



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, FEBRUARY 2, 2009**
AT **6:00 P.M.****

PRESENT:

COUNCIL MEMBERS

Mayor D.R. Mussatto
Councillor P.J. Bookham
Councillor R.C. Clark
Councillor R.J. Fearnley
Councillor R.G. Heywood
Councillor C.R. Keating

ABSENT:

Councillor M.L. Trentadue

STAFF MEMBERS

A.K. Tollstam, City Manager
S.E. Dowey, City Clerk
R.G. Anderson, Deputy City Clerk
F. Caouette, Director, Corporate Services
I. Gordon, Director, Finance
R.H. White, Director, Community Development
S. Ono, City Engineer
R.H. White, Director, Community Development
B. Themens, Deputy Director, Finance
D. Sigston, Deputy Director, Corporate Services
P. Sanderson, Manager, Economic Development
I. Forsyth, Director, North Vancouver Office of
Cultural Affairs
T. Barber, Manager, Engineering Planning
& Design
H. Sadler, Waterfront Project Deputy
Development Manager
P. Penner, Planner, Community Development
D. Hawkins, Planning Technician, Community
Development
D. Pope, Deputy City Engineer
W. Beier, Purchasing Manager, Finance
L. R. Orr, Manager, Special Projects and
Services/National Maritime Centre Project Director
M. Hunter, Manager, Parks & Environment
D. Williams, Transportation Technologist
S. Wilks, Timekeeper

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

ADOPTION OF MINUTES

Moved by Councillor Clark, seconded by Councillor Bookham

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, January 19, 2009.
2. In Camera Committee of the Whole Meeting Minutes, January 19, 2009.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 1090-21

- Mr. Ron Sostad, 211 - 312 East 1st Street, spoke regarding “Committees”.
- Mr. Jim Tessman, Community Fundraiser Coordinator, Canadian Cancer Society, spoke regarding “North Shore Relay for Life, Saturday, June 13, 2009, 10 a.m. to 10 p.m., at Mahon Park, North Vancouver, BC.”

CONSENT AGENDA ITEMS

{Items *6, *16, *17, *18, *19 and *20}

Moved by Councillor Clark, seconded by Councillor Bookham

THAT the resolutions listed within the “Consent Agenda” of February 2, 2009, be approved, as follows:

COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS

***6. Appointments to the City of North Vancouver Heritage Advisory Commission – File: 1085-03-C2-01.**

Report: City Clerk, January 26, 2009.

PURSUANT to the report of the City Clerk, dated January 26, 2009, entitled “Appointments to the City of North Vancouver Heritage Advisory Commission”:

THAT Mr. Matt Hansen, Architect, be appointed as the Architect Representative for a two-year term to conclude on January 31, 2011;

AND THAT Mr. Derek Porter be reappointed as a Member at Large for a two-year term to conclude on January 31, 2011;

AND THAT Mr. David Shirlaw be appointed for a partial term as a Member at Large to conclude on January 31, 2010 to complete the term of Mr. Raymond Vesely.

(CARRIED UNANIMOUSLY)

BYLAWS - Reconsideration and Final Adoption

- *16. "City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2008, No. 7970" (P. Parente / Garcia Zunino Architects Inc., 339 East 14th Street, Level One: Low Density to Level Two: Low Density).
- *17. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7971" (P. Parente / Garcia Zunino Architects Inc., 339 East 14th Street, RS-1 to RT-1).
- *18. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2008, No. 7978" (Zoning Bylaw Text Amendment: Gross Floor Area, Pre-1960 Basement Exclusion (One Unit Residential)).

THAT the said Bylaws Nos. 7970, 7971 and 7978 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws Nos. 7970, 7971 and 7978 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

***19. North Vancouver Anti-Graffiti Task Force – File: 4230-24-03**

Report: Community Development Worker, Community Development, January 27, 2009.

PURSUANT to the report of the Community Development Worker, Community Development, dated January 27, 2009, entitled "North Vancouver Anti-Graffiti Task Force":

THAT \$1,500 remaining from the Community Safety Initiative Fund be forwarded to the North Vancouver Anti-Graffiti Task Force to assist the committee in implementing anti-graffiti activities to improve the community's sense of safety and aesthetics;

AND THAT the District of North Vancouver be requested to match the City's contribution to the North Vancouver Anti-Graffiti Task Force;

AND THAT a copy of Council's resolution be forwarded to the District of North Vancouver and the North Vancouver RCMP.

(CARRIED UNANIMOUSLY)

MOTIONS AND NOTICES OF MOTIONS

- *20. Federation of Canadian Municipalities Conference, June 5 – 8, 2009 and Union of British Columbia Municipalities Conference, September 28 – October 2, 2009 - File: 1040-03-F1-02/1040-03-U1-02**

THAT Council members be authorized to attend the Federation of Canadian Municipalities Conference, to be held June 5 – 8, 2009 in Whistler, BC, and the Union of British Columbia Municipalities Conference, to be held September 28 – October 2, 2009 in Vancouver, BC;

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

AND THAT the funds be provided from the 2009 Legislative Conventions and Delegations Account.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

Moved by Councillor Bookham, seconded by Councillor Clark

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)
5. Section 90 (1) (a)

CARRIED UNANIMOUSLY

The meeting recessed at 6:05 p.m. and reconvened at 6:58 p.m. with the same personnel present.

REPORT OF COMMITTEE OF THE WHOLE

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

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

Report: City Clerk, January 26, 2009.

PURSUANT to the report of the City Clerk, dated January 26, 2009, entitled “Appointment to the Social Planning Advisory Committee”:

THAT Mr. Will Hartman be appointed for a partial term to conclude on January 31, 2010, to complete the term of Mr. Arthur Davies.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Mussatto read the following Proclamation:

“MULTICULTURALISM WEEK” – FEBRUARY 17 – 21, 2009

DELEGATIONS

Mr. Doug Smith, Chair, Spirit of BC North Shore Committee.

Re: Request for Funding – North Shore Spirit of BC Committee
– File: 4455-03-01-02-01

Mr. Doug Smith, Chair, Spirit of BC North Shore Committee, spoke regarding the “Request for Funding – North Shore Spirit of BC Committee”, as follows:

- Overview and role of the Spirit of BC North Shore Committee;
- Community engagement as set out in the stakeholder report which shows the formal projects that Committee is involved with;
- Description of community engagement initiatives including Spirit Week events on the North Shore; the Ambassador Program; support for North Shore athletes.

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

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

7. Request for Funding – North Shore Spirit of BC Committee - File: 1670-01/4455-03-01-02-01

Report: Manager, Economic Development, January 28, 2009.

Moved by Councillor Keating, seconded by Councillor Bookham

PURSUANT to the report of the Manager, Economic Development, dated January 28, 2009, entitled “Request for Funding – North Shore Spirit of BC Committee”:

THAT a grant of \$16,411.30 be provided to the North Shore Spirit of BC Committee to cover the costs of office space, staff and administrative expenses of 2009;

AND THAT this grant be funded from the Union of British Columbia Municipalities Community Tourism Program – Phase 2.

CARRIED UNANIMOUSLY

DELEGATION

Mr. Dale Littlejohn, Strategy & Outreach Manager, Community Energy Association.

Re: Update on Climate Action Initiatives and Legislation – File: 1040-01

Mr. Dale Littlejohn, Strategy & Outreach Manager, Community Energy Association, thanked City Council for leadership by becoming the first municipal member of the Community Energy Association. Mr. Littlejohn then provided an “Update on Climate Action Initiatives and Legislation”, as follows:

- Overview and background history of the Community Energy Association;
- Association provides tools and support to local governments, organizes conferences and conducts presentations; celebrates innovation; participant in 100 Year Sustainability charettes.

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

CORRESPONDENCE

8. Mr. Dale Littlejohn, Strategy & Outreach Manager, Community Energy Association, January 27, 2009.

Re: Update on Climate Action Initiatives and Legislation – File: 1040-01

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT the correspondence from Mr. Dale Littlejohn, Strategy & Outreach Manager, Community Energy Association, dated January 27, 2009, regarding “Update on Climate Action Initiatives and Legislation” be received and filed with thanks.

CARRIED UNANIMOUSLY

DELEGATION

Ms. Sue Cook, Resident, City of North Vancouver.

Re: Presentation House – File: 4210-02-P1-01

Ms. Sue Cook, Resident, City of North Vancouver, spoke regarding various issues related to “Presentation House”, including maintenance and conditions of the grounds around Presentation House; safety of the residents in the area of Presentation House, a December 23, 2008 incident where Ms. Cook’s neighbour tripped and fell on Presentation House grounds; and concerns regarding the attitude and comments of Presentation House Management.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

9. Presentation House Lease Rate Renewal – File: 4210-02-P1-01

Report: Deputy Director, Corporate Services, January 21, 2009.

Moved by Councillor Bookham, seconded by Councillor Clark

PURSUANT to the report of the Deputy Director, Corporate Services, dated January 21, 2009, entitled “Presentation House Lease Rate Renewal”:

THAT the rental rate for the next five years of the current Presentation House lease remain the same as the previous five years;

continued...

9. **Presentation House Lease Rate Renewal – File: 4210-02-P1-01 - Continued**

AND THAT City staff and Presentation House staff review the landscape maintenance section of the current lease to ascertain the necessity of revising this section;

AND THAT a one time grant of \$10,000 for 2009 grounds maintenance improvements be included in the 2009-2018 Project Plan.

The vote upon the recommendations was taken separately, as follows:

PURSUANT to the report of the Deputy Director, Corporate Services, dated January 21, 2009, entitled “Presentation House Lease Rate Renewal”:

THAT the rental rate for the next five years of the current Presentation House lease remain the same as the previous five years;

AND THAT City staff and Presentation House staff review the landscape maintenance section of the current lease to ascertain the necessity of revising this section.

CARRIED UNANIMOUSLY

THAT a one time grant of \$10,000 for 2009 grounds maintenance improvements be included in the 2009-2018 Project Plan.

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the motion be amended to read as follows:

THAT an allocation of \$10,000 for grounds maintenance improvements be included in the 2009-2018 Project Plan.

A recorded vote was taken on the amendment.

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

Voting against: Councillor Bookham
Councillor Clark

The amendment was **CARRIED** by a vote of 4 to 2.

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

continued...

9. Presentation House Lease Rate Renewal – File: 4210-02-P1-01 - Continued

The motion now reads as follows in its entirety:

“PURSUANT to the report of the Deputy Director, Corporate Services, dated January 21, 2009, entitled “Presentation House Lease Rate Renewal”:

THAT the rental rate for the next five years of the current Presentation House lease remain the same as the previous five years;

AND THAT City staff and Presentation House staff review the landscape maintenance section of the current lease to ascertain the necessity of revising this section;

AND THAT an allocation of \$10,000 for grounds maintenance improvements be included in the 2009-2018 Project Plan.”

10. Parking of Large Commercial Vehicle – File: 3345-02 5 W 234

Report: Property Use Inspector, Corporate Services, January 5, 2009.

Mayor Darrell Mussatto invited Mr. Nunzio Intile, registered owner of 234 West 5th Street, or owner’s representative, to come forward and make representation why the City Council should not proceed with the recommendation as set out in the January 5, 2009 report of the Property Use Inspector, Corporate Services.

Mr. Nunzio Intile, registered owner of 234 West 5th Street, came forward at the invitation of Mayor Mussatto and provided reasons why City Council should not proceed with the recommendation as set out in the report of the Property Use Inspector, Corporate Services dated January 5, 2009.

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

Moved by Councillor Bookham, seconded by Councillor Clark

PURSUANT to the report of the Property Use Inspector, Corporate Services, dated January 5, 2009, entitled “Parking of Large Commercial Vehicle”:

THAT the owner of the property located at 234 West 5th Street be requested to remove the large commercial vehicle from the property by March 1st, 2009;

continued...

10. Parking of Large Commercial Vehicle – File: 3345-02 5 W 234 - Continued

AND THAT the unapproved tent structure used to provide covered parking for the large commercial vehicle be removed from the property by March 1st, 2009;

AND THAT should the property owner fail to comply with City requests, that staff be authorized to proceed with an application to the Supreme Court of British Columbia for an injunction thereby ordering the removals.

A recorded vote was taken on the motion.

Voting in favour: Councillor Heywood
Councillor Bookham
Councillor Clark
Councillor Fearnley

Voting against: Councillor Keating
Mayor Mussatto

The motion was **CARRIED** by a vote of 4 to 2.

CORRESPONDENCE

11. Columbia Institute, Centre for Civic Governance, January 27, 2009.

Re: “From the Ground Up”, 2009 Governance Forum, March 6 and 7, 2009, Harrison Hot Springs, B.C. – File: 1840-02-01

Requested by Councillor C.R. Keating.

Moved by Councillor Keating, seconded by Councillor Clark

PURSUANT to the correspondence received from the Columbia Institute, Centre for Civic Governance, dated January 27, 2009, entitled “From the Ground Up”, 2009 Governance Forum”:

THAT all Council members who have an interest in attending this Forum be authorized to attend the “From the Ground Up”, 2009 Governance Forum, to be held March 6 and 7, 2009, at Harrison Hot Springs, B.C.;

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

AND THAT the funds be provided from the 2009 Legislative Conventions and Delegations Account.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

12. Moving Forward: The Land Conservancy in the Next Five Years - File: 3360-07

Report: Manager, Parks and Environment, January 19, 2009.

Moved by Councillor Keating, seconded by Councillor Bookham

PURSUANT to the report of the Manager, Parks and Environment, dated January 19, 2009, entitled "Moving Forward: The Land Conservancy in the Next Five Years":

THAT the City of North Vancouver supports in principle the efforts of The Land Conservancy (TLC) to protect special places in British Columbia;

AND THAT future donation to regionally significant The Land Conservancy (TLC) initiatives be considered on a project specific basis.

CARRIED UNANIMOUSLY

13. Neighbourhood Zero Emission Vehicles – File: 4000-01

Report: Transportation Technologist, Engineering, Parks & Environment, January 28, 2009.

Moved by Councillor Bookham, seconded by Councillor Clark

PURSUANT to the report of the Transportation Technologist, dated January 28, 2009, entitled "Neighbourhood Zero Emission Vehicles":

WHEREAS the City of North Vancouver strives to become a more sustainable community and to ensure the quality of life and safety of its citizens;

WHEREAS Council supports transportation alternatives that reduce Greenhouse Gas emissions;

WHEREAS Low Speed Electric Vehicles are a promising form of sustainable transportation alternatives; and

WHEREAS mainstream electric passenger vehicles will soon be available to City residents;

continued...

13. Neighbourhood Zero Emission Vehicles – File: 4000-01 - Continued

NOW THEREFORE BE IT RESOLVED THAT Council call upon the Federal Government to increase safety equipment standards for the Low Speed Vehicle class;

AND RESOLVED THAT a copy of the January 28, 2009 report be forwarded to the District of North Vancouver and District of West Vancouver.

DEFEATED

Moved by Councillor Keating, seconded by Councillor Clark

PURSUANT to the report of the Transportation Technologist, dated January 28, 2009, entitled “Neighbourhood Zero Emission Vehicles”:

WHEREAS the City of North Vancouver strives to become a more sustainable community and to ensure the quality of life and safety of its citizens;

WHEREAS Council supports transportation alternatives that reduce Greenhouse Gas emissions;

WHEREAS Low Speed Electric Vehicles are a promising form of sustainable transportation alternatives; and

WHEREAS mainstream electric passenger vehicles will soon be available to City residents;

NOW THEREFORE BE IT RESOLVED THAT Council call upon the Federal Government to increase safety equipment standards for the Low Speed Vehicle class;

RESOLVED THAT a copy of the January 28, 2009 report be forwarded to the District of North Vancouver and District of West Vancouver; and

RESOLVED THAT staff be requested to initiate a process aimed at introducing bylaws to permit Neighbourhood Zero Emission Vehicles.

CARRIED UNANIMOUSLY

14. Post-Occupancy Evaluation: Survey of Recent Multifamily Developments – Final Report – File: 3380-02-N4

Report: Planning Technician, Community Development, January 27, 2009.

Moved by Councillor Clark, seconded by Councillor Heywood

PURSUANT to the report of the Planning Technician, Community Development, dated January 27, 2009, entitled “Post-Occupancy Evaluation: Survey of Recent Multifamily Developments – Final Report”:

THAT staff be requested to assess the findings of this survey and consider implementing the recommendations of the “Post-Occupancy Evaluation: Survey of Recent Multifamily Developments” report;

AND THAT the January 27, 2009 report be referred to the Advisory Planning Commission and the Advisory Design Panel for information and consideration;

AND THAT the January 27, 2009 report be made available to the public and be forwarded to the Urban Development Institute, the Greater Vancouver Homebuilders’ Association, the Canada Mortgage and Housing Corporation, BC Housing, Metro Vancouver Housing Policy and Planning staff and other interested housing organizations.

CARRIED UNANIMOUSLY

MOTIONS AND NOTICES OF MOTION

15. Snow Removal - City’s Response – File: 4150-10

Submitted by Councillor P.J. Bookham

Moved by Councillor Bookham, seconded by Councillor Fearnley

WHEREAS the City experienced extreme winter weather conditions beginning mid-December and continuing into the New Year that strained our resources for snow removal;

NOW THEREFORE BE IT RESOLVED THAT Council request an updated report from staff regarding the City's response with respect to policies, priorities, costs, equipment, personnel, communication and any other relevant information, including recommendations; and

continued...

15. Snow Removal - City's Response – File: 4150-10 - Continued

RESOLVED THAT Council invite written submissions from the public, both individual citizens and organizations, describing the challenges they faced and presenting their recommendations, keeping in mind the City's effort to balance services provided with the taxpayers' ability to pay.

The vote upon the recommendations was taken separately, as follows:

NOW THEREFORE BE IT RESOLVED THAT Council request an updated report from staff regarding the City's response with respect to policies, priorities, costs, equipment, personnel, communication and any other relevant information, including recommendations.

DEFEATED

WHEREAS the City experienced extreme winter weather conditions beginning mid-December and continuing into the New Year that strained our resources for snow removal;

RESOLVED THAT Council invite written submissions from the public, both individual citizens and organizations, describing the challenges they faced and presenting their recommendations, keeping in mind the City's effort to balance services provided with the taxpayers' ability to pay.

CARRIED

RECESS

Mayor Mussatto declared a recess at 9:11 p.m., for the public question period and reconvened the meeting at 9:19 p.m.

INQUIRIES

21. National Maritime Centre Project Manager – File: 3380-02-N3-01

Inquiry by: Councillor R.C. Clark

Councillor Clark inquired of Mayor Mussatto if there is a National Maritime Centre Project Manager.

continued...

**21. National Maritime Centre Project Manager – File: 3380-02-N3-01 -
Continued**

Mr. Larry Orr, Manager, Special Projects and Services/National Maritime Centre Project Director, advised that he is currently the Director and Ms. Jennifer Clarke is acting as a Project Manager for the National Maritime Centre Project. Mr. Orr further advised that Ms. Clarke's services will be completed once Federal funding has been confirmed for the project.

Councillor Clark inquired of Mayor Mussatto that as new a member of Council if it would be possible to receive a staff report regarding when Ms. Clarke was hired as a consultant; the amount of her salary; what she was expected to perform and whether or not she has performed; and when her contract will conclude.

Mayor Mussatto advised that staff will provide a report.

ANY OTHER BUSINESS – NEW ITEMS

Nil.

ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Clark

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 9:22 p.m.