



**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 24, 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 S.A. Schechter

ABSENT:

Councillor C.R. Keating
Councillor B.W. Perrault

STAFF MEMBERS

A.K. Tollstam, City Manager
S.E. Dowey, City Clerk
R.G. Anderson, Deputy City Clerk
R.H. White, Director, Community Development
F. Caouette, Director, Corporate Services
S. Ono, City Engineer
B. Themens, Deputy Director, Finance
S. Smith, Planner, Community Development
D. Pope, Deputy City Engineer
G. Penway, Waterfront Project – Development Mgr.
Deputy Director, Community Development
P. Penner, Planner, Community Development
C. Kathler, Community 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 Schechter

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, November 3, 2008.
2. In Camera Committee of the Whole Meeting Minutes, November 3, 2008.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 1090-21

- Mr. Robert Johnson, 821 Henry St., New Westminster, and Architect for 2005 Larson Road, spoke regarding item 6 on the agenda, "Development Variance Permit No. 227 – 2005 Larson Road (D. & L. Rossitto, C. & C. Watson and N. & R. Kirkland/Robert Johnson Architect)".
- Mr. Ivan Leonard, 215 St. Andrew's Avenue, spoke regarding "Thanking City Council for their Dedication and Work over the Last Three Years."

CONSENT AGENDA ITEMS

{Items *4, *11, *12, *13, *14, *15, *16, *17, *18 and *19}

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the resolutions listed within the “Consent Agenda” be approved, as follows:

COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS

***4. North Shore Advisory Committee on Disability Issues – Membership Reappointment – File: 1085-03-N-17-01**

Report: Landscape Architect, Engineering, Parks & Environment,
November 12, 2008.

PURSUANT to the report of the Landscape Architect, Engineering, Parks & Environment, dated November 12, 2008, entitled “North Shore Advisory Committee on Disability Issues – Membership Reappointment”:

THAT Ms. Janet Becker be reappointed for a two-year term to conclude on December 31, 2010.

(CARRIED UNANIMOUSLY)

BYLAWS - Reconsideration and Final Adoption

- *11.** “Business License Bylaw, 2004, No. 7584, Amendment Bylaw, 2008, No. 7962” (Business License Fees).
- *12.** “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).
- *13.** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7972” (Anna Development Company Limited, Michael Saii, 206 - 210 West 19th Street, CD-568).
- *14.** “Officers and Officials Bylaw, 2008, No. 7980”.

continued...

BYLAWS - Reconsideration and Final Adoption - Continued

THAT the said Bylaws Nos. 7962, 7966, 7972 and 7980 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws Nos. 7962, 7966, 7972 and 7980 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

(CARRIED UNANIMOUSLY)

CORRESPONDENCE

- *15. Metro Vancouver, Board in Brief, October 24, 2008 and October 31, 2008 - File: 1180-06**

THAT the Metro Vancouver, Board in Brief, dated October 24, 2008 and October 31, 2008, be received and filed.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- *16. Development Variance Permit Application (#600-333 Brooksbank Avenue / Height and Setback Variance for Save-on-Foods Store) – File: 3345-02 Brooks 333.600**

Report: Planning Technician II, Community Development,
November 18, 2008.

PURSUANT to the report of the Planning Technician II, Community Development, dated November 18, 2008, entitled “Development Variance Permit Application (#600 – 333 Brooksbank Avenue / Height and Setback Variance for Save-on-Foods Store)”:

THAT Development Variance Permit No. 228 (#600 – 333 Brooksbank Avenue, Park and Tilford Shopping Centre Holdings), be considered for issuance pursuant to Section 922 of the Local Government Act;

continued...

***16. Development Variance Permit Application (#600-333 Brooksbank Avenue / Height and Setback Variance for Save-on-Foods Store) – File: 3345-02 Brooks 333.600 - Continued**

AND THAT the Public Meeting requirement be waived;

AND THAT Engineering, Parks and Environment's requests for:

- construction of a wheelchair letdown on the north sidewalk beside Starbucks to match the existing wheelchair letdown on the south side of the roadway,
- upgrading of the existing crosswalk at 3rd Street and Brooksbank Avenue with thermoplastic zebra pavement markings,
- repainting of the yellow crosswalk markings at entrances to Save-on-Foods, and
- the addition of bicycle rack(s)

be endorsed.

(CARRIED UNANIMOUSLY)

***17. Rezoning Amendment Application: 505 Lonsdale Avenue (W. Draper & B. Smit), CD-141 Text Amendment – File: 3345-02 Lons 505**

Report: Planning Technician, Community Development, November 18, 2008.

PURSUANT to the report of the Planning Technician, dated November 18, 2008, entitled "Rezoning Amendment Application: 505 Lonsdale Avenue (W. Draper & B. Smit), CD-141 Text Amendment":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7979" (W. Draper & B. Smit, 505 Lonsdale Avenue, CD-141 Text Amendment), be considered and that the requirement for a Public Hearing be waived;

AND THAT Engineering, Parks and Environment's requests for the sanitary connection to this site to be upgraded with the installation of an inspection chamber complete with grouting, be endorsed by Council.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Reading Only

- *18. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7979" (W. Draper & B. Smit, 505 Lonsdale Avenue, CD-141 Text Amendment).

THAT Bylaw No. 7979 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

- *19. **Result of the General Local Election Held in the City of North Vancouver on the 15th Day of November, 2008 – File: 3035-05-02**

Report: City Clerk, November 19, 2008.

RECOMMENDATION:

PURSUANT to the report of the City Clerk, dated November 19, 2008, entitled "Result of the General Local Election Held in the City of North Vancouver on the 15th Day of November, 2008":

THAT the November 19, 2008 Certificate of the Chief Election Officer containing the result of the General Local Election held in the City of North Vancouver on November 15, 2008 be received, and reproduced in full in the Minute Book, as follows:

CERTIFICATE OF THE CHIEF ELECTION OFFICER

RESULT OF THE GENERAL LOCAL ELECTION HELD IN THE CITY OF NORTH VANCOUVER ON THE 15TH DAY OF NOVEMBER, 2008

I, **Sandra Elizabeth DOWEY**, Chief Election Officer for The Corporation of the City of North Vancouver, do hereby certify that, as directed by Section 148 of the *Local Government Act*, the following:

STATEMENT OF ELECTION BY ACCLAMATION

MAYOR

As no more candidates for the Office of Mayor were nominated than there were to be elected, the following candidate is declared to be elected by acclamation:

MUSSATTO, Darrell R.

continued...

***19. Result of the General Local Election Held in the City of North
Vancouver on the 15th Day of November, 2008 – File: 3035-05-02 -
Continued**

STATEMENT OF ELECTION BY VOTING

COUNCILLOR

BOOKHAM, Pam.....	3,296
CLARK, Rod	2,704
FEARNLEY, Bob	2,571
HEILMAN, Joe.....	853
HEYWOOD, Guy	2,621
KEATING, Craig	2,970
LEIA, Cheryl	2,402
LEONARD, Ivan	2,087
McINTYRE, Ron	1,109
NIELSON, Kelly.....	1,327
RABBANI, Behgam.....	289
SCHECHTER, Sam	2,525
SOSTAD, Ron	214
TRENTADUE, Mary.....	2,590
VICKERY, Richard	347

SCHOOL TRUSTEE

BUCHANAN, Linda.....	3,881
DORAIS, Chris	1,676
HARVEY, John	1,519
SKINNER, Susan	2,852
TASI, Mary	1,844

I FORTHWITH DECLARED:

Darrell R. **MUSSATTO**

duly elected by acclamation as **MAYOR** from December 1, 2008 until December 5, 2011;

AND I DECLARED:

Pam **BOOKHAM**
Rod **CLARK**
Bob **FEARNLEY**
Guy **HEYWOOD**
Craig **KEATING**
Mary **TRENTADUE**

duly elected as **COUNCILLORS** from December 1, 2008 until December 5, 2011;

continued...

***19. Result of the General Local Election Held in the City of North Vancouver on the 15th Day of November, 2008 – File: 3035-05-02 - Continued**

Declared before me at the City of North Vancouver, British Columbia this 19th day of November, 2008.

“Robyn G. Anderson”
Robyn G. Anderson,
A Commissioner for taking Oaths and
Affidavits within British Columbia.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

Moved by Councillor Heywood, seconded by Councillor Schechter

THAT “Any Other Business - New Items,” on the agenda, be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

ANY OTHER BUSINESS – NEW ITEMS

Moved by Councillor Fearnley, seconded by Councillor Heywood

THAT the subject of the “North Shore Economic Forum 2009” be added to the agenda this evening as item 20.

CARRIED UNANIMOUSLY

CORRESPONDENCE

20. North Shore Economic Forum 2009- File: 3500-01

Moved by Councillor Fearnley, seconded by Councillor Schechter

PURSUANT to the correspondence dated November 20, 2008 from Mr. Wayne Hunter, President, Noble Pacific Group to Councillor Fearnley regarding “Proposed North Shore Economic Forum – 2009”:

continued...

20. North Shore Economic Forum 2009- File: 3500-01 - Continued

THAT the Manager of Economic Development be requested to liaise with the group proposing a North Shore Economic Forum in 2009 and bring forward options for Council's consideration with respect to the proposed forum.

CARRIED UNANIMOUSLY

Moved by Councillor Heywood, seconded by Councillor Schechter

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) (a)

CARRIED UNANIMOUSLY

The meeting recessed at 6:07 p.m. and reconvened at 6:11 p.m. with the same personnel present.

REPORT OF COMMITTEE OF THE WHOLE

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

**3. Appointments to the North Vancouver Recreation Commission
- File: 4410-07/1090-03-01**

Report: City Clerk, November 19, 2008.

PURSUANT to the report of the City Clerk, dated November 19, 2008, entitled "Appointments to the North Vancouver Recreation Commission":

THAT Mr. Wayne Robertson and Ms. Cheryl Leia be reappointed for a three-year term to conclude on November 30, 2011.

CARRIED UNANIMOUSLY

BYLAWS - Reconsideration and Final Adoption

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

Moved by Councillor Schechter, seconded by Mayor Mussatto

THAT consideration of Bylaw No. 7977 be deferred until all members of Council are present.

CARRIED UNANIMOUSLY

MOTIONS AND NOTICES OF MOTION

6. **Development Variance Permit No. 227 – 2005 Larson Road (D. & L. Rossitto, C. & C. Watson and N. & R. Kirkland/Robert Johnson Architect)
- File: 3345-02 Lars 2005/3358-02**

Moved by Councillor Bookham, seconded by Councillor Schechter

THAT Development Variance Permit No. 227 (2005 Larson Road, Danny & Lianne Rossitto, Craig & Candice Watson and Nicole & Rodney Kirkland) be issued to Danny & Lianne Rossitto, Craig & Candice Watson and Nicole & Rodney Kirkland 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. 227.

Moved by Councillor Fearnley, seconded by Councillor Schechter

THAT Mr. Robert Johnson, Architect for 2005 Larson Road, be heard at this time.

CARRIED UNANIMOUSLY

Mr. Robert Johnson, Architect, provided clarification on the concerns related to on-street parking in the area around 2005 Larson Road.

The vote on the original motion was then **CARRIED UNANIMOUSLY**

7. 2041 Westview Drive – Development Permit Area For Streamside Protection and Enhancement – File: 3345-02 Westview 2041

Moved by Councillor Schechter, seconded by Mayor Mussatto

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

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Permit DPA2007-00001.

Moved by Councillor Bookham, seconded by Councillor Heywood

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

DEFEATED

The vote on the original motion was then **CARRIED**

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

CORRESPONDENCE

8. Mayor Maxine Wilson, City of Coquitlam, November 13, 2008.

Re: Gas Prices – File: 4165-01

Moved by Councillor Schechter, seconded by Councillor Heywood

THAT the correspondence received from Mayor Maxine Wilson, City of Coquitlam, dated November 13, 2008, regarding “Gas Prices” be received and filed.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

9. Child Care Plan – Policy Committee Issues – File: 4230-05-02

Report: Community Planner, Community Development,
November 18, 2008.

Moved by Councillor Schechter, seconded by Councillor Fearnley

PURSUANT to the report of the Community Planner, Community Development, dated November 18, 2008, entitled “Child Care Plan – Policy Committee Issues”:

THAT an amendment to the Zoning Bylaw be prepared that would require child care facilities in residential zones that are licensed for more than 8 children in care to be located a minimum distance of 90 metres (295 feet) from any similarly-licensed facility;

AND THAT an amendment to the Business License Bylaw be prepared that would require applicants for a Business License for group child care facilities in a residential zone to submit a traffic mitigation plan and to undertake a neighbourhood consultation process;

AND THAT subject to these changes the second draft of the Child Care Policy and Plan be amended and adopted as official City policy.

Moved by Councillor Bookham, seconded by Councillor Fearnley that the motion be amended by adding the following:

AND THAT there be a public meeting before the license is issued.

CARRIED

Councillor Schechter is recorded as voting contrary to the amendment to the motion.

The motion, as amended, was then **CARRIED**.

10. Inclusion of Non-Market and Market Rental Housing in New Residential Developments – File: 3365-05-04

Report: Community Planner, Community Development, November 19, 2008.

Moved by Councillor Fearnley, seconded by Councillor Schechter

PURSUANT to the report of the Community Planner, Community Development, dated November 19, 2008, entitled “Inclusion of Non-Market and Markert Rental Housing in New Residential Developments”:

THAT staff continue to seek opportunities to include non-market and market rental housing within residential developments;

AND THAT staff investigate a cash-in-lieu payment whereby small multiple-unit developments and larger developments which do not provide non-market or market rental units would contribute to the City’s Affordable Housing Reserve Fund;

AND THAT staff organize workshops involving other levels of government for Council and for members of the public on the topics of inclusionary policies, density bonusing and other tools which support the development of non-market and market rental housing.

CARRIED UNANIMOUSLY

MAYOR’S REPORT – File: 1090-09

Mayor Mussatto advised of the sad news that Senator Ray Perrault passed away on the weekend. Mayor Mussatto, on behalf of Council, gave condolences to the family.

Mayor Mussatto, on behalf of Council, thanked Councillor Sam Schechter for his three years of service to the citizens of the City of North Vancouver. Mayor Mussatto invited Councillor Bob Heywood and Councillor Sam Schechter to say a few words.

Councillor Heywood advised that he enjoyed his six years on Council and that it was a very satisfying and rewarding experience, that he enjoyed working with City staff and that he was glad of the opportunity to serve and give something back to the community.

continued...

MAYOR'S REPORT – File: 1090-09 - Continued

Councillor Schechter advised that there is a tremendous positive corporate climate at the City, that he had learned that the diversity of the community was reflected in the diversity of opinion around the Council table and that he wished the new Council well and hoped that they would not forget about the under-represented in the community.

RECESS

Mayor Mussatto declared a recess at 7:04 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

Nil.

ANY OTHER BUSINESS – NEW ITEMS

Nil.

ADJOURNMENT

Moved by Councillor Fearnley, seconded by Councillor Schechter

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 7:05 p.m.