



**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 7, 2011**
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
R.G. Anderson, City Clerk
K. Kenney, Deputy City Clerk
F. Caouette, Director, Corporate Services
I. Gordon, Director of Finance
S. Ono, City Engineer
R.H. White, Director of Community Development
B. Penman, Fire Chief
D. Burgess, Deputy Fire Chief
G. Penway, Deputy Director, Community
Development
D. Pope, Deputy City Engineer
D. Sigston, Deputy Director, Corporate Services
W. Beier, Manager, Purchasing
N. Chand, Manager of Financial Planning
M. Hunter, Manager, Parks and Environment
L.R. Orr, Manager, Special Projects and
Services/ Waterfront Project Manager
J. de Ruitter, Assistant Manager, Inspections
H. Reinhold, Waterfront Project Deputy
Development Manager
D. Cameron, Budget Analyst
A. Kurnicki, Streetscape Planner
L. McCarthy, Community Development Worker
H. Turner, Director, North Vancouver
Recreation Commission
S. Wilks, Timekeeper

PRESENTATION

Major Ward Trythall, Commanding Officer, 6 Field Engineer Squadron.

Re: Conduct of the Freedom of the City Parade by the 6 Field Engineer Squadron on the Occasion of their 100th Anniversary - File: 0330-01

A ceremony was held to re-affirm the awarding of Freedom of the City to the 6 Field Engineer Squadron on the occasion of their 100th anniversary. Representing the 6 Field Engineer Squadron were Major Ward Trythall, Officer Commanding, Troop Commander Lieutenant Patrick Kwok, Squadron Sergeant Major Warrant Officer Ron Snelgrove and Honorary Lieutenant-Colonel Jim Happer.

The meeting was called to order at 6:08 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, January 24, 2011.
2. In Camera Committee of the Whole Meeting Minutes, January 24, 2011.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Keating

THAT the Delegation from Mr. Hugh Ker, Vice President Polygon Homes Ltd. regarding "Proposed Development at 721 Chesterfield Avenue" and Item 8 "Official Community Plan and Zoning Amendment Applications, 721 Chesterfield Avenue (Polygon Development 246 Ltd., Raymond Letkeman Architects Inc.)," be deleted from this evening's agenda.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD - File: 0550-07

- Ms. Heather Johnstone, 225 East 2nd St., North Vancouver, spoke regarding item 16 on the agenda "Food Security and Urban Agriculture Strategy".

CONSENT AGENDA ITEMS

Moved by Councillor Clark, seconded by Councillor Keating

THAT the resolutions listed within the "Consent Agenda" be approved as follows:

CORRESPONDENCE

- *23. Metro Vancouver, Board in Brief, January 28, 2011
- File: 0400-60 Metro Vancouver RD**

THAT the Metro Vancouver, Board in Brief, dated January 28, 2011, be received and filed.

(CARRIED UNANIMOUSLY)

BYLAWS - Reconsideration and Final Adoption

- *24. "Construction Regulation Bylaw, 2003, No. 7390, Amendment Bylaw, 2011, No. 8142" (Scheduled A and Housekeeping).**

THAT the said Bylaw No. 8142 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 8142 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 Keating, 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)(i)
5. Section 90 (1)(j) & (k)

CARRIED UNANIMOUSLY

The meeting recessed at 6:12 p.m. and reconvened at 6:58 p.m. with the same personnel present.

REPORT OF COMMITTEE OF THE WHOLE

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

3. 2100 Block Mahon Potential Road Sale – File: 3200-01

Report: Property Valuator-Negotiator, Corporate Services,
January 26, 2011.

PURSUANT to the report of the Property Valuator-Negotiator, dated January 26, 2011, entitled “2100 Block Mahon – Potential Road Sale”:

THAT staff be authorized to enter into negotiations to sell the portions of Mahon Avenue on a gross value approach subject to consolidation with 2105 Mahon Avenue and 303 West 22nd Street;

AND THAT the report of the Property Valuator-Negotiator, dated January 26, 2011, entitled “2100 Block Mahon – Potential Road Sale” remain in camera.

CARRIED UNANIMOUSLY

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

5. Land Matter – File: 3200-01

Confidential Information Report: Waterfront Project Manager, January 18, 2011.

THAT the action taken by the Committee of the Whole in camera regarding “Land Matter” be ratified.

CARRIED

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

Mayor Mussatto declared a recess at 7:00 p.m., for the Finance Committee and reconvened at 7:50 p.m. with the same personnel present.

DELEGATIONS

Mr. Tony Valente, Resident of the City of North Vancouver.

Re: Lower Lonsdale Community Petition - The Site of the Former Maritime Centre – File: 6740-20-01

Mr. Tony Valente, Resident of the City of North Vancouver, gave a presentation regarding “Lower Lonsdale Community Petition - The Site of the Former Maritime Centre”, as follows:

- presented petition;
- outlined intentions for petition;
- provided context of petition;
- residents were asked to sign petition after receiving presentation;
- 75 signatures gathered;
- outlined petition request: that the City of North Vancouver develop the site of the former maritime centre project into a public green space;
- residents are disappointed that there is no maritime centre;
- there are concerns about access to green space given the increase in density in the area;
- there are concerns about what will go there;
- asked council to consider their petition’s suggestion.

CORRESPONDENCE

6. Mr. Tony Valente, Resident of the City of North Vancouver, January 25, 2011.

Re: Lower Lonsdale Community Petition - The Site of the Former Maritime Centre – File: 6740-20-01

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT the delegation by Mr. Tony Valente, regarding “Lower Lonsdale Community Petition - The Site of the Former Maritime Centre” and the materials submitted be received with thanks and referred to the waterfront project for consideration with other options.

CARRIED UNANIMOUSLY

DELEGATION

Ms. Kathleen Campbell, Executive Director and Mr. Amin Karim, President, Vancouver's North Shore Tourism Association (VNSTA).

Re: Eligible Entity Status – File: 6900-01

Mr. Amin Karim, President, Vancouver's North Shore Tourism Association (VNSTA), gave presentation regarding "Eligible Entity Status", as follows:

- Introduced Ms. Joanne Tevo, Executive Director, Tourism Association, Mr. Tim Morrison, General Manager, Pinnacle Hotel, and Ms. Kathleen Campbell, Executive Director, Vancouver's North Shore Tourism Association;
- asked Council to continue collection of 2% hotel tax that funds the tourism association;
- requested support for eligible entity status;
- provided history on the inception of the collection of the 2% hotel tax and struggles to support it over the past five years;
- trying to bring more tourists to North Shore;
- as hotel occupancy is increased, the spin off effect on the entire community is quite significant;
- part of agreement between the City, the Districts and the Association was to be collaborative;
- eligible entity status is one opportunity to consolidate resources and reduce costs;
- the agreement between the City and the Association is one in which the City's role is to collect the funds, account for them and upon receipt of the Association's work plan, to fund the Association; the funds can't be used for any other purpose;
- Association's financial records are audited, and the Association can be more efficient with eligible entity status;
- current collection term ends in 2012, request that it continue;
- there is unanimous support of the hotels to continue the tax.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

7. Vancouver's North Shore Tourism Association – Eligible Entity Status - File: 6900-01

Report: Director, Corporate Services, February 1, 2011.

Moved by Councillor Keating, seconded by Councillor Fearnley

PURSUANT to the report of the Director, Corporate Services, dated February 1, 2011, entitled "Vancouver's North Shore Tourism Association – Eligible Entity Status":

THAT the Provincial Government be advised that the City of North Vancouver supports eligible entity status for Vancouver's North Shore Tourism Association with respect to collection of the Additional Hotel Tax;

AND THAT pending the outcome of the Provincial decision, the City initiate the petition process required to permit Vancouver's North Shore Tourism Association to collect the hotel tax for the years 2012 to 2017;

AND THAT a copy of this resolution be sent to the District of North Vancouver and the Union of British Columbia Municipalities.

CARRIED UNANIMOUSLY

9. Life Safety Upgrade Bylaw – File: 3105-01

Report: Deputy Fire Chief on behalf of Life Safety Upgrade Task Group, February 3, 2011

Moved by Councillor Fearnley, seconded by Councillor Heywood

PURSUANT to the report of the Life Safety Upgrade Task Group, dated February 3, 2011, entitled “Life Safety Upgrade Bylaw”:

THAT “Life Safety Upgrade Bylaw, 2011, No. 8090” be considered;

AND THAT “Bylaw Notice Enforcement Bylaw, 2005, No. 7675, Amendment Bylaw, 2011, No. 8091” be considered;

AND THAT “City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2011, No. 8092” be considered.

CARRIED

BYLAWS - Introduction and First Three Readings

10. “Life Safety Upgrade Bylaw, 2011, No. 8090”.

Moved by Councillor Clark, seconded by Councillor Heywood

THAT Bylaw No. 8090 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 Clark, seconded by Councillor Heywood

THAT the said Bylaw No. 8090 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Heywood

THAT the said Bylaw No. 8090 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

11. "Bylaw Notice Enforcement Bylaw, 2005, No. 7675, Amendment Bylaw, 2011, No. 8091".

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT Bylaw No. 8091 be read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT the said Bylaw No. 8091 be read a second time in short form.

CARRIED

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT the said Bylaw No. 8091 be read a third time in short form and passed subject to reconsideration.

CARRIED

12. "City of North Vancouver Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2011, No. 8092".

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT Bylaw No. 8092 be read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT the said Bylaw No. 8092 be read a second time in short form.

CARRIED

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT the said Bylaw No. 8092 be read a third time in short form and passed subject to reconsideration.

CARRIED

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

13. Council Appointments to the Children and Youth Initiatives Grant and Civic Awards Committee – File: 5120-20-01

Report: Community Development Worker, Community Development, February 1, 2011.

Moved by Councillor Keating, seconded by Councillor Clark

PURSUANT to the report of the Community Development Worker, dated February 1, 2011, entitled “Council Appointments to the Children and Youth Initiatives Grant and Civic Awards Committee”:

THAT the following two Council Members, Councillor R.G. Heywood and Councillor M.L. Trentadue be appointed to the City of North Vancouver Children and Youth Initiatives Grant and Civic Awards Committee;

AND THAT the North Vancouver Board of Education be invited to appoint one City School Trustee to be a member of the Children and Youth Initiatives Grant and Civic Awards Committee to review the grant applications and youth award nominations submitted for the year 2011.

CARRIED UNANIMOUSLY

14. 2011 Children and Youth Fund – Youth Initiated Projects and Events: Connecting With Our Kids: Inspiring Family Harmony – File: 5120-20-01

Report: Community Development Worker, Community Development, January 25, 2011.

Moved by Councillor Keating, seconded by Councillor Fearnley

PURSUANT to the report of the Community Development Worker, dated January 25, 2011, entitled “2011 Children and Youth Fund – Youth Initiated Projects and Events: Connecting with our Kids: Inspiring Family Harmony”:

THAT Carson Graham Secondary School (Balmoral Campus) be granted \$500 from the Children and Youth Initiatives Fund;

AND THAT a copy of Council’s resolution be forwarded to District of North Vancouver and the School District No. 44 (North Vancouver) for their information.

CARRIED UNANIMOUSLY

15. Protocol Agreement for the City of North Vancouver and District of North Vancouver's Youth Outreach Program with the Board of Education of School District No. 44 (North Vancouver) – File: 5120-01

Report: Community Development Worker, Community Development, February 2, 2011.

Moved by Councillor Keating, seconded by Councillor Clark

PURSUANT to the report of the Community Development Worker, dated February 2, 2011, entitled "Protocol Agreement for the City of North Vancouver and District of North Vancouver's Youth Outreach Program with the Board of Education of School District No. 44 (North Vancouver)":

THAT the Attachment No. 1 of the February 2, 2011 report entitled "Co-operation Protocol Agreement between the Bi-Municipally Funded North Vancouver Youth Outreach Program and the Board of Education of School District No. 44 (North Vancouver)" be endorsed;

AND THAT a copy of Council's resolution be sent to the Board of Education of School District No. 44 (North Vancouver) and the District of North Vancouver for their information.

CARRIED UNANIMOUSLY

16. Food Security and Urban Agriculture Strategy – File: 6350-01

Report: Streetscape Planner, Engineering, Parks & Environment,
January 31, 2011.

Moved by Councillor Keating, seconded by Councillor Mayor Mussatto

PURSUANT to the report of the Streetscape Planner, dated January 31, 2011, entitled “Food Security and Urban Agriculture Strategy”:

THAT staff be directed to prepare a draft Food Security and Urban Agriculture Strategy according to the options described in ‘Strategy Scope’ section of the January 31, 2011 report;

AND THAT staff report back to Council with a final draft of the Strategy, upon completion.

A recorded vote was taken on the motion.

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

Voting against: Councillor Heywood
Councillor Bookham

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

**17. Metro Vancouver Integrated Solid Waste and Resource Management Plan – Implementation of Eco-Levy to Fund Municipal Actions
– File: 0400-60-01**

Report: City Engineer, February 2, 2011.

Moved by Councillor Bookham, seconded by Councillor Keating

PURSUANT to the report of the City Engineer, dated February 2, 2011, entitled “Metro Vancouver Draft Integrated Solid Waste and Resource Management Plan – Implementation of Eco-levy to Fund Municipal Actions”:

THAT consistent with the principle that the costs of waste disposal be borne by those who generate the waste, staff be directed to prepare the necessary Financial Plan Bylaws for implementation of an Eco-levy in 2011 to recover costs for additional solid waste diversion.

CARRIED UNANIMOUSLY

18. Motion to Request an Extension for Infrastructure Projects Under Canada’s Economic Action Plan – Streets and Lonsdale Energy Corp. (LEC) - File: 1855-01

Report: City Engineer, January 28, 2011.

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the City Engineer, dated January 28, 2011, entitled “Motion to Request an Extension for Infrastructure Projects Under Canada’s Economic Action Plan – Streets and Lonsdale Energy Corp. (LEC)”:

WHEREAS the federal and provincial governments will make a one-time extension of the deadline for funding of projects under the Infrastructure Stimulus Fund from March 31, 2011 to October 31, 2011;

AND WHEREAS all funding from the Government of Canada and the Province will cease after October 31, 2011;

AND WHEREAS the City of North Vancouver has asked the provincial government for an extension to October 31, 2011 for the following projects:

Project title	Total eligible cost	Federal contribution	Provincial contribution
Larson Connector Bike Route	\$110,025	\$36,675	\$36,675
Sidewalk Reconstruction, Various Locations in Central Lonsdale	\$ 50,000	\$16,667	\$16,667
Re-paving: Chesterfield Ave from 1 st to 3 rd St	\$ 65,000	\$21,667	\$21,667
Re-paving: Fell Ave from Marine to 16th	\$150,000	\$50,000	\$50,000
LEC Energy Piping: On St. Georges to the Gerry Brewer Building	\$125,000	\$41,667	\$41,667

THEREFORE BE IT RESOLVED THAT the City of North Vancouver attests that it will continue to contribute its share of the required funding for the aforementioned projects;

AND BE IT FURTHER RESOLVED THAT actual claims for all eligible costs incurred by March 31, 2011, for the aforementioned projects must be and will be submitted no later than April 15, 2011 to the Province;

AND BE IT FURTHER RESOLVED THAT City of North Vancouver will ensure that the projects will be completed.

CARRIED UNANIMOUSLY

19. Harry Jerome Previous Resolutions and Next Steps – File: 6520-20

Information Report: Harry Jerome Staff Working Group, January 25, 2011.

Requested by Councillor P.J. Bookham.

Moved by Councillor Bookham , seconded by Councillor Heywood

THAT staff ensure that all information necessary to continue the discussion regarding the Harry Jerome Project be readily available to those that have an interest in the decision, specifically by ensuring information on this project can be accessed with one click from the home page of the City of North Vancouver's website.

CARRIED UNANIMOUSLY

MOTION AND NOTICES OF MOTION

20. Harry Jerome – File: 7900-20-HJRC

Submitted by: Councillor R.G. Heywood

Moved by Councillor Heywood, seconded by Councillor Bookham

WHEREAS the City remains committed to a North Vancouver City and District-wide vision for providing recreation services and to responsibly maintaining and renewing the capital investment in City-based recreation facilities; and

WHEREAS the City Council has requested that North Vancouver City staff work with the aquatics groups, Flicka and Silver Harbour to ensure that their requirements and the cost of meeting those requirements is fully understood (the "Financial Information");

NOW THEREFORE BE IT RESOLVED THAT:

1. The Financial Information be provided as promptly as possible to the North Vancouver Recreation Commission (NVRC);
2. The NVRC be asked to advertise and convene a public meeting within 60 days of receiving the Financial Information to invite the community at large to discuss what community, recreational and fitness needs are most appropriately met at the Harry Jerome site;
3. The NVRC, within 30 days of holding the public meeting, report to Council on what kind of facilities will best meet those needs in a long-term cost-effective manner and provide a new recommendation on the best facility configuration for the Harry Jerome site.

Continued...

20. Harry Jerome – File: 7900-20-HJRC - Continued

Moved by Councillor Fearnley, seconded by Councillor Heywood

THAT the foregoing motion be amended as follows:

By adding the following clause: “**AND THAT** the city bear the costs if necessary.”

DEFEATED

The question on the main motion was then **DEFEATED**.

BYLAWS - Reconsideration and Final Adoption

- 21.** “Highways Closing and Disposition Bylaw, 2011, No. 8139” (Portions of Gostick Place and Bewicke Avenue).

As per Section 40 of the Community Charter, Mayor Darrell Mussatto invited any members of the public to come forward and make representation why the City Council should not proceed with the final adoption of Bylaw No. 8139.

No one came forward at the request of the Mayor.

Moved by Councillor Keating, seconded by Councillor Clark

THAT the said Bylaw No. 8139 be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Keatin , seconded by Councillor Clark

THAT the said Bylaw No. 8139 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Three Readings

22. "Council Indemnity Bylaw, 2011, No. 8149" (Council Indemnity effective January 1, 2011).

Moved by Councillor Clark, seconded by Councillor Keating

THAT Bylaw No. 8149 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 Clark, seconded by Councillor Keating

THAT the said Bylaw No. 8149 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Keating

THAT the said Bylaw No. 8149 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

RECESS

Mayor Mussatto declared a recess at 10:12 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

Nil.

ANY OTHER BUSINESS – NEW ITEMS

Nil.

ADJOURNMENT

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:12 p.m.