

MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET, NORTH VANCOUVER, B.C., ON MONDAY, SEPTEMBER 11, 2006 AT 6:00 P.M.

PRESENT:

COUNCIL MEMBERS

Mayor D.R. Mussatto Councillor P.J. Bookham Councillor R.N. Heywood Councillor C.R. Keating Councillor B.W. Perrault Councillor S.A. Schechter

ABSENT:

Councillor R.J. Fearnley

STAFF MEMBERS

A.K. Tollstam, City Manager

R.G. Anderson, Deputy City Clerk

J.M. Rowe, Assistant City Clerk

I. Gordon. Director of Finance

B. Themens, Deputy Director of Finance

J. Irwin, Manager, Financial Services

F.A. Smith, Director, Community Development

G. Penway, City Planner

R.H. White, Co-Waterfront Project-Development Manager/Deputy Director, Community Development

W. Beier, Purchasing Manager

F. Caouette, Director, Corporate Services

S. Ono, City Engineer

D. Pope, Manager, Environment & Parks

F. Dercole, Acting Director, NSEMO

S. Smith, Planner, Community Development

A. Lynch, Manager, NS Recycling Program

The meeting was called to order at 6.00 p.m.

ADOPTION OF MINUTES

Moved by Councillor Heywood, seconded by Councillor Schechter

THAT the following Minutes be adopted as circulated:

- 1. Regular Council Meeting Minutes, July 31, 2006.
- 2. In Camera Committee of the Whole Meeting Minutes, July 31, 2006.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 1090-21

- Coleen Long, 1-601 W. Keith Road, North Vancouver, spoke regarding "Waterfront Park Tree Removal Proposal".
- Ms. Joy Cowie, 335 Lonsdale Avenue, North Vancouver, spoke regarding, "2006 FANS Night on September 30, 2006" and dancers from the Vanleena Dance Academy gave a short performance.

CONSENT AGENDA ITEMS

{Items *5, *19, *20, *21, *22, *23, *24, *25, *26, *27, *28, *29, *30 and *31}

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the resolutions listed within the "Consent Agenda" of September 11, 2006 be approved, as follows:

CONFIDENTIAL REPORTS

*5. Lonsdale Energy Corporation – Director Appointment – File: 4165-05

Report: City Manager, September 7, 2006.

PURSUANT to the report of the City Manager dated September 7, 2006, entitled, "Lonsdale Energy Corporation – Director Appointment":

THAT the Unanimous Consent Resolutions of the Shareholder of Lonsdale Energy Corporation attached (attachment 3) to the report of the City Manager be endorsed;

AND THAT the Mayor and City Clerk be authorized to sign and seal the said resolutions.

(CARRIED UNANIMOUSLY)

CORRESPONDENCE

*19. Greater Vancouver Regional District, The Board in Brief, July 21, 2006 - File: 1180-06

THAT the Greater Vancouver Regional District, The Board in Brief, dated July 21, 2006, be received and filed.

(CARRIED UNANIMOUSLY)

*20. Greater Vancouver Regional District, The Board in Brief, July 28, 2006 - File: 1180-06

THAT the Greater Vancouver Regional District, The Board in Brief, dated July 28, 2006, be received and filed.

CORRESPONDENCE

*21. Ms. Diana Dilworth, Manager, Council Operations, Fraser Basin Council, August 23, 2006.

Re: 2006 State of the Fraser Basin Conference: "Sustainability:

Inspiring Action!", November 16 & 17, 2006, Vancouver Convention

and Exhibition Centre - File: 1840-02-01

Requested by Mayor Darrell R. Mussatto

PURSUANT to the correspondence received August 23, 2006 from Ms. Diana Dilworth, Manager, Council Operations, Fraser Basin Council, regarding "2006 State of the Fraser Basin Conference:" Sustainability: Inspiring Action!", November 16 & 17, 2006, Vancouver Convention and Exhibition Centre":

THAT Council members be authorized to attend the 2006 State of the Fraser Basin Conference: "Sustainability: Inspiring Action!", to be held at the Vancouver Conference and Exhibition Centre, Vancouver, B.C., November 16 and 17, 2006;

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

AND THAT the funds be provided from the 2006 Legislative Conventions and Delegations Account.

(CARRIED UNANIMOUSLY)

*22. Hydrogen and Fuel Cells Canada, September 1, 2006.

Re: Hydrogen and Fuel Cells 2007, International Conference & Trade Show, Vancouver Convention & Exhibition Centre, Vancouver, BC, April 29 – May 2, 2007 - File: 1840-02-01

Requested by Councillor Sam A. Schechter

PURSUANT to the correspondence received September 1, 2006 from Hydrogen and Fuel Cells Canada, regarding "Hydrogen and Fuel Cells 2007, International Conference & Trade Show, Vancouver Convention & Exhibition Centre, Vancouver, BC, April 29 – May 2, 2007":

THAT Council members be authorized to attend the "Hydrogen and Fuel Cells 2007, International Conference & Trade Show", to be held at the Vancouver Convention & Exhibition Centre, Vancouver, B.C., from April 29 – May 2, 2007;

continued..

*22. Hydrogen and Fuel Cells Canada, September 1, 2006 continued

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

AND THAT the funds be provided from the 2006 Legislative Conventions and Delegations Account.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

*23. 2006 Community Public Art Grants – File: 1085-03-N3-01

Report: Chair, Arts & Culture Commission of North Vancouver;

Chair, Public Art Program Steering Committee; and Public

Art Coordinator, August 14, 2006.

PURSUANT to the report of the Chair, Arts & Culture Commission of North Vancouver; Chair, Public Art Program Steering Committee; and Public Art Coordinator, dated August 14, 2006, entitled "2006 Community Public Art Grants":

THAT the 2006 Community Art Grants in the following amounts be approved:

Queensbury Elementary Parent Advisory Council Society \$7,000 "Learning to Care for Our Community and Environment" Westview Elementary Parent Advisory Council Society \$7,500 "At School With Salmon".

(CARRIED UNANIMOUSLY)

*24. Statutory Review – 116 West 23rd Street Official Community Plan Amendment – File: 3345-02 23 W 116

Report: Development Planner, Community Development, August 10, 2007.

PURSUANT to the report of the Development Planner dated August 10, 2006, entitled "Statutory Review – 116 West 23rd Street Official Community Plan Amendment":

THAT the review contained in this report concerning statutory examinations of "City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2006, No. 7806" (Francis Connolly, Newport Consultants, Ltd. / Integra Architecture Inc., 116 West 23rd Street, Level 2 to Level 5 Density), with respect to its impact on the City's Financial and Waste Management Plans, be received and filed.

*25. Child Care Needs Assessment – File: 4230-05-02-08

Report: Community Planner, Community Development, August 30, 2006.

PURSUANT to the report of the Community Planner, dated August 30, 2006, entitled "Child Care Needs Assessment":

THAT \$5,000 be allocated from the Child Care Capital Improvement Fund as the City's contribution towards a tri-municipal, North Shore-wide assessment of child care needs and capacities.

(CARRIED UNANIMOUSLY)

*26. Request to Host Heritage Society of British Columbia 2007 Annual Conference – File: 1840-02-01

Report: Development Planner, Community Development,

September 6, 2006.

PURSUANT to the report of the Development Planner, dated September 6, 2006, entitled "Request to Host Heritage Society of British Columbia 2007 Annual Conference":

THAT staff be requested to work with the Heritage Society of British Columbia to host their annual conference in 2007 in the City of North Vancouver;

AND THAT up to \$5,000 be allocated in 2007 from the Heritage Program and/or Heritage Fund to assist with conference expenses.

(CARRIED UNANIMOUSLY)

*27. Rezoning Application: 121 East 1st Street (Peter Pierobon and Sibeal Foyle, CD-525) – File: 3345-02 01 E 121

Report: Development Planner, Community Development,

September 6, 2006.

PURSUANT to the report of the Development Planner, dated September 6, 2006, entitled "Rezoning Application: 121 East 1st Street (Peter Pierobon and Sibeal Foyle, CD-525)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2006, No. 7815" (Peter Pierobon / Sibeal Foyle, 121 East 1st Street, CD-525), be considered and that the Public Hearing be waived.

BYLAWS - Introduction and First Reading Only

*28. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2006, No. 7815" (Peter Pierobon / Sibeal Foyle, 121 East 1st Street, CD-525).

THAT Bylaw No. 7815 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

- *29. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2006, No. 7797" (The Catholic Independent Schools of Vancouver Archdiocese and The Roman Catholic Archbishop of Vancouver / CJP Architects, 128 West 27th Street/2705, 2725 and 2735 Lonsdale Avenue / 2715, 2725, 2733 and 2745 Western Avenue, the north/south lane in Block 239, D.L. 545 between Western Avenue and Lonsdale Avenue, and Western Avenue in Block 239, D.L. 545, CD-519).
- *30. "City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2006, No. 7796" (The Catholic Independent Schools of Vancouver Archdiocese and The Roman Catholic Archbishop of Vancouver / CJP Architects, 2725, 2733 and 2745 Western Avenue, Residential Level One: Low Density to School and Institutional).
- *31. "Bylaw Notice Enforcement Bylaw, 2005, No. 7675, Amendment Bylaw, 2006, No. 7810" (addition of Lions Bay and Bowen Island).

THAT the said Bylaws Nos. 7797, 7796 and 7810 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws Nos. 7797, 7796 and 7810 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

Moved by Councillor Keating, seconded by Councillor Heywood

THAT Items 13 and 14 on the agenda be brought forward for consideration at this time.

13. North Shore Disaster Bylaw – File: 3125-06-01

Report: Acting Director, North Shore Emergency Management Office

August 30, 2006

Moved by Councillor Perrault, seconded by Councillor Schechter

PURSUANT to the report of the Acting Director, North Shore Emergency Management Office, dated August 30, 2006, entitled "North Shore Disaster Bylaw":

THAT "North Shore Disaster Bylaw, 2006, No. 7809" be considered.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Three Readings

14. "North Shore Disaster Bylaw, 2006, No. 7809"

Moved by Councillor Perrault, seconded by Councillor Keating

THAT Bylaw No. 7809 be 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 Perrault, seconded by Councillor Keating

THAT the said Bylaw No. 7809 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Keating

THAT the said Bylaw No. 7809 be read a third time in short form and passed subject to reconsideration.

Moved by Councillor Keating, seconded by Councillor Schechter

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) (c)
- 4. Section 90 (1) (a)

CARRIED UNANIMOUSLY

The meeting recessed at 6:10 p.m. and reconvened at 6:25 p.m. with the same personnel present.

REPORT OF COMMITTEE OF THE WHOLE

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

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

Report: City Clerk, September 5, 2006.

PURSUANT to the report of the City Clerk, dated September 5, 2006, entitled, "Appointment to the Social Planning Advisory Committee":

THAT Ms. Shirley Freund be appointed to complete the two-year term of Mr. Alexander Capobianco to conclude on January 31, 2007.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Nil.

DELEGATIONS

Mr. Bruce Passmore, Farm Animal Welfare Project Coordinator, Vancouver Humane Society.

Re: Cage Free Eggs – File: 3010-02-01

Mr. Bruce Passmore, Farm Animal Welfare Project Coordinator, Vancouver Humane Society, gave a PowerPoint presentation on Cage-Free Eggs as follows:

- Description of the Vancouver Humane Society and the Chicken Out!
 Project;
- Cage-Free Alternatives;
- Request that the City of North Vancouver become the first City in Canada to go Cage-free by adopting a policy ensuring only cage-free eggs in Cityrun facilities and a proclamation supporting the move to cage-free eggs and encourage businesses to choose products from more humane and sustainable systems.

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

CORRESPONDENCE

6. Mr. Bruce Passmore, Farm Animal Welfare Project Coordinator, Vancouver Humane Society, May 15, 2006 and September 11, 2006.

Re: Cage Free Eggs – File: 3010-02-01

Moved by Councillor Schechter, seconded by Councillor Perrault

THAT the correspondence dated May 15, 2006 and September 11, 2006, from Mr. Bruce Passmore, Farm Animal Welfare Project Coordinator, Vancouver Humane Society, regarding "Cage Free Eggs", be referred to staff for further discussion with the Vancouver Humane Society;

AND THAT a copy of the resolution be forwarded to Mr. Don Bell, MP and local MLA's.

CARRIED UNANIMOUSLY

Mayor Mussatto acknowledged the passing of former Mayor Jack Loucks on September 7, 2006, and recognized his contribution to the community. Councillor Perrault and Councillor Heywood also said a few words about former Mayor Jack Loucks.

Mayor Mussatto then called for a minute of silence in memory of former Mayor Jack Loucks.

DELEGATIONS

Ms. Dalia Gottlieb-Tanaka, PhD, Chair, The Society for the Arts in Dementia Care.

Re: Request for support in principle to establish a Centre for the Arts in Dementia Care on the North Shore – File: 1670-03-01

Ms. Dalia Gottlieb-Tanaka, PhD, Chair, The Society for the Arts in Dementia Care, gave a PowerPoint presentation on the establishment of a Centre for the Arts in Dementia Care on the North Shore, as follows:

- Description of The Society for the Arts in Dementia Care;
- Society's Mission Statement;
- Request that the Mayors and Councils of the various municipalities on the North Shore endorse the idea in principle of establishing a Centre for the Arts in Dementia Care on the North Shore.

Ms. Gottlieb-Tanaka then responded to questions from members of Council.

CORRESPONDENCE

7. Ms. Dalia Gottlieb-Tanaka, PhD, Chair, The Society for the Arts in Dementia Care, July 25, 2006.

Re: Request for support in principle to establish a Centre for the Arts in Dementia Care on the North Shore – File: 1670-03-01

Moved by Councillor Schechter, seconded by Councillor Keating

THAT the correspondence from Ms. Dalia Gottlieb-Tanaka, PhD, Chair, The Society for the Arts in Dementia Care, dated July 25, 2006, regarding the "Request for support in principle to establish a Centre for the Arts in Dementia Care on the North Shore" be referred to the Community Planners and the Social Planning Advisory Committee for comment;

AND THAT the establishment of a Centre for the Arts in Dementia Care on the North Shore be supported in principle.

DELEGATIONS

Mr. Mick Webb, Volunteer, North Shore Spring Bear Festival Society.

Re: North Shore Bear Awareness and Education Week, April 22 – 29, 2007 - File: 4455-01

Mr. Mick Webb, Volunteer, North Shore Spring Bear Festival Society, presented a proposal for a week long community event of bear awareness and education for the week April 21-29, 2007. He advised that the event would ensure that the North Shore community is better educated and embraces the concept of responsibly co-existing with local bears and become part of an educated solution of bear/human contact problems, rather than contributing to the situation.

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

CORRESPONDENCE

8. Mr. Mick Webb, Volunteer, North Shore Spring Bear Festival Society, August 3, 2006 – File: 4455-01

Re: North Shore Bear Awareness and Education Week, April 22 – 29, 2007.

Councillor Schechter briefly left and returned to the meeting.

Moved by Councillor Keating, seconded by Councillor Heywood

THAT the correspondence from Mr. Mick Webb, Volunteer, North Shore Spring Bear Festival Society, dated August 3, 2006, regarding the "North Shore Bear Awareness and Education Week, April 22 – 29, 2007", be received and filed with thanks.

9. North Shore Bear Hazard Assessment – File: 3100-01/4455-01

Report: Environmental Coordinator, September 6, 2006.

Moved by Councillor Keating, seconded by Councillor Heywood

PURSUANT to the report of the Environmental Coordinator, dated September 6, 2006, entitled "North Shore Bear Hazard Assessment":

THAT the North Shore Bear Hazard Assessment (Attachment No. 1 of the September 6, 2006 report), be received;

AND THAT staff report back with proposed amendments to the "Solid Waste Management Service Bylaw, 1997, No. 6920" to enhance the enforcement provisions related to the storage of garbage;

AND THAT the City of North Vancouver continue to cooperate with the Districts of North and West Vancouver, the BC Conservation Officer Service, and the North Shore Black Bear Network on strategies to reduce Bear/Human Conflicts on the North Shore.

CARRIED UNANIMOUSLY

CORRESPONDENCE

10. Mr. Bill Saunders, President, Vancouver and District Labour Council, July 28, 2006.

Re: Resource-Based Communities in Crisis Resolution – File: 3520-01

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the correspondence from Mr. Bill Saunders, President, Vancouver and District Labour Council, dated July 28, 2006, regarding the "Resource-Based Communities in Crisis Resolution", be received and filed with thanks.

BYLAWS - Second and Third Readings

11. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2006, No. 7813" (North Shore Pawn Shop/Ron Williams and Christine Henry, 140B Lonsdale Avenue, CD-524).

Moved by Councillor Keating, seconded by Councillor Schechter

THAT Bylaw No. 7813 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the said Bylaw No. 7813 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

 Joint Review of the Delivery of Arts and Cultural Services in the City of North Vancouver and the District of North Vancouver – File: 1010-04-PL-03.

Report: Committee of the Whole In Camera, July 24, 2006.

Moved by Councillor Schechter, seconded by Councillor Keating

PURSUANT to the report of the Community Planner, dated June 20, 2006, entitled "Joint Review of the Delivery of Arts and Cultural Services in the City of North Vancouver and the District of North Vancouver":

THAT the report of consultants Diane Janzen and Eric Vance (Janzen & Associates), "Joint Review: Municipal Arts and Cultural Services Delivery & Funding" submitted to the City of North Vancouver and the District of North Vancouver, dated March 30, 2006, be received;

AND THAT the establishment of a Bi-Municipal Office of Cultural Affairs identified by the consultants and City/District joint staff committee as the preferred model to deliver and fund arts and cultural services in North Vancouver be endorsed in principle;

AND THAT staff be requested to establish a consultant-led process to gather input from the arts community regarding the proposed establishment of a Bi-Municipal Office of Cultural Affairs;

continued...

12. Joint Review of the Delivery of Arts and Cultural Services in the City of North Vancouver and the District of North Vancouver – File: 1010-04-PL-03 continued

AND THAT staff be requested to develop a transition plan which would implement the chosen model for delivery of arts and cultural services in North Vancouver, and to report back to the City of North Vancouver and District of North Vancouver Councils, with a summary of community feedback;

AND THAT the report of the Community Planner, dated June 20, 2006, entitled "Joint Review of the Delivery of Arts and Cultural Services in the City of North Vancouver and the District of North Vancouver "remain in camera.

CARRIED UNANIMOUSLY

15. Yard Waste and Mixed Wood Waste Recycling Services Contract Amendment – File: 4050-09-03

Report: Manager - North Shore Recycling Program, September 6, 2006.

Moved by Councillor Perrault, seconded by Councillor Heywood

PURSUANT to the report of the Manager – North Shore Recycling Program dated September 6, 2006, entitled "Yard Waste and Mixed Wood Waste Recycling Services Contract Amendment":

THAT Council endorse amendment of the municipal cost sharing formula in the Yard Waste and Mixed Wood Waste Recycling Services Contract between the three North Shore municipalities and the Greater Vancouver Sewerage and Drainage District (GVS&DD) to use historical average tonnage of yard trimmings delivered to the North Shore Transfer Station by residents of each municipality to allocate the program costs to the three North Shore municipalities for loads of yard trimmings under 100 kilograms dropped off by North Shore residents;

AND THAT Council authorize the Mayor and City Clerk to sign and seal the Amending Agreement (Attachment No. 1 of the September 6, 2006 report) between the City of North Vancouver and the GVS&DD.

16. Civic Awards Dinner – 2006 – File: 1815-02-02/1800-06

Report: Human Resources Assistant, September 5, 2006.

Moved by Councillor Keating, seconded by Councillor Heywood

PURSUANT to the report of the Human Resources Assistant dated September 5, 2006, entitled "Civic Awards Dinner – 2006":

THAT staff be authorized to make the necessary arrangements for the holding of a Civic Awards Dinner to be held on Thursday, November 2, 2006;

AND THAT Councillor Schechter be appointed as the Council representative to the staff committee making the necessary arrangements for the Civic Awards Dinner.

CARRIED UNANIMOUSLY

17. Local Government and PST – File: 1610-10-02

Report: Deputy Director of Finance, September 6, 2006.

Moved by Councillor Schechter, seconded by Councillor Heywood

PURSUANT to the report of the Deputy Director of Finance, dated September 6, 2006, entitled "Local Government and PST":

THAT Council endorse the request of the Greater Vancouver Regional District to the Minister of Community Services regarding the exclusion of local governments from the exemption on Production Machinery and Equipment to produce electricity;

AND THAT the request be expanded to other forms of energy so that local governments be provided an exemption on Production Machinery and Equipment to produce various types of energy including heat;

AND THAT a copy of this resolution, the September 6, 2006 report and its attachment be forwarded to the Minister of Community Services as well as the Chair of the Greater Vancouver Regional District.

18. Ottawa Gardens Area Planning Study: Process Report (200 Blocks West 5th/6th and West Keith Road) – File: 3380-02-01

Report: Planner, Community Development, September 6, 2006.

Moved by Councillor Keating, seconded by Mayor Mussatto

PURSUANT to the report of the Planner dated September 6, 2006, entitled "Ottawa Gardens Area Planning Study: Process Report (200 Blocks West 5th/6th and West Keith Road)":

THAT the Ottawa Gardens Area Planning Study and process outlined in the September 6, 2006, report be endorsed.

CARRIED UNANIMOUSLY

RECESS:

Mayor Mussatto declared a recess at 8:22 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

Nil.

ANY OTHER BUSINESS – NEW ITEMS

Nil

ADJOURNMENT

Moved by Councillor Heywood, seconded by Councillor Schechter

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 8:23 p.m.