



MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET, NORTH VANCOUVER, B.C., ON MONDAY, NOVEMBER 3, 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

A.K. Tollstam, City Manager
S.E. Dowey, City Clerk
J.M. Rowe, Assistant City Clerk
R.H. White, Director, Community Development
F. Caouette, Director, Corporate Services
M. Pavao, Director, Human Resources
I. Gordon, Director, Finance
S. Ono, City Engineer
G. Penway, Deputy Director, Community Development
D. Sigston, Deputy Director, Corporate Services
B. Themens, Deputy Director, Finance
D. Pope, Deputy City Engineer
T. Barber, Manager, Engineering Planning & Design
M. Hunter, Manager, Parks & Environment
C. Jackson, Environmental Coordinator
S. Smith, Planner
J. Piercey, Planning Technician II
K. Russell, Development Planner
L. Orr, Manager, Special Services & Projects
A. Lynch, Coordinator, NS Recycling Program
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 20, 2008.
2. In Camera Committee of the Whole Meeting Minutes, October 20, 2008.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Mussatto read the following Proclamation:

“VETERANS’ WEEK” - NOVEMBER 5-11, 2008

Mayor Mussatto presented a framed copy of the Proclamation to the Colour Party of the Royal Canadian Legion Branch No. 118. Comrade Bob Bell, on behalf of President Marcel Duhamel and the Royal Canadian Legion Branch No. 118, presented the City of North Vancouver with a copy of the 2008 BC/Yukon Branch Command Military Service Recognition book, and a ribbon issued for the 90th Anniversary of the Armistice 1918 on the Eleventh Hour of the Eleventh Day of the Eleventh Month and a Poppy Pin and a 2 Minute Silence Pin to each Council Member.

PUBLIC INPUT PERIOD – File: 1090-21

- Mr. Bernie Moberg, 307 St. Andrew’s Avenue, North Vancouver, spoke regarding “City of North Vancouver Funding for the October 31, 2008 Fireworks Display”.
- Mr. Jeremy Poole, 2700 – 700 W. Georgia Street, Vancouver, spoke regarding Item No. 11 “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7977” (Andrew Reid/Kelvin Humenny Architect, 335 East 8th Street, CD-545) and asked Council to finally adopt the bylaw and lift the Stop Work Order, this evening.

CONSENT AGENDA ITEMS

{Items *6, *20, *21, *22, *23, *24, *25, *26, *27, *28 and *29}

Moved by Councillor Heywood, seconded by Councillor Bookham

THAT the resolutions listed within the “Consent Agenda” be approved, with the exception of items *6, *26 and *29, as follows:

BYLAWS - Reconsideration and Final Adoption

- *20.** “Sustainable Transportation Reserve Fund Bylaw, 2008, No. 7957”.
- *21.** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7958” (A2M Developments Corp. / P.Y. & Associates Engineering Ltd., 353 East 13th Street, RS-1 to CD-566).
- *22.** “Sewerage and Drainage Utility Bylaw, 1995, No. 6746, Amendment Bylaw, 2008, No. 7967”.

continued..

BYLAWS - Reconsideration and Final Adoption *continued*

- *23. "Solid Waste Management Service Bylaw, 1997, No. 6920, Amendment Bylaw, 2008, No. 7968".
- *24. "Water Utility Bylaw, 1994, No. 6417, Amendment Bylaw, 2008, No. 7969".
- *25. "Local Area Service Bylaw, 2008, No. 7976" (Paved lane to be constructed north of East 12th Street between Moody Avenue and 170 metres west of Moody Avenue).

THAT the said Bylaws Nos. 7957, 7958, 7967, 7968, 7969 and 7976 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws Nos. 7957, 7958, 7967, 7968, 7969 and 7976 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

(CARRIED UNANIMOUSLY)

CORRESPONDENCE

- *27. *Metro Vancouver, Board in Brief, October 3, 2008 - File: 1180-06

THAT the Metro Vancouver, The Board in Brief, dated October 3, 2008, be received and filed.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- *28. **Child Care Capital Improvement Fund: Grant to Lonsdale Creek Daycare Society – File: 1665-11**

Report: Community Planner, Community Development, October 28, 2008.

PURSUANT to the report of the Community Planner, Community Development, dated October 28, 2008, entitled "Child Care Capital Improvement Fund: Grant to Lonsdale Creek Daycare Society":

THAT the Lonsdale Creek Daycare Society be granted \$7,092 from the Child Care Capital Improvement Fund.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

Mixed Greens Environmental Film Series – File: 4010-01

Mayor Mussatto presented a cheque for \$292.28 and a gardening toolset to Ms. Heather Johnston, Coordinator, Edible Garden Project, as the recipient of the donations received through the monthly Mixed Greens Environmental Film Series held from May to October, 2008 in the City of North Vancouver Council Chamber.

Moved by Councillor Heywood, seconded by Councillor Schechter

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) (i)
4. Section 90 (1) (e)
6. Section 90 (1) (c)

CARRIED UNANIMOUSLY

The meeting recessed at 6:13 p.m. and reconvened at 6:45 p.m. with the same personnel present and with the addition of *Councillor Keating.

REPORT OF COMMITTEE OF THE WHOLE

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

6. Officers and Officials Bylaw, 2008, No. 7980 – File: 3020-02-OF

Report: Director, Human Resources, October 29, 2008

PURSUANT to the report of the Director, Human Resources, dated, October 29, 2008, entitled “Officers and Officials Bylaw, 2008, No. 7980”:

THAT “Officers and Officials Bylaw, 2008, No. 7980” be considered.

CARRIED UNANIMOUSLY

PROCLAMATIONS *continued*

Mayor Mussatto read the following Proclamations:

“WORLD DIABETES DAY” – NOVEMBER 14, 2008

**“ELEVATOR ESCALATOR SAFETY AWARENESS WEEK”
– NOVEMBER 9 – 15, 2008**

“YMCA WORLD PEACE WEEK” – NOVEMBER 15 – 22, 2008

“WORLD TOWN PLANNING DAY” – NOVEMBER 8, 2008

Mayor Mussatto advised that the City of North Vancouver will be hosting a display at the City Library in celebration of World Town Planning Day for a period of time around November 8, 2008.

DELEGATION

Ms. Kathleen Campbell, Executive Director, Vancouver’s North Shore Tourism Association and Mr. Richard Hudson, Consultant.

Re: Vancouver’s North Shore Tourism Strategy – File: 3570-02-05

Ms. Kathleen Campbell, Executive Director, Vancouver’s North Shore Tourism Association gave brief introductory remarks and introduced Mr. Richard Hudson, Consultant, who gave a PowerPoint presentation “Vancouver’s North Shore Tourism Strategy”, as follows:

- Community Tourism Foundations
- Planning Process
- North Shore Project Priorities
- Vision: Where Nature Lives
- Economic Benefits of Tourism for North Shore
- Destination Enhancement Goals
- Marketing Goals
- Active Community Engagement Critical
- Engaging Tourism Stakeholders
- Highest Tourism Priorities for Leadership

CORRESPONDENCE

7. Ms. Kathleen Campbell, Executive Director, Vancouver's North Shore Tourism Association, October 28, 2008.

Re: Vancouver's North Shore Tourism Strategy – File: 3570-02-05

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the correspondence received from Ms. Kathleen Campbell, Executive Director, Vancouver's North Shore Tourism Association, dated October 28, 2008, regarding "Vancouver's North Shore Tourism Strategy" be received and filed and that a letter of thanks be sent to the delegation.

CARRIED UNANIMOUSLY

DELEGATION

Mr. Brian Burke, Resident, City of North Vancouver and Ms. Helen Spiegelman, Director, Zero Waste Vancouver.

Re: Waste to Energy – File: 4030-06-01

Ms. Helen Spiegelman, Director, Zero Waste Vancouver, introduced Mr. Brian Burke, Resident, City of North Vancouver. Ms. Spiegelman then gave an overview of extending recycling programs to include region wide composting and expanding Extended Producer Responsibility (EPR) programs and gave a PowerPoint presentation, as follows.

- Our Rising Standard of Living – Disposable products & packaging
- Blue Box Recycling
- Metro Vancouver recycling, 2035
- Landfill in the sky
- The problem
- The solution : Extended Producer Responsibility
- Products + Organics
- Extended Producer Responsibility = Zero Waste.

Mr. Burke then gave a PowerPoint presentation on Quayside Village Cohousing, as follows:

- new European Housing Model
- Strata Owned, Designed, Built
- NOT a Co-op
- Lower Lonsdale: 5th/Chesterfield Early Model for Zero Waste
- First Multi-Family Building to "Dump the Dumpster"

continued..

Mr. Brian Burke, Resident, City of North Vancouver and Ms. Helen Spiegelman, Director, Zero Waste Vancouver *continued*

- Who lives here? Seniors, young and old couples, singles, teens, kids and babies
- 1998 Move in: 60% Diversion “Garbage Only Suites” 25% of Families
- 2008: 90% Diversion “Garbage Only Suites” 0-5%
- Full EPR (Producer take back)
- EPR + Composting = Zero Waste
- Metro Vancouver 3 – 6 “Modern” Incinerators: Planning for the North Shore
- Ban the burn on the North Shore

Ms. Spiegelman and Mr. Burke then responded to questions from members of Council.

8. Mr. Brian Burke, Resident, City of North Vancouver, October 28, 2008.

Re: Waste to Energy – File: 4030-06-01

Moved by Councillor Keating, seconded by Mayor Mussatto

PURSUANT to the correspondence received from Mr. Brian Burke, Resident, City of North Vancouver, dated October 28, 2008, regarding “Zero Waste Vancouver”:

THAT the previous Council motion of February 4, 2008 that requested staff to explore the location of a waste to energy facility in North Vancouver be rescinded;

AND THAT Metro Vancouver be informed that the City of North Vancouver is not in favour of the location of a mixed solid waste, waste to energy facility in North Vancouver;

AND THAT the City of North Vancouver call upon Metro Vancouver to include as part of any future land filling operations mechanical biological treatment as part of the solid waste facility;

AND THAT this motion be forwarded to Metro Vancouver Councils and local MLA’s.

Moved by Councillor Bookham, seconded by Councillor Heywood

THAT consideration of the motion be deferred to the November 24, 2008 regular Council Meeting or to a meeting of the new Council.

continued..

8. Mr. Brian Burke, Resident, City of North Vancouver, October 28, 2008 *continued*

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the meeting recess.

CARRIED UNANIMOUSLY

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

8. Mr. Brian Burke, Resident, City of North Vancouver, October 28, 2008 *continued*

A vote upon the deferral recommendation was taken separately, as follows:

THAT consideration of the motion be deferred.

CARRIED

THAT consideration of the motion be deferred to the November 24, 2008 regular Council Meeting.

DEFEATED

THAT consideration of the motion be deferred to a meeting of the new Council.

CARRIED

Moved by Councillor Fearnley, seconded by Councillor Perrault

THAT Mr. Brian Burke and Ms. Helen Spiegelman be thanked for their presentation this evening.

CARRIED UNANIMOUSLY

Moved by Councillor Heywood, seconded by Councillor Schechter

THAT the meeting recess to the recessed Public Hearing regarding Bylaw No. 7966 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:45 p.m. and reconvened at 8:09 p.m. with the same personnel present.

BYLAWS - Second and Third Readings

9. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7966"
(Doug O'Neill, Executor to the Estate of Kathleen O'Neill/Noort Holdings Ltd., 164 East 27th Street, RS-3).

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the said Bylaw No. 7966 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the said Bylaw No. 7966 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Heywood

THAT staff be requested to report back to Council taking into consideration the comments made this evening with regards to the legality of the City of North Vancouver receiving funds for affordable housing in subdivision zoning developments in the City;

AND THAT this motion not apply to the current application regarding Bylaw No. 7966.

DEFEATED

Moved by Councillor Heywood, seconded by Councillor Schechter

THAT the meeting recess to the recessed Public Hearing regarding Bylaw No. 7972 scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 8:33 p.m. and reconvened at 8:56 p.m. with the same personnel present.

BYLAWS - Second and Third Readings

10. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7972"
(Anna Development Company Limited, Michael Saii, 206 – 210 West 19th
Street, CD-568).

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the said Bylaw No. 7972 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the said Bylaw No. 7972 be read a third time in short form and
passed subject to reconsideration.

CARRIED UNANIMOUSLY

11. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7977"
(Andrew Reid/Kelvin Humenny Architect, 335 East 8th Street, CD-545).

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the said Bylaw No. 7977 be read a second time in short form.

CARRIED

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the said Bylaw No. 7977 be read a third time in short form and
passed subject to reconsideration.

CARRIED

MOTIONS AND NOTICES OF MOTIONS

- 12. Development Variance Permit Application – 2300 Lonsdale Avenue (Johnston Davidson Architecture & Planning Inc.) - File: 3345-02 Lons 2300**

Moved by Councillor Keating, seconded by Councillor Heywood

THAT Development Variance Permit No. 199 (2300 Lonsdale Avenue, City of North Vancouver) be issued to the City of North Vancouver, 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. 199.

CARRIED

BYLAWS - Reconsideration and Final Adoption

- 13. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7953” (DMRC Properties Ltd./The Hulbert Group International Inc., 210 West 13th Street, CD-563).**

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the said Bylaw No. 7953 be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Schechter

THAT the said Bylaw No. 7953 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

14. Zoning Bylaw Text Amendment: Gross Floor Area, Pre-1960 Basement Exclusion (One-Unit Residential) – File: 3410-02-78

Report: Planning Technician 2, Community Development,
October 29, 2008.

Moved by Councillor Keating, seconded by Councillor Schechter

PURSUANT to the report of the Planning Technician 2, Community Development, dated October 29, 2008, entitled “Zoning Bylaw Text Amendment: Gross Floor Area, Pre-1960 Basement Exclusion (One-Unit Residential)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7978” (Zoning Bylaw Text Amendment: Gross Floor Area, Pre-1960 Basement Exclusion (One Unit Residential)), be considered and referred to a Public Hearing.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Reading Only

15. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7978” (Zoning Bylaw Text Amendment: Gross Floor Area, Pre-1960 Basement Exclusion (One Unit Residential)).

Moved by Councillor Schechter, seconded by Councillor Keating

THAT the said Bylaw No. 7978 be introduced and read a first time in short form, copies of same having been distributed to Council.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

16. Business License Fee Increase for 2009 – File: 1660-03-05

Report: Licensing Clerk/Inspector, Community Development,
October 28, 2008.

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Licensing Clerk/Inspector, Community Development, dated October 28, 2008, entitled “Business License Fee Increase for 2009”:

THAT a fee increase of 2.0% for the 2009 Business License year be considered;

AND THAT “Business License Bylaw, 2004, No. 7584, Amendment Bylaw, 2008, No. 7962” (Business License Fees), be considered.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Three Readings

17. “Business License Bylaw, 2004, No. 7584, Amendment Bylaw, 2008, No. 7962” (Business License Fees).

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the said Bylaw No. 7962 be introduced and read a first time in short form, copies of same having been distributed to Council.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the said Bylaw No. 7962 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the said Bylaw No. 7962 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

18. Request For Support – Kiwanis Park & Tilford Gardens’ Christmas Lights For Kids – File: 1040-03-K2

Report: Community Development Worker, Community Development, October 28, 2008.

Moved by Councillor Fearnley, seconded by Councillor Perrault

PURSUANT to the report of the Community Development Worker, Community Development, dated October 28, 2008, entitled “Request for Support – Kiwanis Park & Tilford Gardens’ Christmas Lights For Kids”:

THAT funding to the amount of \$1,500 to support Scouts Canada, North Shore Area through a sponsorship contribution to the Park & Tilford Gardens’ 2008 Christmas Light for Kids be allocated from the Council General Contingency;

AND THAT a copy of Council’s Resolution be forwarded to the District of West Vancouver and the District of North Vancouver for their information.

CARRIED UNANIMOUSLY

19. 2041 Westview Drive – Development Permit Area For Streamside Protection and Enhancement – File: 3345-02 Westview 2041

Report: Planner, Community Development, October 29, 2008.

Moved by Councillor Keating, seconded by Mayor Mussatto

PURSUANT to the report of the Planner, Community Development, dated October 29, 2008, entitled “2041 Westview Drive – Development Permit Area for Streamside Protection and Enhancement”:

THAT Development Permit DPA2007-00001 for Streamside Protection and Enhancement (Reza Kaboodani, 2041 Westview Drive), be considered for issuance pursuant to Section 920 of the Local Government Act;

AND THAT the Public Meeting requirement be waived subject to the receipt of signatures of support as outlined in the October 29, 2008 report.

CARRIED

BYLAWS - Introduction and First Three Readings

26. "Officers and Officials Bylaw, 2008, No. 7980".

Moved by Councillor Schechter, seconded by Councillor Keating

THAT Bylaw No. 7980 be read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED UNANIMOUSLY

Moved by Councillor Schechter, seconded by Councillor Keating

THAT the said Bylaw No. 7980 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Schechter, seconded by Councillor Keating

THAT the said Bylaw No. 7980 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

29. **Waterfront Project – Vision, Goals and Objectives – File: 3330-02 W 01 02**

Report: Waterfront Development Project Manager and National Maritime Centre Project Director/Manager, Special Services & Projects, October 29, 2008.

Moved by Councillor Schechter, seconded by Councillor Bookham

PURSUANT to the joint report of the Waterfront Development Project Manager and the National Maritime Centre Project Director/Manager, Special Services & Projects, dated October 29, 2008, entitled "Waterfront Project – Vision, Goals and Objectives":

THAT the draft Waterfront Project Vision, Goals & Objectives attached to the October 29, 2008 report be referred to the Advisory Design Panel, Advisory Planning Commission, Parks and Environment Advisory Committee and the 2009 Waterfront Forum for comment;

AND THAT staff report back with results of that input and consideration of endorsement.

CARRIED UNANIMOUSLY

MOTIONS AND NOTICES OF MOTIONS continued

30. Current Economic Situation – File: 3500-01

Submitted by Councillor R.J. Fearnley

Moved by Councillor Fearnley, seconded by Councillor Heywood

WHEREAS all of us have watched with growing concern the current uncertainty in the worldwide financial markets;

WHEREAS many are referring to the current financial situation as the worst financial crisis since the great depression of the 1930's; and

WHEREAS the City of North Vancouver and its residents have a substantial financial exposure to the risks and other difficulties that could result from these financial difficulties;

NOW THEREFORE BE IT RESOLVED THAT the City of North Vancouver finance staff consider strategies and policy on how to best weather the growing financial difficulties and be prepared to prosper when conditions turn for the better;

RESOLVED THAT planning staff consider strategies and policy options to mitigate potential serious social effects on City residents; and

RESOLVED THAT staff monitor the side effects of such financial difficulties such as increased homelessness, bankruptcies, foreclosures, work stoppages on redevelopment projects, and any other effects that can reasonably be expected.

CARRIED UNANIMOUSLY

MAYOR'S REPORT – File: 1090-09

Mayor Mussatto thanked, on behalf of Council, Councillor Barbara Perrault for her 18 years of service and Councillor Bob Heywood for his six years of service to the citizens of the City of North Vancouver.

RECESS

Mayor Mussatto declared a recess at 10:13 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

Nil.

ADJOURNMENT

Moved by Councillor Fearnley seconded by Councillor Heywood

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:14 p.m.