Amundsen be appointed for a partial term to complete the two year term to conclude on January 31, 2006.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***11. COMMITTEE APPOINTMENTS - File: 1090-01**

APPOINTMENT OF STANDING COMMITTEES

.1 Finance Committee

All Members of Council
Mayor Barbara A. Sharp (Chair)
Alternate Chair: Acting Mayor

.2 Policy Committee

All Members of Council

For Alternating Chair:

Councillor B.W. Perrault December - January
Councillor C.R. Keating February - March
Councillor R.C. Clark April – May
Councillor D.R. Mussatto June – July
Councillor R.N. Heywood August - September
Councillor R.J. Fearnley October - November

(In the event the Chair is either absent or unable to act, the member of Council appointed as Chair for the preceding period will be the Chair.)

continued..

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF
continued

11. COMMITTEE APPOINTMENTS *continued

.3 Parks and Recreation Committee

All Members of Council
Mayor Barbara A. Sharp (Chair)
Alternate Chair: Acting Mayor

I, Mayor Barbara A. Sharp, hereby appoint the above persons to the City's Standing Committees for the period November 15, 2004 through December 5, 2005.

APPOINTMENTS TO CITY BODIES

.1 MANAGEMENT BODIES (Appointed Council members actively participate as a full voting member)

.1 City of North Vancouver Library Board

Councillor R.J. Fearnley

.2 Gardens Review Board – Park & Tilford Gardens

Councillor D.R. Mussatto and
Doug Pope, Manager, Parks & Environment

.3 Joint Strategic Planning Committee

Mayor Barbara A. Sharp (Chair)
Councillor R.C. Clark
Councillor R.N. Heywood

.4 Labour Relations Steering Committee

Mr. A.K. Tollstam, City Manager (Chair)
Mr. R. Shore, Director of Human Resources
City Clerk

.5 Public Art Policy Steering Committee

Councillor C.R. Keating

continued..

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF
continued

11. COMMITTEE APPOINTMENTS *continued

.6 Street Naming Committee

Councillor B.W. Perrault (Chair)
Mayor B.A. Sharp
Councillor R.N. Heywood
Mr. A.K. Tollstam, City Manager

.7 Waterfront Industrial Noise Control Committee

Councillor R.C. Clark (Chair)

THAT the appointments to MANAGEMENT BODIES (Appointed Council members actively participate as a full voting member) for the period November 15, 2004 through December 5, 2005, be approved.

(CARRIED UNANIMOUSLY)

.2 ADVISORY BODIES, SOCIETAL BODIES (Appointed Council members sit in a non-voting role to these bodies and attend regularly)

.1 Advisory Design Panel

Councillor R.C. Clark

.2 Advisory Planning Commission

Councillor R.J. Fearnley
Councillor R.N. Heywood

.3 Cemetery Advisory Board

Councillor D.R. Mussatto

.4 City of North Vancouver Heritage Advisory Commission

Councillor B.W. Perrault

.5 Council Indemnity Review Committee

Councillor B.W. Perrault

continued..

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF
continued

11. COMMITTEE APPOINTMENTS *continued

.6 Parks and Environment Advisory Committee

Councillor B.W. Perrault

.7 Social Planning Advisory Committee

Councillor C.R. Keating

THAT the appointments to ADVISORY BODIES, SOCIETAL BODIES (Appointed Council members sit in a non-voting role to these bodies and attend regularly) for the period November 15, 2004 through December 5, 2005, be approved.

(CARRIED UNANIMOUSLY)

APPOINTMENT OF REPRESENTATIVES TO OTHER BODIES AND AGENCIES WITH REPRESENTATIVES FROM OTHER MUNICIPALITIES

.1 MANAGEMENT BODIES (Appointed Council Members actively participate as a full voting member)

.1 Joint Use Planning Committee (formerly Community Use of Schools Committee)

Councillor B.W. Perrault

.2 Joint Police Liaison Committee (City & District of North Vancouver)

Councillor R.C. Clark
Councillor R.N. Heywood
Councillor B.W. Perrault

.3 Lower Mainland Treaty Advisory Committee

Councillor R.N. Heywood
A.K. Tollstam, City Manager

continued..

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF
continued

11. COMMITTEE APPOINTMENTS *continued

APPOINTMENT OF REPRESENTATIVES TO OTHER BODIES AND AGENCIES WITH REPRESENTATIVES FROM OTHER MUNICIPALITIES *continued*

4. North Vancouver Police Committee (City & District of North Vancouver)

Mayor B.A. Sharp
Councillor R.N. Heywood
A.K. Tollstam, City Manager

.1 MANAGEMENT BODIES (Appointed Council Members actively participate as a full voting member) - continued

.5 North Shore Emergency Management Office

Councillor D.R. Mussatto
Mayor B.A. Sharp (Alternate)

.6 Arts & Culture Commission of North Vancouver

Councillor C.R. Keating

.7 North Shore Family Court & Youth Justice Committee

Councillor R.N. Heywood

.8 North Shore Neighbourhood House

Councillor R.C. Clark

.9 North Shore Task Force on Substance Abuse

Councillor C.R. Keating

.10 North Vancouver Museum and Archives Commission

Councillor R.J. Fearnley

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REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF
continued

11. COMMITTEE APPOINTMENTS *continued

.1 MANAGEMENT BODIES (Appointed Council Members actively participate as a full voting member)*continued*

.11 North Vancouver Recreation Commission

Councillor B.W. Perrault
Councillor C.R. Keating

.12 Silver Harbour Centre – Grants Review Committee

Councillor D.R. Mussatto

.13 North Shore 2010 Leadership Committee

Mayor B.A. Sharp

.2 ADVISORY BODIES, SOCIETAL BODIES (Appointed Council Members act in non-voting role to these bodies and attend regularly)

.1 Advisory Committee on Disability Issues

Councillor R.N. Heywood

.2 North Vancouver Joint Bicycle Advisory Committee

Councillor D.R. Mussatto

.3 Vancouver Coastal North Shore Governance Liaison Group (formerly North Shore Health Region/Municipal/School Board Liaison Group)

Councillor R.C. Clark

.4 North Vancouver Chamber of Commerce

Councillor D.R. Mussatto

.5 North Vancouver Community Arts Council

Councillor R.N. Heywood

continued..

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF
continued

11. COMMITTEE APPOINTMENTS *continued

THAT the appointment to the ADVISORY BODIES, SOCIETAL BODIES (Appointed Council Members act in non-voting role to these bodies and do attend regularly) for the period November 15, 2004 through December 5, 2005, be approved.

(CARRIED UNANIMOUSLY)

APPOINTMENTS TO THE GREATER VANCOUVER REGIONAL DISTRICT

**.1 Greater Vancouver Regional District
Hospital, Sewerage and Drainage, and Water Districts**

Mayor Barbara A. Sharp
Councillor B.W. Perrault (Alternate)

THAT Mayor Barbara A. Sharp, Director and Councillor B.W. Perrault (Alternate) be appointed to the Greater Vancouver Regional District, Hospital, Sewerage and Drainage, and Water Districts for November 15, 2004 through December 5, 2005.

(CARRIED UNANIMOUSLY)

**.2 Greater Vancouver Regional District
Labour Relations**

Mayor Barbara A. Sharp
Councillor D.R. Mussatto (Alternate)
Mr. A.K. Tollstam, City Manager (Labour Relations
Administrative Committee)

THAT Mayor Barbara A. Sharp, (Labour Relations Committee), Councillor D.R. Mussatto (Alternate - Labour Relations Committee) and Mr. A.K. Tollstam, City Manager (Labour Relations Administrative Committee) be appointed to the Greater Vancouver Regional District Labour Relations Committee for the period November 15, 2004 through December 5, 2005.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF
continued

11. COMMITTEE APPOINTMENTS *continued

APPOINTMENT OF ACTING MAYORS

Councillor B.W. Perrault December - January
Councillor C.R. Keating February - March
Councillor R.C. Clark April - May
Councillor D.R. Mussatto June - July
Councillor R.N. Heywood August - September
Councillor R.J. Fearnley October - November

(In the event the Mayor and Acting Mayor are either absent or unable to act, the Member of Council appointment as Acting Mayor for the preceding period will be the Acting Mayor.)

THAT the appointments of the Acting Mayors for the period November 15, 2004 through December 5, 2005, be approved.

(CARRIED UNANIMOUSLY)

APPOINTMENTS OF PARCEL TAX ROLL REVIEW PANEL

.1 Frontage Tax Assessment Roll

All Members of Council

THAT all Members of Council be appointed to the Parcel Tax Roll Review Panel for the purpose of considering and dealing with Frontage Tax Assessment Rolls in connection with Local Improvement Projects.

(CARRIED UNANIMOUSLY)

CORRESPONDENCE

- *12. Teija Wakeman, Program Liaison, Royal Roads University, Victoria, October 20, 2004**

Re: LGL Successful Community Partnership Workshop, November 29 - December 1, 2004 - File: 1840-03-01

Requested by Mayor Barbara A. Sharp

PURSUANT to the correspondence dated October 20, 2004, received from Royal Roads University regarding the "LGL Successful Community Partnership Workshop, November 29-December 1, 2004":

THAT Council members be authorized to attend the LGL Successful Community Partnerships: Regional, Local & First Nation Cooperation Workshop, from November 29 to December 1, 2004 to be held in Victoria, B.C.;

AND THAT the expenses be paid in accordance with City Policy;

AND THAT the funds be provided from the 2004 Legislative Conventions and Delegations Account.

(CARRIED UNANIMOUSLY)

BYLAWS - Reconsideration and Final Adoption

- *13.** "Business License Bylaw No. 7584".
- *14.** "Sewerage and Drainage Utility Bylaw, 1995, No. 6746, Amendment Bylaw, 2004, No. 7644".
- *15.** "A Solid Waste Management Service Bylaw, 1997, No. 6920, Amendment Bylaw, 2004, No. 7645".
- *16.** "Water Utility Bylaw, 1994, No. 6417, Amendment Bylaw, 2004, No. 7653".

THAT the following Bylaws Nos. 7584, 7644, 7645 and 7653, be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws Nos. 7584, 7644, 7645 and 7653, be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF -
continued

***17. Statutory Review of Proposed Official Community Plan Amendment
Bylaw No. 7425: 705 West 15th Street - File: 3345-02 15W 705**

Report: Development Planner, Community Development,
November 9, 2005

PURSUANT to the report of the Development Planner dated November 9, 2004, entitled "Statutory Review of Proposed Official Community Plan Amendment Bylaw, No. 7425: 705 West 15th Street":

THAT the review contained in the November 9, 2004 report in response to the statutory requirements under Sections 879 and 882 of the Local Government Act be received and filed.

(CARRIED UNANIMOUSLY)

***19. Proposed Zoning Bylaw Amendments for Child Care Outdoor Space
and Parking - File: 4230-05-01**

Report: Community Planner, Community Development, October 28,
2004

PURSUANT to the report of the Community Planner dated October 28, 2004 entitled "Proposed Zoning Bylaw Amendments for Child Care Outdoor Space and Parking":

THAT staff be requested to bring forward an amendment to "Zoning Bylaw, 1995, No. 6700" to remove the requirement for outdoor play space and amend the parking requirements as described in the October 28, 2004, report for child care uses.

(CARRIED UNANIMOUSLY)

CORRESPONDENCE continued

**20. Urban Development Institute - Pacific Region, Vancouver,
November 10, 2004**

Re: Freehold Tenure Row Housing: Opportunities and Obstacles in
Greater Vancouver, Breakfast Seminar, November 23, 2004
- File: 1040-03-U4

Requested by Councillor D.R. Mussatto

PURSUANT to the correspondence dated November 10, 2004, received from Urban Development Institute - Pacific Region regarding "Freehold Tenure Row Housing: Opportunities and Obstacles in Greater Vancouver":

THAT Council members be authorized to attend the Freehold Tenure Row Housing: Opportunities and Obstacles in Greater Vancouver Breakfast Seminar on November 23, 2004, to be held in Vancouver, B.C.;

AND THAT the expenses be paid in accordance with City Policy;

AND THAT the funds be provided from the 2004 Legislative Conventions and Delegations Account.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS.

CONFIDENTIAL REPORTS continued

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT the meeting recess to the Committee of the Whole in camera, to consider the item as listed under the Committee of the Whole Section of the Council Agenda, for the following reason:

3. Section 90 (1) (c)

CARRIED UNANIMOUSLY

The meeting recessed at 6:02 p.m., and reconvened at 6:53 p.m., with the same personnel present.

DELEGATIONS

Alan Formanek, Festival Director, Vancouver International Mountain Film Festival

Re: 8th Vancouver International Mountain Film Festival, February 20-27, 2005
- File: 1175-05-N1-01 / 1670-03-01

Mr. Alan Formanek, Festival Director, Vancouver International Mountain Film Festival advised that he was seeking sponsorship of \$10,000 from the City of North Vancouver, as a Community Grant, towards the 8th Vancouver International Mountain Film Festival to be held between February 20 – 27, 2005. Mr. Formanek also advised that he would be seeking similar funding from the District of North Vancouver.

Councillor Mussatto briefly left and returned to the meeting.

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

Moved by Councillor Keating, seconded by Councillor Mussatto

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

CARRIED UNANIMOUSLY

The meeting recessed at 7:11 p.m. and reconvened at 7:57 p.m. with the same personnel present.

BYLAWS - Second and Third Readings

7. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2004, No. 7649" (Brent Developments Ltd./REL Design Ltd., 427 & 433 West 16th Street, CD-487).

Moved by Councillor Mussatto, seconded by Councillor Clark

THAT the said Bylaw No. 7649 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Clark

THAT Bylaw No. 7649 be read a third time in short form and passed subject to reconsideration and final adoption.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Heywood

THAT the meeting recess to the Public Hearing scheduled for this evening regarding Disability Parking Regulations.

CARRIED UNANIMOUSLY

The meeting recessed at 8:22 p.m. and reconvened at 8:35 p.m. with the same personnel present.

BYLAWS - Second and Third Readings *continued*

8. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2004, No. 7650" (Disability Parking Regulations, City of North Vancouver).

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the said Bylaw No. 7650 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT Bylaw No. 7650 be read a third time in short form and passed subject to reconsideration and final adoption.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Clark

THAT the meeting recess to the Public Hearing scheduled for this evening regarding 705 West 15th Street.

CARRIED UNANIMOUSLY

The meeting recessed at 8:40 p.m. and reconvened at 10:22 p.m. with the same personnel present.

Moved by Councillor Clark, seconded by Councillor Heywood

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

Moved by Councillor Clark, seconded by Councillor Heywood

THAT the meeting recess.

CARRIED UNANIMOUSLY

The meeting recessed at 10:23 p.m. and reconvened at 10:59 p.m. with the same personnel present.

Moved by Councillor Perrault, seconded by Councillor Keating

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., to deal with Proclamations and items 9, 10 and 5 on the agenda only.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Perrault

THAT the meeting recess.

CARRIED UNANIMOUSLY

The meeting recessed at 11:00 p.m. and reconvened at 11:03 p.m. with the same personnel present.

BYLAWS - Second and Third Readings continued

9. "City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2004, No. 7640" (Baril Developments Ltd./E. Csutkai Arch., 705 West 15th Street).
10. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2004, No. 7641" (Baril Developments Ltd./E. Csutkai Arch., 705 West 15th Street, CD-486).

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the rezoning application regarding 705 West 15th be referred back to staff to address the concerns raised at the Public Hearing this evening;

AND THAT staff work with the developer and the neighbourhood to address these concerns;

AND THAT staff ensure that the proposed building meets all Municipal, Provincial and Federal environmental and safety standards;

AND THAT staff report back to Council with options for a broader land use study in this area.

continued..

BYLAWS - Second and Third Readings continued

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating
Councillor Perrault

Voting against: Councillor Fearnley
Councillor Heywood
Councillor Clark
Mayor Sharp

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

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT the rezoning application regarding 705 West 15th Street be rejected.

Moved by Councillor Mussatto, seconded by Councillor Fearnley that the motion be amended to add the following:

AND THAT a Town Hall Meeting be held.

A recorded vote was taken on the amendment to the motion:

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

Voting against: Nil.

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

The motion, as amended, was then **CARRIED UNANIMOUSLY**

PROCLAMATIONS

Mayor Sharp read the following Proclamations:

“NATIONAL CHILD DAY, NOVEMBER 20, 2004”

“RESTORATIVE JUSTICE WEEK” - NOVEMBER 14 - 21, 2004

“YMCA WORLD PEACE WEEK” - NOVEMBER 20 - 27, 2004

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF
continued

5. Council Special Events Grants for 2005 - File: 1670-03-05

Report: Deputy Director of Finance, November 10, 2004

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Deputy Director of Finance, dated November 10, 2004, entitled “Council Special Events Grants for 2005”:

THAT grants for 2005 Special Events be awarded to:

Canada Day Parade Committee.....	\$4,000
Canada Day Committee	3,200
Coho Festival Society	5,000
Pitch-In-BC	395
Park and Tilford Festival of Lights	500
Operation Red Nose	550
Vancouver International Mountain Film Festival	7,500
North Shore Candlelight Tribute	<u>1,000</u>
	<u>\$22,145</u>

AND THAT these grants be paid from the Council Special Events Fund;

AND THAT additional grants for 2005 Special Events be awarded to:

Canada Day Committee	\$6,000
Vancouver International Jazz Festival (North Shore Events).....	<u>10,000</u>
	<u>\$16,000</u>

AND THAT these grants be paid from the Council General Contingency Fund;

AND THAT City staff and the Arts and Culture Commission of North Vancouver be asked to report on a process for developing a Special Events Funding Policy for the City of North Vancouver.

continued..

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF
continued

5. Council Special Events Grants for 2005 - File: 1670-03-05 *continued*

A vote upon the motion was taken separately as follows:

PURSUANT to the report of the Deputy Director of Finance, dated November 10, 2004, entitled "Council Special Events Grants for 2005":

THAT grants for 2005 Special Events be awarded to:

Canada Day Parade Committee	\$4,000
Canada Day Committee	3,200
Coho Festival Society	5,000
Pitch-In-BC	395
Park and Tilford Festival of Lights	500
Operation Red Nose	550
North Shore Candlelight Tribute	<u>1,000</u>
	<u>\$14,645</u>

AND THAT these grants be paid from the Council Special Events Fund;

AND THAT additional grants for 2005 Special Events be awarded to:

Canada Day Committee	\$6,000
Vancouver International Jazz Festival (North Shore Events).....	<u>10,000</u>
	<u>\$16,000</u>

AND THAT these grants be paid from the Council General Contingency Fund;

AND THAT City staff and the Arts and Culture Commission of North Vancouver be asked to report on a process for developing a Special Events Funding Policy for the City of North Vancouver.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT a grant for 2005 Special Events be awarded to:

Vancouver International Mountain Film Festival	\$7,500
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AND THAT these grants be paid from the Council Special Events Fund.

CARRIED UNANIMOUSLY

ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 11:56 p.m.