



MINUTES OF THE SPECIAL MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITYHALL, 141 WEST 14TH STREET, NORTH VANCOUVER, B.C., ON MONDAY, JULY 18, 2011 AT 5:30 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
R.G. Anderson, City Clerk
P. Lurbiecki, Assistant City Clerk
F. Caouette, Director, Corporate Services
R. White, Director, Community Development
I. Gordon, Director, Finance
S. Ono, City Engineer
D. Pope, Deputy City Engineer
H. Reinhold, Deputy Development Manager
Waterfront Office
L. Orr, Manager, Lands and Business Services
I. Forsyth, Director, Cultural Services, The Arts
Office
N. Kirkpatrick, Director, North Vancouver
Museum and Archives
J. Rice, Cultural Development Officer
I. Steward, Property Valuator, Negotiator, Lands
G. Penway, Deputy Director, Community
Development
B. Westmacott, Planning Technician II,
Community Development
J. Piercey, Planner I, Community Development
S. Wilks, Timekeeper

The meeting was called to order at 5:30 p.m.

ADOPTION OF MINUTES

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the following minutes be adopted as circulated:

1. Special Council Meeting Minutes, July 11, 2011.
2. In Camera Committee of the Whole Meeting Minutes, July 11, 2011.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Trentadue

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:

3. Section 90 (1)(e)

CARRIED UNANIMOUSLY

The meeting recessed at 5:31 p.m., and reconvened at 6:22 p.m., with the same personnel present.

PUBLIC INPUT PERIOD – File: 0550-07-01

- Ms. Michelle Binkley, 535 East 1st Street, North Vancouver, spoke regarding item 10 on the agenda, “Michelle Binkley “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.
- Mr. Michael Binkley, 535 East 1st Street, North Vancouver, spoke regarding item 10 on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.
- Ms. Carol Abbott, 719 East 7th Street, North Vancouver, spoke regarding item 10 on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.
- Ms. Anne McMullin, North Vancouver Chamber of Commerce, 102-124 West 1st Street, North Vancouver, spoke regarding item 10 on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.
- Ms. Joanne Lantela, 429 Alder Street, North Vancouver, spoke regarding item 10 on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.
- Mr. Joe Santelli, 267 East 10th Street, North Vancouver, spoke regarding item 10 on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.
- Ms. Elise Roberts, 38-882 Premier Street, North Vancouver, spoke regarding item 10 on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.
- Mr. Tom Dufresne, 334 Mundy Street, Coquitlam, spoke regarding item 10, on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.

Continued...

PUBLIC INPUT PERIOD – File: 0550-07-01 – Continued

- Mr. Brian Windatt, 48 St. Patrick’s Avenue, North Vancouver, spoke regarding item 10 on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.
- Ms. Marianne Ketchen, 445 East 2nd Street, North Vancouver, spoke regarding item 10 on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.
- Mr. Sany Zein, Director of Roads, TransLink, spoke regarding item 10, on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.
- Mr. Ivan Leonard, 215 St. Andrew’s Avenue, North Vancouver, spoke regarding item 10, on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.
- Ms. Amanda Nichol, 485 East 1st Street, North Vancouver, spoke regarding item 10, on the agenda, “Low Level Road Improvement Project – Port Proposal for Detailed Design Phase”.

Moved by Councillor Clark, seconded by Councillor Trentatude

THAT item 10 on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

10. Low Level Road Improvement Project – Port Proposal for Detailed Design Phase – File: 5400-20 LLR-01

Report: Deputy City Engineer, Engineering Parks & Environment,
July 13, 2011.

Moved by Mayor Mussatto, seconded by Councillor Heywood

PURSUANT to the report of the Deputy City Engineer, dated July 13, 2011, entitled “Low Level Road Improvement Project - Port Proposal for Detailed Design Phase”:

WHEREAS the completion of the detailed design for the western section of the proposed Low Level Road Improvement Project will provide answers to many of the questions raised by the community and will address many of the uncertainties regarding the project, including the height of the proposed new road;

BE IT RESOLVED THAT the City of North Vancouver endorses the proposal from Port Metro Vancouver dated July 11, 2011 to proceed with the detailed design phase of the project;

AND THAT the City’s support is subject to Port Metro Vancouver’s continued sincere efforts to consult with the local neighbourhood to identify issues and concerns and Port Metro Vancouver’s provision of any reasonable mitigation measures in the design in response to these issues and concerns;

AND THAT the City’s support is subject to the detailed design for the western section of Low Level Road, once complete, being brought back to City Council for final approval;

AND THAT the City also host a Public Meeting and information session after the detailed design has been submitted by Port Metro Vancouver, to hear from the community prior to making any decisions with regards to proceeding with this project;

AND THAT the Mayor and City Clerk be authorized to execute a contribution agreement with Port Metro Vancouver for up to one million dollars to accommodate the detailed design phase of the project.

Continued...

10. Low Level Road Improvement Project – Port Proposal for Detailed Design Phase – File: 5400-20 LLR-01 – Continued

Moved Councillor Clark, seconded by Councillor Bookham

THAT consideration of the motion be deferred to the second meeting in September 2011 at which time Council receive a staff report on the Port Metro Vancouver consultation process with the community, that is acceptable to the community.

A recorded vote was taken on the motion.

Voting in favour: Councillor Bookham
Councillor Clark

Voting against: Councillor Fearnley
Councillor Heywood
Councillor Trentadue
Councillor Keating
Mayor Mussatto

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

Continued...

10. Low Level Road Improvement Project – Port Proposal for Detailed Design Phase – File: 5400-20 LLR-01 – Continued

The vote upon the recommendations was taken separately as follows:

PURSUANT to the report of the Deputy City Engineer, dated July 13, 2011, entitled “Low Level Road Improvement Project - Port Proposal for Detailed Design Phase”:

WHEREAS the completion of the detailed design for the western section of the proposed Low Level Road Improvement Project will provide answers to many of the questions raised by the community and will address many of the uncertainties regarding the project, including the height of the proposed new road;

BE IT RESOLVED THAT the City of North Vancouver endorses the proposal from Port Metro Vancouver dated July 11, 2011 to proceed with the detailed design phase of the project;

AND THAT the City’s support is subject to Port Metro Vancouver’s continued sincere efforts to consult with the local neighbourhood to identify issues and concerns and Port Metro Vancouver’s provision of any reasonable mitigation measures in the design in response to these issues and concerns;

AND THAT the City’s support is subject to the detailed design for the western section of Low Level Road, once complete, being brought back to City Council for final approval;

AND THAT the City also host a Public Meeting and information session after the detailed design has been submitted by Port Metro Vancouver, to hear from the community prior to making any decisions with regards to proceeding with this project.

A recorded vote was taken on the motion.

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

Voting against: Councillor Bookham
 Councillor Clark

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

Continued...

10. Low Level Road Improvement Project – Port Proposal for Detailed Design Phase – File: 5400-20 LLR-01 – Continued

AND THAT the Mayor and City Clerk be authorized to execute a contribution agreement with Port Metro Vancouver for up to one million dollars to accommodate the detailed design phase of the project.

A recorded vote was taken on the motion.

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

Voting against: Councillor Bookham
Councillor Trentadue
Councillor Clark

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

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT the meeting recess to the recessed Public Hearing and Public Meetings scheduled this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:00 p.m. and reconvened at 7:01 p.m. with the same personnel present.

CONSENT AGENDA ITEMS

{Item *25}

Moved by Fearnley, seconded by Councillor Clark

THAT the resolution listed within the “Consent Agenda” of July 18, 2011 be approved, as follows:

***25. Appointment to the Waterfront Industrial Noise Control Committee - File: 0360-20 WINNCC-06**

Report: City Clerk, July 12, 2011.

PURSUANT to the report of the City Clerk, dated July 12, 2011, entitled “Appointment to the Waterfront Industrial Noise Control Committee”:

THAT Mr. Tony Valente be appointed for a partial term to conclude on January 31, 2014.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

PROCLAMATIONS

Mayor Mussatto read the following proclamation:

“WORLD KIDS PEACE DAY” – SEPTEMBER 12, 2011

DELEGATION

Mr. Reid Shier, Director/Curator, Presentation House Gallery and Ms. Cheryl Stevens, President, Board of Directors, Presentation House Gallery.

Re: Presentation House Gallery Feasibility Planning – File: 6740-20 FL-01 / 7780-20 PHG-01

Mr. Reid Shier, Director/Curator, Presentation House Gallery and Ms. Cheryl Stevens, President, Board of Directors, Presentation House Gallery, gave a presentation regarding “Presentation House Gallery Feasibility Planning”, as follows:

- the Presentation House Gallery is a respected cultural contributor to life on the North Shore;
- the Gallery’s world-class reputation has been established despite a substandard deteriorating facility;
- following the completion of a Strategic Plan in 2009, the Gallery identified and re-established the Foot of Lonsdale Avenue as its preferred location;
- in the fall of 2010, the North Shore Arts Office completed the Lower Lonsdale Cultural Facilities Study, confirming the Foot of Lonsdale as an ideal location for the Gallery;
- with the permission of the Washington Marine Group and support from the City, Presentation House Gallery began a preliminary structural and program analysis of Cates Building this past spring;
- the building incorporates an ambitious and idiosyncratic steel structure that could be retained while allowing for an architecturally interesting retrofit, with the potential of becoming an iconic attraction for North Vancouver;
- two small annex buildings adjoin the main facility. The building to the west sits on land owned by Washington Marine Group while the north building, together with the main facility, is on land owned by the City;
- preliminary cost estimates to retrofit the existing Facility in proportion with the Gallery’s needs is \$4.9 Million, to rebuild a new north addition is \$1.4 Million and these two projects could be phased;
- the total construction cost of both buildings with contingency is approximately \$7.9 Million;
- with soft costs and outfitting, total project costs at the highest standard for a new home for Presentation House Gallery are \$9.5 Million;

Continued...

DELEGATION

Mr. Reid Shier, Director/Curator, Presentation House Gallery and Ms. Cheryl Stevens, President, Board of Directors, Presentation House Gallery. – Continued

- the Gallery would like to undertake a fundraising feasibility study to plan;
- it is acknowledged that the City has a large number of worthy and important capital projects, and infinite resources with which to accomplish them.

Mr. Shier and Ms. Stevens then responded to questions from members of Council.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

4. Media Arts Gallery – Cates Tug Building Feasibility - File: 6740-20 FL-01 / 7780-20 PHG-01

Report: Director, The Arts Office, July 12, 2011.

Moved by Councillor Clark, seconded by Councillor Trentadue

PURSUANT to the report of the Director, The Arts Office, dated July 12, 2011, entitled “Media Arts Gallery – Cates Tug Building Feasibility”:

THAT Council approves the Media Arts Gallery undertaking a fundraising feasibility study to determine the feasibility of repurposing the Cates Tug as a possible new location for the Gallery.

CARRIED UNANIMOUSLY

Mayor Mussatto declared a recess at 8:05 p.m. and reconvened the meeting at 8:11 p.m.

DELEGATION

Ms. Nancy Kirkpatrick, Director, North Vancouver Museum and Archives and Mr. Sanford Osler, Vice-Chair, North Vancouver Museum and Archives Commission.

Re: Space Program and Operating Cost Study for a New North Vancouver Museum – File: 7930-01

Ms. Nancy Kirkpatrick, Director, North Vancouver Museum and Archives and Mr. Sanford Osler, Vice-Chair, North Vancouver Museum and Archives Commission, gave a presentation regarding “Space Program and Operating Cost Study for a New North Vancouver Museum”, as follows:

- the new museum should be 20,000 to 23,000 square feet;
- that the museum collection should be stored on-site;
- a new museum should be constructed by a developer as a community amenity on the site in the 100 block of East 14th Street;
- two new staff members are proposed to help run the new facility;
- an operating cost study analyses the three different size options and concludes that staff size, rather than facility size, is the most important factor influencing operating costs.

Ms. Kirkpatrick and Mr. Sanford then responded to questions from members of Council.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

5. Space Needs and Operating Costs for a New North Vancouver Museum – 7930-01

Report: Director, North Vancouver Museum and Archives, July 8, 2011.

Moved by Councillor Clark, seconded by Councillor Bookham

PURSUANT to the report of the Director of the North Vancouver Museum and Archives dated July 8, 2011, entitled “Space Needs and Operating Costs for a New North Vancouver Museum”:

THAT Council endorse, in principle, the key findings of the “North Vancouver Museum Space Program and Operating Cost Summary”;

AND THAT the size of the new museum should be approximately 20,000 to 23,000 square feet;

AND THAT the museum’s collection, if feasible, should be stored on-site.

Moved by Councillor Trentadue, seconded by Councillor Clark that the motion be amended by adding the following clause:

AND THAT the Museum be included in staff work on plans for the waterfront.

CARRIED UNANIMOUSLY

The vote upon the recommendation was taken separately as follows:

PURSUANT to the report of the Director of the North Vancouver Museum and Archives dated July 8, 2011, entitled “Space Needs and Operating Costs for a New North Vancouver Museum”:

THAT Council endorse, in principle, the key findings of the “North Vancouver Museum Space Program and Operating Cost Summary”;

AND THAT the museum’s collection, if feasible, should be stored on-site;

AND THAT the Museum be included in staff work on plans for the waterfront.

CARRIED UNANIMOUSLY

Continued...

5. Space Needs and Operating Costs for a New North Vancouver Museum – 7930-01 - Continued

AND THAT the size of the new museum should be approximately 20,000 to 23,000 square feet.

A recorded vote was taken on the motion.

Voting in favour: Councillor Clark
Councillor Fearnley
Councillor Heywood
Councillor Bookham

Voting against: Councillor Trentadue
Councillor Keating
Mayor Mussatto

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

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the meeting recess to the recessed Public Meeting regarding Development Variance Permit No. DVP-2011-00002 for 351 West 3rd Street, scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 9:08 p.m. and reconvened at 9:31 p.m. with the same personnel present.

MOTIONS AND NOTICES OF MOTIONS

6. Development Variance Permit No. DVP-2011-00002 (Commercial Signage, 351 West 3rd, Husky Service Station) - File: 3090-20-DVP2011-00002-351 West 3rd St Gen/2011

Moved by Councillor Keating, seconded by Councillor Clark

THAT the Development Variance Permit No. DVP3011-00002 for 351 West 3rd Street be referred to the first meeting in September 2011 and that staff bring back options for allowing the sign to remain in its current location.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Clark

THAT the meeting recess to the recessed Public Meeting regarding Development Variance Permit No. DVP-2011-00003 for 633 East 22nd Street, scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 9:35 p.m. and reconvened at 9:40 p.m. with the same personnel present.

MOTIONS AND NOTICES OF MOTIONS

7. Development Application 633 East 22nd Street / Level B Accessory Coach House (J. Ralph) - File: 3060-20-01

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT Development Variance Permit No. DVP2011-00003 (633 East 22nd Street, Level B Accessory Coach House) and Development Permit No. DP2011-00004 (633 East 22nd Street) be issued to James and Lauren Ralph;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. DVP2011-00003 and Development Permit No. DP2011-00004.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Clark

THAT the meeting recess to the recessed Public Hearing regarding Bylaw No. 8178 for 318 West 18th Street, scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 9:42 p.m. and reconvened at 10:00 p.m. with the same personnel present.

BYLAWS - Second and Third Readings

8. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8178" (M. Drufouka / REL Design, 318 West 18th Street, CD-611).

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT Bylaw No. 8178 be read a second time in short form.

A recorded vote was taken on the motion.

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

Voting against: Councillor Heywood
Councillor Bookham
Councillor Clark

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

Continued...

8. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8178”
(M. Drufouka / REL Design, 318 West 18th Street, CD-611). - Continued**

Moved by Councillor Keating, seconded by Councillor Clark

THAT the said Bylaw No. 8178 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

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

COUNCIL REPORT - File: 0550-04-01

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT “Council Report” be deferred to the next Council meeting scheduled for July 25, 2011.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

9. **Business Licence Request from Street Corner Media Foundation
(Megaphone Magazine) – File: 4520-01 Permits – Individual**

Report: City Engineer, Engineering Parks & Environment and
Community Development Worker, Community Development,
July 13, 2011.

Moved by Councillor Keating, seconded by Councillor Trentadue

PURSUANT to the report of the City Engineer and the Community Development Worker, dated July 13, 2011, entitled “Business Licence Request from Street Corner Media Foundation (Megaphone Magazine)”:

THAT in accordance with Option No. 1 in the July 13, 2011 report that Council direct Engineering and Community Development staff to work with Street Corner Media Foundation (Megaphone Magazine) to develop a one-year trial period for Council’s consideration which would include an agreed upon code of conduct, locations for vending, maximum number of vendors, protocols for reviewing (and possibly terminating) the permit, and inclusion of local agencies working with homeless and low-income individuals;

AND THAT the results of the trial period be reported back to Council.

CARRIED UNANIMOUSLY

11. East Keith Road Transportation Improvements – File: 8330-01

Report: Transportation Planner, Engineering Parks & Environment,
July 12, 2011.

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Transportation Planner, dated July 12, 2011, entitled “East Keith Road Transportation Improvements”:

THAT Option 1 of the July 12, 2011 report that includes the westbound bike lane and eastbound wide-shared lane with on-street parking be implemented on East Keith Road between Sutherland and Brooksbank.

CARRIED UNANIMOUSLY

12. Fairborne Homes Ltd. Residential Development: 129-141 West 2nd Street (Rezoning, CD-613) – File: 3360-20 Rez2011-000012 – 129 W 2nd St

Report: Development Planner, Community Development, July 13, 2011.

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Development Planner dated July 13, 2011 entitled “Fairborne Homes Ltd Residential Development 129-141 West 2nd Street (Rezoning, CD-613)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8189” (Fairborne Homes West 2nd Ltd. / Buttjes Architecture Inc., 129-141 West 2nd Street, CD-613) be considered and referred to a Public Hearing;

AND THAT off site works and community amenities listed in the July 13, 2011 report in the section “Community Amenities and Infrastructure Improvements” be secured through agreements at the applicant’s expense and to the satisfaction of staff as conditions of rezoning;

AND THAT legal agreements be prepared and executed to secure the density transfer, the offsite works, community amenities and other matters at the applicants.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Reading Only

13. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8189"
(Fairborne Homes West 2nd Ltd. / Buttjes Architecture Inc., 129-141 West
2nd Street, CD-613).

Moved by Councillor Keating, seconded by Councillor Fearnley

THAT the said Bylaw No. 8189 be read a first time in short form, copies of same having been distributed to Council and read by them.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

14. **Harbourside Official Community Plan Amendment (Concert Properties Ltd.) – Proposed Next Steps – File: 6740-20 H-01**

Report: Director, Community Development, June 22, 2011.

The following recommendation was moved by Councillor Clark and seconded by Councillor Bookham on June 27, 2011:

THAT Option 2 set out in the June 22, 2011 report be endorsed and a Harbourside Task Force be struck, comprised of property owners, business people, neighbours and advisory committee members to review, with staff, the property owners and their consultants, the material produced to date with respect to the proposed Harbourside Official Community Plan amendment application.

A recorded vote was taken on the motion.

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

Voting against: none

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

**15. Official Community Plan Amendment and Rezoning Application – 213 – 217 West 1st Street (First Quay Holdings Ltd./Rafii Architects Inc.)
- File: 3360-20 Rez2011-00017 – 213-217 W1st**

Report: Director, Community Development, July 13, 2011.

Moved by Councillor Trentadue, seconded by Councillor Keating

PURSUANT to the report of the Director, Community Development, dated July 13, 2011, entitled “Official Community Plan Amendment and Rezoning Application – 213 – 217 West 1st Street (First Quay Holdings Ltd./Rafii Architects Inc.)”:

THAT staff be directed to process the Option A submission from First Quay Holdings Ltd., as set out in the July 13, 2011 report, that includes rental housing, community service office space with a density bonus and an Official Community Plan height increase;

AND THAT a Town Hall Meeting be required to be held at the applicant’s expense as part of this process.

CARRIED UNANIMOUSLY

16. Establishing a Civic Amenity Reserve Fund – File: 1840-01

Report: Director of Finance, July 12, 2011.

Moved by Councillor Clark, seconded by Councillor Fearnley

PURSUANT to the report of the Director of Finance, dated July 12, 2011, entitled “Establishing a Civic Amenity Reserve Fund”:

THAT the following two bylaws be considered by Council:

- 1) “Lower Lonsdale Amenity Reserve Fund Bylaw, 1998, No. 6927, Amendment Bylaw, 2011, No. 8185”; and
- 2) “Civic Amenity Reserve Fund Bylaw, 1997, No. 6967, Amendment Bylaw 2011, No. 8186”.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Fearnley

THAT the requirements of the Procedure Bylaw to terminate the meeting at 10:30 P.M., be waived, and the meeting continue until 11:00 P.M., if necessary.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Three Readings

17. “Lower Lonsdale Amenity Reserve Fund Bylaw, 1998, No. 6927, Amendment Bylaw, 2011, No. 8185”.
18. “Civic Amenity Reserve Fund Bylaw, 1997, No. 6967, Amendment Bylaw 2011, No. 8186”.

Moved by Councillor Fearnley, seconded by Councillor Clark

THAT the said Bylaw Nos. 8185 and 8186 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 Clark

THAT the said Bylaw Nos. 8185 and 8186 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Clark

THAT the said Bylaws Nos. 8185 and 8186 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

19. Zoning Text Amendment: 1404 – 1456 Bewicke Avenue (CD-553): Enclosed Parking Bylaw Correction – File: 3360-01

Report: Deputy Director, Community Development, July 13, 2011.

Moved by Councillor Keating, seconded by Mayor Mussatto

PURSUANT to the report of the Deputy Director dated July 13, 2011 entitled “Zoning Text Amendment: 1404 – 1456 Bewicke Avenue (CD-553): Enclosed Parking Bylaw Correction”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8190” (1404 to 1456 Bewicke Avenue/CD - 553 Text Amendment- Enclosed Parking) be considered;

AND THAT the Public Hearing be waived;

AND THAT the rezoning application fee be waived.

CARRIED UNANIMOUSLY

BYLAWS - Introduction and First Reading Only

20. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8190” (1404 to 1456 Bewicke Avenue/CD - 553 Text Amendment- Enclosed Parking).

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT Bylaw No. 8190 be read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED UNANIMOUSLY

MOTIONS AND NOTICES OF MOTIONS

21. Use of Machine Shop – File: 6740-20 S-01

Submitted by: Councillor R.C. Clark

The following recommendation was moved by Councillor Clark and seconded by Councillor Bookham on June 13, 2011:

BE IT RESOLVED THAT City Staff investigate the re use of the Machine Shop, currently in storage, as part of a combined Gallery/Museum/Theatre sited on the City's waterfront.

CARRIED UNANIMOUSLY

22. Location of Staircases and Elevators – File: 3760-01

Submitted by: Mayor D.R. Mussatto

Moved by Mayor Mussatto, seconded by Councillor Keating

WHEREAS the City of North Vancouver promotes sustainable building design and an active lifestyle;

WHEREAS staircases in many new buildings are located to provide maximum safety for exiting in the event of an emergency;

WHEREAS elevators are usually located centrally for the convenience of building users and are often remote from the exit stairs; and

WHEREAS a healthy and convenient alternative to elevator usage is not readily available to building users as staircases are not provided adjacent to elevators;

NOW THEREFORE BE IT RESOLVED THAT:

1. Staff investigates the zoning tools to encourage building developers to install staircase access adjacent to all elevator locations; and
2. Staff be requested to report back to Council with options.

CARRIED UNANIMOUSLY

BYLAWS - Reconsideration and Final Adoption

- 23.** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8167”
(L. Pan / DL Creation Consultant Ltd., 1420 Grand Blvd., RS-2)

The following recommendation was moved by Councillor Bookham and seconded by Councillor Clark, on June 27, 2011:

THAT a covenant be placed on the property to restrict development of a secondary suite.

CARRIED

Councillor Keating, Councillor Trentadue and Mayor Mussatto are recorded as voting contrary to the motion.

Councillor Bookham and Councillor Clark left the meeting at 10:43 p.m., each declaring a conflict of interest with regards to item 24 on the agenda because their last names start with letters at the beginning of the alphabet. *Councillor Clark and *Councillor Bookham did not return to the meeting.

BYLAWS - Introduction and First Three Readings

24. "General Local Election Bylaw, 1993, No. 6442, Amendment Bylaw, 2011, No. 8184" (Order of Names on the Ballot).

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT Bylaw No. 8184 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 Mayor Mussatto, seconded by Councillor Trentadue

THAT Bylaw No. 8184 be read a second time in short form.

CARRIED

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT Bylaw No. 8184 be read a third time in short form and passed subject to reconsideration.

CARRIED

PUBLIC RECESS

Mayor Mussatto declared a recess at 10:50 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

Nil

ANY OTHER BUSINESS – NEW ITEMS

26. 654 West 15th Street Covenant Discharge (Marie France Del Borrello / Vernacular Design Inc., CD-573) – File: 3360-01

Report: Deputy Director, Community Development, May 3, 2011

Moved by Mayor Mussatto, seconded by Councillor Keating

PURSUANT to the Information Report of the Deputy Director, Community Development, dated July 11, 2011, entitled “UPDATE: 654 W 15 Street, Covenant Discharge (Marie France Del Borrello / Vernacular Design Inc.)”

THAT the Mayor and City Clerk be authorized to execute an amendment to the existing Development Covenant for the property at 654 West 15th Street at the applicant’s expense to prohibit a secondary suite and remove the remaining smart house obligations;

AND THAT “Zoning Bylaw, 1995, No. 6700 Amendment Bylaw, 2011, No. 8191” (652/654 West 15th Street/CD-573 Text Amendment – Secondary Suite Removal), be considered;

AND THAT the requirement for a Public Hearing be waived;

AND THAT the rezoning application fee be waived.

CARRIED

Councillor Trentadue is recorded as voting contrary to the motion.

Councillor Fearnley left the meeting at 10:44 p.m., declaring a conflict of interest regarding items 26 and 27 on the agenda, “652/654 West 15th Street / CD-573 Text Amendment – Secondary Suite Removal,” because he has had business dealings with the applicant.

BYLAWS – For First Reading Only

27. “Zoning Bylaw, 1995, No. 6700 Amendment Bylaw, 2011, No. 8191” (652/654 West 15th Street / CD-573 Text Amendment – Secondary Suite Removal)

Report: Deputy Director, Community Development, May 3, 2011

Moved by Mayor Mussatto, seconded by Councillor Keating

THAT Bylaw No. 8191 be read a first time in short form, copies of same having been distributed to Council members and read by them.

CARRIED

Councillor Trentadue is recorded as voting contrary to the motion.

Councillor Fearnley returned to the meeting.

MOTIONS AND NOTICE OF MOTIONS

28. Visit of the Esmeralda to the City of North Vancouver – File: 6750-01

Submitted by: Councillor C.R. Keating

Moved by Councillor Keating, seconded by Councillor Trentadue

WHEREAS Chile's Truth and Reconciliation Commission and Amnesty International have documented over 100 cases of torture that occurred on the BE Esmeralda in the wake of General Augusto Pinochet's military coup of September 11, 1973; and

WHEREAS the Chilean Navy does not acknowledge these facts as part of a meaningful process of reconciliation with its past;

NOW THEREFORE BE IT RESOLVED THAT there be no formal engagement by the City of North Vancouver with the Esmeralda while it is in port.

CARRIED

ADJOURNMENT

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:56 p.m.