



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, APRIL 4, 2011**
AT 5:30 P.M.**

PRESENT:

COUNCIL MEMBERS

Mayor D.R. Mussatto
Councillor P.J. Bookham
Councillor R.C. Clark
Councillor C.R. Keating
Councillor M.L. Trentadue
*Councillor R.J. Fearnley
*Councillor R.G. Heywood

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
G. Penway, Deputy Director, Community
Development
B. Themens, Deputy Director, Finance
T. Barber, Manager, Engineering, Planning &
Design
W. Beier, Manager, Purchasing
J. Irwin, Manager Financial Service
D. Nelson, Manager, Information Technology
L. Orr, Waterfront Project Manager
C. Rabold, Communication Manager
H. Reinhold, Waterfront Project Deputy
Development Manager
I. Steward, Property Valuator/Negotiator
R. Brown, GIS Coordinator
J. Hodgins, Timekeeper

The meeting was called to order at 5:32 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, March 28, 2011.
2. In Camera Committee of the Whole Meeting Minutes, March 28, 2011.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the meeting recess to the Council Workshop scheduled this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 5:33 p.m. and reconvened at 6:41 p.m. with the same personnel present with the addition of *Councillor Fearnley and *Councillor Heywood*.

PUBLIC INPUT PERIOD – File: 0550-07

- Ms. Anne McMullin, President and General Manager, North Vancouver Chamber of Commerce, 102 -124 W. 1st St., North Vancouver, spoke regarding “Low Level Road”.
- Ms. Judy Craig, 435 Alder St., North Vancouver, spoke regarding “Low Level Road”.
- Mr. Michael Bratty, 429 E. 1st St., North Vancouver, spoke regarding “Low Level Road”.
- Mr. John Grant, 519 East 2nd St., North Vancouver, spoke regarding “Low Level Road”.
- Ms. Carol Abbott, 719 East 7th St., North Vancouver, spoke regarding “Low Level Road”.

CONSENT AGENDA ITEMS

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the resolutions listed within the “Consent Agenda” of April 4, 2011, be approved, as follows:

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***14. Appointment of Bylaw Enforcement Officer – File: 4000-01**

Report: Deputy Director, Corporate Services, March 28, 2011.

PURSUANT to the report of the Deputy Director, Corporate Services, dated March 28, 2011, entitled “Appointment of Bylaw Enforcement Officer”:

THAT Mr. Jazz Nijjar be appointed under the Police Act, 1979, R.S. Chapter 331, Section 36.1, and the Community Charter, SBC Section 260 as Bylaw Enforcement Officer (Parking Patrol Officer) for The Corporation of the City of North Vancouver, for a term ending on the date Mr. Jazz Nijjar’s employment with the City ceases.

(CARRIED UNANIMOUSLY)

***15. Petition for Local Area Services – Concrete Sidewalk and Gutter on both sides of the 1700 Block of Mahon Avenue between 17th and 18th Streets – File: 5320-20-902**

Report: Administrative Assistant-Engineering, March 30, 2011.

PURSUANT to the report of the Administrative Assistant-Engineering, dated March 30, 2011, entitled “Petition for Local Area Services - Concrete Sidewalk and Gutter on both sides of the 1700 Block of Mahon Avenue between 17th and 18th Streets”:

THAT “Local Area Service Bylaw, 2011, No 8160” (Concrete Sidewalk and Gutter on both sides of the 1700 Block of Mahon Avenue between 17th and 18th Streets) be considered;

AND THAT (Funding Appropriation No. 1117) an amount of \$90,563.77 be appropriated from the Local Area Service Reserve Fund for the purpose of funding Concrete Sidewalk and Gutter on both sides of the 1700 Block of Mahon Avenue between 17th and 18th Streets;

AND THAT should any of the above amount remain unexpended at December 31, 2014, the unexpended balance shall be returned to the credit of the said Reserve Fund.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Three Readings

***16.** “Local Area Service Bylaw, 2011, No 8160” (Concrete Sidewalk and Gutter on both sides of the 1700 Block of Mahon Avenue between 17th and 18th Streets).

THAT Bylaw No. 8160 be read a first time in short form, copies of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 8160 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 8160 be read a third time in short form and passed subject to reconsideration.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***17. North Shore Advisory Committee on Disability Issues – 2010 Annual Report and 2011 Budget – File: 0360-01**

Report: Streetscape Planner, Engineering, Parks & Environment,
March 22, 2011.

PURSUANT to the report of the Streetscape Planner, dated March 22, 2011, entitled “North Shore Advisory Committee on Disability Issues – 2010 Annual Report and 2011 Budget”:

THAT the North Shore Advisory Committee on Disability Issues (ACDI) 2010 Annual Report be endorsed;

AND THAT the North Shore Advisory Committee on Disability Issues (ACDI) 2011 Budget be funded from the 2011 Financial Plan.

(CARRIED UNANIMOUSLY)

***18. Bicycle Promotions 2011 – Contribution to Cycling Events and Programs – File: 8310-01**

Report: Transportation Planner, Engineering, Parks & Environment,
March 29, 2011.

PURSUANT to the report of the Transportation Planner dated March 29, 2011, entitled "Bicycle Promotions 2011 - Contribution to Cycling Events & Programs":

WHEREAS the City of North Vancouver supports activities and events that promote cycling as an alternative to the motor vehicle as a mode of transportation;

THAT funding totalling \$4,300 be contributed towards 2011 cycling events as follows: Bike to Work Week (\$1,500); Bike to School (\$2,000); and Streetwise Cycling Skills (\$800);

AND THAT \$2,300 of the contribution be provided from the Commercial Bicycle Rack program reserve account, with the remainder to be funded through the Bicycle Promotions operating account.

(CARRIED UNANIMOUSLY)

***19. 2011 Local Government Election – Appointment of Chief Election Officer and Deputy Chief Election Officer – File: 4200-01/2011**

Report: City Clerk, March 30, 2011.

PURSUANT to the report of the City Clerk, dated March 30, 2011, entitled “2011 Local Government Election – Appointment of Chief Election Officer and Deputy Chief Election Officer”:

THAT the City Clerk, Robyn Gail Anderson, be appointed Chief Election Officer for the 2011 Local Government Election with power to appoint other election officials as required for the administration and conduct of the 2011 Local Government Election pursuant to Section 41 of the Local Government Act;

AND THAT the Deputy City Clerk, Kelly Anne Kenney, be appointed Deputy Chief Election Officer for the 2011 Local Government Election.

(CARRIED UNANIMOUSLY)

***20. Proposed Revision to 2011 Council Meeting Schedule – File: 0550-01**

Report: City Clerk, March 28, 2011.

PURSUANT to the report of the City Clerk, dated March 28, 2011, entitled “Proposed Revision to 2011 Council Meeting Schedule”:

THAT the Regular Council Meeting scheduled for Monday, May 2, 2011 be cancelled and that a Regular Council Meeting be scheduled for Monday, May 9, 2011.

(CARRIED UNANIMOUSLY)

BYLAWS - Reconsideration and Final Adoption

- *21. "Fees and Charges Bylaw, 1993, No. 6383, Amendment Bylaw, 2011, No. 8161" (Tree Permit Fee).

THAT the said Bylaw No. 8161 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 8161 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

The meeting recessed at 6:51 p.m. and reconvened at 6:55 p.m.

PROCLAMATIONS

Mayor Mussatto read the following Proclamation:

"CANADIAN ONCOLOGY NURSING DAY" – APRIL 5, 2011

DELEGATIONS

Mr. Ray Miller and Ms. Gillian Watson, Organizing Committee Members, North Shore Scotiabank MS Walk, Multiple Sclerosis Society of Canada.

Re: The Scotiabank MS Walk for the North Shore, Saturday, April 9, 2011 at Ambleside Park – File: 0230-01

Mr. Ray Miller and Ms. Gillian Watson, Organizing Committee Members, North Shore Scotiabank MS Walk, Multiple Sclerosis Society of Canada were in attendance. Mr. Miller gave a presentation regarding "The Scotiabank MS Walk for the North Shore" as follows:

- thanked Council for its past support;
- spoke about his MS diagnosis, its effects and impacts on his life;
- asked Council to continue its support of the Scotia Bank MS Walk for the North Shore.

CORRESPONDENCE

3. Ms. Heidi Jakop, Corporate and Community Development Coordinator, BC & Yukon Division, Multiple Sclerosis Society of Canada, January 19, 2011.

Re: The Scotiabank MS Walk for the North Shore, Saturday, April 9, 2011 at Ambleside Park – File: 0230-01

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT the City of North Vancouver donate \$1,000 to the Scotiabank MS Walk for the North Shore, with funds to be provided from the General Contingency Account.

CARRIED UNANIMOUSLY

DELEGATION

Ms. Valerie Cottingham, Mr. Fred Dawkins and Mr. Ron Polly.

Re: Harbourside Project – File: 6740-20 REZ2009-00004

Ms. Valerie Cottingham, Mr. Fred Dawkins and Mr. Ron Polly were in attendance. Mr. Polly gave a PowerPoint presentation regarding “Harbourside Project”, as follows:

- looking for more inclusive consultation process;
- overview of Council’s concerns regarding Harbourside Waterfront policy plan;
- overview of citizen’s concerns;
- inconsistency of notification;
- block party workshop concerns;
- broad conclusions based on very small sampling;
- comparison of two studies;
- suggestion that City set up task force involving members of the public from the start, working with site owners and City staff to move development forward.

Mr. Dawkins spoke regarding an issue with flyer distribution to the Cumberland Crescent neighbourhood.

CORRESPONDENCE

4. Mr. Ron Polly, March 29, 2011.

Re: Harbourside Project – File: 6740-20 REZ2009-00004

Moved by Councillor Keating, seconded by Councillor Clark

THAT a copy of the presentation by this evening's delegation and questionnaire distributed to the Cumberland Crescent Neighbourhood be forwarded to Mr. Chuck Brook of Brook Pooni & Associates Inc.;

AND THAT Mr. Chuck Brook of Brook Pooni & Associates Inc. be requested to provide a written response to Council on the presentation;

AND THAT the concept of a public task force, similar to the Marine Drive Task Force, be forwarded to staff for a report back to Council.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the meeting recess to the Parcel Tax Roll Review Panel Meeting scheduled this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:23 p.m. and reconvened at 7:27 p.m. with the same personnel present.

BYLAWS - Introduction and First Three Readings

5. "Concrete sidewalk and Gutter on both sides of Ridgeway Avenue between 13th and 14th Street, Local Area Service Parcel Tax Bylaw, 2011, No. 8153."
6. "Paved lane north of East 12th Street between Moody Avenue and 170 metres west of Moody Avenue, Local Area Service Parcel Tax Bylaw, 2011, No. 8154."
7. "Slope Stabilization Works in the Mosquito Creek Ravine in the vicinity of 1845 Bewicke Avenue, Local Area Service Parcel Tax Bylaw, 2011, No. 8155."

Moved by Councillor Trentadue, seconded by Councillor Clark

THAT Bylaw Nos. 8153, 8154 and 8155 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 Trentadue, seconded by Councillor Clark

THAT the said Bylaw Nos. 8153, 8154 and 8155 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Trentadue, seconded by Councillor Clark

THAT the said Bylaw No. 8153, 8154 and 8155 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Clark

THAT the meeting recess to the Public Meeting regarding "Civic Engagement Task Force Recommendations" scheduled this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:30 p.m. and reconvened at 8:57 p.m. with the same personnel present.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

8. Authority to Proceed with Enforcement Action – HomePro Handyman Service – 1-320 East Esplanade – File: 4320-20

Report: Business License Inspector, Community Development,
March 22, 2011.

Mayor Darrell Mussatto invited Mr. Bruce Vernon, HomePro Handyman Service, or representative, to come forward and make representation why the City Council should not proceed with the recommended action.

Mr. Bruce Vernon addressed Council and presented his case as to why the City shouldn't proceed with the action. He referred to material he submitted to Council, which was previously circulated to Council.

Moved by Councillor Keating, seconded by Councillor Bookham

PURSUANT to the report of the Business License Inspector, dated March 22, 2011, entitled "Authority to Proceed with Enforcement Action – HomePro Handyman Service – 1-320 East Esplanade":

THAT HomePro Handyman Service must cease all business activity within the municipality until they have satisfied the City that all deficiencies identified in the inspection of August 12, 2010 have been completed and approved by the City and a valid Business License issued to HomePro Handyman Service;

AND THAT staff be authorized to proceed with further legal action as required, including an injunction, if necessary, until HomePro Handyman Service is complying with all City Bylaws.

A recorded vote was taken on the motion.

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

Voting against: Nil

The motion was **CARRIE UNANIMOUSLY** by a vote of seven to zero.

9. Prevailing Wage Policy – File: 0340-50-01

Report: Purchasing Manager, Finance Department, March 30, 2011.

Moved by Councillor Keating, seconded by Councillor Bookham

THAT the policy be referred back to staff for further development of specific measures more in keeping with policies of Toronto, Thunder Bay and Burnaby.

A recorded vote was taken on the motion.

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

Voting against: Councillor Heywood

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

10. 2011 Property Tax Distribution Options – File: 1970-02/2011

Recommendation: Finance Committee, March 28, 2011

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Director of Finance, dated March 21, 2011, entitled “2011 Property Tax Distribution Options”:

THAT 2011 property taxes be distributed as outlined in Option 2(A) of the March 21, 2011 report.

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

11. Cemetery Update / New Bylaw – File: 4100-01

Report: Property Valuator-Negotiator, Corporate Services,
March 30, 2011.

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Property Valuator-Negotiator, dated March 30, 2011, entitled “Cemetery Update / New Bylaw”:

THAT “North Vancouver Cemetery Bylaw, 2011, No. 8109” be considered;

AND THAT the Terms of Reference for the Cemetery Advisory Board as provided as Attachment No. 4 to the March 30, 2011 report of the Property Valuator-Negotiator entitled “Cemetery Update / New Bylaw” be approved.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Three Readings

12. “North Vancouver Cemetery Bylaw, 2011, No. 8109”.

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT Bylaw No. 8109 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 Keating, seconded by Councillor Fearnley

THAT the said Bylaw No. 8109 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Heywood

THAT the said Bylaw No. 8109 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

13. New Commercial Floor Space in the Town Centre – File: 6630-20

Report: Director, Community Development, March 29, 2011.

Moved by Councillor Fearnley, seconded by Councillor Trentadue

PURSUANT to the report of the Director, Community Development, dated March 29, 2011, entitled “New Commercial Floor Space in the Town Centre”:

THAT staff be directed to provide recommendations concerning changes to development regulations that will provide for more commercial floor area in areas of the City where mixed use and, particularly, residential development is also encouraged;

AND THAT staff work with current applicants using the existing provisions of Section 5.12 of the Official Community Plan for commercial floor area.

CARRIED UNANIMOUSLY

RECESS

Mayor Mussatto declared a recess at 9:46 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

Nil.

ADJOURNMENT

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 9:47 p.m.