



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, OCTOBER 15, 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

ABSENT

Councillor S.A. Schechter

STAFF MEMBERS

A.K. Tollstam, City Manager
S.E. Dowey, City Clerk
J.M. Rowe, Assistant City Clerk
R.H. White, Director, Corporate Services
G. Penway, City Planner/Waterfront Project
Development Manager
F. Caouette, Director, Corporate Services
D. Sigston, Deputy Director, Corporate Services
S. Ono, City Engineer
D. Pope, Deputy City Engineer
I. Gordon, Director of Finance
B. Themens, Deputy Director of Finance
T. Barber, Acting Manager, Engineering Planning
& Design
G. Venczel, Development Planner
S. Wilks, Timekeeper

The meeting was called to order at 6:00 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, October 1, 2007
2. In Camera Committee of the Whole Meeting Minutes, October 1, 2007.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 1090-21

Ms. Lana Simon, 1641 Lonsdale Avenue, North Vancouver, spoke regarding the Proclamation “Feral Cat Day” on the agenda this evening and invited members of Council and staff to visit the Feral Cat Information Table in the Civic Plaza on October 16, 2007 from 11:00 a.m. to 1:00 p.m.

CONSENT AGENDA ITEMS

{Items *5, *14, *15, *16, *17, *18, *19 and *20}

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the resolutions listed within the “Consent Agenda” of October 1, 2007, be approved, as follows:

COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS

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

Report: City Clerk, October 1, 2007.

PURSUANT to the report of the City Clerk, dated October 1, 2007, entitled “Appointment to the John Braithwaite Community Centre Governance Committee”:

THAT Mr. Daniel Hill be appointed for a two-year term to conclude on January 31, 2010.

(CARRIED UNANIMOUSLY)

BYLAWS - Reconsideration and Final Adoption

***14.** “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2007, No. 7882” (Cooperative Vehicle Parking).

***15.** “Bylaw Notice Enforcement Bylaw, 2005, No. 7675, Amendment Bylaw, 2007, No. 7883” (Cooperative Vehicle Parking).

***16.** “Council Indemnity Bylaw, 2007, No. 7884” (Council Indemnity effective January 1, 2006 and January 1, 2007).

***17.** “Solid Waste Management Service Bylaw, 1997, No. 6920, Amendment Bylaw, 2007, No. 7885” (Yard Trimmings and Housekeeping).

THAT the said Bylaws Nos. 7882, 7883, 7884 and 7885 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws Nos. 7882, 7883, 7884 and 7885 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***18. Amendment to Streets Capital Projects Funding – File: 4140-13-01**

Report: Utilities & Streets Superintendent, September 27, 2007.

PURSUANT to the report of the Utilities & Streets Superintendent, dated September 27, 2007, entitled “Amendments to Streets Capital Projects Funding”:

THAT the two approved pavement management projects for 18th Street: Jones to Mahon at a cost of \$45,000 and for Gladstone: Cotton to 4th Street at a cost of \$22,852, be cancelled;

AND THAT \$25,000 from the cancelled projects be applied to the replacement of the sign maker for the Operations Sign Shop;

AND THAT \$42,852 be applied to the Cotton Road: Brooksbank to Main Street bike lane project.

(CARRIED UNANIMOUSLY)

***19. Lower Lonsdale Streetworks – West of Lonsdale – Appropriation of Funds – File: 4145-01**

Report: Manager, Engineering, Planning and Design, October 3, 2007.

PURSUANT to the report of the Manager, Engineering, Planning & Design, dated October 3, 2007, entitled “Lower Lonsdale Streetworks – West of Lonsdale – Appropriation of Funds”:

THAT (Funding Appropriation # 0717) an amount of \$435,000 be appropriated from the Tax Sale Land Reserve Fund for the purpose of funding Lower Lonsdale Streetworks – West of Lonsdale;

AND THAT should any of the above amount remain unexpended after three years from the date of appropriation, the unexpended balance shall be returned to the credit of the said Reserve Fund.

(CARRIED UNANIMOUSLY)

***20. Mackay Avenue Road Stabilization – Appropriation of Funds
- File: 4145-02-M4**

Report: Manager, Engineering, Planning and Design, October 3, 2007.

PURSUANT to the report of the Manager, Engineering, Planning and Design, dated October 3, 2007, entitled “Mackay Avenue Road Stabilization – Appropriation of Funds”:

THAT (Funding Appropriation # 0716) an amount of \$500,000 be appropriated from the Infrastructure Reserve Fund for the purpose of funding Mackay Avenue at 17th Street Road Stabilization;

AND THAT should any of the above amount remain unexpended after three years from the date of appropriation, the unexpended balance shall be returned to the credit of the said Reserve Fund.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

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) (e)
4. Section 90 (1) (j)

Councillor Fearnley advised that he had obtained legal advice and he does not have a conflict of interest with regards to Item 3, due to a change in circumstances and quoted from Part 4, Division 6, Section 100, Subsection 4 of the Community Charter.

The motion was then **CARRIED UNANIMOUSLY.**

The meeting recessed at 6:04 p.m., and reconvened at 6:31 p.m., with the same personnel present.

PROCLAMATIONS

Mayor Mussatto read the following Proclamations:

“FERAL CAT DAY” – OCTOBER 16, 2007

“HOMELESSNESS ACTION WEEK” – OCTOBER 15 – 21, 2007

“CANADA’S CITIZENSHIP WEEK” – OCTOBER 15 – 21, 2007

“WASTE REDUCTION WEEK” – OCTOBER 15 – 21, 2007

DELEGATIONS

Gregory Henriquez, MAIBC, FRAIC, AIA, RCA, Managing Partner of Henriquez Partners Architects.

Re: Site 8 Foot of Lonsdale Project – File: 3345-02 ESPLANADE W 119 Site 8

Mr. Gregory Henriquez, MAIBC, FRAIC, AIA, RCA, Managing Partner of Henriquez Partners gave a PowerPoint presentation to introduce Millennium Developments project at Site 8 and the Foot of Lonsdale, as follows:

- History of the Site
- Urban Design
- Continuous Seaside Walkway System
- Long Term Vision for the site – Phase 1, 2 and 3
- Historical Inspiration, View and Height
- Density Transfer Creates Public Benefits
- Mixed-Use project, Public Plaza at Foot of Lonsdale
- Cultural & Public Amenities
- Recreational Amenities
- Rejuvenate Carrie Cates Court
- Public Art Opportunities
- Environmental Sustainability and Community Participation.

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

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

6. Potential Official Community Plan & Rezoning Application for Site 8 & The Foot of Lonsdale (Millennium Developments/Henriquez Partners Architects) – File: 3300-07/3345-02 ESPLANADE W 119 Site 8

Report: City Planner/Waterfront Project Development Manager,
October 10, 2007.

Moved by Councillor Keating, seconded by Councillor Perrault

PURSUANT to the report of the City Planner/Waterfront Project Development Manager, dated October 10, 2007, entitled “Potential Official Community Plan & Rezoning Application for Site 8 & The Foot of Lonsdale (Millennium Developments/Henriquez Partners Architects)”:

THAT Millennium Developments be authorized to make application for an Official Community Plan amendment and rezoning application for Site 8 of the Lower Lonsdale Planning Study and the Foot of Lonsdale Avenue;

AND THAT a Town Hall Meeting and other opportunities for public input be required as part of the processing of said application, at the applicant's expense.

CARRIED UNANIMOUSLY

Moved by Councillor Heywood, seconded by Councillor Perrault

THAT the meeting recess to the Public Hearing regarding Bylaws Nos. 7875 and 7876 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:07 p.m., and reconvened at 8:48 p.m., with the same personnel present.

BYLAWS - Second and Third Readings

7. “City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2007, No. 7875” (1404 – 1456 Bewicke Avenue, Level 2 to Level 3 density).

Moved by Councillor Perrault, seconded by Mayor Mussatto

THAT consideration of Bylaw No. 7875 be deferred until staff meet with the developer, taking into consideration the comments made at the Public Hearing this evening;

AND THAT staff be requested to report back to Council.

Moved by Councillor Perrault, seconded by Mayor Mussatto

THAT consideration of the motion be deferred until all members of Council are present

A recorded vote was taken on the motion.

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

Voting against: Councillor Fearnley
Councillor Bookham

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

Mayor Mussatto declared a recess at 9:14 p.m., and the meeting reconvened at 9:19 p.m., with the same personnel present.

8. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2006, No. 7876” (Ronald W. McIntyre, Barbara E. McIntyre, Ali Daei, Iraj B. Khorzoughi, Mohammadreza Madani, Fatameh Heydari, Michelle C. Graham, Hasan S. Monfared, Giti Eslamian, Mahdi Heidari/Jordan Kutev, Architect, 1404 -1456 Bewicke Street, CD-543, Sch 79) *continued*

Moved by Councillor Perrault, seconded by Councillor Heywood

THAT item 8 be deleted from the agenda.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

9. 2069 Westview Drive – Request for Reconsideration of Remedial Action Order – File: 4037-03-M1-03

Report: Manager, Engineering Planning and Design, October 10, 2007

Mayor Darrell Mussatto invited Mr. Arne O. Birkeland and Ms. S. Vergottini registered owners of 2069 Westview Drive, or owner's representative, in accordance with Section 78 of the Community Charter, to come forward and make representation to City Council for the reconsideration of the remedial action requirements.

Mr. Arne O. Birkeland, owner 2069 Westview Drive, came forward at the invitation of the Mayor and gave a brief presentation and requested adequate time to conduct the remediation activities in a logical and orderly fashion. Mr. Birkeland advised that he intends to file an emergency response plan by October 31, 2007 but required drainage plans from the City of North Vancouver in order to try and comply with requests of the City.

Mr. Birkeland, Mr. Barber, Manager, Engineering Planning and Design, and Mr. D. Pope, Deputy City Engineer, responded to questions from members of Council.

Moved by Councillor Keating, seconded by Councillor Heywood

PURSUANT to the report of the Manager, Engineering Planning and Design, dated October 10, 2007, entitled "2069 Westview Drive – Request for Reconsideration of Remedial Action Order":

THAT the Remediation Action Order issued to the owners of 2069 Westview Drive, dated September 11, 2007, be amended to require completion of remedial action requirements by November 14, 2007 in accordance with the 30 day time limit as set out in Section 78 of the Community Charter.

CARRIED UNANIMOUSLY

COUNCIL REPORT - File: 1085-01

Councillor Perrault

- Attended, as Acting Mayor, a special performance of the Sinfonia Orchestra of the North Shore at Centennial Theatre featuring guest artist Robert Silverman, celebrating the City of North Vancouver's 100th Anniversary.

Councillor Keating

- Attended the Annual General Meeting of the Chamber of Commerce, which included a report of Mr. John Winter, head of the B.C. Chamber of Commerce, about labour force in the Province of British Columbia.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

10. Draft Regional Affordable Housing Strategy – City Comments - File: 4230-27-01

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

Moved by Councillor Keating, seconded by Councillor Heywood

PURSUANT to the report of the Community Planner, dated October 10, 2007, entitled “Draft Regional Affordable Housing Strategy – City Comments”:

THAT the Metro Vancouver Board be advised that the City of North Vancouver supports the overall directions of the draft Regional Affordable Housing Strategy, and anticipates an opportunity to provide comment on specific proposals such as:

- housing targets
- Housing Action Plans
- inclusionary zoning
- regional affordable housing trust fund

as details are made available by Metro Vancouver;

AND THAT this report be distributed to the Advisory Planning Commission and the Social Planning Advisory Committee for information.

CARRIED UNANIMOUSLY

11. Awards Applications: FCM–CH2M Hill Sustainable Communities Award – File: 3325-09-04

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

Moved by Councillor Keating, seconded by Mayor Mussatto

PURSUANT to the report of the Planner, Community Development, dated October 10, 2007, entitled “Awards Applications: FCM–CH2M Hill Sustainable Communities Award”:

WHEREAS the City has recently been recognized, through the provincial Green City Awards, for its leadership in sustainable community planning;

NOW THEREFORE BE IT RESOLVED THAT staff be requested to make an application for the 2008 FCM-CH2M Hill Sustainable Communities Award, as outlined in the October 10, 2007, report; and

RESOLVED THAT this work be recognized as an additional item in the 2007 Community Development Workplan.

CARRIED UNANIMOUSLY

12. Emergency Power and Heat for Seniors Housing and Group Homes - File: 3365-03-01

Report: Director, Community Development, October 9, 2007.

Moved by Councillor Perrault, seconded by Councillor Fearnley

PURSUANT to the report of the Director, Community Development, dated October 9, 2007, entitled “Emergency Power and Heat for Seniors Housing and Group Homes”:

THAT staff be requested to determine the emergency preparedness capacity of Seniors Housing and Group Homes, and potentially investigate the means by which electrical power and heat can be provided to such housing developments in the City in the event of service interruptions;

AND THAT the North Shore Emergency Management Office be thanked for its ongoing work in this area;

AND THAT a copy of this report be sent to the District of North Vancouver and the District of West Vancouver for information.

CARRIED UNANIMOUSLY

BYLAWS - Reconsideration and Final Adoption

13. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2007, No. 7871" (First Home Mart Development Ltd./Vernacular Design, 241 West 5th Street, CD-540).

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the said Bylaw No. 7871 be reconsidered.

CARRIED

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the said Bylaw No. 7871 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

RECESS

Mayor Mussatto declared a recess at 9:57 p.m., for the public question period and reconvened the meeting at 9:59 p.m.

INQUIRIES

21. HMS Rame Head – File: 3380-02-N3

Inquiry by: Councillor R.J. Fearnley

Councillor Fearnley inquired when a response to the September 17, 2007 Regular Meeting of Council recommendation with regards to the HMS Rame Head, could be expected.

Mr. A.K. Tollstam, City Manager, advised that staff would be reporting back to Council on November 5th, 2007.

**22. Vancouver Sun Article – “Vancouver will have to stop spending so much”
– File: 1605-02-05**

Inquiry by: Councillor R.J. Fearnley

Councillor Fearnley inquired when a response to his October 1, 2007 inquiry regarding the Vancouver Sun Article “Vancouver will have to stop spending so much”, could be expected.

Mr. B. Themens, Deputy Director of Finance, advised that staff has been investigating and have now located the data source. Mr. Themens advised that staff are reviewing the information and an information report will be forwarded to Council either October 19 or October 26, 2007.

ANY OTHER BUSINESS – NEW ITEMS

Nil.

ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Heywood

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:01 p.m.