

MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET, NORTH VANCOUVER, B.C., ON MONDAY, OCTOBER 4, 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

- I. Gordon, Acting City Manager
- R.G. Anderson, City Clerk
- K. Kenney, Deputy City Clerk
- F. Caouette, Director of Corporate Services
- S. Ono, City Engineer
- G. Penway, Deputy Director, Community Development
- B. Themens, Deputy Director, Finance
- E. Adin, City Planner
- M. Hunter, Manager, Parks & Environment
- C. Kathler, Community Planner
- D. Nelson, Manager, Information Technology
- L.R. Orr, Manager, Special Projects and Services/ Waterfront Project Manager
- H. Sadler, Waterfront Project Deputy Development Manager
- D. Samaridis, Landscape Architect
- S. Wilks, Timekeeper

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

ADOPTION OF MINUTES

Moved by Councillor Clark, seconded by Councillor Keating

THAT the following Minutes be adopted as circulated:

- **1.** Regular Council Meeting Minutes, September 20, 2010.
- 2. In Camera Committee of the Whole Meeting Minutes, September 20, 2010.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

Notice of Contravention – 341 West 19th Street, Hamid Najian – File: 3345-02-19 W 341

Report: Manager, Inspections, Community Development, September 22, 2010.

Moved by Councillor Clark, seconded by Councillor Keating

THAT Item 8 be deleted from the Agenda.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 1090-21

 Mr. Ron Sostad, 312 – 211 E. 1st St., North Vancouver, spoke regarding "UBCM decision relative to election terms".

CONSENT AGENDA ITEMS

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT the resolutions listed within the "Consent Agenda" of October 4, 2010, be approved as follows:

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

*21. Lower Lonsdale Streetworks 100 Block West 2nd Street Project – Funding Extension Request – File: 4145-01

Report: Manager, Engineering Planning and Design, September 28, 2010.

PURSUANT to the report of the Manager, Engineering Planning and Design, dated September 28, 2010, entitled "Lower Lonsdale Streetworks 100 Block West 2nd Street Project - Funding Extension Request":

THAT funding for the Lower Lonsdale Streetworks 100 West 2nd Street Project (Funding Appropriation No. 0717) be extended until December 31, 2010;

AND THAT should any of the above amount remain unexpended after that date, the unexpended balance be returned to the originating reserve fund.

BYLAWS - Reconsideration and Final Adoption

- *22. "Taxation Exemption Bylaw, 2010, No. 8105".
- *23. "Pet Establishment Regulation Bylaw, 1998, No. 7040, Amendment Bylaw, 2010, No. 8106" (Prohibited Animal sold or offered for sale).
- *24. "Bylaw Notice Enforcement Bylaw, 2005, No. 7675, Amendment Bylaw, 2010, No. 8107" (Prohibited Animal Sale).
- *25. "Financial Plan for the Years 2010 to 2019 Bylaw, 2010, No. 8078, Amendment Bylaw, 2010, No. 8108" (Revised Financial Plan).
- *26. "Athletic Commission Bylaw, 1984, No. 5605, Amendment Bylaw, 2010, No. 8115".

THAT the said Bylaws Nos. 8105, 8106, 8107, 8108 and 8115 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws Nos. 8105, 8106, 8107, 8108 and 8115 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

Moved by Councillor Clark, seconded by Councillor Keating

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) (c)

Sections 89 (1), 89 (2), 90 (1), 90 (2), 90 (3) and 92 are listed in their entirety within this agenda package.

The meeting recessed at 6:02 p.m. and reconvened at 6:35 p.m. with the same personnel present.

PROCLAMATIONS

Mayor Mussatto read the following Proclamations:

"FERAL CAT DAY" – OCTOBER 16, 2010

"FIRE PREVENTION WEEK" – OCTOBER 3 – 9, 2010

"RIDE-SHARE WEEK" – OCTOBER 4 – 8, 2010

"WASTE REDUCTION WEEK" – OCTOBER 18 – 24, 2010

"HOMELESSNESS ACTION WEEK" – OCTOBER 10 – 16, 2010

DELEGATIONS

Mr. Ross Stewart, Executive Director, Marineview Housing Society.

Re: Chesterfield House Project – File: 3365-05-04

Mr. Ross Stewart, Executive Director, and Ms. Carmen Rotella, Manager of Supportive Housing, Marineview Housing Society, were in attendance. Mr. Stewart gave a presentation regarding "Chesterfield House Project", as follows:

- the society is a member of a joint venture with the City and BC Housing to fund the purchase of the building and construction of the addition;
- Marineview Housing Society took over the operation of Chesterfield House in 2008;
- mandate of the society is to provide affordable housing for those dealing with mental health issues;
- funding for the operation of the building comes from rents, with non mental health tenants paying market rent;
- mental health tenants pay the shelter portion of their Persons with Disability allowance - \$375 a month for singles, \$570 a month for couples;
- nine studio unit addition is underway;
- they are sprinkling older part of building;
- they are on time and on budget at this point;
- potential occupancy end of November of this year.

Continued...

Mr. Ross Stewart, Executive Director, Marineview Housing Society - Continued

Ms. Rotella provided information on day to day operations of Chesterfield House as follows:

- first mental health tenant moved in in 2008;
- currently have 13 mental health tenants;
- small families are beginning to reside in the two bedroom apartments;
- tenants have adjusted well during construction;
- they work well with case managers and with residential community site services;
- community site services also provides crisis intervention;
- building manager has good relationship with tenants;
- future possible initiatives include a community garden and community kitchen;
- people with mental health issues can maintain their wellness and independence.

CORRESPONDENCE

4. Mr. Ross Stewart, Executive Director, Marineview Housing Society, August 19, 2010.

Re: Chesterfield House Project – File: 3365-05-04

Moved by Councillor Keating, seconded by Councillor Heywood

THAT the correspondence received from Mr. Ross Stewart, Executive Director, Marineview Housing Society, dated August 19, 2010, regarding "Chesterfield House Project" be received and filed with thanks for the work they are doing.

DELEGATION

Mr. Doug Ausman, Mr. Bill Curtis and Ms. Paulah Dauns, Members of Lower Lonsdale Business Association (LLBA) Business Improvement Area Committee.

Re: Proposed Lower Lonsdale Business Improvement Area (BIA) – File: 1040-03-L8

Mr. Doug Ausman, Mr. Bill Curtis, Members of Lower Lonsdale Business Association (LLBA) Business Improvement Area Committee and Ms. Stephanie Clarke, Executive Director, BIA BC, gave a presentation regarding "Proposed Lower Lonsdale Business Improvement Area (BIA)", as follows:

- project first initiated in 2009;
- financial resources available to the BIA can bring improvements to area and would find funding for certain initiatives;
- hundreds of hours of volunteer work to determine what successful initiatives have been undertaken by other BIAs in region;
- in May 2010 and July 2010 information packages were mailed to owners of all commercial properties and over 500 business operators;
- questionnaires issued;
- 70 documented responses with only 3 in opposition;
- 96% expressed support or were neutral and 4% percent expressed opposition;
- three information open houses held;
- developed draft vision statement and initial budget from feedback received;
- recommend adjustment to original BIA boundary to delete office building at 267 W. Esplanade as it is distant from Lower Lonsdale business district, has no street-level retail businesses and very few upper floor retail businesses;
- initial concerns expressed that BIA levy would be additional tax, but in reality it was determined the levy would be quite modest;
- every commercial property owner and business operator would be a member and would have a say in how the BIA funds were spent and they can choose to participate on committees, attend regular Annual General Meetings or run for election on the BIA Board;
- the existing Lower Lonsdale Business association with a modest operating budget has been able to raise over \$100,000 each year for funding of three annual festivals which draw thousands of people to the area;
- 70% of the over \$100,000 raised comes from private companies outside of the Lower Lonsdale area, however, without becoming a BIA, their current volunteers will be unable to sustain the level of effort to keep that going;

Continued...

Mr. Doug Ausman, Mr. Bill Curtis and Ms. Paulah Dauns, Members of Lower Lonsdale Business Association (LLBA) Business Improvement Area Committee - Continued

- collective marketing sited as greatest priority for commercial property owners and business operators if BIA is established;
- promotional activities would bring more customers to lower Lonsdale areas;
- asked Council to direct staff to provide report to Council in November;
- the Executive Director for BIA BC has provided advice to the Lower Lonsdale Business Association, and offers assistance to those associations wishing to establish a BIA.

Mr. Doug Ausman and Ms. Clarke then responded to questions from members of Council.

CORRESPONDENCE

- 5. Mr. Doug Ausman, Mr. Bill Curtis and Ms. Paulah Dauns, Members of Lower Lonsdale Business Association (LLBA) Business Improvement Area Committee, September 27, 2010.
 - Re: Proposed Lower Lonsdale Business Improvement Area (BIA) – File: 1040-03-L8

Moved by Councillor Fearnley, seconded by Councillor Trentadue

THAT the correspondence dated September 27, 2010, received from the Lower Lonsdale Business Association Business Improvement Area Committee regarding "Proposed Lower Lonsdale Business Improvement Area (BIA)", be referred to staff for report back to Council.

Mayor Mussatto left the meeting declaring a Conflict of Interest regarding Item 6 on the agenda because Ms. Alana Mussatto, the grantee, is his niece.

Councillor Fearnley took over the Chair as Acting Mayor.

6. Ms. Heather Turner, Director of Recreation, North Vancouver Recreation Commission, September 17, 2010.

Re: Sport and Recreation Travel Grant for Alana Mussatto, NorWesters Track and Field Club – File: 1670-03-07

Moved by Councillor Trentadue, seconded by Councillor Keating

PURSUANT to the correspondence from Ms. Heather Turner, Director of Recreation, North Vancouver Recreation Commission, dated September 17, 2010, regarding "Sport and Recreation Travel Grant for Alana Mussatto, NorWesters Track and Field Club":

THAT the City of North Vancouver support the achievement of Ms. Alana Mussatto by awarding a Sport and Recreation Travel Grant of \$100.00;

AND THAT the funds be taken from Sports/Recreation and Travel Grants.

AND THAT staff provide a report to ensure that City travel grants are equal to those provided by the District of North Vancouver.

CARRIED UNANIMOUSLY

Mayor Mussatto returned to the meeting and resumed the Chair.

7. Mr. Adrian Reimer, Special Assistant to John Weston, MP, July 19, 2010.

Re: Support for Bill C-475 to Fight Crystal Meth and Ecstasy - File: 1155-05-01/4230-18-03

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the correspondence from Mr. Adrian Reimer, Special Assistant to John Weston, MP, July 19, 2010 regarding "Support for Bill C-475 to Fight Crystal Meth and Ecstasy" be received and filed.

CARRIED

9. Draft Parks Master Plan – File: 3325-06

Report: Manager, Parks and Environment, September 28, 2010.

PowerPoint Presentation by Ms. Catherine Berris, Principal, Catherine Berris Associates Inc., Planning and Landscape Architecture.

Michael Hunter, Manager, Parks & Environment, on behalf of the project's steering committee, provided background on the evolution of the Draft Parks Master Plan and introduced Catherine Berris, Principal,Catherine Berris Associates Inc., Planning and Landscape Architecture, who provided highlights of the plan as follows:

- context;
- trends, public input, goals;
- key recommendations relative to parkland, park design, trails and greenways, sports fields, dog off-leash areas, play and exercise equipment, youth parks, park buildings and structures, courts, urban agriculture, operations and maintenance, environmental management, managing use in parks;
- implementation; and
- next steps.

Mr. Hunter and Ms. Berris then responded to questions from members of Council.

Moved by Councillor Keating, seconded by Councillor Trentadue

PURSUANT to the report of the Manager, Parks and Environment, dated September 28, 2010, entitled "Draft Parks Master Plan":

THAT the Draft Parks Master Plan be endorsed in principle;

AND THAT staff be directed to proceed with the identified priority actions including:

- Identification of additional off-leash areas for dogs
- Development of an Urban Agriculture Strategy
- Review of the Park Events and Programming Policy
- Review of the Parks Development Cost Charges Bylaw
- Development of a Park Land Acquisition Strategy

AND THAT the implementation of other identified projects and programs be presented for Council's consideration through the City's annual Financial Planning process.

10. Heywood Park Master Plan – File: 4305-03-H3

Report: Landscape Architect, Engineering, Parks & Environment, September 28, 2010.

PowerPoint Presentation by Mr. Kevin Connery, Blue + Green Design Studio.

Mr. Dimitri Samaridis, Landscape Architect, provided background on the Heywood Park Master Plan and proposed funding for the park and introduced Mr. Kevin Connery, who provided a status update on the evolution of the Heywood Park Master Plan as follows:

- background information and planning process;
- site analysis including strengths and weaknesses of natural features and recreation features;
- public input and comments;
- design objectives;
- preliminary ideas;
- assessment;
- final master plan; and
- key master plan objectives.

Mr. Connery then responded to questions from Council members.

Moved by Councillor Fearnley, seconded by Councillor Clark

PURSUANT to the report of the Landscape Architect, Engineering, Parks & Environment, dated September 28, 2010, entitled "Heywood Park Master Plan":

THAT staff proceed with implementation of the Heywood Park Master Plan;

AND THAT (Funding Appropriation No. 1027) an amount of \$766,700 be appropriated from the Marine Drive Amenity Reserve for the implementation of the Heywood Park Master Plan;

AND THAT should any of the above amounts remain unexpended after three years from the date of the appropriation, the unexpended balance shall be returned to the credit of said Reserve Fund.

11. Spirit Trail Update – File: 4300-13-04-02

Information Report: Waterfront Project Deputy Development Manager, September 22, 2010.

PowerPoint Presentation by Waterfront Project Deputy Development Manager.

Ms. Heather Sadler, Waterfront Project Deputy Development Manager, provided an update on the status of the Spirit Trail, as follows:

- implementation timeline;
- focusing on west part of trail in first five years;
- in second five years will be focusing on East waterfront;
- advised that construction started this past week on the Harbourside West Overpass;
- provided update on the status of the following trail connections:
 - Kings Mill Walk
 - Bewicke
 - Burrard Yacht Club
 - Squamish Nation/CN Rail Trail
 - Forbes/Waterfront Park/Chesterfield
 - Lonsdale Quay/Carrie Cates Court
 - The Shipyards
 - Esplanade
 - Waterfront Escarpment/Moodyville Park
 - 3rd Street Hill Connection
 - Spirit Trail West Connection.

Ms. Sadler then responded to questions from members of Council.

12. Air Raid Siren in Victoria Park – File: 4305-03-V1-01

Report: Manager, Parks and Environment, September 28, 2010.

Moved by Councillor Fearnley, seconded by Councillor Bookham

PURSUANT to the report of the Manager, Parks and Environment, dated September 28, 2010 entitled "Air Raid Siren in Victoria Park":

THAT reinstallation of the siren be postponed;

AND THAT staff be directed to consult with the community, and report back to Council with the results.

CARRIED UNANIMOUSLY

13. Appropriation of General Reserve Funds and Redirection of Existing Capital to Provide for a Data Storage System Upgrade – File: 1645-07

Report: Manager of Information Technology, September 29, 2010.

Moved by Councillor Fearnley, seconded by Councillor Clark

PURSUANT to the report of the Manager of Information Technology, dated September 29, 2010 entitled "Appropriation of General Reserve Funds and Redirection of Existing Capital to Provide for a Data Storage System Upgrade":

THAT (Funding Appropriation No. 1027) an amount of \$120,000 be appropriated from the General Reserve for the purpose of funding the Storage System Upgrade;

AND THAT should any of the above amount remain unexpended after three years from the date of appropriation, the unexpended balance shall be returned to the credit of the said Reserve Fund;

AND THAT \$100,000 currently appropriated in the 2010 IT Voice Systems Upgrade project (currently on hold pending a clearer Nortel migration path) be allocated to the Storage System Upgrade project;

AND THAT the Information Technology operating program budget be reduced for the coming five years, 2011 through 2015, by \$56,000 (totaling \$280,000 over five years).

14. Rezoning Application: 362 East 12th Street (A. Elahi & H. Behmanesh/Arc Homes Inc., CD-596) – File: 3345-02 12 E 362

Report: Development Planner, Community Development, September 29, 2010.

Moved by Councillor Keating, seconded by Councillor Trentadue

PURSUANT to the report of the Development Planner, dated September 29, 2010, entitled "Rezoning Application: 362 East 12th Street (A. Elahi & H. Behmanesh /Arc Homes Inc., CD-596)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2010, No. 8116" (A. Elahi & H. Behmanesh /Arc Homes Inc., 362 East 12th Street, CD-596) be considered and referred to a Public Hearing;

AND THAT the additional community mitigation measures recommended by staff, as referenced in the Community Infrastructure Requirements section of the September 29, 2010 report, be endorsed;

AND THAT a covenant be prepared to prohibit an accessory secondary suite on the interior lot.

The vote upon the recommendation was taken separately as follows:

PURSUANT to the report of the Development Planner, dated September 29, 2010, entitled "Rezoning Application: 362 East 12th Street (A. Elahi & H. Behmanesh /Arc Homes Inc., CD-596)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2010, No. 8116" (A. Elahi & H. Behmanesh /Arc Homes Inc., 362 East 12th Street, CD-596) be considered and referred to a Public Hearing;

AND THAT the additional community mitigation measures recommended by staff, as referenced in the Community Infrastructure Requirements section of the September 29, 2010 report, be endorsed.

A recorded vote was taken on the motion.

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

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

Rezoning Application: 362 East 12th Street (A. Elahi & H. Behmanesh/Arc Homes Inc., CD-596) – File: 3345-02 12 E 362 -Continued

AND THAT a covenant be prepared to prohibit an accessory secondary suite on the interior lot.

A recorded vote was taken on the motion.

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

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

The motion now reads as follows in its entirety:

"**PURSUANT** to the report of the Development Planner, dated September 29, 2010, entitled "Rezoning Application: 362 East 12th Street (A. Elahi & H. Behmanesh /Arc Homes Inc., CD-596)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2010, No. 8116" (A. Elahi & H. Behmanesh /Arc Homes Inc., 362 East 12th Street, CD-596) be considered and referred to a Public Hearing;

AND THAT the additional community mitigation measures recommended by staff, as referenced in the Community Infrastructure Requirements section of the September 29, 2010 report, be endorsed;

AND THAT a covenant be prepared to prohibit an accessory secondary suite on the interior lot."

BYLAWS - Introduction and First Reading Only

 "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2010, No. 8116" (A. Elahi & H. Behmanesh /Arc Homes Inc., 362 East 12th Street, CD-596).

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT Bylaw No. 8116 be read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

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

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

16. Revised Draft: Metro Vancouver 2040: Shaping Our Future - File: 1180-20-01

Report: Deputy Director, Community Development, September 28, 2010.

Moved by Councillor Keating, seconded by Councillor Trentadue

PURSUANT to the report of the Deputy Director, Community Development, dated September 28, 2010 entitled "Revised Draft: Metro Vancouver 2040: Shaping Our Future":

THAT a letter from the Mayor, substantially in the form presented as Attachment No. 1 of the September 28, 2010 report, be sent as input to Metro Vancouver on the Draft Regional Growth Strategy.

17. Amateur Martial Arts Event – October 2, 2010 – File: 3045-03

Information Report: Business License Inspector, Community Development, September 8, 2010.

Requested by Councillor R.J. Fearnley

Moved by Councillor Fearnley, seconded by Councillor Bookham

THAT staff bring forward options for bylaw amendments that would restrict amateur martial arts events within the City of North Vancouver.

CARRIED

MOTION AND NOTICES OF MOTION

18. Cancellation of All Existing City/Twinning Relationships – File: 1205-01

Submitted by: Councillor R.C. Clark

Moved by Councillor Clark, seconded by Councillor Bookham

BE IT RESOLVED THAT but for existing obligations that have been incurred, the City of North Vancouver cancel all existing Sister City/Twinning relationships.

A recorded vote was taken on the motion.

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

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

19. Council/Staff Monday Night Dinners – File: 1090-01

Submitted by: Councillor R.C. Clark

Moved by Councillor Clark, seconded by Councillor Bookham

BE IT RESOLVED THAT the Council/Staff Monday night dinners be canceled.

A recorded vote was taken on the motion.

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

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

20. Food Security and Urban Agriculture Strategy – File: 4010-01

Moved by Councillor Keating, seconded by Councillor Trentadue

WHEREAS global, regional, and local food security is an emerging issue of community sustainability;

AND WHEREAS the latest research indicates that access to healthy and affordable food options is a key determinant of public health outcomes across the socio-economic spectrum;

NOW THEREFORE BE IT RESOLVED THAT staff be directed to prepare and report back to Council with a food security and urban agriculture strategy (including an implementation strategy with opportunities for public involvement) for the City of North Vancouver.

Moved by Councillor Clark, seconded by Councillor Bookham

THAT consideration of the motion be deferred to the second Council meeting in November.

CARRIED

Mayor Mussatto is recorded as voting contrary to the motion.

RECESS

Mayor Mussatto declared a recess at 9:43 p.m. for the public question period and reconvened the meeting immediately.

ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT the meeting adjourn.

CARRIED

The meeting adjourned at 9:44 p.m.