



**MINUTES OF THE SPECIAL MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, OCTOBER 24, 2005**
AT 5:30 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
J.M. Rowe, Assistant City Clerk
F. Caouette, Director, Corporate Services
S. Ono, City Engineer
B. Susak, Deputy City Engineer
C. Amundsen, Executive Assistant to the Mayor
G. Stainton, Manager, Facilities
T. Christie, Director of Finance
W. Beier, Purchasing Manager
B. Themens, Manager, Financial Planning
D. Cameron, Financial Analyst
G. Penway, City Planner
I. Gordon, Deputy Director of Finance
D. Mitic, Assistant City Engineer - Transportation
R.H. White, Deputy Director, Community Development

The meeting was called to order at 5:32 p.m.

ADOPTION OF MINUTES

Moved by Councillor Mussatto, seconded by Councillor Clark

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, October 17, 2005.
2. In Camera Committee of the Whole Meeting Minutes, October 17, 2005.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Clark

THAT the Council 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) (e)

CARRIED UNANIMOUSLY

The meeting recessed at 5:33 p.m. and reconvened at 6:13 p.m., with the same personnel present and with the addition of *Councillor C.R. Keating.

PUBLIC INPUT PERIOD - File: 1090-21

Nil.

Moved by Councillor Clark, seconded by Councillor Keating

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

CARRIED UNANIMOUSLY

The meeting recessed at 6:13 p.m. and reconvened at 7:01 p.m. with the same personnel present.

CONSENT AGENDA ITEMS

{Items *12, *13, *14, *15, *16, *17, *18, *19, *20, *21, *22 and *23}

Moved by Councillor Keating, seconded by Councillor Heywood

THAT the resolutions listed within the "Consent Agenda" of October 24, 2005 be approved with the exception of item *13, as follows:

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***12. Proposed Waterfront Forum – File: 3330-03-02**

Report: Waterfront Project Managers, October 19, 2005.

PURSUANT to the report of the Waterfront Project Managers dated October 19, 2005, entitled "Proposed Waterfront Forum":

THAT the City Manager's Office be directed to convene a 2006 City of North Vancouver Waterfront Forum to obtain input from City stakeholders on opportunities and new initiatives for the City to undertake to develop the City's waterfront in cooperation with neighbouring jurisdictions and nearby property owners.

(CARRIED UNANIMOUSLY)

***14. John Braithwaite Community Centre Partnering Agreement
– File: 4415-03-04-L3-01**

Report: Community Planner, Community Development, October 14, 2005.

PURSUANT to the report of the Community Planner dated October 14, 2005, entitled “John Braithwaite Community Centre Partnering Agreement”:

THAT the Mayor and City Clerk be authorized to execute the John Braithwaite Community Centre Partnering Agreement attached to the October 14, 2005, report;

AND THAT staff be requested to bring forward a bylaw in accordance with Section 143 of the Community Charter constituting the John Braithwaite Community Centre Governance Committee as a Commission based on the Committee Terms of Reference attached to the Partnering Agreement;

AND THAT a copy of this resolution and final partnering agreement be sent to the North Vancouver Recreation Commission, North Shore Neighbourhood House and John Braithwaite Community Centre Governance Committee for their information.

(CARRIED UNANIMOUSLY)

***15. Strata Conversion Application – 310-312 St. George’s Avenue,
Nikolai Chmelev – File: 3345-02 St. George’s 310-312**

Report: Planning Technician 2, Community Development, October 12, 2005.

PURSUANT to the report of the Planning Technician 2, dated October 12, 2005, entitled “Strata Conversion Application – 310-312 St. George’s Avenue, Nikolai Chmelev”:

THAT the Strata Titling of the duplex located at 310-312 St. George’s Avenue be approved;

AND THAT the Mayor and City Clerk be authorized to execute the Strata Plans pursuant to Section 242 of the *Strata Property Act*;

AND THAT the Mayor and City Clerk be authorized to execute a Section 219 Covenant limiting the use of the property to two units.

(CARRIED UNANIMOUSLY)

***16. Union of British Columbia Municipalities Proposal for Community Participation in 'BC – Canada Place', Torino, Italy, 2006 – File: 3570-01**

Report: Director of Corporate Services, October 18, 2005.

PURSUANT to the report of the Director of Corporate Services dated October 18, 2005, entitled "Proposal for Community Participation in 'BC – Canada Place', Torino, Italy, 2006":

THAT the City of North Vancouver supports, in principle, the Union of British Columbia Municipalities becoming involved;

AND THAT the City of North Vancouver concur with a portion of the Community Tourism funds (to be decided by the Union of British Columbia Municipalities Executive) be dedicated to this project.

(CARRIED UNANIMOUSLY)

***17. Lower Mainland Treaty Advisory Committee (LMTAC) – Support for the British Columbia Treaty Process – File: 1185-06**

Report: City Manager, October 19, 2005.

PURSUANT to the report of the City Manager dated October 19, 2005, entitled "Lower Mainland Treaty Advisory Committee (LMTAC) – Support for the British Columbia Treaty Process":

THAT the City of North Vancouver supports LMTAC Draft First Principle C – Support for the Treaty Process;

AND THAT the City of North Vancouver representative, Councillor R.N. (Bob) Heywood and the City Manager, Ken Tollstam, keep Council updated as this matter evolves.

(CARRIED UNANIMOUSLY)

- *18. Rezoning Application: 1748 St. George's Avenue & 209/211 East 18th Street (Greci Developments Inc./Karl Wein & Associates)
– File: 3345-02 St. George's 1748 & 18 E 209/211**

Report: Development Planner, Community Development, October 19, 2005.

PURSUANT to the report of the Development Planner dated October 19, 2005, entitled "Rezoning Application: 1748 St. George's Avenue & 209/211 East 18th Street (Greci Developments Inc./Karl Wein & Associates)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7740" (Greci Developments Inc./Karl Wein & Assoc., 209 & 211 East 18th Street and 1748 St. George's Avenue, CD-506), be considered and referred to a Public Hearing.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Reading Only

- *19.** "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7740" (Greci Developments Inc./Karl Wein & Assoc., 209 & 211 East 18th Street and 1748 St. George's Avenue, CD-506)

THAT Bylaw No. 7740 be read a first time in short form, copy of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

BYLAWS - Reconsideration and Final Adoption

- *20.** "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7723" (Mike Fournogerakis/Terra Firma Design Ltd., 203 East 8th Street, CD-503).
- *21.** "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7726" (Liquor Store – Park and Tilford Shopping Centre – Rusty Gull Neighbourhood Pub – 715 – 333 Brooksbank Avenue, CD-131 Text Amendment).
- *22.** "City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2005, No. 7737" (Fire Bylaw).

continued..

BYLAWS - Reconsideration and Final Adoption

- *23. "City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2005, No. 7738" (Fireworks Regulation Bylaw).

THAT the said Bylaws Nos. 7723, 7726, 7737 and 7738 be reconsidered.

CARRIED UNANIMOUSLY

THAT the said Bylaws Nos. 7723, 7726, 7737 and 7738 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

BYLAWS - Introduction and First Three Readings

4. "Financial Plan for the Years 2005 to 2014 Bylaw No.7672, Amendment Bylaw, 2005, No. 7733" (Revised Financial Plan for the Years 2005-2014).

Moved by Councillor Heywood, seconded by Councillor Clark

THAT Bylaw No. 7733 be read a first time in short form, copies of same having been distributed to Council.

CARRIED UNANIMOUSLY

Moved by Councillor Heywood, seconded by Councillor Clark

THAT the said Bylaw No. 7733 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Heywood, seconded by Councillor Clark

THAT the said Bylaw No. 7733 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Mayor Sharp recessed the meeting at 7:04 p.m.

The meeting reconvened at 7:07 p.m. with the same personnel present.

PROCLAMATIONS

Mayor Sharp read the following Proclamations

“CRIME PREVENTION WEEK” – NOVEMBER 1 – 7, 2005.

“DIABETES AWARENESS MONTH” – NOVEMBER, 2005.

“PEDESTRIAN SAFETY MONTH” – NOVEMBER, 2005

Moved by Councillor Clark, seconded by Councillor Mussatto

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

CARRIED UNANIMOUSLY

The meeting recessed at 7:09 p.m. and reconvened at 9:12 p.m. with the same personnel present.

BYLAWS - Second and Third Readings

8. “City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2005, No. 7724” (St. Andrews Project Holdings Ltd./Integra Architecture/PWL Partnership, 300 Block East 14th & 15th Streets & St. Andrew’s Avenue).
9. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7725” (St. Andrews Project Holdings Ltd./Integra Architecture/PWL Partnership, 300 Block East 14th & 15th Streets & St. Andrew’s Avenue, CD-504).

Moved by Councillor Mussatto, seconded by Councillor Fearnley

THAT the said Bylaws Nos. 7724 and 7725 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Fearnley

THAT the said Bylaws Nos. 7724 and 7725 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Mayor Sharp recessed the meeting at 9:41 p.m.

The meeting reconvened at 9:51 p.m. with the same personnel present.

BYLAWS - Reconsideration and Final Adoption

5. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7717"
(Mosquito Creek Bar and Grill, 500 – 2601 Westview Drive, CD-120 Text Amendment).

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the said Bylaw No. 7717 be reconsidered.

CARRIED

Councillor Clark and Councillor Fearnley are recorded as voting contrary to the motion.

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the said Bylaw No. 7717 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

A recorded vote was taken on the motion.

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

Voting against: Councillor Fearnley
Councillor Clark

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

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

6. Liquor Primary License Application – Mosquito Creek Bar and Grill – 500 – 2601 Westview Drive – File: 1195-11-L2-01 / 3345-02 WEST 2601-500

Report: Policy Analyst, Community Development, October 12, 2005

Moved by Councillor Perrault, seconded by Councillor Heywood

PURSUANT to the report of the Policy Analyst dated October 12, 2005, entitled “Liquor Primary License Application – Mosquito Creek Bar and Grill – 500 – 2601 Westview Drive”:

THAT Council has reviewed the report of the Policy Analyst dated October 12, 2005, and has considered each of the items as required by the Liquor Control and Licensing Branch as described therein;

AND THAT Council considers the application not contrary to the public interest and recommends issuance of the Liquor Primary license subject to the following:

1. The requested outdoor person capacity of 100 is not supported and an outdoor person capacity of a maximum of 60 is recommended;
2. The proposed closing hours of 2:00 a.m. Monday through Sunday is not supported and a closing time of 1:30 a.m. Monday through Sunday is recommended.

A recorded vote was taken on the motion.

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

Voting against: Councillor Mussatto

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

7. Rezoning Application: 970 Marine Drive (Parpia Holdings (Marine) Ltd./Bumen Architecture & Code Consulting Inc.) – Preliminary Process – File: 3345-02 Mari 970

Report: Assistant City Planner, Community Development, October 19, 2005.

Moved by Councillor Clark, seconded by Councillor Mussatto

PURSUANT to the October 19, 2005 report of the Assistant City Planner entitled “Rezoning Application: 970 Marine Drive (Parpia Holdings (Marine) Ltd./Bumen Architecture & Code Consulting Inc.)– Preliminary Process”:

THAT said application be processed with expanded public consultation including a developer led public meeting (with staff attendance), early notification mail out, on-site sign and referral to the Marine Drive Task Force for information and comment;

AND THAT the consideration of a Town Hall Meeting be reconsidered pending the outcome of the process listed above.

CARRIED UNANIMOUSLY

BYLAWS - Second and Third Readings

- 10.** “Land Use Contract Bylaw, 1975, No. 4793, Repeal Bylaw, 2005, No. 7729” (135 West 1st Street/The Shore Cabaret).

Moved by Mayor Sharp, seconded by Councillor Clark

THAT the said Bylaw No. 7729 be read a second time in short form.

CARRIED

Councillor Keating is recorded as voting contrary to the motion.

Moved by Mayor Sharp, seconded by Councillor Clark

THAT the said Bylaw No. 7729 be read a third time and passed subject to reconsideration.

CARRIED

Councillor Keating is recorded as voting contrary to the motion.

BYLAWS - Reconsideration and Final Adoption

11. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2005, No. 7716" (Rob Bulfone, Breckenridge Homes Ltd./Omnicom Cascadia, 2233 Chesterfield Avenue, CD-502).

Moved by Councillor Mussatto, seconded by Councillor Clark

THAT the said Bylaw No. 7716 be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Mussatto, seconded by Councillor Clark

THAT the said Bylaw No. 7716 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

13. **Minimum Design and Hardware Standards for Building Security – File: 3310-19**

Report: Manager, Inspections, Community Development, October 19, 2005.

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the report of the Manager, Inspections, dated October 19, 2005, entitled "Minimum Design and Hardware Standards for Building Security" be received and filed.

DEFEATED

Moved by Councillor Clark, seconded by Councillor Heywood

PURSUANT to the report of the Manager, Inspections, dated October 19, 2005, entitled "Minimum Design and Hardware Standards for Building Security":

THAT staff be requested to proceed with industry and public consultation towards the creation of a "Minimum Design and Hardware Standards for Building Security" bylaw for Council's consideration.

continued..

**13. Minimum Design and Hardware Standards for Building Security –
File: 3310-19 *continued***

Moved by Councillor Keating, 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

The original motion was then **CARRIED**

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

RECESS

Mayor Sharp declared a recess at 10:30 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

**24. Bus Accessibility for Senior's and People with Disabilities
– File: 1180-37-01**

Mayor Sharp provided information as a follow up to the October 17, 2005 Notice of Motion submitted by Councillor Mussatto, entitled "Bus Accessibility for Senior's and People with Disabilities".

Mayor Sharp advised that all buses purchased by TransLink since 1996 were low floor buses with the exception of 6 highway coaches and the community shuttles and that the 3rd Street North Vancouver depot cannot accommodate the low floor buses. Mayor Sharp further advised that the proposed new North Vancouver Depot will be able to accommodate low floor buses.

Mayor Sharp advised that North Vancouver does not have natural gas buses as the fuelling location is in Coquitlam.

ADJOURNMENT

Moved by Councillor Mussatto, seconded by Councillor Heywood

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:34 p.m.