



**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 23, 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
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
R.H. White, Director, Community Development
S. Ono, City Engineer
I. Gordon, Director, Finance
B. Themens, Deputy Director, Finance
D. Pope, Deputy City Engineer
L. R. Orr, Manager, Special Projects and Services/
National Maritime Centre Project Director
I. Steward, Property Valuator-Negotiator
T. Barber, Manager, Engineering Planning
& Design
E. Adin, City Planner
J. Irwin, Manager of Financial Services
L. Garber, Manager, Accounting Services
C. Jackson, Environmental Coordinator
S. Smith, Planner, Community Development
D. Mitic, Assistant City Engineer, Transportation
S. Wilks, Timekeeper

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

ADOPTION OF MINUTES

Moved by Councillor Fearnley, seconded by Councillor Clark

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, November 16, 2009.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 1090-21

- Mr. John Voiles, 4143 Canterbury Cr., North Vancouver spoke regarding item 10 on the agenda, "Zoning Bylaw Text Amendment: (KKBL No. 419 Ventures Ltd./Overwaita Food Group, 879 Marine Drive, CD-445 Text Amendment)".

continued...

PUBLIC INPUT PERIOD – File: 1090-21 - Continued

- Ms. Anne McMullin, President, North Vancouver Chamber of Commerce, 102-124 West 1st Street, North Vancouver, spoke regarding item 9 on the agenda, “Pay Parking”.

CONSENT AGENDA ITEMS

{Items *16 and *17}

Moved by Councillor Fearnley, seconded by Councillor Clark

THAT the resolutions listed within the “Consent Agenda” of November 23, 2009, be approved, as follows:

BYLAWS - Reconsideration and Final Adoption

- *16.** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2009, No. 8040” (564210 BC Limited/Farzin Yadegari Architect, 819-823 West 15th Street, CD-99 Text Amendment).

THAT the said Bylaw No. 8040 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 8040 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

(CARRIED UNANIMOUSLY)

CORRESPONDENCE

- *17. Metro Vancouver, Board in Brief, November 13, 2009 - File: 1180-06**

THAT the Metro Vancouver, Board in Brief, dated November 13, 2009, be received and filed.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

Moved by Councillor Fearnley, 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:

2. Section 90 (1) (c)
3. Section 90 (1) (a)

CARRIED UNANIMOUSLY

The meeting recessed at 6:05 p.m., and reconvened at 6:44 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:

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

Report: City Clerk, November 12, 2009.

PURSUANT to the report of the City Clerk, dated November 12, 2009, entitled “Appointment to the John Braithwaite Community Centre Governance Committee”:

THAT Ms. Joan Vyner be appointed for a partial term to conclude on January 31, 2011, to complete the term of Ms. Pamela Bailey.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Three Readings

4. “Council Indemnity Bylaw, 2009, No. 8056” (Council Indemnity effective January 1, 2010).

Moved by Councillor Keating, seconded by Councillor Heywood

THAT item 4 be deleted from the agenda.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Nil.

DELEGATION

Mr. Don Peters, Housing Liaison, North Shore Community Resources.

Re: Housing the North Shore Forum Update – File: 1040-03-N9-01

Mr. Don Peters, Housing Liaison, North Shore Community Resources, reported on the success and outcomes of the “Housing the North Shore Forum” held May 27-28, 2009, in North Vancouver. He advised that a community meeting will be held on January 20, 2010.

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

CORRESPONDENCE

5. Mr. Don Peters, Housing Liaison, North Shore Community Resources, September 25, 2009.

Re: Housing the North Shore Forum Update – File: 1040-03-N9-01

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT the correspondence from Mr. Don Peters, Housing Liaison, North Shore Community Resources, dated September 25, 2009, regarding “Housing the North Shore Forum Update” be received and filed with thanks;

AND THAT copies of the correspondence be forwarded to the North Shore MLA’s and MP’s and to the Ministers responsible for housing in British Columbia and Canada;

AND THAT the correspondence also be referred to Community Development Department staff to report back with opportunities to assist the Housing North Shore Coalition’s work and with a plan to advance these goals in the development process.

CARRIED UNANIMOUSLY

BYLAWS - Reconsideration and Final Adoption

6. "Business License Bylaw, 2004, No. 7584, Amendment Bylaw, 2009, No. 8050" (Business License Fees).

Moved by Councillor Heywood, seconded by Councillor Fearnley

THAT the said Bylaw No. 8050 be reconsidered.

CARRIED

Councillor Keating is recorded as voting contrary to the motion.

Moved by Councillor Heywood, seconded by Councillor Fearnley

THAT the said Bylaw No. 8050 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

Councillor Keating is recorded as voting contrary to the motion.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

7. **Response to Province Regarding Prime-BC – File: 1650-05**

Report: Deputy Director of Finance, November 18, 2009.

Moved by Councillor Fearnley, seconded by Councillor Heywood

PURSUANT to the report of the Deputy Director of Finance, dated November 18, 2009, entitled "Response to Province Regarding Prime-BC":

THAT the initiative of the City of Port Coquitlam in preparing a letter regarding the announced Prime-BC cost increase be acknowledged with thanks;

AND THAT the City of North Vancouver confirms its support and agreement to be listed as a co-signatory of the letter.

CARRIED UNANIMOUSLY

8. United Nations Climate Change Summit in Copenhagen – File: 4000-07

Report: Chair, Climate Action Task Force, and Environmental Coordinator, November 18, 2009.

Moved by Councillor Heywood, seconded by Councillor Keating

PURSUANT to the report of the Chair of the Climate Action Task Force and the Environmental Coordinator, dated November 18, 2009, entitled “United Nations Climate Change Summit in Copenhagen”:

WHEREAS global action on global warming is vital for the health of our environment, our communities and our future;

WHEREAS taking action on global warming includes investing in public transit and building healthy, pedestrian-friendly neighbourhoods;

WHEREAS taking action on global warming will also open up tremendous job and business opportunities for Canadian municipalities in the emerging clean-energy economy;

WHEREAS the City of North Vancouver is committed to doing its part to halt climate change through a variety of policies and programs including an update of our Climate Action Plan and a new Sustainable Official Community Plan;

WHEREAS Canada is at a crossroads, and we need to act now and move forward with solutions to global warming, or risk falling behind other countries that are already re-tooling their economies and creating new jobs;

WHEREAS Canadians are currently among the top 10 worst global warming polluters on the planet, but municipalities like ours are ready to work together with all levels of government to take responsible action and make Canada a climate action leader;

WHEREAS an international climate agreement that is ambitious, fair and binding will help ensure that Canadian communities and citizens are ready to meet the challenge of global warming and build a prosperous future; and

WHEREAS Canada will be at the UN Climate Summit in December with other global leaders and has the opportunity to deliver an ambitious, fair and binding international agreement;

continued...

8. **United Nations Climate Change Summit in Copenhagen – File: 4000-07 - Continued**

NOW THEREFORE BE IT RESOLVED THAT the City of North Vancouver supports an ambitious, fair and binding international climate agreement at the UN Climate Summit in December;

RESOLVED THAT a copy of this resolution be sent to the Prime Minister of Canada with an encouragement that Canada show leadership at the UN Climate Summit in December by delivering an ambitious, fair and binding international climate agreement; and

RESOLVED THAT the City of North Vancouver promote our support for an international climate agreement through the City's web site and community advertisements.

CARRIED UNANIMOUSLY

9. **Pay Parking – File: 4120-02-05 / 3060-03-01**

Report: Property Valuator-Negotiator and Director, Corporate Services, November 17, 2009.

Moved by Councillor Clark, seconded by Councillor Heywood

PURSUANT to the report of the Property Valuator-Negotiator and Director, Corporate Services, date November 17, 2009, entitled "Pay Parking":

THAT Option No. 1 as set out in the November 17, 2009 report be endorsed and that staff formalize an implementation plan for on-street pay parking for the Shipyard's Heritage Precinct and the Lower and Central Lonsdale business districts for presentation to Finance Committee.

A recorded vote was taken on the motion.

Voting in favour: Councillor Heywood
Councillor Bookham
Councillor Trentadue
Councillor Keating
Councillor Clark
Mayor Mussatto

Voting against: Councillor Fearnley

The motion was **CARRIED** by a vote of six to one.

10. Zoning Bylaw Text Amendment: Liquor Store (KKBL No. 419 Ventures Ltd./Overwaitea Food Group, 879 Marine Drive, CD-445 Text Amendment) – File: 3345-02 Mari 879

Report: City Planner, Community Development, November 19, 2009.

Moved by Mayor Mussatto, seconded by Councillor Heywood

PURSUANT to the report of the City Planner, Community Development, dated November 19, 2009, entitled “Zoning Bylaw Text Amendment: (KKBL No. 419 Ventures Ltd./Overwaitea Food Group, 879 Marine Drive, CD-445 Text Amendment)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2009, No. 8053” (KKBL No. 419 Ventures Ltd./Overwaitea Food Group, 879 Marine Drive, CD-445 Text Amendment) be considered and referred to a Public Hearing.

A recorded vote was taken on the motion.

Voting in favour: Councillor Heywood
Councillor Fearnley

Voting against: Councillor Bookham
Councillor Trentadue
Councillor Keating
Councillor Clark
Mayor Mussatto

The motion was **DEFEATED** by a vote of five to two.

BYLAWS - Introduction and First Reading Only

11. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2009, No. 8053” (KKBL No. 419 Ventures Ltd./Overwaitea Food Group, 879 Marine Drive, CD-445 Text Amendment).

Moved by Councillor Keating, seconded by Councillor Clark

THAT item 11 be deleted from the agenda.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the meeting recess to the Finance Committee Meeting scheduled for this evening regarding “Utilities Overview”.

CARRIED UNANIMOUSLY

The meeting recessed at 7:51 p.m., and reconvened at 8:56 p.m., with the same personnel present.

BYLAWS - Introduction and First Three Readings

13. “Water Utility Bylaw, 1994, No. 6417, Amendment Bylaw, 2009, No. 8044”.
14. “Sewerage and Drainage Utility Bylaw, 1995, No. 6746, Amendment Bylaw, 2009, No. 8042”.
15. “Solid Waste Management Service Bylaw, 1997, No. 6920, Amendment Bylaw, 2009, No. 8043”.

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT the said Bylaws Nos. 8044, 8042 and 8043 be introduced and read a first time in short form, copies of same having been distributed to Council.

CARRIED

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT the said Bylaws Nos. 8044, 8042 and 8043 be read a second time in short form.

CARRIED

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT the said Bylaws Nos. 8044, 8042 and 8043 be read a third time in short form and passed subject to reconsideration.

CARRIED

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

12. Schedule of Council Meetings – 2010 – File: 1090-01

Report: City Clerk, November 12, 2009.

Moved by Councillor Keating, seconded by Councillor Trentadue

PURSUANT to the report of the City Clerk, dated November 12, 2009, entitled “Schedule of Council Meetings – 2010”:

THAT the schedule of Council meetings for 2010 as outlined in Option 2, (status quo), attached to the November 12, 2009 report, be endorsed;

AND THAT the City Clerk be requested to report back to Council in one year’s time.

CARRIED

RECESS

Mayor Mussatto declared a recess at 9:00 p.m., for the public question period and reconvened the meeting at 9:01 p.m.

INQUIRIES

18. Metro Vancouver Committees – File: 1180-01

Inquiry by: Councillor R.J. Fearnley

Councillor Fearnley inquired of Mayor Mussatto if he could provide a report showing the City of North Vancouver Council representation on the Metro Vancouver Committees.

Mayor Mussatto advised that he would provide the requested information.

**19. 1400 Block Bewicke Avenue – Appeal of Supreme Court Decision –
File: 3345-02 BEWICKE 1404-1456**

Inquiry by: Councillor P.J. Bookham

Councillor Bookham inquired of Mayor Mussatto if the appeal record for the Supreme Court decision regarding the 1400 Block of Bewicke Avenue case had been filed.

Mr. Ken Tollstam, City Manager, advised that nothing has been received.

ANY OTHER BUSINESS – NEW ITEMS

Nil.

ADJOURNMENT

Moved by Councillor Clark, seconded by Councillor Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 9:02 p.m.