



**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 14, 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

F. Caouette, Acting 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
I. Gordon, Director, Finance
R.H. White, Waterfront Project-Development
Manager/Deputy Director, Community
T. Barber, Acting Manager, Engineering Planning
& Design
N. Chand, Manager of Financial Planning
B. Themens, Deputy Director, Finance
D. Pope, Deputy City Engineer
D. Hutch, Landscape Architect
G. Stainton, Manager City Facilities
S. Smith, Planner, Community Development
G. Penway, City Planner
B. Taylor, City Solicitor
E. Schellenberg, Assistant to the City Manager
D. Mitic, Assistant City Engineer, Transportation
P. Scott, Transportation Planner
A. Mairs, Transportation Planner

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

ADOPTION OF MINUTES

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, May 7, 2007.
2. In Camera Committee of the Whole Meeting Minutes, May 7, 2007.

CARRIED UNANIMOUSLY

*Councillor Fearnley entered the meeting.

PUBLIC INPUT PERIOD – File: 1090-21

- Mr. Greg F. Lee, President, Capilano College, spoke regarding item 12 on the agenda, “Request for support from the City of North Vancouver for Capilano College in seeking designation as a Regional University”.

Moved by Councillor Perrault, seconded by Councillor Schechter

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

CARRIED UNANIMOUSLY

CORRESPONDENCE

12. Mr. Greg F. Lee, President, Capilano College, May 10, 2007.

Re: Request for support from the City of North Vancouver for Capilano College in seeking designation as a Regional University – File: 1150-02

Moved by Councillor Perrault, seconded by Councillor Schechter

PURSUANT to the correspondence from Mr. Greg F. Lee, President, Capilano College, dated May 10, 2007, regarding the “Request for support from the City of North Vancouver for Capilano College in seeking designation as a Regional University”:

THAT the City of North Vancouver strongly supports Capilano College in seeking designation as a regional university and that a letter be forwarded to Mr. Greg F. Lee, President, Capilano College and the Hon. Murray Coell, Minister of Advanced Education, in support of this proposal.

CARRIED UNANIMOUSLY

CONSENT AGENDA ITEMS

{Items *16, *17, *18, *19, *20, *21, *22 and *23}

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the resolutions listed within the “Consent Agenda” of May 14, 2007, be approved, as follows:

CORRESPONDENCE

***16. Greater Vancouver Regional District, The Board in Brief, March 30, 2007 - File: 1180-06**

THAT the Greater Vancouver Regional District, The Board in Brief, dated March 30, 2007, be received and filed.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***17. Bike Promotions 2007 – Contribution to Cycling Events – File: 1085-03-N20-01**

Report: Transportation Planner, May 9, 2007.

PURSUANT to the report of the Transportation Planner, dated May 9, 2007, entitled “Bike Promotions 2007 – Contribution to Cycling Events”:

THAT the City of North Vancouver supports activities and events that promote cycling as an alternative to the motor vehicle as a mode of transportation;

AND THAT funding totaling \$3,500 be contributed towards 2007 cycling events, as follows:

- Bike Month 2007 \$1,000
- Stanley Park Bikefest Event \$ 500
- Bike-to-Work Week..... \$2,000;

AND THAT \$2,000 of the requested funding be provided from the Commercial Bicycle Rack Program reserve account, with the remainder to be funded through the Bicycle Promotions Operating account.

(CARRIED UNANIMOUSLY)

***18. Green City Awards Application – File: 1175-05-03**

Report: Planner, Community Development, May 8, 2007.

PURSUANT to the report of the Planner, Community Development, dated May 8, 2007, entitled “Green City Awards Application”:

WHEREAS the integrating theme of sustainability is the cornerstone of the City’s Official Community Plan;

WHEREAS the City has made progress in the implementation of sustainability initiatives outlined in the Official Community Plan and is pursuing efforts to raise awareness of sustainability in the community; and

WHEREAS the Green City Awards will recognize integrated community design and management that encourages physical activity, energy conservation and environmental benefits;

NOW THEREFORE BE IT RESOLVED THAT staff be requested to pursue an application for the Green City Awards; and

RESOLVED THAT staff be requested to seek partnerships, where feasible, with School District No. 44 (North Vancouver) and the Squamish Nation in making the application.

(CARRIED UNANIMOUSLY)

***19. Development Variance Permit Application – 1433 Lonsdale Avenue, Parking Variance for Liquor Store Expansion – File: 3345-02 LONS 1433**

Report: Policy Analyst, Community Development, May 9, 2007.

PURSUANT to the report of the Policy Analyst, Community Development, dated May 9, 2007, entitled “Development Variance Permit Application – 1433 Lonsdale Avenue, Parking Variance for Liquor Store Expansion”:

THAT Development Variance Permit No. 210 (B.P.Y.A. 1163 Holdings Ltd., 1433 Lonsdale Avenue) be considered for issuance under Section 922 of the Local Government Act.

AND THAT notification be circulated in accordance with Section 922 of the Local Government Act and a Public Meeting be scheduled.

(CARRIED UNANIMOUSLY)

***20. Lonsdale Energy Corp. – Amendment to Bylaw No. 7575 – Increase of Service Area – File: 1600-01**

Report: Deputy Director of Finance, May 9, 2007.

PURSUANT to the report of the Deputy Director of Finance, dated May 9, 2007, entitled “Lonsdale Energy Corp. – Amendment to Bylaw No. 7575 – Increase of Service Area”:

THAT “City of North Vancouver Hydronic Heat Energy Service Bylaw, 2004, No. 7575, Amendment Bylaw, 2007, No. 7865” be considered.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Three Readings

***21.** “City of North Vancouver Hydronic Heat Energy Service Bylaw, 2004, No. 7575, Amendment Bylaw, 2007, No. 7865”.

THAT Bylaw No. 7865 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. 7865 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7865 be read a third time in short form and passed subject to reconsideration.

(CARRIED UNANIMOUSLY)

BYLAWS - Reconsideration and Final Adoption

- *22. "Animal Control Services Agreement Bylaw, 2007, No. 7861".
- *23. "City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2007, No. 7863" (Schedule A (2)).

THAT the said Bylaws Nos. 7861 and 7863 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws Nos. 7861 and 7863 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 Schechter, 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:

- 3. Section 90 (1) (i)

CARRIED UNANIMOUSLY

The meeting recessed at 6:08 p.m. and reconvened at 6:55 p.m. with the same personnel, and with the addition of *Councillor Keating.

PROCLAMATIONS

Nil.

MOTIONS AND NOTICES OF MOTION

4. Recent Trip to China by Mayor Mussatto – File: 1090-22

Submitted by: Councillor P.J. Bookham

Moved by Councillor Bookham, seconded by Councillor Fearnley

WHEREAS press coverage of the recent trip to China by Mayor Mussatto and six other Lower Mainland mayors paid for by a private company has caused confusion; and

WHEREAS there is no policy to guide such activities, notwithstanding the legal opinion provided by the City Solicitor;

NOW THEREFORE BE IT RESOLVED THAT Mayor Mussatto provide a written report to Council stipulating the following and whatever other facts the Mayor deems relevant:

1. Was this a holiday, or a business trip?
2. Who did pay for the trip, be it a company, individual or association?
3. Was the proposed trip discussed with Council, prior to the Mayor accepting the invitation?
4. Was the trip discussed with Senior Staff – i.e. the City Clerk, the City Manager, the Director of Finance?
5. If the Mayor did seek advice from Senior Staff, what recommendations did they offer?
6. Did the Mayor seek legal advice prior to deciding to accept the invitation?

RESOLVED THAT a summary of the legal opinion of the City Solicitor be made public; and

RESOLVED THAT the Mayor provide a separate, detailed report on his activities and the benefit of the trip to the City of North Vancouver.

Mayor Mussatto responded to questions 1 through 6 and these were withdrawn from the motion by a friendly amendment.

continued...

4. Recent Trip to China by Mayor Mussatto – File: 1090-22 - Continued

Moved by Councillor Schechter, seconded by Councillor Keating

THAT the following clause from the motion be referred to the Committee of the Whole In Camera for discussion this evening:

“RESOLVED THAT a summary of the legal opinion of the City Solicitor be made public.”

CARRIED UNANIMOUSLY

A vote was then taken on the motion which now reads as follows.

WHEREAS press coverage of the recent trip to China by Mayor Mussatto and six other Lower Mainland mayors paid for by a private company has caused confusion; and

WHEREAS there is no policy to guide such activities, notwithstanding the legal opinion provided by the City Solicitor;

NOW THEREFORE BE IT RESOLVED THAT the Mayor provide a separate, detailed report on his activities and the benefit of the trip to the City of North Vancouver.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

5. Mayor D.R. Mussatto’s Trip to China – File: 1090-22

Report: Councillor R.J. Fearnley, May 8, 2007.

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the report of Councillor R.J. Fearnley, dated May 8, 2007, entitled “Mayor D.R. Mussatto’s Trip to China” be received and filed.

CARRIED

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

DELEGATIONS

Mr. Manchan Sonachansingh, President, Trinidad & Tobago Cultural Society of British Columbia, and Chair, Caribbean Days Festival.

Re: Caribbean Days Festival and Saturday Night Dance of July 28, 2007
– File: 4455-03-C7/1195-11-L2-02-04

Mr. Manchan Sonachansingh, President, Trinidad and Tobago Cultural Society of British Columbia and Chair, Caribbean Days Festival, congratulated the City of North Vancouver on its Centennial. Mr. Sonachansingh advised that the Society was holding a Centennial event showcasing Caribbean artists on June 14, 2007 at Capilano College Theatre and invited City Council to attend.

Mr. Sonachansingh then reviewed the background and history of the Caribbean Days Festival. He outlined the challenges, including financial, faced by the Society in holding the event. He advised that the Festival costs over \$200,000 and that volunteer hours to plan the event exceed 10,000 hours.

He requested the City of North Vancouver play a more supportive role by increasing its financial input, assisting in the location of a seasonal home for festival production and continuing to encourage the business community to become more involved in the Festival.

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

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

6. Caribbean Days Festival and After Event Dance Party – File: 4455-03-C7/1195-11-L2-02-04

Report: Director, Community Development and Deputy City Engineer, May 3, 2007.

Moved by Councillor Keating, seconded by Councillor Perrault

PURSUANT to the report of the Director, Community Development, and the Deputy City Engineer, dated May 3, 2007, entitled “Caribbean Days Festival and After Event Dance Party”:

THAT the Trinidad and Tobago Cultural Society of B.C. be granted approval of the “After Event Dance Party” subject to the following conditions:

continued...

6. Caribbean Days Festival and After Event Dance Party

– File: 4455-03-C7/1195-11-L2-02-04 - Continued

- a) The number of attendees be limited to a maximum of 650 persons exclusive of servers, security and entertainers;
- b) The hours be 7:30 p.m. on Saturday, July 28, 2007, until 1:00 a.m. on Sunday, July 29, 2007, with the last alcohol sales occurring before 12:30 a.m.;
- c) A safety and security plan satisfactory to the RCMP and Fire Department be submitted and approved by June 1, 2007;
- d) Access and egress to and from the event be controlled so as to limit negative impact on neighbouring residential units and no equipment will be shuttled to and from Waterfront Park between 7:00 p.m. Saturday, July 28, 2007, and 9:00 a.m. Sunday, July 29, 2007;
- e) Health and sanitary facilities be provided in accordance with Health requirements and all such facilities be removed from the site by 11:00 a.m. on Sunday, July 29, 2007;
- f) Insurance satisfactory to the City shall be in place a minimum of two weeks prior to the event;

AND THAT the City grant up to \$1,200 from the Council Contingency Account to cover additional policing costs;

AND THAT pursuant to the discussion by the Trinidad and Tobago Cultural Society of British Columbia this evening, that staff be requested to report back on the long-term viability of the Caribbean Days Festival in North Vancouver.

CARRIED UNANIMOUSLY

7. **Transportation Plan for the City – Interim Report – File: 4105-03-21**

Report: Assistant City Engineer, May 1, 2007.

Councillor Heywood briefly left and returned to the meeting.

Ms. Dragana Mitic, Assistant City Engineer, Transportation introduced Mr. John Steiner, Consultant, Urban Systems Ltd. Mr. Steiner gave a PowerPoint presentation regarding the “Transportation Plan for the City” as follows:

- The Process and Who’s Involved:
 - Plans Process;
 - OCP Policy Paths;
 - Goals of the Plan
 - Scope of the Plan;
 - Public Involvement;
- Transportation System Features and Observations:
 - Land Use and Socio-economics;
 - Travel Patterns;
 - Pedestrian Facilities;
 - Transit Services & Facilities;
 - On-street Bicycle Routes;
 - The Roadway Network
 - Daily Traffic Volumes;
 - Goods Movement;
 - Travel Demand Management;
- Transportation Issues & Opportunities:
 - Key Transportation Issues;
 - Potential Improvements;
- Next Steps.

Mr. Steiner and Ms. Mitic then responded to questions from members of Council.

Moved by Councillor Keating, seconded by Councillor Heywood

PURSUANT to the report of the Assistant City Engineer, Transportation, dated May 1, 2007, entitled “Transportation Plan for the City - Interim Report”:

THAT the Transportation Plan – Interim Report be referred to the Advisory Planning Commission, Joint Bicycle Advisory Committee, North Shore Advisory Committee on Disability Issues, Parks and Environment Advisory Committee, Advisory Design Panel, Social Planning Advisory Committee, District of North Vancouver, District of West Vancouver, TransLink and the Squamish Nation for their comments.

CARRIED UNANIMOUSLY

**8. Central Lonsdale West Neighbourhood Traffic Calming Plan
- File: 4155-07-06-02-CLW**

Report: Transportation Planner, May 9, 2007

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Transportation Planner, dated May 9, 2007, entitled “Central Lonsdale West Neighbourhood Traffic Calming Plan”:

THAT the Central Lonsdale West Neighbourhood Traffic Calming Plan be endorsed;

AND THAT staff be requested to proceed with implementation of temporary and permanent traffic calming measures in 2008/2009, as outlined in the Central Lonsdale West Traffic Calming Plan.

CARRIED UNANIMOUSLY

9. Cooperative Auto Network Parking – File: 4120-03-02

Report: Transportation Planner, May 3, 2007.

Moved by Councillor Heywood, seconded by Councillor Keating

PURSUANT to the report of the Transportation Planner, dated May 3, 2007, entitled “Cooperative Auto Network Parking”:

THAT staff be requested to prepare an amendment to the “Street and Traffic Bylaw, 1991, No. 6234” granting special on-street parking privileges to cooperative vehicles for Council’s consideration.

CARRIED UNANIMOUSLY

**10. Local Government Action on Energy Efficiency for New Buildings:
Union of British Columbia Municipalities Resolution – File: 4165-05-01**

Report: Planner, Community Development, May 8, 2007.

Moved by Councillor Heywood, seconded by Councillor Schechter

PURSUANT to the report of the Planner, Community Development, dated May 8, 2007, entitled “Local Government Action on Energy Efficiency for New Buildings: Union of British Columbia Municipalities Resolution”:

WHEREAS the Province announced its intention to develop a new unified BC Green Building Code (2007 Throne Speech) and later announced its intention to implement new energy efficiency standards for all new construction in British Columbia by 2010 (2007 BC Energy Plan); and

WHEREAS BC local governments wishing to support the Province’s new BC Energy Plan by implementing new building energy efficiency regulations between 2007 and 2010 are unable to do so without the authorization of the Minister of Community Services;

NOW THEREFORE BE IT RESOLVED THAT the City of North Vancouver call on the Province to establish a procedure that would allow interested local governments to implement and require the energy efficiency standards for new buildings called for in the Province’s Energy Efficient Buildings: A Plan for BC, namely: Energuide 80 for residential buildings and 25% better than the standards in the Model National Energy Code for commercial buildings;

RESOLVED THAT the City of North Vancouver call on the Province to actively engage local governments in the development of the proposed unified BC Green Building Code and the proposed energy efficiency standards; and

RESOLVED THAT a copy of this resolution be sent to all MLA’s, relevant Ministers and all Union of BC municipalities.

CARRIED UNANIMOUSLY

**11. Mosquito Creek Ravine Detailed Geotechnical Assessment
– File: 4037-03-M1**

Report: Committee of the Whole In Camera, May 7, 2007

Moved by Councillor Keating, seconded by Councillor Heywood

PURSUANT TO the report of the Deputy City Engineer, dated May 2, 2007, entitled “Mosquito Creek Ravine Detailed Geotechnical Assessment”:

THAT copies of the “Mosquito Creek East Ravine Landslide Risk Assessment Analysis Phase 2 – Detailed Study” (the Study) be provided to the affected property owners;

AND THAT all affected property owners with homes that have an assessed specific risk of “high” or greater under static conditions implement measure that, in the opinion of a qualified professional engineer, reduce the respective risk to “moderate” or lower, as defined in the Study;

AND THAT any municipal permit fees associated with implementing these requirements be waived by the City;

AND THAT any further costs associated with the design and implementation of the recommended remediation strategies on private lands be the responsibility of the respective property owners;

AND THAT staff provide project coordination assistance to help implement the recommendations provided in the Study;

AND THAT the City work with the affected property owners to seek senior government funding, if available, to implement the recommendations provided in the Study;

AND THAT staff continue to seek potential sources of funding from senior levels of government to mitigate impacts to individual property owners;

AND THAT a copy of this resolution be forwarded to the local Provincial MLA and local Federal MP;

AND THAT the report of the Deputy City Engineer, dated May 2, 2007, entitled “Mosquito Creek Ravine Detailed Geotechnical Assessment” remain in camera.

CARRIED UNANIMOUSLY

MOTIONS AND NOTICES OF MOTION

- 13. Development Variance Permit No. 208 (The Building Team Inc./A. Buttjes, Mountain Technologies Ltd., 35 Gostick Place)
- File: 3345-02 GOST 35**

Moved by Councillor Perrault, seconded by Councillor Heywood

THAT Development Variance Permit No. 208 (The Building Team Inc./A. Buttjes, Mountain Technologies Ltd., 35 Gostick Place) be issued to Mountain Technologies, 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. 208.

CARRIED UNANIMOUSLY

- 14. Development Variance Permit No. 212 (Abdul Vellani, 306 West 1st Street) - File: 3345-02 01 W 306**

Moved by Councillor Heywood, seconded by Councillor Keating

THAT Development Variance Permit No. 212 (Abdul Vellani, 306 West 1st Street) be issued to Abdul Vellani, 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. 212.

CARRIED UNANIMOUSLY

BYLAWS - Reconsideration and Final Adoption

15. “City of North Vancouver Official Community Plan Bylaw, 202, 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 Heywood, seconded by Councillor Perrault

THAT the said Bylaw No. 7856 be reconsidered.

CARRIED

Councillor Bookham is recorded as voting contrary to the motion.

Moved by Councillor Perrault, seconded by Councillor Heywood

THAT the said Bylaw No. 7856 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

Councillor Bookham is recorded as voting contrary to the motion.

Moved by Councillor Keating, 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:

- 24. Section 90 (1) (k)
- 25. Section 90 (1) (e)
- 4. Section 90 (1) (i)

The meeting recessed at 9:03 p.m. and reconvened at 9:55 p.m. with the same personnel with the exception of *Councillor Fearnley.

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

REPORT OF THE COMMITTEE OF THE WHOLE - Continued

24. Sutherland Artificial Turf Field – Costs and Funding – File: 4425-07-02-S1

Report: Landscape Architect, May 10, 2007.

PURSUANT to the report of the Landscape Architect, dated May 10, 2007, entitled, “Sutherland Artificial Turf Field – Costs and Funding”:

THAT the action taken by the Committee of The Whole in camera this evening regarding the “Sutherland Artificial Turf Field – Costs and Funding” be ratified;

AND THAT the wording of the recommendation and the report of the Landscape Architect, dated May 10, 2007, entitled, “Sutherland Artificial Turf Field – Costs and Funding” remain in camera.

(CARRIED UNANIMOUSLY)

25. Land Matter – File: 3375-06-02

Report: Property Valuator-Negotiator, Corporate Services, May 9, 2007.

PURSUANT to the report of the Property Valuator-Negotiator, Corporate Services, dated May 9, 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 and the report of the Property Valuator-Negotiator, Corporate Services, dated May 9, 2007, regarding “Land Matter” remain in camera.

CARRIED UNANIMOUSLY

RECESS

Mayor Mussatto declared a recess at 9:56 p.m., for the public question period and reconvened the meeting at 9:58 p.m.

INQUIRIES

Nil.

ANY OTHER BUSINESS – NEW ITEMS

Nil.

ADJOURNMENT

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 9:59 p.m.