



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, MARCH 22, 2010**
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
I. Gordon, Director, Finance
S. Ono, City Engineer
B. Themens, Deputy Director, Finance
G. Penway, Deputy Director, Community
Development
E. Adin, City Planner
N. Chand, Manager of Financial Planning
D. Cameron, Budget Analyst
G. Stainton, Manager City Facilities
S. Wilks, Timekeeper

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

ADOPTION OF MINUTES

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, March 15, 2010.
2. In Camera Committee of the Whole Meeting Minutes, March 15, 2010.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 1090-21

- Mr. Myron Calof, 1518-1185 West Georgia, Vancouver, spoke regarding items 11 and 12 on the agenda, "Rezoning Application: 700 Marine Drive (Tigeri Marine Property Ltd./Chandler Associates Architecture Inc., CD-583)".

continued...

PUBLIC INPUT PERIOD – File: 1090-21 -Continued

- Mr. Ron Sostad, 211-312 East 1st Street, North Vancouver, spoke regarding “Canadian Association of Labour Media (C.A.L.M.)”.
- Dr. Philippe MacInnes, 35-2951 Panorama Drive, Coquitlam, spoke regarding the “City of North Vancouver Athletic Commission”.
- Ms. Satendra Mann, 2216 Bowser Avenue, North Vancouver, spoke regarding item 14 on the agenda, “Rezoning Application: 367 East 11th Street (Domingo Morabito/Architype Design Inc., CD-585)”.
- Mr. David McLennan, 365 East 11th Street, North Vancouver, spoke regarding item 14 on the agenda, “Rezoning Application: 367 East 11th Street (Domingo Morabito/Architype Design Inc., CD-585)”.

CONSENT AGENDA ITEMS

{Items *3, *14 and *15}

Moved by Councillor Clark, seconded by Councillor Keating

THAT the resolutions listed within the “Consent Agenda” of March 22, 2010, with the exception of items *14 and *15, be approved, as follows:

COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS

***3. Leave of Absence Without Pay Request – File: 1800-06/1880-03-09**

Report: Human Resources/Safety Officer, March 16, 2010.

PURSUANT to the report of the Human Resources/Safety Officer, dated March 16, 2010, entitled “Leave of Absence Without Pay Request”:

THAT the action taken by the Committee of The Whole in camera regarding “Leave of Absence Without Pay Request” be ratified;

AND THAT the wording of the recommendation and the report of the Human Resources/Safety Officer, dated March 16, 2010, entitled “Leave of Absence Without Pay Request”, remain in camera.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

Moved by Councillor Clark, seconded by Councillor Keating

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 Keating, seconded by Councillor Trentadue

THAT “Freedom of the City” be added to the agenda, in camera, as item 16, and “Law Enforcement” be added to the agenda, in camera, as item 17, and “Human Resources – City Clerk’s Department” be added to the agenda under Report of the Committee of the Whole, as item 18, this evening.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, 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:

- 16. Section 90 (1) (b)
- 17. Section 90 (1) (f)

CARRIED UNANIMOUSLY

The meeting recessed at 6:14 p.m. and reconvened at 7:01 p.m. with the same personnel present.

PROCLAMATIONS

Mayor Mussatto read the following Proclamations:

**“CANADIAN CANCER SOCIETY’S DAFFODIL MONTH” – APRIL 2010
and “DAFFODIL DAY” – APRIL 9, 2010**

**“MALE SURVIVORS OF SEXUAL ABUSE AWARENESS MONTH” –
APRIL 2010**

DELEGATIONS

Ms. Gillian Watson, Check-In-Coordinator, North Shore Walk Committee, MS Society of Canada.

Re: The Scotiabank MS WALK for the Northshore, Sunday, April 25, 2010 at Ambleside Park – File: 1670-03-01

Ms. Gillian Watson, Check-In-Coordinator, North Shore Walk Committee, MS Society of Canada, provided an overview of the various uses of the funds raised by the Scotiabank MS WALK including research initiatives on multiple sclerosis. Ms. Watson requested continued financial support from the City of North Vancouver for the Scotiabank MS WALK for the Northshore, to be held Sunday, April 25, 2010 at Ambleside Park.

CORRESPONDENCE

4. Ms. Tiffany Jay, Fundraising Support Coordinator, BC & Yukon Division, MS Society of Canada, March 3, 2010.

Re: The Scotiabank MS WALK for the Northshore, Sunday, April 25, 2010 at Ambleside Park – File: 1670-03-01

Moved by Councillor Keating, seconded by Councillor Fearnley

PURSUANT to the correspondence dated March 3, 2010, from Ms. Tiffany Jay, Fundraising Support Coordinator, BC & Yukon Division, MS Society of Canada, regarding “The Scotiabank MS WALK for the Northshore, Sunday, April 25, 2010 at Ambleside Park”:

THAT the City of North Vancouver donate \$1,000 to the Scotiabank MS WALK for the Northshore, to be held on Sunday, April 25, 2010 at Ambleside Park;

AND THAT the funds be provided from the General Contingency Account.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Keating

THAT the meeting recess to the Public Meeting regarding “Local Government Elections Task Force – Request for Comments” scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:04 p.m. and reconvened at 7:44 p.m. with the same personnel present.

5. Canadian District Energy Association (CDEA), March 17, 2010.

Re: 15th Annual Conference & Exhibition “District Energy: Now’s the Time”, June 23 – 25, 2010, Pinnacle at the Pier Hotel, North Vancouver, B.C. – File: 1840-02-01

Requested by Mayor Mussatto.

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT Council members be authorized to attend the 15th Annual Conference & Exhibition “District Energy: Now’s the Time”, June 23 – 25, 2010, to be held at the Pinnacle at the Pier Hotel, North Vancouver, B.C;

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

AND THAT the funds be provided from the 2010 Legislative Conventions and Delegations Account.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

6. City of North Vancouver’s 2010-2019 Financial Plan – File: 1645-08

Recommendations: Finance Committee, March 15, 2010

Moved by Councillor Fearnley, seconded by Councillor Clark

PURSUANT to the report of the Director of Finance dated, March 12, 2010 entitled “2010 Draft Operating Budget Update”:

THAT the following budget expenditure increases identified subsequent to the January 18, 2010 Finance Committee Meeting be endorsed:

RCMP – Integrated Teams.....	\$ 40,000
City Library	\$ 22,000
Public Curling	\$ 21,100

AND THAT the following item be reinstated into the City’s 2010 Operating Budget:

Town Hall Meetings	\$10,000
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AND THAT the following one-time allocation be made:

City Library deficit reduction	\$18,000
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AND THAT the City of North Vancouver rates for the no parking and time limited parking be increased so that they are the same as the District of North Vancouver and the District of West Vancouver;

AND THAT resident exempt parking be increased from \$18.00 to \$25.00;

AND THAT a committee be established with members of the North Vancouver Police Committee (City & District) to meet with the Superintendent of the RCMP, Chief Administrative Officers and City and District of North Vancouver Mayors and Police Committee members to discuss the 2010 Operating Budget Requested New Items for the RCMP;

continued...

6. **City of North Vancouver’s 2010-2019 Financial Plan – File: 1645-08 - Continued**

PURSUANT to the report of the Deputy Director of Finance, dated March 12, 2010 entitled “2010-2019 Final Project Plan”:

THAT the 2010–2019 Project Plan for the City of North Vancouver be endorsed;

AND THAT resolutions or bylaws to allocate or appropriate funding for the projects included in the 2010 Project Budget be brought forward by staff in a timely manner.

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT consideration of the following recommendations be deferred until such time as Council has had a full update and an opportunity to discuss the funding of the resourcing of police services:

“**PURSUANT** to the report of the Director of Finance dated, March 12, 2010 entitled “2010 Draft Operating Budget Update”:

THAT the following budget expenditure increases identified subsequent to the January 18, 2010 Finance Committee Meeting be endorsed:

RCMP – Integrated Teams	\$ 40,000
City Library	\$ 22,000
Public Curling	\$ 21,100

AND THAT the following item be reinstated into the City’s 2010 Operating Budget:

Town Hall Meetings	\$10,000
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AND THAT the following one-time allocation be made:

City Library deficit reduction	\$18,000
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AND THAT the City of North Vancouver rates for the no parking and time limited parking be increased so that they are the same as the District of North Vancouver and the District of West Vancouver;

continued...

6. **City of North Vancouver's 2010-2019 Financial Plan – File: 1645-08 - Continued**

AND THAT resident exempt parking be increased from \$18.00 to \$25.00;

AND THAT a committee be established with members of the North Vancouver Police Committee (City & District) to meet with the Superintendent of the RCMP, Chief Administrative Officers and City and District of North Vancouver Mayors and Police Committee members to discuss the 2010 Operating Budget Requested New Items for the RCMP.”

CARRIED

The vote upon the following recommendation was taken separately, as follows:

PURSUANT to the report of the Deputy Director of Finance, dated March 12, 2010 entitled “2010-2019 Final Project Plan”:

THAT the 2010–2019 Project Plan for the City of North Vancouver be endorsed;

AND THAT resolutions or bylaws to allocate or appropriate funding for the projects included in the 2010 Project Budget be brought forward by staff in a timely manner.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Director of Finance dated, March 12, 2010 entitled “2010 Draft Operating Budget Update”:

THAT the following budget expenditure increase identified subsequent to the January 18, 2010 Finance Committee Meeting be endorsed:

Shipyards & Plaza Special Events Budget.....\$25,000

THAT Council supports a further \$38,200 reduction in City funding to the City's and District's cost shared agencies that are listed in the March 12, 2010 report;

continued...

6. City of North Vancouver's 2010-2019 Financial Plan – File: 1645-08 - Continued

THAT the following items be reinstated into the City's 2010 Operating Budget:

Street Decorations	\$15,000
Annual Floral Pots, City Hall & Rogers Plaza.....	\$24,000
Hanging Baskets on Street Poles.....	\$33,000

THAT the following one-time allocations be made:

One-time grants.....	\$100,000
Infrastructure Investment.....	\$327,000

THAT an additional 0.05% tax increase to fund the Pacific Animal Foundation, Canada Day grant increase and North Shore Neighbourhood House Community Schools Program be endorsed.

THAT staff bring forward the appropriate Financial Plan Bylaw (2010 to 2019) and 2010 Tax Rate Bylaw which reflects an overall tax rate increase of 2.85% for the 2010 year.

Moved by Councillor Keating, seconded by Councillor Clark

THAT consideration of the recommendations be deferred until such time as Council has had a full update and an opportunity to discuss the funding of the resourcing of police services.

CARRIED

7. Proposed Parking Penalty Increase – File: 3060-01

Report: Deputy Director, Corporate Services, March 18, 2010.

Moved by Councillor Keating, seconded by Councillor Fearnley

PURSANT to the report of the Deputy Director, Corporate Services, dated March 18, 2010, entitled "Proposed Parking Penalty Increase":

THAT "Bylaw Notice Enforcement Bylaw, 2005, No. 7675, Amendment Bylaw, 2010, No. 8063" (Increase to fines for Street and Traffic Bylaw, 1991, No. 6234) be considered.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Three Readings

8. "Bylaw Notice Enforcement Bylaw, 2005, No. 7675, Amendment Bylaw, 2010, No. 8063" (Increase to fines for Street and Traffic Bylaw, 1991, No. 6234).

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT Bylaw No. 8063 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 Fearnley, seconded by Councillor Keating

THAT the said Bylaw No. 8063 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the said Bylaw No. 8063 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

9. **Lights Out Across Canada For Earth Hour March 27, 2010**
- File: 4010-01/1180-39

Report: Planner, Community Development, March 17, 2010.

Moved by Councillor Clark, seconded by Councillor Keating

PURSUANT to the report of the Planner, Community Development, dated March 17, 2010, entitled "Lights Out Across Canada For Earth Hour March 27, 2010":

WHEREAS Earth Hour is an international event focused on turning off lights for one hour from 8:30 p.m. to 9:30 p.m. on Saturday, March 27, 2010 to raise awareness and support for action on climate change;

continued...

**9. Lights Out Across Canada For Earth Hour March 27, 2010
- File: 4010-01/1180-39 - Continued**

WHEREAS reductions in electricity consumption are necessary to reduce the amount of Greenhouse Gas released into the environment;

WHEREAS this event supports the City's ongoing efforts in corporate and community based initiatives for Energy Management and Greenhouse Gas Emissions reduction; and

WHEREAS the City has shown leadership through ongoing participation in Earth Hour events along with other communities in Canada and around the world;

NOW THEREFORE BE IT RESOLVED THAT:

1. The City of North Vancouver commits to participating in Earth Hour 2010 by turning off lights in its City Hall, Civic Works Yard facilities and City Library on Saturday, March 27, 2010; and
2. Employees and residents of the City of North Vancouver are encouraged to participate in Earth Hour to be part of this united global message about the need for action on climate change and to commit to fighting climate change starting with turning off lights on Saturday, March 27, 2010 at 8:30 p.m.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

10. Authority to Proceed with Enforcement Action – CSC Computer Service Centre – 310 Brooksbank Avenue – File: 3045-03

Report: Business License Inspector, Community Development,
March 11, 2010.

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT item 10, "Authority to Proceed with Enforcement Action – CSC Computer Service Centre – 310 Brooksbank Avenue", be deleted from the agenda.

CARRIED UNANIMOUSLY

**11. Rezoning Application: 700 Marine Drive (Tigeri Marine Property Ltd./Chandler Associates Architecture Inc., CD-583)
– File: 3345-02 Marine 700**

Report: Development Planner, Community Development, March 17, 2010.

Moved by Councillor Keating, seconded by Councillor Trentadue

PURSUANT to the report of the Development Planner, Community Development, dated March 17, 2010, entitled “Rezoning Application: 700 Marine Drive (Tigeri Marine Property Ltd./Chandler Associates Architecture Inc., CD-583)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2010, No. 8070” (Tigeri Marine Property Ltd./Chandler Associates Architecture Inc., 700 Marine Drive, CD-583), be considered and referred to a Public Hearing (Option 1 of the March 17, 2010 report);

AND THAT offsite works requested in the Engineering, Parks and Environment Department’s memo which would require Council approval be endorsed;

AND THAT the applicant be required to execute a covenant, at their expense, regarding the following:

- To secure an agreement with the Lonsdale Energy Corporation for it to provide the appropriate energy services;
- To build according to approved plans;
- To secure a 10 ft. right of way on Marine Drive;
- To secure amenity contributions, to be finalized before the Public Hearing date;
- Engineering, Parks and Environment Department’s offsite works that would need Council approval, be included, if endorsed.

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

BYLAWS - Introduction and First Reading Only

12. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2010, No. 8070" (Tigeri Marine Property Ltd./Chandler Associates Architecture Inc., 700 Marine Drive, CD-583).

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT Bylaw No. 8070 be read a first time in short form, copy of same having been distributed to Council members and read by them.

CARRIED

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

13. **Development Variance Permit Application: 243 West 6th Street (DVP2010-00004, Fugger & Kinch, Kenorah Construction & Design) – Ottawa Gardens Heritage Conservation Area – File: 3345-02 06 W 243**

Report: Deputy Director, Community Development, March 17, 2010.

Moved by Councillor Keating, seconded by Councillor Trentadue

PURSUANT to the report of the Deputy Director, Community Development, dated March 17, 2010, entitled "Development Variance Permit Application: 243 West 6th Street (DVP2010-00004, Fugger & Kinch, Kenorah Construction & Design) – Ottawa Gardens Heritage Conservation Area":

THAT Development Variance Permit No. DVP2010-00004 (243 West 6th Street, Douglas A. Fugger & Abigail A. Kinch) be considered for issuance pursuant to Section 922 of the Local Government Act;

AND THAT the requirement for a Public Meeting be waived.

A recorded vote was taken on the motion.

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

Voting against: Councillor Fearnley
Councillor Bookham
Councillor Clark

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

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

14. Rezoning Application: 367 East 11th Street (Domingo Morabito/Architype Design Inc., CD-585) – File: 3345-02 11 E 367

Report: Development Planner, Community Development, March 17, 2010.

Moved by Councillor Keating, seconded by Mayor Mussatto

PURSUANT to the report of the Development Planner, Community Development, dated March 17, 2010, entitled “Rezoning Application: 367 East 11th Street (Domingo Morabito/Architype Design Inc., CD-585)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2010, No. 8072” (D. Morabito/Architype Design, 367 East 11th Street, CD-585) be considered and referred to a Public Hearing;

AND THAT the Community Infrastructure Enhancements requested by Engineering, Parks and Environment and outlined in this report dated March 17, 2010, be endorsed.

A recorded vote was taken on the motion.

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

Voting against: Councillor Clark

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

BYLAWS - Introduction and First Reading Only

15. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2010, No. 8072" (D. Morabito/Architype Design, 367 East 11th Street, CD-585).

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT Bylaw No. 8072 be read a first time in short form, copy of same having been distributed to Council members and read by them.

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

REPORT OF COMMITTEE OF THE WHOLE

Moved by Councillor Fearnley, seconded by Councillor Keating that the following recommendation of the Committee of the Whole in camera from March 15, 2010 be ratified:

18. Human Resources – City Clerk’s Department – File: 1800-01

Report: City Manager, March 9, 2010.

PURSUANT to the report of the City Manager dated March 9, 2010, entitled "Human Resources – City Clerk’s Department":

THAT Ms. Robyn Anderson be promoted to the position of City Clerk upon the retirement of Ms. Sandra Dowey;

AND THAT the report of the City Manager, dated March 9, 2010, entitled "Human Resources – City Clerk’s Department" remain in camera.

CARRIED UNANIMOUSLY

RECESS

Mayor Mussatto declared a recess at 8:29 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

19. Site 8 – Millennium Development Proposal – File: 3345-02 ESPLANADE W 119 Site 8

Inquiry by: Councillor P.J. Bookham

Councillor Bookham inquired of Mayor Mussatto if he knew what the height might be for the Millennium Development Proposal for Site 8.

Mayor Mussatto responded that the height would be significantly lower and that Millennium would be coming forward to staff with more information and once that information is received it will be passed on to Council.

20. East 10th Street and St. Andrew's Avenue - Street Sign – File: 4155-06

Inquiry by: Councillor R.C. Clark

Councillor Clark inquired of Mayor Mussatto if he was aware that the street sign at East 10th Street and St. Andrew's Avenue was missing.

Mayor Mussatto asked the City Engineer to provide a response.

ANY OTHER BUSINESS – NEW ITEMS - Continued

Nil.

ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Heywood

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 8:32 p.m.