



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, MAY 7, 2007 AT 6:00
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
S.E. Dowey, City Clerk
R.G. Anderson, Deputy City Clerk
J.M. Rowe, Assistant City Clerk
F.A. Smith, Director, Community Development
S. Ono, City Engineer
F. Caouette, Director, Corporate Services
I. Gordon, Director, Finance
D. Sigston, Deputy Director, Corporate Services
W. Beier, Purchasing Manager, Finance
L. R. Orr, Manager, Special Projects and Services
B. Themens, Deputy Director, Finance
C. Kathler, Community Planner
T. Barber, Acting Manager, Engineering Planning
& Design
R.H. White, Waterfront Project-Development
Manager/Deputy Director, Community
P. Sanderson, Manager, Economic Development
G. Penway, City Planner
J. Watkins, Chief Librarian
G. Venczel, Development Planner

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, April 23, 2007.
2. In Camera Committee of the Whole Meeting Minutes, April 23, 2007.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 1090-21

- Mr. Leon Lebrun, Southwest Region Director, Trails BC, spoke regarding “Trans Canada Trail Foundation Annual General Meeting at Lonsdale Quay on June 7-10, 2007, and Trans Canada Trail Challenge 2007 on June 24, 2007”.

*Councillor Keating entered the meeting at 6:03 p.m.

- Ms. Carmina Gooch, North Vancouver District, spoke regarding items 20 and 21 on the agenda, “Animal Control Services Bylaw”.

CONSENT AGENDA ITEMS

{Items *6, *15, *16, *17, *18, *19, *20, *21, *22, *23, *24, *25, *26 and *27}

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the resolutions listed within the “Consent Agenda” of May 7, 2007, be approved, as follows:

COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS

***6. Appointments to the John Braithwaite Community Centre Governance Committee – File: 4415-04-L3-02**

Report: City Clerk, April 30, 2007.

PURSUANT to the report of the City Clerk, dated April 30, 2007, entitled “Appointments to the John Braithwaite Community Centre Governance Committee”:

THAT Mr. Michael Frankowski be appointed to complete the two-year term of Mr. Matthew Wansink to conclude on January 31, 2008;

AND THAT Mr. Homayoun Vahidi be appointed for a two-year term to conclude on January 31, 2009.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***15. 2007 1st Quarter Waterfront Project Update and 2007 Proposed Work Program – File: 3330-02-W1-02**

Report: Waterfront Development Project Manager and Manager,
Special Services and Projects, April 24, 2007.

PURSUANT to the joint report of the Waterfront Development Project Manager and the Manager, Special Services and Projects, entitled “2007 1st Quarter Waterfront Project Update and 2007 Proposed Work Program”:

THAT the subject report be received and filed.

(CARRIED UNANIMOUSLY)

***16. Service Agreement – Chamber of Commerce – File: 1040-03-N6**

Report: Manager, Economic Development, April 25, 2007.

PURSUANT to the report of the Manager, Economic Development, dated April 25, 2007, entitled “Service Agreement – Chamber of Commerce”:

THAT the Agreement dated May 1, 2007 between The Corporation of the City of North Vancouver and the North Vancouver Chamber of Commerce be ratified;

AND THAT the City Manager or designate be authorized to sign and execute the said agreement.

(CARRIED UNANIMOUSLY)

***17. Lower Lonsdale Legacy Fund – Recommendations for 2007 Round One Grants – File: 1665-14**

Report: Community Planner, Community Development, April 20, 2007.

PURSUANT to the report of the Community Planner, dated April 20, 2007, entitled “Lower Lonsdale Legacy Fund – Recommendations for 2007 Round One Grants”:

continued...

***17. Lower Lonsdale Legacy Fund – Recommendations for 2007 Round One Grants – File: 1665-14 - Continued**

THAT the following Round One requests for funding from the 2007 Lower Lonsdale Legacy Fund be granted:

Adaptation Orientation Integration Program	\$8,000
Golden Circle Program	\$4,000
Persian Youth Skills Training.....	\$3,480
Sweet Peas Program.....	<u>\$8,000</u>
	<u>\$23,480</u>

(CARRIED UNANIMOUSLY)

***18. Special Event & Festival Fund – Round Two 2007 Grant Recommendations – File: 1670-03-05**

Report: Community Planner, Community Development, April 26, 2007.

PURSUANT to the report of the Community Planner, dated April 26, 2007, entitled “Special Event & Festival Fund – Round Two 2007 Grant Recommendations”:

THAT the members of the joint Evaluation Committee be thanked for their adjudication of the 2007 Round Two Special Event & Festivals grant applications;

AND THAT the following events totalling \$40,600 be funded from the 2007 Special Event & Festival Fund budget:

Canada Day at Waterfront Park	\$10,000
Canada Day Parade	\$1,500
Caribbean Days.....	\$4,000
Clam Chowder Cook-off	\$600
Coho Festival	\$4,500
Deep Cove Daze	\$2,000
Discovery Waterfront Walk	\$1,000
Italian Days.....	\$500
North Shore Candlelight Tribute	\$1,500
Tsleil-Waututh Nation Cultural Arts Festival	\$3,300
Under the Volcano.....	\$3,700
Lower Lonsdale Fall Festival	<u>\$8,000</u>
	<u>\$40,600</u>

Continued...

***18. Special Event & Festival Fund – Round Two 2007 Grant Recommendations – File: 1670-03-05 - Continued**

AND THAT the District of North Vancouver be notified of Council's decision;

AND THAT the policy review items noted in the report of April 26, 2007, be referred to the future Director of Cultural Affairs and City Cultural Planner for their consideration.

(CARRIED UNANIMOUSLY)

***19. Centennial Grants Round 5 – File: 4455-03-08**

Report: Manager, Special Services and Projects, April 23, 2007.

PURSUANT to the report of the Manager, Special Services and Projects, dated April 23, 2007, entitled "Centennial Grants Round 5":

THAT a \$500 grant from the Centennial Community Event Grants be approved for the Creative Dominion Society Maritime Reading Series Centennial events.

(CARRIED UNANIMOUSLY)

***20. Animal Control Services Bylaw – File: 3010-02-02**

Report: Deputy Director, Corporate Services, May 1, 2007.

PURSUANT to the report of the Deputy Director, Corporate Services, dated May 1, 2007, entitled "Animal Control Services Bylaw":

THAT "Animal Control Services Agreement Bylaw, 2007, No. 7861" be considered.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Three Readings

- *21.** “Animal Control Services Agreement Bylaw, 2007, No. 7861”.

THAT Bylaw No. 7861 be read a first time in short form, copies of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7861 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7861 be read a third time in short form and passed subject to reconsideration.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- *22. Ticket Information Utilization Bylaw Revision – File: 3030-14**

Report: Manager, Inspections, Community Development, April 30, 2007.

PURSUANT to the report of the Manager, Inspections, dated April 30, 2007, entitled “Ticket Information Utilization Bylaw Revision”:

THAT the “City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2007, No. 7863” (Schedule A (2)), be considered.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Three Readings

- *23.** “City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2007, No. 7863” (Schedule A (2))

THAT Bylaw No. 7863 be read a first time in short form, copies of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7863 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7863 be read a third time in short form and passed subject to reconsideration.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- *24. Rezoning Application: 648 West 15th Street (M. Fatemi/Vernacular Design), CD-536 – File: 3345-02 15 W 648**

Report: Development Planner, Community Development, May 1, 2007.

PURSUANT to the report of the Development Planner, dated May 1, 2007, entitled “Rezoning Application: 648 West 15th Street (M. Fatemi/Vernacular Design), CD-536”:

THAT “Zoning Bylaw 1995, No. 6700, Amendment Bylaw, 2007, No. 7862” (M. Fatemi/Vernacular Design, 648 West 15th Street, CD-536), be considered and referred to a Public Hearing.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Reading Only

- *25. "Zoning Bylaw 1995, No. 6700, Amendment Bylaw, 2007, No. 7862"
(M. Fatemi/Vernacular Design, 648 West 15th Street, CD-536)

THAT Bylaw No. 7862 be read a first time in short form, copy of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- *26. **Rezoning Application: 845 Marine Drive (Nick Baker, Smartdesign Group / Mehrdad Parsad, Smartdesign Group / 845 Marine Drive GP Ltd., CD-537) – File: 3345-02 Marine 845**

Report: Development Planner, Community Development, May 2, 2007.

PURSUANT to the report of the Development Planner, dated May 2, 2007, entitled "Rezoning Application: 845 Marine Drive (Nick Baker, Smartdesign Group / Mehrdad Parsad, Smartdesign Group / 845 Marine Drive GP Ltd., CD-537)":

THAT "Zoning Bylaw 1995, No. 6700, Amendment Bylaw, 2007, No. 7864" (611811 B.C. Ltd./Smartdesign Group, 845 Marine Drive, CD-537), be considered and referred to a Public Hearing.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Reading Only

- *27. "Zoning Bylaw 1995, No. 6700, Amendment Bylaw, 2007, No. 7864"
(611811 B.C. Ltd./Smartdesign Group, 845 Marine Drive, CD-537).

THAT Bylaw No. 7864 be read a first time in short form, copy of same having been distributed to Council members and read by them.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

Moved by Councillor Heywood, seconded by Councillor Keating

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) (g) & (i)
4. Section 90 (1) (e)
5. Section 90 (1) (b)

CARRIED UNANIMOUSLY

The meeting recessed at 6:07 p.m. and reconvened at 6:54 p.m. with the same personnel.

REPORT OF COMMITTEE OF THE WHOLE

3. Land Matter – File: 4037-03-M1

Report: Deputy City Engineer, May 2, 2007.

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

PURSUANT to the report of the Deputy City Engineer, dated May 2, 2007, regarding “Land Matter”:

THAT the action taken by the Committee of The Whole in camera this evening regarding the “Land Matter” be ratified;

AND THAT the wording of the recommendation remain in camera for one week;

AND THAT the report of the Deputy City Engineer, dated May 2, 2007, regarding “Land Matter” remain in camera;

CARRIED UNANIMOUSLY

**5. Nominations for Year 2007 Community Heroes Awards –
File: 1090-04-02-04**

Report: City Clerk, April 25, 2007.

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

PURSUANT to the report of the City Clerk, dated April 25, 2007, entitled “Nominations for Year 2007 Community Heroes Awards”;

THAT the following nomination for the Year 2007 Community Heroes Award be endorsed:

Mr. Robert (Bob) Piggott.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Mussatto read the following Proclamations:

“MOVE FOR HEALTH DAY” – MAY 10, 2007

**“MYALGIC ENCEPHALOMYELITIS/CHRONIC FATIGUE
SYNDROME AND FIBROMYALGIA AWARENESS DAY” – MAY 12, 2007**

“EMERGENCY PREPAREDNESS WEEK” – MAY 6 to 12, 2007

“MS AWARENESS MONTH” – MAY, 2007

“NATIONAL HEARING AWARENESS MONTH” – MAY, 2007

DELEGATIONS

Mr. Axel Gringmuth and Mr. Robert Shaw, Vancouver Electric Vehicle Association (VEVA).

Re: Activities of the Vancouver Electric Vehicle Association (VEVA)
– File: 4000-01/4100-01

Mr. Axel Gringmuth and Mr. Robert Shaw, Vancouver Electric Vehicle Association (VEVA) provided an overview of the activities of the Vancouver Electric Vehicle Association (VEVA) and reviewed the history and benefits of the electric car.

continued...

DELEGATIONS

Mr. Axel Gringmuth and Mr. Robert Shaw, Vancouver Electric Vehicle Association (VEVA). - Continued

Mr. Gringmuth and Mr. Shaw then responded to questions from members of Council.

CORRESPONDENCE

7. Mr. Axel Gringmuth, Vancouver Electric Vehicle Association (VEVA), May 2, 2007.

Re: Activities of the Vancouver Electric Vehicle Association (VEVA)
– File: 4000-01/4100-01

Moved by Councillor Schechter, seconded by Councillor Keating

THAT the correspondence dated May 2, 2007, from Mr. Axel Gringmuth, Vancouver Electric Vehicle Association (VEVA), regarding “Activities of the Vancouver Electric Vehicle Association (VEVA)”, be received and filed with thanks;

AND THAT a letter be forwarded to Mr. Axel Gringmuth and Mr. Robert Shaw, Vancouver Electric Vehicle Association (VEVA), thanking them for their presentation this evening.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Schechter

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

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

13. Capital Items over \$100,000 – Library Collection Development Project - File: 1085-03-N9

Report: Chief Librarian, North Vancouver City Library, May 2, 2007.

Moved by Councillor Perrault, seconded by Councillor Schechter

PURSUANT to the report of the Chief Librarian, dated May 2, 2007, entitled “Capital Items over \$100,000 – Library Collection Development Project”:

THAT (Funding Appropriation # 0702) an amount of \$350,000 be appropriated from the Community Enhancement Reserve Fund for the purpose of funding the 2007 portion of the Collection Development Program;

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.

CARRIED UNANIMOUSLY

14. Pay Phone at 111 West 3rd Street, Andersons Pharmacy – File: 1035-02

Report: Purchasing Manager, May 2, 2007.

Moved by Councillor Keating, seconded by Councillor Heywood

PURSUANT to the report of the Purchasing Manager, dated May 2, 2007, entitled “Pay Phone at 111 West 3rd Street, Andersons Pharmacy”:

THAT the City of North Vancouver request that Telus replace the pay phone situated at 111 West 3rd Street with a pay phone that only accepts credit cards, calling cards and emergency 911 calls.

Moved by Councillor Fearnley, seconded by Councillor Bookham

THAT the meeting recess to the Public Hearing regarding Bylaw No. 7856 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:42 p.m. and reconvened at 7:43 p.m. with the same personnel present.

A recorded vote was then taken on the motion regarding item 14.

Voting in favour: Councillor Fearnley
Councillor Keating
Councillor Schechter
Councillor Heywood
Mayor Mussatto

Voting against: Councillor Bookham
Councillor Perrault

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

Moved by Councillor Heywood, seconded by Councillor Schechter

THAT the meeting recess to the recessed Public Hearing regarding Bylaw No. 7856 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:46 p.m. and reconvened at 8:20 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, 2007, No. 7856" (Western Avenue Planning Study Part II, 140 – 194 West 23rd Street and 2305 Western Avenue inclusive, Residential Level Three: Low Density to Residential Level Four: Medium Density).

Moved by Councillor Keating, seconded by Councillor Heywood

THAT the said Bylaw No. 7856 be read a second time in short form.

continued...

8. “City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2007, No. 7856” (Western Avenue Planning Study Part II, 140 – 194 West 23rd Street and 2305 Western Avenue inclusive, Residential Level Three: Low Density to Residential Level Four: Medium Density). - Continued

A recorded vote was taken on the motion.

Voting in favour: Councillor Keating
Councillor Perrault
Councillor Schechter
Councillor Heywood
Councillor Fearnley
Mayor Mussatto

Voting against: Councillor Bookham

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

Moved by Councillor Keating, seconded by Councillor Heywood

THAT the said Bylaw No. 7856 be read a third time in short form and passed subject to reconsideration.

CARRIED

Councillor Bookham is recorded as voting contrary to the motion.

Mayor Mussatto left the meeting declaring a conflict of interest regarding Item 9 on the agenda because he works for the BC Ambulance Service.

Councillor Heywood took over the Chair as Acting Mayor.

CORRESPONDENCE

9. **Clarke McGuire, Manager, Team Canada 2007, May 1, 2007.**

Re: Invitation to the City of North Vancouver to sponsor the Advanced Life Support Paramedic Competition Team – File: 1840-02-01

Moved by Councillor Keating, seconded by Councillor Schechter

PURSUANT to the correspondence dated May 1, 2007, from Mr. Clarke McGuire, Manager, Team Canada 2007, regarding “Invitation to the City of North Vancouver to sponsor the Advanced Life Support Paramedic Competition Team”:

continued...

9. Clarke McGuire, Manager, Team Canada 2007, May 1, 2007. - Continued

THAT the City of North Vancouver provide funds to the two North Vancouver team members on the Advanced Life Support Paramedic Competition Team at the same rate of \$100 each as available under the North Vancouver Recreation Commission Sport and Travel Grants;

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

CARRIED UNANIMOUSLY

Mayor Mussatto returned to the meeting and resumed the Chair.

10. Ms. Heather Turner, Director of Recreation, North Vancouver Recreation Commission, April 13, 2007.

Re: Sport and Recreation Travel Grants – File: 1670-03-07

Moved by Councillor Fearnley, seconded by Councillor Perrault

PURSUANT to the correspondence dated April 13, 2007, from Ms. Heather Turner, Director of Recreation, North Vancouver Recreation Commission, regarding “Sport and Recreation Travel Grants”:

THAT the City of North Vancouver support the achievements of Conway Hopkin, Mike Porteous and Jo Boville by awarding a Sport and Recreation Travel Grant of \$100 each.

CARRIED UNANIMOUSLY

11. Mr. Inky Mark, M.P., Dauphin-Swan River-Marquette, April 3, 2007.

Re: Bill C-417, the Canadian Soldiers’ and Peacekeepers’ Memorial Wall Act – File: 1155-01

Moved by Councillor Perrault, seconded by Councillor Keating

THAT the correspondence dated April 3, 2007, from Mr. Inky Mark, MP., Dauphin-Swan River-Marquette, regarding Bill C-417, the Canadian Soldiers’ and Peacekeepers’ Memorial Wall Act, be referred to the Royal Canadian Legion, Branch 118, for comment.

CARRIED UNANIMOUSLY

BYLAWS - Reconsideration and Final Adoption

12. "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 Keating, seconded by Mayor Mussatto

THAT the said Bylaw No. 7857 be reconsidered.

CARRIED

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the said Bylaw No. 7857 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

RECESS

Mayor Mussatto declared a recess at 9:00 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

28. Mayor's Trip to China – File: 1090-22

Inquiry by: Councillor R.J. Fearnley

Councillor Fearnley inquired of Mayor Mussatto as to his intention with regards to his recent trip to China and referenced the Community Charter Section regarding gifts.

Mayor Mussatto stated that he had circulated a legal opinion to members of Council from Bull Housser Tupper to the City Manager which provided the opinion that he was not in a conflict over the trip. Mayor Mussatto further advised that he would abstain from voting on anything regarding the company that paid for the trip should they ever appear before Council.

29. Donations to City's Centennial – File: 4455-03-C8

Inquiry by: Councillor R.N. Heywood

Councillor Heywood inquired of Mayor Mussatto about the campaign to solicit donations for the City's Centennial and when an accounting of the scope and magnitude of what was received and what was done with those funds could be provided to Council.

Mr. Ken Tollstam, City Manager, advised that a report on the accounting of donations to the City's Centennial would be forthcoming.

30. Mayor's Trip to China – File: 1090-22

Inquiry by: Councillor P.J. Bookham

Councillor Bookham inquired of Mayor Mussatto whether he could correct the mis-characterization of Council's role regarding his recent trip to China by confirming that Council was made aware of his trip but not consulted about it.

Mayor Mussatto advised that he had merely informed and not consulted with Council about his trip and that it had never been a subject of discussion or an agenda item. Mayor Mussatto further advised that Councillor Fearnley was not present when he informed Council about the trip.

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 9:04 p.m.