

MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET, NORTH VANCOUVER, B.C., ON MONDAY, FEBRUARY 21, 2005 AT 6:00 P.M.

PRESENT:

COUNCIL MEMBERS

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

STAFF MEMBERS

- A.K. Tollstam, City Manager
- S.E. Dowey, City Clerk
- R.G. Anderson, Deputy City Clerk
- R.H. White, City Planner
- G. Penway, Assistant City Planner
- J. Piercey, Planning Technician
- D. Purdie, Lower Lonsdale Project Mgr
- D. Sigston, Manager, Lands
- T. Christie, Director of Finance
- I. Gordon, Deputy Director of Finance
- F. Caouette, Director, Corporate Services
- R. Inglis, Director, Museum & Archives
- C. Amundsen, Executive Assistant to the Mayor
- S. Ono, City Engineer
- K. Russell, Development Planner
- D. Branson, Office Coordinator, Com. Development
- C. Kathler, Community Planner
- G. Tomlinson, Supt. R.C.M.P.
- H. Eaton, Insp. R.C.M.P.

The meeting was called to order at 6:02 p.m.

ADOPTION OF MINUTES

Moved by Councillor Clark, seconded Councillor Heywood

THAT the following Minutes be adopted as circulated:

- **1.** Regular Council Meeting Minutes, February 14, 2005.
- **2.** In Camera Committee of the Whole Meeting Minutes, February 14, 2005.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD - File: 1090-21

Mr. Comsia spoke regarding item 9, "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2004, No. 7636" (F. Farzady/Vernacular Design, 333 East 8th Street, CD-484).

CONSENT AGENDA ITEMS

{Items *14, *15, *16, *17, *18, *19, *20, *21, *22 and *23}

Moved by Councillor Clark, seconded Councillor Mussatto

THAT items 5, 6 and 14 be deleted from the agenda;

AND THAT the resolutions listed within the "Consent Agenda" of February 21, 2005, with the exception of items *15, *17, *19, *22 and *23, be approved, as follows:

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

*16. Amendment to Water Utility Capital Projects Funding - File: 1645-06

Report: Utilities Superintendent, February 15, 2005.

PURSUANT to the report of the Utilities Superintendent, dated February 15, 2005, entitled "Amendment to Water Utility Capital Projects Funding":

THAT the approved water capital projects for 1500 Forbes and 400 West 16th Street at a cost of \$171,000 and for Gladstone: Cotton to 4th Street at a cost of \$126,000 be deferred to 2006;

AND THAT the approved water capital project for Fell and Bewicke at a cost of \$55,000 be cancelled;

AND THAT the \$352,000 from these deferred and cancelled projects be combined with \$38,000 from the surplus from the completed water projects account to advance the water main replacement on Shavington: Hendry Avenue to Keith Road.

(CARRIED UNANIMOUSLY)

*18. Recommended Changes to the Youth Achievement Award Program -File: 4230-17-03-02

Report: Community Development Worker (Youth Programs), Community Development, February 14, 2005.

PURSUANT to the report of the Community Development Worker (Youth Programs), dated February 14, 2005, entitled "Recommended Changes to the Youth Achievement Award Program":

*18. Recommended Changes to the Youth Achievement Award Program -File: 4230-17-03-02 *continued*

WHEREAS the City of North Vancouver is committed to acknowledging the value of youth in this community and the value of those that support young people;

THAT the following recommendations to enhance the existing Youth Awards Program be approved:

THAT the name of the Youth Achievement Award Program be changed to the "City of North Vancouver Civic Youth Awards Program";

THAT the following awards categories be adopted: Youth Recognition Award, Youth Community Enhancement Award, Outstanding Youth Friendly Business Award, Outstanding Supporter of Youth and Outstanding Youth Team and that Random Act of Kindness Award be expanded to include an act that betters the lives of humans or animals;

THAT a committee be struck to assist with the nomination and selection process;

THAT the age range be lowered to include pre-teens;

THAT the nomination criteria contained in the February 14, 2005 report be approved;

AND THAT provision of \$1,000 annually for the awards ceremony be referred to the 2005 Annual Budget Council deliberations.

(CARRIED UNANIMOUSLY)

*20. Rezoning Application: 820 St. Andrew's Avenue (G. Kristensen / Charles Moorhead, Architect, CD-491) - File: 3345-02 St. Andrew's 820

Report: Development Planner, Community Development, February 16, 2005.

PURSUANT to the report of the Development Planner dated February 16, 2005, entitled "Rezoning Application: 820 St. Andrew's Avenue (G. Kristensen/Charles Moorhead Architect CD-491)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7679" (G. Kristensen/Charles Moorhead Architect, 820 St. Andrew's Avenue, CD-491), be considered and referred to a Public Hearing.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Reading Only

*21. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7679" (G. Kristensen/Charles Moorhead Architect, 820 St. Andrew's Avenue, CD-491).

THAT Bylaw No. 7679 be read a first time in short form, copy of same having been distributed to Council members and read by them.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Sharp read the following Proclamation:

"HERITAGE WEEK IN BRITISH COLUMBIA" - FEBRUARY 21 - 27, 2005

2004 HERITAGE AWARD PRESENTATIONS

Mayor Sharp announced that five awards would be presented this evening in the following categories:

(1) Residential Heritage Conservation

Honouring the outstanding restoration of a residential heritage building on the heritage inventory in recognition of their outstanding efforts to conserve and rehabilitate the *McPherson Residence*.

• Ms. Nancy Frosst and Mr. Kerry Kukucha for 342 Brand Street

Ms. Jocelyne Piercey, Planning Technician, gave a PowerPoint Presentation on the history of the McPherson Residence located at 342 Brand Street.

Councillor Perrault, as Council representative on the City of North Vancouver Heritage Advisory Commission, presented Nancy Frosst and Kerry Kukucha with the City of North Vancouver Heritage Advisory Commission Award.

(2) Small Scale Heritage Improvement

Honouring the outstanding maintenance of a heritage building on the heritage inventory in recognition of a high standard of ongoing maintenance of the *Young Residence*.

• Mr. Ogden Henderson for 1753 Grand Boulevard

2004 HERITAGE AWARD PRESENTATIONS continued

Ms. Jocelyne Piercey, Planning Technician, gave a PowerPoint Presentation on the history of the Young Residence located at 1753 Grand Boulevard.

Councillor Perrault presented Ogden (Ross) Henderson with the City of North Vancouver Heritage Advisory Commission Award.

(3) Small Scale Heritage Improvement

Honouring the outstanding maintenance of a heritage building on the heritage inventory in recognition of a high standard of ongoing maintenance of the *Taylor Residence*.

• Ms. Mary Jordan, Ms. Winifred Jordan, and Ms. Margaret Gray for 1653 Grand Boulevard

Ms. Jocelyne Piercey, Planning Technician, gave a PowerPoint Presentation on the history of the Taylor Residence located at 1653 Grand Boulevard.

Mary Jordan, Winifred Jordan and Margaret Gray were not able to be present to receive their City of North Vancouver Heritage Advisory Commission Award.

(4) Heritage Awareness Achievement

Honouring an individual for outstanding community achievement in support of heritage conservation.

• Mr. Dewet van Niekirk for the historic research and video production of the North Vancouver Street Car presented at the Sea to Sky Heritage Fair hosted by the North Vancouver Museum & Archives.

Ms. Jocelyne Piercey, Planning Technician, gave a PowerPoint Presentation on the historic research and video production of the North Vancouver Street Car presented at the Sea to Sky Heritage Fair hosted by the North Vancouver Museum & Archives.

Councillor Perrault presented Dewet van Niekirk with the City of North Vancouver Heritage Awareness Achievement Award.

(5) Heritage Awareness Achievement

Honouring an individual for outstanding community achievement in support of heritage conservation through public awareness initiatives, heritage advocacy and education.

2004 HERITAGE AWARD PRESENTATIONS continued

• Mr. Chuck Heath for his years of dedication in the community towards the recognition and rehabilitation of Ridgeway School as an historical landmark.

Ms. Jocelyne Piercey, Planning Technician, gave a PowerPoint Presentation on the history of the Ridgeway School.

Councillor Perrault presented Chuck Heath with the City of North Vancouver Heritage Awareness Achievement Award.

Councillor Perrault introduced the members of the City of North Vancouver Heritage Advisory Commission present this evening.

Moved by Councillor Perrault, seconded Councillor Clark

THAT the Council recess to the Committee of the Whole In-Camera, to consider the items as listed under the Committee of the Whole Section of the Council Agenda, for the following reasons respectively for each item:

- 3. Section 90 (1) (e)
- 4. Section 90 (1) (c) (k)

CARRIED UNANIMOUSLY

The meeting recessed at 6:16 p.m. and reconvened at 6:53 p.m. with the same personnel present.

COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS

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

Liquor Distribution Branch Property Site 1 - Lower Lonsdale - 175 West 2nd Street - File: 3375-07 02 W 175 Site 1

Report: Manager, Lands, Community Development, February 10, 2005.

THAT the action taken by the Committee of the Whole in camera regarding "Liquor Distribution Branch Property Site 1 - Lower Lonsdale - 175 West 2nd Street" be ratified, and the wording of the recommendation and the report of the Manager, Lands, Community Development dated February 10, 2005 remain in camera.

(CARRIED UNANIMOUSLY)

4. Repatriation of the Noise Control Bylaw Enforcement Program - File: 1165-06-17

Report: Director, Community Development, January 10, 2005.

THAT the action taken by the Committee of the Whole in camera regarding "Repatriation of the Noise Control Bylaw Enforcement Program" be ratified, and the wording of the recommendation and the report of the Director, Community Development dated January 10, 2005 remain in camera.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Sharp read the following Proclamation:

"ROTARY WEEK IN CELEBRATION OF 100TH ANNIVERSARY" - FEBRUARY 21 - 27, 2005

Mayor Sharp acknowledged the members of the Rotary Club present this evening.

COUNCIL REPORT - File: 1085-01

Councillor R.N. Heywood commented on the activities of the Police Liaison Committee. He advised that the committee recently met again to discuss their new focus and planning for upcoming Spring and Fall forums.

Moved by Councillor Keating, seconded Councillor Heywood

THAT item 11 on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

CORRESPONDENCE

- 11. Arthur Grant, President, North Vancouver Cruisers Summer Aquatic Club, February 10, 2004.
 - Re: Support for the Port Moody Youth Sports Tax Credit Resolution - File: 4400-01.

11. Arthur Grant, President, North Vancouver Cruisers Summer Aquatic Club, February 10, 2004. *continued*

Moved by Councillor Perrault, seconded Councillor Mussatto

PURSUANT to the correspondence dated February 10, 2004, received from Arthur Grant, President, North Vancouver Cruisers Summer Aquatic Club, regarding "Support for the Port Moody Youth Sports Tax Credit Resolution":

THAT a copy of the motion previously adopted by North Vancouver City Council on this matter be sent to the North Vancouver Cruisers Summer Aquatic Club for information.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded Mayor Sharp

THAT item 13 on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

MOTIONS AND NOTICES OF MOTION

Tsunamis Preparedness Grant Application - File: 1675-03 Submitted by Councillor D. R. Mussatto

Moved by Councillor Mussatto, seconded Councillor Keating

WHEREAS the Council of the City of North Vancouver has reviewed the tsunamis preparedness grant application, as prepared by the North Shore Emergency Management Office, and hereby approves that this grant application to support tsunami public awareness and education for the citizens of the North Shore be submitted to the Province; and

WHEREAS the \$30,000 grant monies available in total to the three North Shore municipalities for this project, if this project is approved by the Province, will be managed by the North Shore Emergency Management Office based on terms of reference which will be developed and approved by the North Shore Emergency Management Office Executive Committee;

NOW THEREFORE BE IT RESOLVED THAT the \$30,000 should be made payable to the North Shore Emergency Management Office as they will be responsible for paying all the invoices related to this project.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded Councillor Fearnley

THAT the meeting recess to the Policy Committee meeting regarding "Policing of Special Events", scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:00 p.m., and reconvened at 7:39 p.m., with the same personnel present.

The City Clerk, advised that the public hearing scheduled for this evening regarding Bylaw Nos. 7656 and 7657 for 78-90 Lonsdale Avenue/333 Chesterfield Avenue is postponed until further notice.

Moved by Councillor Mussatto, seconded Councillor Clark

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

CARRIED UNANIMOUSLY

The meeting recessed at 7:40 p.m. and reconvened at 7:50 p.m. with the same personnel present.

BYLAWS - Second and Third Readings

 "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7673" (A2M Developments Corp./Charles Moorhead Architect, 225 East 17th Street, CD-488).

Moved by Councillor Perrault, seconded Councillor Clark

THAT Bylaw No. 7673 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded Councillor Clark

THAT Bylaw No. 7673 be read a third time in short form and passed subject to reconsideration and final adoption.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded Councillor Keating

THAT Council recess to the Public Hearing regarding 1605 Mahon Avenue scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:51 p.m. and reconvened at 8:08 p.m. with the same personnel present.

BYLAWS - Second and Third Readings

8. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7674" (AMS Design and Project Management Co., 1605 Mahon Avenue, CD-489).

Moved by Councillor Clark, seconded Councillor Perrault

THAT Bylaw No. 7674 be read a second time in short form;

AND THAT Section 3(4)a. be amended to include the wording "Recreation Room, Bathroom and Laundry" before the word "Storage".

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded Councillor Perrault

THAT Bylaw No. 7674, as amended, be read a third time in short form and passed subject to reconsideration and final adoption.

CARRIED UNANIMOUSLY

BYLAWS - Third Reading Only

9. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2004, No. 7636" (F. Farzady/Vernacular Design, 333 East 8th Street, CD-484), as amended.

Moved by Councillor Clark, seconded Councillor Mussatto

THAT Bylaw No. 7636 be read a third time in short form and passed subject to reconsideration and final adoption.

CARRIED

Councillor Perrault is recorded as voting contrary to the motion.

BYLAWS - Second and Third Readings

 "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7654" (Rezoning Application to allow Fariborz Safaei Tehrani / Homeyra Jokar Deris, 320/322/324 West 13th Street, Text Amendment to CD-46).

Moved by Councillor Keating, seconded Councillor Mussatto

THAT Bylaw No. 7654 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded Councillor Mussatto

THAT Bylaw No. 7654 be read a third time in short form and passed subject to reconsideration and final adoption.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

12. Special Events Funding - Initiating a City Policy - File: 1670-03-05

Report: Community Planner, Community Development, February 16, 2005.

Moved by Councillor Keating, seconded Mayor Sharp

PURSUANT to the report of the Community Planner dated February 16, 2005, entitled "Special Events Funding - Initiating a City Policy":

THAT a letter be sent to the Council of the District of North Vancouver requesting the District review and reconsider the funding restrictions inherent in their "Festivals and Special Events Grants' Policy" which negatively impacts local community groups and imposes on the decision-making process of the City of North Vancouver;

AND THAT City of North Vancouver - District of North Vancouver joint funding of special events and festivals be included in the City of North Vancouver - District of North Vancouver Joint Review of Cultural Services currently underway.

CARRIED UNANIMOUSLY

15. Town Hall Meetings - Procedure - File: 1095-01

Report: Director, Corporate Services, February 16, 2005.

Moved by Councillor Clark, seconded Councillor Keating

PURSUANT to the report of the Director, Corporate Services dated February 16, 2005, entitled "Town Hall Meetings - Procedure":

THAT the "Procedure for Town Hall Meetings" attached to the February 16, 2005 report, be endorsed;

AND THAT financial implications be referred to Finance Committee deliberations.

CARRIED UNANIMOUSLY

17. Funding of Operational Reserve: Use of 2004 Municipal Traffic Fine Revenue - File: 1600-01

Report: Deputy Director of Finance, February 17, 2005.

Moved by Councillor Perrault, seconded Councillor Mussatto

PURSUANT to the report of the Deputy Director of Finance, dated February 17, 2005, entitled "Funding of Operational Reserve: Use of 2004 Municipal Traffic Fine Revenue":

THAT the recommendation endorsed by Council on January 24, 2005, as follows:

"**PURSUANT** to the report of the Deputy Director of Finance, dated January 19, 2004, entitled "2005 Operating Budget - Additional Municipal Ticket Revenue":

THAT the unbudgeted \$412,000 recently received from the Province for additional traffic fine revenue in 2004 be allocated to one-time expenditure items associated with community safety programs;

AND THAT staff provide a report on the proposed allocation of these funds as part of the 2005-2014 Financial Planning process;

17. Funding of Operational Reserve: Use of 2004 Municipal Traffic Fine Revenue - File: 1600-01 *continued*

AND THAT for 2005, the City budget an additional \$353,000 for operating costs associated with the RCMP contract as follows:

- First, to cover the incremental cost in the 2005 Police Contract, including the full cost of additional RCMP members approved in 2004,
- Second, any remaining funds to reduce the cost to the City of the RCMP contract."

be reconsidered;

AND THAT the recommendation be amended by deleting the first active clause and replacing it with the following:

"THAT the unbudgeted \$412,000 recently received from the Province for additional traffic fine revenue in 2004 be allocated as follows:

- (a) \$212,000 to one-time expenditure items associated with community safety programs;
- (b) \$200,000 to the 2005 Operating Budget RCMP contract reserve";

AND THAT traffic calming be added to the examples of one-time expenditures as listed on page 7 of the report by the Deputy Director of Finance, dated February 17, 2005;

AND THAT the motion, as amended, be referred to the Townhall Meeting scheduled for March 3, 2005 regarding "Law Enforcement".

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

19. 2007 City Centennial: Celebration and Commemoration - File: 4455-03-C8

Report: Assistant City Planner, Community Development, February 14, 2005.

Moved by Councillor Mussatto, seconded Councillor Keating

PURSUANT to the report of the Assistant City Planner, dated February 14, 2005, entitled "2007 City Centennial: Celebration and Commemoration":

THAT preparations commence for the commemoration and celebration of the City of North Vancouver Centennial including the creation of a 1907 - 2007 Centennial Task Force as outlined in said report;

AND THAT staff report back with:

- a terms of reference, appointment process and operating budget for the 1907-2007 Centennial Task Force;
- a preliminary list of Centennial Celebration ideas;
- a preliminary list of and strategy for Commemoration Projects including public/corporate contributions; and
- preliminary budget and staffing implications;

AND THAT this report be forwarded to the Parks & Environment Advisory Committee, Heritage Advisory Commission, the North Vancouver Museum & Archives Commission, Arts & Culture Commission of North Vancouver and the Public Art Program Steering Committee for information.

CARRIED UNANIMOUSLY

22. Two Unit Dwellings: Basement/Cellar Gross Floor Area Exclusions - File: 3410-01.

Report: Assistant City Planner, Community Development, February 15, 2005.

Moved by Councillor Mussatto, seconded Councillor Keating

PURSUANT to the report of the Assistant City Planner dated February 15, 2005, entitled "Two Unit Dwellings: Basement/Cellar Gross Floor Area Exclusions":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7680" (RT-Two Unit Basement/Cellar Gross Floor Area Exclusion), based upon Option 3 of said report, "0.1 FSR Exclusion for a basement or cellar", be considered and referred to a Public Hearing.

22. Two Unit Dwellings: Basement/Cellar Gross Floor Area Exclusions -File: 3410-01. *continued*

A recorded vote was taken on the motion.

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

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

Moved by Councillor Clark, seconded Councillor Keating

PURSUANT to the report of the Assistant City Planner dated February 15, 2005, entitled "Two Unit Dwellings: Basement/Cellar Gross Floor Area Exclusions":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7680" (RT-Two Unit Basement/Cellar Gross Floor Area Exclusion), based upon Option 1 of said report, "Full cellar exclusion with glazing", be considered and referred to a Public Hearing.

A recorded vote was taken on the motion.

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

Voting against: Nil.

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

BYLAWS - Introduction and First Reading Only

23. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7680" (RT-Two Unit Basement/Cellar Gross Floor Area Exclusion).

Moved by Councillor Clark, seconded Councillor Keating

THAT Bylaw No. 7680, be read a first time in short form, copy of same having been distributed to Council members and read by them.

CARRIED UNANIMOUSLY

RECESS:

Mayor Sharp declared a recess at 8:46 p.m., for the public question period and reconvened the meeting at 8:51 p.m.

ADJOURNMENT

Moved by Councillor Heywood, seconded Councillor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 8:52 p.m.