



**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 26, 2008**
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
J.M. Rowe, Assistant City Clerk
R.H. White, Director, Community Development
I. Gordon, Director, Finance
S. Ono, City Engineer
G. Penway, Deputy Director, Community
Development
B. Themens, Deputy Director, Finance
P. Sanderson, Manager, Economic Development
M. Hunter, Manager, Parks & Environment
W. Beier, Purchasing Manager
S. Harborne, Streets Supervisor
C. Jackson, Environmental Coordinator
J. Irwin, Manager, Financial Services
S. Smith, Planner
K. Russell, Development Planner
J. Piercey, Planning Technician II
D. Sigston, Deputy Director, Corporate Services
T. Barber, Manager, Engineering Planning &
Design
S. Wilks, Timekeeper

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

*Councillor Keating entered the meeting.

ADOPTION OF MINUTES

Moved by Councillor Heywood, seconded by Councillor Schechter

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, May 5, 2008.
2. In Camera Committee of the Whole Meeting Minutes, May 5, 2008.

CARRIED UNANIMOUSLY

Nil.

CONSENT AGENDA ITEMS

{Item *5, *27, *28, *29, *30, *31, *32, *33, *34 and *35}

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the resolutions listed within the “Consent Agenda” of May 26, 2008, be approved, as follows:

COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS

***5. Appointment to the Social Planning Advisory Committee
– File: 1085-03-S11-01**

Report: City Clerk, May 9, 2008.

PURSUANT to the report of the City Clerk, dated May 9, 2008, entitled “Appointment to the Social Planning Advisory Committee”:

THAT Mr. Kenneth Izatt be appointed for a partial term to conclude on January 31, 2009, to complete the term of Ms. Homeyra (Heather) Deris.

(CARRIED UNANIMOUSLY)

CORRESPONDENCE

***27. Mr. Glenn Miller, Acting Corporate Secretary, E-Comm, May 12, 2008.**

Re: E-Comm Board of Directors Designate – 2008/2009 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 2008/2009 year, be endorsed.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***28. Statutory Review – 1404-1456 Bewicke Avenue - Official Community Plan Amendment – File: 3345-02 Bewicke 1404-1456**

Report: Deputy Director, Community Development, May 7, 2008.

PURSUANT to the report of the Deputy Director, Community Development, dated May 7, 2008, entitled “Statutory Review – 1404-1456 Bewicke Avenue, Official Community Plan Amendment”:

THAT the review contained in the May 7, 2008 report, concerning statutory examinations of “City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2008, No. 7924” (1404-1456 Bewicke Avenue, Level 2 Low Density to Level 3 Low Density), with respect to its impact on the City’s Financial and Waste Management Plans, be received and filed.

(CARRIED UNANIMOUSLY)

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

Report: Streets Supervisor, May 21, 2008.

PURSUANT to the report of the Streets Supervisor, dated May 21, 2008, entitled “Amendments to Streets Capital Projects Funding”:

THAT the three approved pavement management projects be cancelled for: St. George’s from 14th to 16th Street (\$25,000); Jones from 17th to 19th Street (\$49,299.05); and 4th Street from Mahon to Chesterfield (\$25,000);

AND THAT the \$99,299.05 be applied to sidewalk reconstruction at: 1st Street and Lonsdale; 3rd Street and Lonsdale; and 17th Street and Lonsdale.

(CARRIED UNANIMOUSLY)

***30. Sustainable Purchasing Policy – File: 1375-02**

Report: Purchasing Manager, Finance Department, May 13, 2008.

PURSUANT to the report of the Purchasing Manager, Finance Department, dated May 13, 2008, entitled “Sustainable Purchasing Policy”:

THAT the Sustainable Purchasing Policy, Attachment No. 1 of the May 13, 2008 report be endorsed, as an addition to the City’s Purchasing Manual;

AND THAT staff report back after one year on results from the implementation of this policy.

(CARRIED UNANIMOUSLY)

***31. Funding for the Proposed 100 Year Sustainability Vision for The City of North Vancouver – File: 1010-04 / 1040-03-41-01**

Report: Director of Finance, May 21, 2008.

PURSUANT to the report of the Director of Finance dated May 21, 2008, entitled “Funding for the Proposed 100 Year Sustainability Vision for The City of North Vancouver”:

THAT Council authorize a grant of \$142,500 to Dr. Patrick Condon, Design Centre for Sustainability, School of Architecture, Department of Landscape Architecture, University of British Columbia, to support the “100 Year Sustainability Vision for the City of North Vancouver” project;

AND THAT the UBC Grant-in-Aid Support Agreement and Memorandum of Understanding for this project, substantially in the forms attached to the May 21, 2008 report, be authorized and signed by the Mayor and City Clerk.

(CARRIED UNANIMOUSLY)

***32. Service Agreement – North Vancouver Chamber of Commerce
– File: 1040-03-N6**

Report: Manager, Economic Development, May 21, 2008.

PURSUANT to the report of the Manager, Economic Development dated May 21, 2008, entitled “Service Agreement – North Vancouver Chamber of Commerce”:

THAT the Agreement dated June 1, 2008, between The Corporation of the City of North Vancouver and the North Vancouver Chamber of Commerce (Attachment No. 1 of the May 21, 2008 report) be ratified;

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

(CARRIED UNANIMOUSLY)

***33. Rezoning Application: 219 West 17th Street (McLean Developments / Halex Design), CD-554 – File: 3345-02 17 W 219**

Report: Development Planner, Community Development, May 21, 2008.

PURSUANT to the report of the Development Planner, Community Development, dated May 21, 2008, entitled “Rezoning Application: 219 West 17th Street (McLean Developments / Halex Design), CD-554”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7927” (B. McLean/Kent G. Halex Architect, 219 West 17th Street, CD-554), be considered and referred to a Public Hearing;

AND THAT staff’s request to require the owner to have the lane throat to the northeast of the subject property reconstructed be endorsed.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Reading Only

***34. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7927” (B. McLean/Kent G. Halex Architect, 219 West 17th Street, CD-554).**

THAT Bylaw No. 7927 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

***35. Funding for Municipal Police Forces' Beat Officers – File: 1650-05-2008-03-45**

Report: Deputy Director of Finance, May 14, 2008.

PURSUANT to the report of the Deputy Director of Finance, dated May 14, 2008, entitled "Funding for Municipal Police Forces' Beat Officers":

WHEREAS the Federal Government has committed to putting more police on the beat of municipalities across Canada;

WHEREAS \$53 million over 5 years has been allocated to British Columbia for more police on the beat;

WHEREAS in 2007 and 2008 the City of North Vancouver has provided additional funding to the North Shore RCMP detachment to provide for a City Core Response Unit;

WHEREAS the function of the City Core Response Unit is essentially to provide foot-patrol in the Lower Lonsdale area of the City;

WHEREAS the City does not have sufficient and permanent financial resources to provide for the constant presence of the City Core Response Unit but rather can only fund the unit during a few months a year; and

WHEREAS the City crime statistics demonstrate that the presence of beat officers through the City Core Response Unit has had a good impact on crime prevention;

NOW THEREFORE BE IT RESOLVED THAT the City of North Vancouver go on record to request that the Province make the new funding provided in the 2008 Federal Budget specifically to increase the number of beat officers in municipal police forces available to all municipalities in British Columbia who have or wish to have such a program; and

RESOLVED THAT this motion and report be forwarded to the Minister of Public Safety and Emergency Preparedness Canada, the Solicitor General of British Columbia and the Union of British Columbia Municipalities as well as the municipalities and police departments throughout the Province.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

PROCLAMATION

Mayor Mussatto read the following Proclamation:

“CANADIAN ENVIRONMENT WEEK” – JUNE 1 – 7, 2008

PRESENTATION

Parks and Environment Advisory Committee Award on behalf of the City of North Vancouver

**Re: 2008 Environmental Stewardship Award Recipients
– File: 1085-03-P4**

Mayor Mussatto and Councillor Keating, as the member on the Parks and Environmental Advisory Committee, presented the Fifth Annual Parks and Environmental Advisory Committee’s Environmental Stewardship Award to Bodwell High School Eco-Action Team and the Residents of Quayside Village CoHousing, and congratulated them on their good work.

Moved by Councillor Schechter, 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) (b)
4. Section 90 (1) (a)

CARRIED UNANIMOUSLY

The meeting recessed at 6:11 p.m. and reconvened at 6.18 p.m. with the same personnel present.

REPORT OF COMMITTEE OF THE WHOLE

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

3. City Library Building Name – File: 1085-03-N9-01

Report: City Manager, May 21, 2008.

PURSUANT to the report of the City Manager, dated May 21, 2008, entitled “City Library Building Name”:

THAT the name of the Library building as “North Vancouver City Library” be endorsed.

(CARRIED UNANIMOUSLY)

4. Appointment to the City of North Vancouver Heritage Advisory Commission – File: 1085-03-C2-01.

Report: City Clerk, May 9, 2008.

PURSUANT to the report of the City Clerk, dated May 9, 2008, entitled “Appointment to the City of North Vancouver Heritage Advisory Commission”:

THAT Ms. June Barnes be appointed for a partial term to conclude on January 31, 2010, to complete the term of Mr. James Young.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Mussatto read the following Proclamations:

“ACCESS AWARENESS DAY” – JUNE 7, 2008

“CELEBFORKIDS WEEK” – AUGUST 14 - 20, 2008

“BIKE MONTH” – JUNE 2008

“SPINA BIFIDA AND HYDROCEPHALUS MONTH” – JUNE 2008

“MEASURING UP” – MAY 26, 2008

DELEGATION

Mr. Neil Salkus, North Shore Beach Volleyball Advocate.

Re: North Shore Beach Volleyball Project – File: 4400-01

Mr. Neil Salkus, North Shore Beach Volleyball Advocate, and Ms. Sandy Hancock, Task Team Member, gave a brief overview of the North Shore Beach Volleyball Project outlining their vision, long term goal to develop a site with 6 or 8 sand courts to be used by recreational players of all ages and their short term goal to provide North Shore youth access to outdoor volleyball grass court events. The delegation requested Council’s support for their goals and plan, as well as the establishment of a North Shore Beach Volleyball site and requested publicity for the promotion of the First Day of Summer Recreational Youth Tournament to be held at Waterfront Park on June 21, 2008.

Mr. Salkus and Ms. Hancock then responded to questions from members of Council.

CORRESPONDENCE

6. Mr. Neil Salkus, North Shore Beach Volleyball Advocate, May 15, 2008.

Re: North Shore Beach Volleyball Project – File: 4400-01

Moved by Councillor Keating, seconded by Councillor Schechter

PURSUANT to the correspondence received from Mr. Neil Salkus, North Shore Beach Volleyball Advocate, dated May 15, 2008 regarding “North Shore Beach Volleyball Project”:

THAT City staff and the Director of Recreation, North Vancouver Recreation Commission, be requested to work with North Shore Beach Volleyball to find a location in the City for a more permanent facility for beach volleyball;

AND THAT the City work with North Shore Beach Volleyball regarding the promotion of the North Shore Beach Volleyball Tournament to be held on June 21, 2008 at Waterfront Park.

CARRIED UNANIMOUSLY

7. Ms. Sherry Squires, Bus Driver and Acting Instructor, Coast Mountain Bus Company, May 7, 2008.

Re: First Aid Training for Transit Operators 3 – File: 1180-37-01

Requested by Councillor R.J. Fearnley.

Moved by Councillor Fearnley, seconded by Councillor Schechter

PURSUANT to the correspondence received from Ms. Sherry Squires, Bus Drive and Acting Instructor, Coast Mountain Bus Company, dated May 7, 2008, regarding “First Aid Training for Transit Operators 3”:

THAT the City of North Vancouver send a letter to TransLink supporting basic first aid and CPR training for bus operators as a proposal worthy of consideration.

CARRIED UNANIMOUSLY

8. Mr. Art Kube, President, The Council of Senior Citizens' Organizations of BC, May 11, 2008.

Re: Council of Senior Citizens' Organizations of British Columbia (COSCO) Conference, "Seniors' Health, Housing and Income in a Global Age-Friendly Community", September 15 and 16, 2008, Richmond Inn, Richmond, B.C.

Moved by Councillor Keating, seconded by Mayor Mussatto

PURSUANT to the correspondence received from Mr. Art Kube, President, The Council of Senior Citizens' Organizations of BC, dated May 11, 2008, regarding "Council of Senior Citizens' Organizations of British Columbia (COSCO) Conference, 'Seniors Health, Housing and Income in a Global Age-Friendly Community", September 15 and 16, 2008, Richmond Inn, Richmond, B.C. :

THAT any member of Council and a member of the Social Planning staff who have an interest in attending this Conference be authorized to attend the "Council of Senior Citizens' Organizations of British Columbia (COSCO) Conference, "Seniors' Health, Housing and Income in a Global Age-Friendly Community", to be held September 15 and 16, 2008, at the Richmond Inn, Richmond, BC;

AND THAT the expenses be paid in accordance with City Policy;

AND THAT the funds be provided from the 2008 Legislative Conventions and Delegations Account;

AND THAT the City of North Vancouver provide some assistance by sponsoring two individuals from seniors' groups to attend the Convention.

CARRIED UNANIMOUSLY

Moved by Councillor Heywood, seconded by Councillor Keating

THAT items nos. 24, 25, and 26 on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

24. Minor Parking Variance – Time Building – 155/175 West 1st Street, North Vancouver – File: 3345-02 01 W 155/175

Report: Director, Community Development, May 13, 2008.

Moved by Councillor Keating, seconded by Councillor Fearnley

PURSUANT to the report of the Director, Community Development, dated May 13, 2008, entitled “Minor Parking Variance – Time Building – 155/175 West 1st Street, North Vancouver”:

THAT the Strata Council of the Time Building (BCS 941) be allowed to convert two parking spaces within their parking garage, including the existing visitor parking area, to expand the provision of bicycle parking spaces.

CARRIED UNANIMOUSLY

Councillor Fearnley declared a possible conflict of interest with regard to item 25 on the agenda as he is a parishioner of The Church of St. John the Evangelist and left the meeting.

25. Demolition Permit for 819 Chesterfield Avenue – Kinder Residence – File: 3345-02 Ches 819

Report: Planner, Community Development, May 21, 2008.

Moved by Councillor Perrault, seconded by Councillor Schechter

PURSUANT to the report of the Planner, Community Development, dated May 21, 2008, entitled “Demolition Permit for 819 Chesterfield Avenue – Kinder Residence”:

WHEREAS the 1908 Kinder Residence is listed in the City of North Vancouver’s 1994 Heritage Register, which was adopted to identify and secure heritage resources in the community for future generations; and

WHEREAS the City has received an application from the property owner to demolish the heritage building as part of the redevelopment of the site;

NOW THEREFORE BE IT RESOLVED THAT as per Section 962 of the *Local Government Act*, an order for temporary protection be accorded to the Kinder Residence to prevent any of the actions detailed in Section 965 of the *Local Government Act* for 30 days to enable staff to continue negotiations with the property owner.

CARRIED UNANIMOUSLY

Councillor Fearnley returned to the meeting.

26. Permissive Tax Exemption Policy Considerations – File: 1625-24

Report: Manager, Financial Services, May 20, 2008.

Moved by Councillor Schechter, seconded by Councillor Heywood

PURSUANT to the report of the Manager, Financial Services, dated May 20, 2008, entitled “Permissive Tax Exemption Policy Considerations”:

THAT Council request staff to develop a proposed Permissive Taxation Exemption policy and revise the City’s existing application process and develop basic criteria by which all applications would be evaluated;

AND THAT these criteria would consider both financial need of the organization, and the City’s goals and objectives, along with the total financial impact on the City;

AND THAT this report and the proposed revised policy and process be referred to all existing Permissive Tax Exemption recipients for their input and comment;

AND THAT the proposed revised policy and process provide a phase-in mechanism to accommodate any effects on existing permissive taxation exemption recipients;

AND THAT the proposed revised policy and process be brought back to Council for their discussion and for referral to a Policy Committee meeting at that time.

CARRIED UNANIMOUSLY

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the meeting recess to the Public Hearing scheduled for this evening regarding Bylaws Nos. 7928 and 7929.

CARRIED UNANIMOUSLY

The meeting recessed at 7:08 p.m. and reconvened at 7:40 p.m. with the same personnel present.

BYLAWS - Second and Third Readings

9. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7928" (D. Porter & J. De'ath/Charles Moorhead Design, 256 East 1st Street, CD-555).

Moved by Councillor Schechter, seconded by Councillor Keating

THAT Bylaw No. 7928 be read a second time in short form.

Moved by Councillor Perrault, seconded by Councillor Heywood

THAT the meeting recess to the Public Hearing regarding Bylaws Nos. 7930, 7924 and 7925 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.

The original motion was then **CARRIED UNANIMOUSLY**

Moved by Councillor Schechter, seconded by Councillor Keating

THAT the said Bylaw No. 7928 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

10. "Heritage Designation Bylaw, 2008, No. 7929" (D. Porter & J. De'ath / Charles Moorhead Design, 256 East 1st Street).

Moved by Councillor Schechter, seconded by Councillor Perrault

THAT the said Bylaw No. 7929 be read a second time in short form.

CARRIED

Moved by Councillor Schechter, seconded by Councillor Perrault

THAT the said Bylaw No. 7929 be read a third time in short form and passed subject to reconsideration.

CARRIED

Moved by Councillor Heywood, seconded by Councillor Schechter

THAT the meeting recess to the recessed Public Hearing regarding Bylaws Nos. 7930, 7924 and 7925 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:53 p.m. and reconvened at 11:24 p.m. with the same personnel present.

A motion to continue past 10:30 p.m., was carried unanimously in the Public Hearing regarding Bylaws Nos. 7930, 7924 and 7925, this evening.

A motion to continue past 11:00 p.m., to conclude the Public Hearing and items 11, 12, 13 and 19 on the agenda was carried unanimously in the Public Hearing regarding Bylaws Nos. 7930, 7924 and 7925 this evening.

BYLAWS - Second and Third Readings

11. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7930" (6368 Lucky Construction Ltd./Raffaele & Associates Building Design Consultants Ltd., 1532 Bewicke Avenue, CD-556).

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the said Bylaw No. 7930 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the said Bylaw No. 7930 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

12. "City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2008, No. 7924" (1404 – 1456 Bewicke Avenue, Level 2 Low Density to Level 3 Low Density).

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the said Bylaw No. 7924 be read a second time in short form.

Councillor Keating briefly left and returned to the meeting.

A recorded vote was taken on the motion.

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

Voting against: Councillor Fearnley
Councillor Bookham
Councillor Heywood

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

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the said Bylaw No. 7924 be read a third time in short form and passed subject to reconsideration.

CARRIED

13. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7925" (Ronald W. McIntyre, Barbara E. McIntyre, Iraj B. Khorzoughi, Fatameh Heydari, Michelle C. Graham, Hasan S. Monfared, Giti Eslamian, Mahdi Heidari/Jordan Kutev, Architect, 1404 – 1456 Bewicke Street, CD-553, Sch 82).

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the said Bylaw No. 7925 be read a second time in short form.

CARRIED

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the said Bylaw No. 7925 be read a third time in short form and passed subject to reconsideration.

CARRIED

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

19. **Alternative Approval Process regarding “Parks Reservation Bylaw, 1972, No. 4393, Amendment Bylaw, 2008, No. 7937” (Rey Sargent Park Modification/North Vancouver School District No. 44) – File: 3345-02 Lons 2151**

Report: City Clerk, May 21, 2008.

Moved by Councillor Keating, seconded by Councillor Schechter

PURSUANT to the report of the City Clerk dated May 21, 2008, entitled “Alternative Approval Process regarding “Parks Reservation Bylaw, 1972, No. 4393, Amendment Bylaw, 2008, No. 7937” (Rey Sargent Park Modification/North Vancouver School District No. 44)”:

THAT an Alternative Approval Process Opportunity shall be provided in relation to Bylaw No. 7937;

AND THAT the deadline for receiving elector responses shall be 4:30 p.m. on Friday, July 4, 2008;

AND THAT the Alternative Approval Process Elector Response Form, Attachment No. 1 to the May 21, 2008 report, be approved;

AND THAT a fair determination of the total number of electors of the City of North Vancouver to which the Alternative Approval Process applies is 30,327;

AND THAT the City Clerk be authorized to publish a Notice of Alternative Approval Process Opportunity as per Attachment No. 2 of the May 21, 2008 report, and the said Notice be published such that the second publication is at least 30 days before the July 4, 2008 deadline for receiving elector responses.

CARRIED UNANIMOUSLY

ADJOURNMENT

Moved by Councillor Schechter, seconded by Councillor Keating

THAT the meeting adjourn

CARRIED UNANIMOUSLY

The meeting adjourned at 12:02 a.m., on Tuesday, May 27, 2008.