



**MINUTES OF THE SPECIAL MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, NOVEMBER 20, 2006**
AT 5:45 P.M.**

PRESENT:

COUNCIL MEMBERS

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

STAFF MEMBERS

*A.K. Tollstam, City Manager
F. Caouette, Acting City Manager
S.E. Dowey, City Clerk
J.M. Rowe, Assistant City Clerk
B. Themens, Deputy Director of Finance
S Ono, City Engineer
F.A. Smith, Director, Community Development
C. Kathler, Community Planner
G. Penway, City Planner
R.H. White, Waterfront Project-Development
Manager/Deputy Director, Community
D. Sigston, Manager, Lands
K. Russell, Development Planner
B. Taylor, Bull Housser Tupper
P. Penner, Community Planner
S. Smith, Planner
T. Barber, Acting Manager, Engineering Planning
& Design

The meeting was called to order at 5:45 p.m.

ADOPTION OF MINUTES

Moved by Councillor Heywood, seconded by Councillor Perrault

THAT the following Minutes be adopted as circulated:

1. Special Council Meeting Minutes, November 6, 2006.
2. In Camera Committee of the Whole Meeting Minutes, November 6, 2006.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Heywood

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) (k)
4. Section 90 (1) (e)
5. Section 90 (1) (c)

CARRIED UNANIMOUSLY

The meeting recessed at 5:46 p.m. and reconvened at 6:08 p.m. with the same personnel present.

PUBLIC INPUT PERIOD – 6:00 P.M. – File: 1090-21

- Ms. Coleen Long, 1 – 601 West Keith Road, spoke regarding “Waterfront Trees, Removal of trees across from 601 West Keith Road, and Removal of Trees at Mahon Park by B.C. Hydro”.

CONSENT AGENDA ITEMS

{Items *17 and *18}

Moved by Councillor Perrault, seconded by Councillor Fearnley

THAT the resolutions listed within the “Consent Agenda” of November 20, 2006, be approved, as follows:

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***17. Lower Lonsdale Legacy Fund – Final Recommendations for 2006 Round Two Grants – File: 1665-14**

Report: Community Planner, Community Development, November 2, 2006.

RECOMMENDATION:

PURSUANT to the report of the Community Planner, dated November 2, 2006, entitled “Lower Lonsdale Legacy Fund – Final Recommendations for 2006 Round Two Grants”:

THAT the members of the Evaluation Committee be thanked for their adjudication of the Lower Lonsdale Legacy Fund grant applications;

continued..

17. Lower Lonsdale Legacy Fund – Final Recommendations for 2006 Round Two Grants – File: 1665-14 *continued

AND THAT the following Round Two requests for 2006 Lower Lonsdale Legacy Fund funding be granted:

Edible Garden Project	\$3,200
Lower Lonsdale Immigrant Senior Bridging Project.....	\$9,924
North Shore Go Bus	\$10,000
New Hope Food Services	<u>\$10,000</u>
2006 Round Two Recommended	<u>\$33,124</u>

AND THAT (Funding Appropriation #0622) an amount of \$33,124 be appropriated from the Lower Lonsdale Legacy Reserve Fund for the purpose of funding the 2006 Round Two requests;

AND THAT should any portion of the above amount remain unexpended after three years from the date of adoption of this resolution, the unexpended balance shall be returned to the credit of the said Reserve Fund;

AND THAT the District of North Vancouver and the District of West Vancouver be advised of these grants.

(CARRIED UNANIMOUSLY)

BYLAWS - Reconsideration and Final Adoption

***18.** “Financial Plan for the Years 2006 to 2015 Bylaw, 2006, No. 7763, Amendment Bylaw, 2006, No. 7814” (Revised Financial Plan for the Years 2006-2015).

THAT the said Bylaw No. 7814 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7814 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 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:

5. Section 90 (1) (c)

CARRIED UNANIMOUSLY

The meeting recessed at 6:11 p.m. and reconvened at 7:10 p.m. with the same personnel present with the exception of *Councillor R.J. Fearnley and with the addition of *Mr. Ken Tollstam, City Manager.

Moved by Councillor Heywood, seconded by Councillor Perrault

THAT the meeting recess to the Public Hearing regarding Bylaws Nos. 7824 and 7826 scheduled for this evening.

CARRIED UNANIMOUSLY

Mayor Mussatto recessed the meeting at 7:12 p.m.

The meeting reconvened at 7:17 p.m. with the same personnel present.

REPORT OF COMMITTEE OF THE WHOLE

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

3. Contract Matter – Six Month Extension to the City’s Animal Services Contract– File: 3010-02

Report: Manager – Lands, Community Development, November 14, 2006.

PURSUANT to the report of the Manager-Lands, Community Development, dated November 14, 2006, entitled “Contract Matter – Six Month Extension to the City’s Animal Services Contract”:

THAT the City extend its current Animal Services Contract with the Society for the Prevention of Cruelty to Animals for six months from December 31, 2006 in order to provide adequate time for a tender for services;

AND THAT the report of the Manager – Lands, Community Development, dated November 14, 2006, entitled “Contract Matter – Six Month Extension to the City’s Animal Services Contract”, remain in camera.

(CARRIED UNANIMOUSLY)

4. Land Matter – File: 3375-06-02

Report: Property Valuator-Negotiator, Community Development,
November 15, 2006.

THAT the action taken by the Committee of the Whole in camera this evening regarding "Land Matter" be ratified, and the wording of the recommendation and the report of the Property Valuator-Negotiator, dated November 15, 2006, remain in camera.

CARRIED UNANIMOUSLY

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

5. Personnel Matter – File: 1800-01

Verbal Report: Mayor Mussatto

THAT the City of North Vancouver seek advice from our legal counsel for December 4, 2006 with options for Council to deal with regarding the personnel issue;

AND THAT, in the meantime, should Councillor Bob Fearnley wish to deal with any member of staff it should be in writing to Mr. A.K. Tollstam, City Manager, and Mr. Tollstam or his designate will respond to Councillor Bob Fearnley in writing.

CARRIED UNANIMOUSLY

Moved by Councillor Heywood, seconded by Councillor Keating

THAT the meeting recess to the Public Hearing regarding Bylaw No. 7825 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:40 p.m. and reconvened at 7:41 p.m. with the same personnel present.

Moved by Councillor Heywood, seconded by Councillor Perrault

THAT the meeting recess to the recessed Public Hearing regarding Bylaw No. 7824 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:42 p.m. and reconvened at 8:27 p.m. with the same personnel present and with the exception of *Councillor R.N. Heywood.

BYLAWS - Second and Third Readings

7. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2006, No. 7824" (First Home Development Ltd., 335 East 11th Street, CD-529).

Moved by Councillor Schechter, seconded by Councillor Bookham

THAT Bylaw No. 7824 be read a second time in short form.

Moved by Councillor Schechter, seconded by Councillor Bookham

THAT Bylaw No. 7824 be amended by adding a new Clause 3. (3), as follows:

"3. (3) The Principal Building shall be sited not less than 6.7 metres (22 feet) from the front lot line;"

AND THAT the old Clause 3. (3) be renumbered as Clause 3. (4);

AND THAT the applicant be encouraged to work with the neighbours to address their concerns raised at the Public Hearing.

CARRIED UNANIMOUSLY

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

Moved by Councillor Schechter, seconded by Councillor Bookham

THAT the said Bylaw No. 7824, as amended, be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the meeting recess to the recessed Public Hearing regarding Bylaw No. 7826 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 8:36 p.m. and reconvened at 8:52 p.m. with the same personnel present.

BYLAWS - Second and Third Readings

8. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2006, No. 7826" (B. McLean/Kent Halex Architect, 240 and 244 West 17th Street, CD-530).

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the said Bylaw No. 7826 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the said Bylaw No. 7826 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the meeting recess to the recessed Public Hearing regarding Bylaw No. 7825 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 8:55 p.m. and reconvened at 10:24 p.m. with the same personnel present.

BYLAWS - Second and Third Readings

9. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2006, No. 7825" (Concert Properties/Bunting Coady Architects, 801 Harbourside Drive, CD-528).

Moved by Councillor Keating, seconded by Councillor Schechter

THAT second reading of Bylaw No. 7825 be deferred until December 4, 2006.

CARRIED UNANIMOUSLY

Moved by Councillor Schechter, seconded by Councillor Keating

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

COUNCIL REPORT - File: 1085-01

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the Council Report be deferred to a future Regular Council Meeting.

CARRIED UNANIMOUSLY

CORRESPONDENCE

10. Ms. Sue Godey, Sponsorship Chair, Operation Red Nose, October 24, 2006.

Re: Operation Red Nose Request for Sponsorship.

Moved by Councillor Keating, seconded by Mayor Mussatto

PURSUANT to the correspondence received from Ms. Sue Godey, Operation Red Nose Sponsorship Chair, dated October 24, 2006, regarding Rotary Clubs of the North Shore "Operation Red Nose":

THAT the City of North Vancouver contribute \$550.00 to the 2006 Operation Red Nose campaign to be held during the holiday season November 28th, December 2, 3, 9, 10, 16, 17, 23 and 31, 2006;

AND THAT the funds be taken from the Council Contingency Account.

CARRIED UNANIMOUSLY

11. Ms. Andrea Reimer, Executive Director, Western Canada Wilderness Committee and Ms. Mae Burrows, Executive Director, Labour Environmental Alliance Society, September 26, 2006.

Re: Turning the Tide – Protecting Health and the Environment from Toxic Pollution – Banning PBDEs (polybrominated diphenyl ethers) – File: 4000-01

Moved by Councillor Schechter, seconded by Mayor Mussatto

THAT the correspondence received from Ms. Andrea Reimer, Executive Director, Western Canada Wilderness Committee and Ms. Mae Burrows, Executive Director, Labour Environmental Alliance Society, dated September 26, 2006, regarding “Turning the Tide – Protecting Health and the Environment from Toxic Pollution - Banning PBDEs (polybrominated diphenyl ethers)”, be received and filed.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

12. Marine Drive Task Force Final Recommendations – File: 3380-02-M1-02

Recommendation: Policy Committee of November 6, 2006

Moved by Councillor Keating, seconded by Councillor Schechter

PURSUANT to the report of the Community Planners dated October 31, 2006, entitled “Marine Drive Task Force Final Recommendations”:

- (1.) THAT** Planning staff be requested to prepare a zoning amendment that will introduce a new commercial zone for the Marine Drive corridor;
- (2.) THAT** rezoning guidelines be prepared for Marine Drive based upon the Marine Drive Task Force Final Recommendations, advisory body comments, Policy Committee comments and the staff analysis of the Final Recommendations noted in the subject report;
- (3.) THAT** the following projects be referred to the 2007-16 capital plan process for consideration by Council:
 - a. Preparation of a Marine Drive Corridor Master Plan in the amount of \$100,000;
 - b. A grade separated pedestrian crossing of the CN Rail tracks at the foot of MacKay Avenue in the amount of \$1.5 Million;

continued...

**12. Marine Drive Task Force Final Recommendations – File: 3380-02-M1-02
*continued***

- (4.) THAT** improvements to the Heywood Park frontage along Marine Drive to coincide with implementation of the Heywood Park Master Plan be referred to the 2008-17 capital plan process;
- (5.) THAT** other capital improvements proposed by the Marine Drive Task Force be considered in the Marine Drive Corridor Master Plan, and the 2008-17 capital plan process where appropriate;
- (6.) THAT** the recommendation regarding the construction of a community gymnasium for the Marine Drive neighbourhood not be endorsed at this time, but be forwarded to the North Vancouver Recreation Commission for their information;
- (7.) THAT** the recommendation regarding the provision of a satellite library not be endorsed at this time given the construction of a new City library, but be forwarded to the North Vancouver City Library for their information;
- (8.) THAT** the subject report be forwarded to the District of North Vancouver, School District No. 44 and the Squamish Nation for their information and comment;
- (9.) THAT** members of the Marine Drive Task Force in conjunction with the Westview Elementary School and other members of the community work with the Street Naming Committee to develop the concept of holding a “Name the Neighbourhood Contest”;
- (10.) THAT** the Marine Drive Task Force be commended for their service to the City in the preparation of their recommendations;
- (11.) THAT** one of the capital improvements to be considered be a Gateway marker, possibly as a Centennial project, along the Marine Drive Corridor;
- (12.) THAT** the R.C.M.P. and City social services agencies be made aware and take action regarding some of the challenges relating to creating a safe community neighbourhood.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

13. Terms of Reference – Lower Lonsdale Legacy/Amenity Fund – File: 1665-17

Report: Deputy Director of Finance, November 15, 2006.

Moved by Councillor Keating, seconded by Councillor Schechter

PURSUANT to the report of the Deputy Director of Finance, dated November 15, 2006, entitled “Terms of Reference – Lower Lonsdale Legacy/Amenity Fund”:

THAT “Lower Lonsdale Legacy Reserve Fund Bylaw, 1998, No. 6926, Amendment Bylaw, 2006, No. 7777” and “Lower Lonsdale Amenity Reserve Fund Bylaw, 1998, No. 6927, Amendment Bylaw, 2006, No. 7778” be considered;

AND THAT 25% of the revenues raised from the sale of Non-Tax-Sale Lands in the Lower Lonsdale Study Area be allocated at the time of each sale to the Legacy Fund until that fund balance equals \$2.5 million;

AND THAT the remainder of the revenues raised from the sale of Non-Tax-Sale Lands in the Lower Lonsdale Study Area be allocated at the time of each sale to the Amenity Fund;

AND THAT each time a sale of Tax Sale Lands in the Lower Lonsdale Study Area takes place, that the value attributable to transferred density on such land be transferred to the Legacy Fund and Amenity Fund in the same proportions as the revenues raised from the sale of Non-Tax-Sale Lands in the aforementioned Study Area, 25% to the Legacy Fund and 75% to the Amenity Fund subject to attaining \$2.5 million in the Lower Lonsdale Legacy Fund;

AND THAT the above clause not apply to revenues from the sale of transferred density from the Presentation House site, so that the revenues from the sale be transferred in their entirety to the Amenity Fund and set aside for works that are to occur on that site; and that, for greater clarity, no portion of the revenues raised from the sale of transferred density from the Presentation House site be transferred to the Public Art Reserve Fund;

AND THAT the list of projects that may be funded from the Amenity Fund be amended to include other Lower Lonsdale Amenity projects to be identified and approved by Council resolution.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Three Readings

14. "Lower Lonsdale Legacy Reserve Fund Bylaw, 1998, No. 6926, Amendment Bylaw, 2006, No. 7777".
15. "Lower Lonsdale Amenity Reserve Fund Bylaw, 1998, No. 6927, Amendment Bylaw, 2006, No. 7778".

Moved by Councillor Keating, seconded by Councillor Perrault

THAT Bylaws Nos. 7777 and 7778 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 Keating, seconded by Councillor Perrault

THAT the said Bylaws Nos. 7777 and 7778 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the said Bylaws Nos. 7777 and 7778 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

16. North Shore Sustainability Initiative – File: 1175-05-03

Report: Director, Community Development, November 3, 2006.

Moved by Councillor Bookham, seconded by Councillor Keating

PURSUANT to the report of the Director, Community Development, dated November 3, 2006, entitled “North Shore Sustainability Initiative”:

THAT staff proceed with the development of the North Shore Sustainability Initiative as outlined in the November 3, 2006 report;

AND THAT staff report back with an overview of the progress made to date with respect to the implementation of sustainability-related programs and activities in the City and also provide a description of proposed initiatives to further the Official Community Plan Vision statement;

AND THAT the North Shore Community Reference Group be acknowledged as a prime community contact in our efforts to engage the public on this topic.

CARRIED UNANIMOUSLY

RECESS:

Mayor Mussatto declared a recess at 10:36 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

19. North Shore Weather Conditions/Emergency Services – File: 3125-09-01

Inquiry by: Councillor B.W. Perrault

Councillor Perrault inquired of Mayor Mussatto if he could advise if the North Shore Emergency Management Office had been activated during the recent weather conditions.

Mayor Mussatto advised that there has been some activation and asked Mr. A.K. Tollstam, City Manager, to respond to the question.

Mr. A.K. Tollstam advised that Essential Social Services were asked on Friday, November 17th and again on Monday, November 20th, to help our neighbours to the west and that two or three City staff were assisting. Mr. Tollstam then asked Mr. Smith, Director, Community Development, to provide further information.

continued..

**19. North Shore Weather Conditions/Emergency Services –
File: 3125-09-01 *continued***

Mr. F.A. Smith, Director, Community Development, advised that several staff from his department, who are volunteers, were contacted through the North Shore Emergency Management Office last week to assist in the District of West Vancouver.

ANY OTHER BUSINESS – NEW ITEMS

Nil.

ADJOURNMENT

Moved by Councillor Schechter, seconded by Councillor Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:44 p.m.