



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, APRIL 16, 2007**
AT 6:00 P.M.**

PRESENT:

COUNCIL MEMBERS

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

ABSENT

Mayor D.R. Mussatto

STAFF MEMBERS

A.K. Tollstam, City Manager
S.E. Dowey, City Clerk
J.M. Rowe, Assistant City Clerk
I. Gordon, Director of Finance
B. Themens, Deputy Director of Finance
N. Chand, Manager, Financial Planning
J. Irwin, Manager, Financial Services
W. Beier, Purchasing Manager
S. Ono, City Engineer
F.A. Smith, Director, Community Development
R.H. White, Co-Waterfront Project-Development
Manager/Deputy Director, Community Development
J. de Ruiter, Assistant Manager, Inspections
F. Caouette, Director, Corporate Services
K. Russell, Development Planner
R. Utendale, Policy Analyst
S. Wilks, City Clerk's Department

The meeting was called to order at 6:00 p.m.

ADOPTION OF MINUTES

Moved by Councillor Schechter, seconded by Councillor Perrault

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, April 2, 2007.
2. In Camera Committee of the Whole Meeting Minutes, April 2, 2007.

CARRIED UNANIMOUSLY

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

Nil.

CONSENT AGENDA ITEMS

{Items *16, *17, *18 and *19}

Moved by Councillor Schechter, seconded by Councillor Fearnley

THAT the resolutions listed within the “Consent Agenda” of April 16, 2007, be approved, as follows:

CORRESPONDENCE

- *16. Ms. Donna Mah, Controller/Corporate Secretary, E-Comm, March 16, 2007.**

Re: E-Comm Board of Directors Designate – 2007/2008 Year
– File: 3115-09-01

Requested by Mayor Mussatto

THAT the appointment of Mayor Pamela Goldsmith-Jones of the District of West Vancouver to the Board of Directors of E-Comm as the North Shore Designate for the 2007/2008 year, be endorsed.

(CARRIED UNANIMOUSLY)

- *17. Greater Vancouver Regional District, The Board in Brief, February 23, 2007 and March 16, 2007 – File: 1180-06**

THAT the Greater Vancouver Regional District, The Board in Brief, dated February 23, 2007 and March 16, 2007, be received and filed.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- *18. Development Variance Permit Application: The Building Team Inc. /A. Buttjes, Mountain Technologies Ltd., 35 Gostick Place
– File: 3345-02 GOST 35**

Report: Development Planner, Community Development, April 11, 2007.

PURSUANT to the report of the Development Planner, dated April 11, 2007, entitled “Development Variance Permit Application: The Building Team Inc./A. Buttjes, Mountain Technologies Ltd., 35 Gostick Place”:

THAT Development Variance Permit No. 208 (The Building Team Inc./A. Buttjes, Mountain Technologies Ltd., 35 Gostick Place), be considered for issuance pursuant to Section 922 of the Local Government Act;

AND THAT the Public Meeting requirement be waived.

(CARRIED UNANIMOUSLY)

BYLAWS - Reconsideration and Final Adoption

- *19.** “New Concrete Curb & Gutter complete with Integrated Curb Bulges and Rain Gardens on both sides of East 26th Street between St. Andrew’s and Ridgeway Avenues, Local Area Service Parcel Tax Bylaw, 2007, No. 7852”.

THAT the said Bylaw No. 7852 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7852 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

PROCLAMATIONS

Acting Mayor Heywood read the following Proclamations:

“ARMENIAN MEMORIAL DAY” – APRIL 24, 2007

“NATIONAL VOLUNTEER WEEK” – APRIL 15 – 21, 2007

“NORTH SHORE BEAR WEEK” – APRIL 23 – 29, 2007

DELEGATIONS

Mr. Mick Webb, Chair and Ms. Barbara Murray, Vice-Chair, North Shore Spring Bear Festival Society.

Re: Update on the North Shore Bear Festival, April 23 to 29, 2007 – File: 4000-01

Mr. Mick Webb, Chair, North Shore Spring Bear Festival Society, gave a brief overview of the North Shore Bear Festival to be held April 23 to 29, 2007 at Ambleside Park in West Vancouver and introduced Ms. Barbara Murray, Vice-Chair. Ms. Murray gave a PowerPoint presentation on The Bear Festival Week, as follows:

- North Shore Bear Background
- The Bear Fest Goals
- Overview of the Bear Festival Week
- Guest Speakers – Benjamin Kilham and Charlie Russell
- Thank you – Sponsors
- www.northshorebearfest.com

Mr. Webb and Ms. Murray then responded to questions from members of Council.

CORRESPONDENCE

3. Ms. Barbara Murray, Vice-Chair, North Shore Spring Bear Festival Society, March 12, 2007.

Re: Update on the North Shore Bear Festival, April 23 to 29, 2007
– File: 4000-01

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the correspondence received from Ms. Barbara Murray, Vice-Chair, North Shore Spring Bear Festival Society, dated March 12, 2007, regarding “Update on the North Shore Bear Festival, April 23 to 29, 2007”, be received and filed with thanks.

CARRIED

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

4. 2007 Tax Rate Options – File: 1650-05

Recommendation: Finance Committee, April 2, 2007

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Director of Finance, dated March 28, 2007 entitled “**2007 Tax Rate Options**”:

THAT staff bring forward a 2007 Tax Rate Bylaw which reflects an overall tax rate increase for 2007 of 3.90%, allocated as per Option A of this report, which includes a residential tax rate increase of 4.22% and a business tax rate increase of 3.47%.

CARRIED UNANIMOUSLY

5. 2007-2016 Capital Plan – File: 1645-08

Recommendation: Finance Committee, April 2, 2007

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Deputy Director of Finance, dated March 28, 2007 entitled “**2007-2016 Capital Plan**”:

THAT the 2007–2016 Capital Plan for the City of North Vancouver be endorsed;

AND THAT resolutions or bylaws to allocate or appropriate funding for the projects included in the 2007 Capital Budget be brought forward by staff in a timely manner.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Three Readings

6. "Tax Rates Bylaw, 2007, No. 7860".
7. "Financial Plan for the Years 2007 to 2016 Bylaw, 2007, No. 7858".

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT Bylaws Nos. 7860 and 7858 be read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the said Bylaws Nos. 7860 and 7858 be read a second time in short form.

CARRIED

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the said Bylaws Nos. 7860 and 7858 be read a third time in short form and passed subject to reconsideration.

CARRIED

CORRESPONDENCE

8. **Mayor Richard Walton, District of North Vancouver, March 28, 2007.**

Re: Invitation to participate in North Vancouver's Annual Halloween Family Fireworks Spectacular – File: 1670-03-05

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT up to \$5,000 be allocated from the Council Contingency Account to cover the City's potential share of support costs;

AND THAT this allocation of funds be contingent on the District of North Vancouver making a comparable donation based on per capita;

AND THAT staff report back to Council with further recommendations if the Federal Grant Application is not approved.

CARRIED UNANIMOUSLY

9. Mayor Judy Forster, City of White Rock, March 21, 2007.

Re: White Rock Support for Union of British Columbia Municipalities
Funding for Road Safety – File: 1040-03-U1-01

Moved by Councillor Perrault, seconded by Councillor Schechter

THAT the correspondence received from Mayor Judy Forster, City of White Rock, dated March 21, 2007, regarding “White Rock Support for Union of British Columbia Municipalities Funding for Road Safety” be referred to staff for comment.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

**10. Union of British Columbia Municipalities (UBCM) Correspondence:
“Opportunity to Comment on Changes to the Ultimate Limitation
Period” – File: 1040-03-U1-01**

Report: Purchasing Manager, April 11, 2007.

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Purchasing Manager, dated April 11, 2007, entitled “Union of British Columbia Municipalities (UBCM) Correspondence: “Opportunity to Comment on Changes to the Ultimate Limitation Period”:

THAT the City of North Vancouver support the UBCM resolution by contacting the Justice Service Branch of the British Columbia Ministry of the Attorney General and expressing agreement with the UBCM call to reduce the Ultimate Limitation Period;

AND THAT the City of North Vancouver call upon the UBCM to also contact the Justice Service Branch regarding the other issues of reform in the Limitation Act Review and work to create the most favourable outcome for all municipal governments.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Schechter

THAT item 12 and the Council Report on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

BYLAWS - Second and Third Readings

12. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2007, No. 7851"
(Bodwell College Inc./Killick, Metz, Bowen, Rose, Architects, 955
Harbourside Drive, Text Amendment, CD-428). *Public Hearing Waived.*

Moved by Councillor Keating, seconded by Councillor Schechter

THAT Bylaw No. 7851 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Schechter

THAT Bylaw No. 7851 be read a third time in short form and passed
subject to reconsideration.

CARRIED UNANIMOUSLY

COUNCIL REPORT – File: 1085-01

Nil.

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the meeting recess.

CARRIED

The meeting recessed at 6:40 p.m. and reconvened at 7:00 p.m. with the same
personnel present.

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the meeting recess to the Public Hearing regarding Bylaw No. 7857
scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:01 p.m. and reconvened at 7:28 p.m. with the same
personnel present.

BYLAWS - Second and Third Readings

11. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2007, No. 7857" (A. Fekri, P. Khodarahmi, B. Monadizadeh/Rock-Arc Development Corp., 350 East 10th Street, RS-1 to RT-1).

Moved by Councillor Perrault, seconded by Councillor Keating

THAT Bylaw No. 7857 be read a second time in short form.

*Councillor Schechter left the meeting at 7:32 p.m. and did not return to the meeting.

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the meeting recess to the Public Meetings regarding D.V.P. Nos. 205 and 206 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:43 p.m. and reconvened at 7:44 p.m. with the same personnel present.

A recorded vote was then taken on the second reading of Bylaw No. 7857.

Voting in favour: Councillor Keating
Councillor Perrault
Acting Mayor Heywood

Voting against: Councillor Fearnley
Councillor Bookham

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

Moved by Councillor Perrault, seconded by Councillor Keating

THAT Bylaw No. 7857 be read a third time in short form and passed subject to reconsideration.

CARRIED

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the meeting recess to the recessed Public Meeting regarding D.V.P. No. 205 scheduled for this evening.

CARRIED

The meeting recessed at 7:45 p.m. and reconvened at 7:49 p.m. with the same personnel present.

MOTIONS AND NOTICES OF MOTIONS

- 13. Development Variance Permit – 2609 Westview Drive (Cascadia Tower Inc.)
Height Variance for Cell Antennae – File: 3345-02 WESTV 2609 No. 205.**

Moved by Councillor Perrault, seconded by Councillor Keating

THAT Development Variance Permit No. 205 (Cascadia Tower Inc., 2609 Westview Drive), be issued to Cascadia Tower Inc., in accordance with Section 922 of the Local Government Act;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 205.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the meeting recess to the recessed Public Meeting regarding D.V.P. No. 206 scheduled for this evening.

CARRIED

The meeting recessed at 7:51 p.m. and reconvened at 8:02 p.m. with the same personnel present.

MOTIONS AND NOTICES OF MOTIONS

- 14. Development Variance Permit No. 206 (Joe Hussey, 165 East 19th Street)
– File: 3345-02 19 E 165**

Moved by Councillor Keating, seconded by Councillor Perrault

THAT Development Variance Permit No. 206 (Joe Hussey, 165 East 19th Street), be issued to Joe Hussey/651104 B.C. Ltd., in accordance with Section 922 of the Local Government Act;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 206.

CARRIED

MOTIONS AND NOTICES OF MOTION

15. **Development Variance Permit Application: 805 Automall Drive (Rogers Wireless Inc./Northshore Auto Mall)**
– File: 3345-02 AUTOM 805 DVP No. 211.

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT Development Variance Permit No. 211 (Rogers Wireless Inc./Northshore Auto Mall, 805 Automall Drive) be issued to Northshore Auto Mall Ltd., in accordance with Section 922 of the Local Government Act;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 211.

*Councillor Fearnley left the meeting at 8:09 p.m. and did not return to the meeting.

CARRIED UNANIMOUSLY

RECESS

Acting Mayor Heywood declared a recess at 8:14 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

Nil.

ANY OTHER BUSINESS – NEW ITEMS

Nil.

ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the meeting adjourn.

CARRIED

The meeting adjourned at 8:15 p.m.