



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN  
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14<sup>th</sup> STREET,  
NORTH VANCOUVER, B.C., ON **MONDAY, NOVEMBER 7, 2011**  
**AT 6:00 P.M.****

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**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  
K. Kenney, Deputy City Clerk  
R. H. White, Director of Community Development  
B. Themens, Deputy Director of Finance  
L. McCarthy, Community Development Worker  
S. Ono, City Engineer  
D. Pope, Deputy City Engineer  
D. Watson, Transportation Planner  
G. Penway, Deputy Director of Community  
Development  
S. Smith, Planner, Community  
Development  
A. Kurnicki, Streetscape Planner  
F. Caouette, Director of Corporate Services  
I. Gordon, Director of Finance  
L. Orr, Manager, Lands and Business Services  
P. Penner, Community Planner, Community  
Development  
B. Westmacott, Planning Technician 2  
C. Wilkinson, Planning Technician 1  
B. McRae, Manager - Bylaw Services  
N. Kirkpatrick – Director, North Vancouver  
Museum and Archives  
S. Wilks, Timekeeper

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

**ADOPTION OF MINUTES**

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, October 24, 2011.
2. In Camera Committee of the Whole Meeting Minutes, October 24, 2011.

**CARRIED UNANIMOUSLY**

## **PROCLAMATIONS**

Mayor Mussatto read the following Proclamation:

**“VETERANS’ WEEK” – NOVEMBER 5 TO 11, 2011**

Mayor Mussatto presented a framed copy of the Proclamation to the Colour Party of the Royal Canadian Legion Branch No. 118.

Mayor Mussatto read the following Proclamations:

**“PHILANTHROPY DAY” – NOVEMBER 21, 2011**

**“RESTORATIVE JUSTICE WEEK” – NOVEMBER 13 TO 20, 2011**

## **PUBLIC INPUT PERIOD File: 0550-07-01**

Nil

## **CONSENT AGENDA ITEMS**

**{Items \*19, \*20 and \*21}**

Moved by Councillor Clark, seconded by Councillor Keating

**THAT** the resolutions listed within the “Consent Agenda” of November 7, 2011, be approved, as follows:

## **CORRESPONDENCE**

- \*19. Metro Vancouver, Board in Brief, October 28, 2011  
– File: File: 0400-60 MV-02**

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

**(CARRIED UNANIMOUSLY)**

## **BYLAWS - Reconsideration and Final Adoption**

- \*20. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8201"  
(R. Bharbwaj/Karl Wein & Associates, 318 East 12<sup>th</sup> Street, RS-1 to RT-1).
- \*21. "Housing Agreement Bylaw, 2011, No. 8209" (West 15<sup>th</sup> Project Holdings Limited (Inc. No. 889965), 140 to 150 West 15<sup>th</sup> Street, CD-610 Zone).

**THAT** the said Bylaws No. 8201 and 8209 be reconsidered.

**(CARRIED UNANIMOUSLY)**

**THAT** the said Bylaws No. 8201 and 8209 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:

- 4. Section 90 (1)(c)

**CARRIED UNANIMOUSLY**

The meeting recessed at 6:08 p.m. and reconvened at 6:12 p.m. with the same personnel present.

## **REPORT OF COMMITTEE OF THE WHOLE**

### **4. Personnel Matter – File: 2685-01**

Report: City Manager, November 2, 2011.

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

**PURSUANT** to the report of the City Manager, dated November 2, 2011, regarding “Personnel Matter”:

**THAT** the action taken by the Committee of the Whole in camera regarding “Personnel Matter” be ratified;

**AND THAT** the wording of the recommendation and the report of the City Manager, dated November 2, 2011, regarding “Personnel Matter” remain in camera.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Trentadue

**THAT** item 8 “Operation Red Nose 2011”, item 10 “Public Funding for All-Candidates Meetings”, item 11 “Business License Request from Street Corner Media Foundation – Pilot Project” and item 12 “OCP 2021 Update – CityShaping: Stage 1 Community Engagement Summary Report” be brought forward for consideration at this time.

**CARRIED UNANIMOUSLY**

## **CORRESPONDENCE**

8. **Ms. Sue Godey, Sponsorship Chair, Operation Red Nose – North Shore Rotary Clubs, October 20, 2011.**

Re: Operation Red Nose 2011 – File: 0320-01

Moved by Councillor Fearnley, seconded by Councillor Trentadue

**PURSUANT** to the correspondence received from Ms. Sue Godey, Sponsorship Chair, Operation Red Nose – North Shore Rotary Clubs, dated October 20, 2011 regarding “Operation Red Nose 2011”:

**THAT** the City of North Vancouver contribute the Corporate Sponsorship Pack Plus Package of \$1,000 to the 2011 Operation Red Nose campaign to be held the four weekends before Christmas and on December 31, 2011;

**AND THAT** the funds be taken from the General Contingency Account.

**CARRIED UNANIMOUSLY**

## **REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF**

10. **Public Funding for All-Candidates Meetings – File: 4200-20 2011-08**

Report: Deputy Director of Finance, November 2, 2011.

Moved by Councillor Keating, seconded by Councillor Trentadue

**PURSUANT** to the report of the Deputy Director of Finance, dated November 2, 2011, entitled “Public Funding for All-Candidates Meetings”:

**THAT** the “North Vancouver Sport and Recreation Council” and “EcoUrbia Network” be added to the list of eligible organizations entitled to receive funding for all-candidate meetings;

**AND THAT** the maximum amount of funding to be provided to the two organizations be set on the basis of the expenditures incurred for the City portion of the meetings.

**CARRIED UNANIMOUSLY**

**11. Business License Request from Street Corner Media Foundation – Pilot Project – File: 4520-01**

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

Moved by Councillor Keating, seconded by Councillor Trentadue

**PURSUANT** to the report of the Community Development Worker, dated November 2, 2011, entitled “Business License Request from Street Corner Media Foundation - Pilot Project”:

**THAT** the proposed Street Corner Media Foundation one-year pilot project to sell Megaphone Magazines on City sidewalks be endorsed;

**AND THAT** the business license fee for Vendors be waived;

**AND THAT** staff report back with the results of the trial period;

**AND THAT** a copy of Council’s resolution be forwarded to Street Corner Media Foundation, North Vancouver RCMP, and the District of North Vancouver.

**CARRIED UNANIMOUSLY**

**12. OCP 2021 Update – CityShaping: Stage 1 Community Engagement Summary Report – File: 6480-20 21-03**

Report: Planner, Community Development, November 2, 2011.

Moved by Councillor Keating, seconded by Councillor Clark

**PURSUANT** to the report of the Planner, dated November 2, 2011, entitled “OCP 2021 Update - CityShaping: Stage 1 Community Engagement Summary Report”:

**THAT** the report dated November 2, 2011 be received, made available to the public, and referred to City Advisory Bodies and the OCP Staff Working Group for their information and consideration in the OCP 2021 & Beyond update process.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** item 14 “Bicycle Master Plan Update 2011” and item 15 “Third and Forbes Proposed Pedestrian and Cycling Facility Improvements” be brought forward for consideration at this time.

**CARRIED UNANIMOUSLY**

**REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF**

**14. Bicycle Master Plan Update 2011 – File: 8330-02-01**

Report: Transportation Planner, Engineering, Parks and Environment, November 1, 2011.

Moved by Councillor Clark, seconded by Councillor Keating

**PURSUANT** to the report of the Transportation Planner, dated November 1, 2011, entitled “Bicycle Master Plan Update 2011”:

**THAT** a copy of the report dated November 1, 2011 be sent to the Advisory Planning Commission, the Parks and Environment Advisory Committee, the City members of the former Joint Bicycle Advisory Committee and TransLink for their information and comment prior to being brought back to Council for consideration.

**CARRIED UNANIMOUSLY**

**15. Third and Forbes Proposed Pedestrian and Cycling Facility Improvements – File: 8350-20 3FPIP-01**

Report: Streetscape Planner, Engineering, Parks and Environment,  
November 1, 2011.

Moved by Councillor Trentadue, seconded by Councillor Keating

**PURSUANT** to the report of the Streetscape Planner, dated November 1, 2011, entitled “Third and Forbes Proposed Pedestrian and Cycling Facility Improvements”:

**THAT** the “Preferred Option” for improved pedestrian and cycling facilities for the Third Street and Forbes corridor as included in Attachment 1 of the November 1, 2011 report be endorsed;

**AND THAT** the Squamish Nation be thanked for their contributions and support for the pedestrian and cycling improvements;

**AND THAT** staff proceed with detailed design and costing;

**AND THAT** Council consider the funding of this project as part of the 2012-2021 Financial Plan.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** item 9 “261 – 263 West 6<sup>th</sup> Street” be brought forward for consideration at this time.

**CARRIED UNANIMOUSLY**



**REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF**

**9. 261 – 263 West 6<sup>th</sup> Street – File: 4020-20-01**

Report: Manager, Bylaw Services, September 29, 2011.

*The following resolution adopted on October 17, 2011 was brought back to Council for reconsideration by Mayor D.R. Mussatto as per Section 131 of the Community Charter and Section 37(3) of the “Council Procedure Bylaw, 2004, No. 7590”:*

**“PURSUANT** to the report of the Manager, Bylaw Services, dated September 29, 2011, entitled “261-263 West 6th Street”:

**WHEREAS** the property at 261-263 West 6th Street contains two identified illegal suites;

**WHEREAS** Council directed staff to enforce the City’s existing policy regarding illegal suites at that address on March 28, 2011; and

**WHEREAS** the owner of the property has not complied with City direction;

**THEREFORE BE IT RESOLVED THAT** staff be authorized to proceed with an application to the Supreme Court of British Columbia requesting an injunction thereby ordering the return of the property to its approved use.”

Moved by Councillor Fearnley, seconded by Councillor Bookham

**THAT** the resolution not be reconsidered.

**DEFEATED**

A recorded vote was taken on the original motion.

Voting in favour: Councillor Fearnley  
Councillor Heywood  
Councillor Bookham

Voting against: Councillor Trentadue  
Councillor Keating  
Councillor Clark  
Mayor Mussatto

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

Moved by Councillor Heywood, seconded by Councillor Clark

**THAT** the meeting recess to the Public Hearings scheduled for this evening.

**CARRIED UNANIMOUSLY**

The meeting recessed at 7:07 p.m. and reconvened at 7:58 p.m. with the same personnel present.

**BYLAWS - Third Reading**

5. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8196" (D. Accili / Kd. B Design Studio Limited, 250 and 252 East 10<sup>th</sup> Street, CD-613).

Moved by Councillor Keating, seconded by Councillor Trentadue

**THAT** the said Bylaw No. 8196 be read a third time in short form and passed subject to reconsideration.

A recorded vote was taken on the motion.

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

Voting against: Councillor Bookham  
Councillor Fearnley

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

**BYLAWS - Second and Third Readings**

6. “Heritage Designation Bylaw, 2011, No. 8197” (McAlpine Residence, Denis L. Accili, 252 East 10<sup>th</sup> Street).

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** the said Bylaw No. 8197 be read a second time in short form.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** the said Bylaw No. 8197 be read a third time in short form and passed subject to reconsideration.

**CARRIED**

Councillor Fearnley is recorded as voting contrary to the motion.

Moved by Councillor Keating, seconded by Councillor Trentadue

**THAT** the meeting recess to the recessed Public Hearing regarding Bylaw No. 8202 scheduled for this evening.

**CARRIED UNANIMOUSLY**

The meeting recessed at 8:08 p.m. and reconvened at 8:35 p.m. with the same personnel present.

## **BYLAWS – Second and Third Readings**

7. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8202” (M. Isaac, J. Kornafel / John Clark Architect Inc., 252/254 East 19<sup>th</sup> Street, CD-615).

Moved by Councillor Keating, seconded by Councillor Trentadue

**THAT** the said Bylaw No. 8202 be read a second time in short form.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Trentadue

**THAT** the said Bylaw No. 8202 be read a third time in short form and passed subject to reconsideration.

**CARRIED UNANIMOUSLY**

## **REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF**

13. **Request to Retain and Spend Surplus Funds in the North Vancouver Museum and Archives (NVMA) Commission’s Operating Reserve Fund – File: 03620-20 NVMAC-01**

Report: Director, North Vancouver Museum and Archives,  
October 28, 2011.

Moved by Councillor Bookham, seconded by Councillor Fearnley

**PURSUANT** to the report of the Director, North Vancouver Museum and Archives, dated October 28, 2011, entitled “Request to Retain and Spend Surplus Funds in the North Vancouver Museum and Archives (NVMA) Commission’s Operating Reserve Fund”:

**THAT** the North Vancouver Museum and Archives Commission be permitted to retain the balance of all funds currently in its Operating Reserve Fund;

**AND THAT** the use of up to \$12,500 from the City of North Vancouver’s 50% share of these funds be approved for the purpose of hiring part-time temporary staff to assist in the warehouse clean-up project.

**CARRIED UNANIMOUSLY**

## **BYLAWS - Second and Third Readings**

16. "City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2009, No. 8024" (Luciano Pucci/Linda Valter Architect, 328-330 East 14<sup>th</sup> Street, Level One: Low Density to Level Three: Low Density).

*The following resolution defeated on October 24, 2011 was brought back to Council for reconsideration by Mayor D.R. Mussatto as per Section 131 of the Community Charter and Section 37(3) of the "Council Procedure Bylaw, 2004, No. 7590":*

Moved by Councillor Clark, seconded by Councillor Keating

**THAT** the said Bylaw No. 8024 be read a second time in short form;

**AND THAT** the applicant be directed to work with City staff and his neighbours to mitigate the impact of massing of the structure;

**AND THAT** the City implement Resident Only parking in the 300 block of East 14<sup>th</sup> Street.

A vote upon the recommendation was taken separately, as follows

**THAT** the said Bylaw No. 8024 be read a second time in short form;

**AND THAT** the applicant be directed to work with City staff and his neighbours to mitigate the impact of massing of the structure.

A recorded vote was taken on the motion.

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

Voting against: Councillor Bookham  
Councillor Fearnley  
Councillor Heywood

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

*Continued...*

16. "City of North Vancouver Official Community Plan Bylaw, 2002, No. 7425, Amendment Bylaw, 2009, No. 8024" (Luciano Pucci/Linda Valter Architect, 328-330 East 14<sup>th</sup> Street, Level One: Low Density to Level Three: Low Density). - Continued

**THAT** the City implement Resident Only parking in the 300 block of East 14<sup>th</sup> Street.

A recorded vote was taken on the motion.

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

Voting against: Nil

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

Moved by Councillor Trentadue, seconded by Councillor Keating

**THAT** the said Bylaw No. 8024 be read a third time in short form and passed subject to reconsideration.

**CARRIED**

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

17. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2009, No. 8025"  
(Luciano Pucci/Linda Valter Architect, 328-330 East 14<sup>th</sup> Street, CD-575).

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** the said Bylaw No. 8025 be read a second time in short form.

**CARRIED**

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

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** the said Bylaw No. 8025 be read a third time in short form and passed subject to reconsideration.

**CARRIED**

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

### **BYLAWS - Reconsideration and Final Adoption**

18. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8192" (340 Brooksbank Avenue, Text Amendment Application to CD-187).

Moved by Councillor Clark, seconded by Councillor Keating

**THAT** the said Bylaw No. 8192 be reconsidered.

**CARRIED**

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

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** the said Bylaw No. 8192 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED**

Councillor Bookham is recorded as voting contrary to the motion.

## **RECESS**

Mayor Mussatto declared a recess at 9:08 p.m., for the public question period and reconvened the meeting immediately.

## **INQUIRIES**

### **22. Metro Vancouver Board – Establishment Bylaws – File 0400-60-MV-01**

Inquiry by: Councillor R.C. Clark

Councillor Clark referred to two pieces of correspondence circulated to Council from the Metro Vancouver Board regarding Labour Relations Conversion and Amendment Interim Bylaw and Pan-Municipal Affairs Service Establishment Bylaw of which the Metro Vancouver Board is seeking Council's endorsement. Councillor Clark inquired of Mayor Mussatto when Council would be considering these bylaws.

Mr. Ken Tollstam, City Manager, advised that the items would be on the November 14<sup>th</sup> Regular Council Agenda.

### **23. Recreation Commission Meeting Regarding Reduced Attendance at Harry Jerome**

Inquiry by: Councillor P.J. Bookham

Councillor Bookham referred to a recent North Vancouver Recreation Commission meeting at which attendance figures were provided that indicated attendance at Harry Jerome was dropping significantly. She inquired of Mayor Mussatto whether Council Commission members knew why this was.

Councillor Fearnley suggested that the documents provided at that meeting be provided to Council. He advised that a number of factors were cited at the meeting for decreased attendance, including increasing operating costs for the older building, decreased revenues, competition from new recreation facility in West Vancouver and budget issues in the District of North Vancouver.

Councillor Clark indicated that reduced attendance is occurring in other recreation facilities as well as Harry Jerome and advised that the meeting referred to where this issue was discussed was a Finance Meeting of the North Vancouver Recreation Commission and that a recommendation from that meeting would first need to go to a public North Vancouver Recreation Commission meeting.

## **ANY OTHER BUSINESS – NEW ITEMS**

**Nil**



**ADJOURNMENT**

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** the meeting adjourn.

**CARRIED UNANIMOUSLY**

The meeting adjourned at 9:13 p.m.