



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, NOVEMBER 28, 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
*Councillor M.L. Trentadue

STAFF MEMBERS

A.K. Tollstam, City Manager
R.G. Anderson, City Clerk
K. Kenney, Deputy City Clerk
I. Gordon, Director of Finance
L. Orr, Manager, Lands and Business Services
R. H. White, Director of Community Development
B. Themens, Deputy Director of Finance
G. Stainton, Manager, City Facilities
F. Caouette, Director of Corporate Services
G. Penway, Deputy Director, Community
Development
S. Ono, City Engineer
D. Mitic, Assistant City Engineer, Transportation
D. Pope, Deputy City Engineer
M. Hunter, Manager, Parks and Environment
H. Reinhold, Waterfront Project Deputy
Development Manager
P. Penner, Community Planner, Community
Development
C. Wilkinson, Planning Technician 1
A. Kurnicki, Streetscape Planner
S. Wilks, Timekeeper

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

ADOPTION OF MINUTES

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, November 14, 2011.
2. In Camera Committee of the Whole Meeting Minutes, November 14, 2011.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 0550-07-01

- Ms. C. Bell Eady, 2843 Wembley Dr., North Vancouver, spoke regarding item 13, “Waterfront Development”.

CONSENT AGENDA ITEMS

{Items *5, *6, *20, *21, *22, *23, *24, *25 and *26}

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the resolutions listed within the “Consent Agenda” of November 28, 2011, be approved as follows:

COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS

***5. Personnel Matter – File: 2720-01**

Report: Human Resources Officer, November 14, 2011.

PURSUANT to the report of the Human Resources Officer, dated November 14, 2011, regarding a “Personnel Matter”:

THAT the recommendation outlined in the report of the Human Resources Officer, dated November 14, 2011, regarding a “Personnel Matter” be ratified;

AND THAT the wording of the recommendation and the report of the City Manager, dated November 14, 2011, regarding a “Personnel Matter” remain in camera.

(CARRIED UNANIMOUSLY)

***6. Personnel Matter – File: 2720-01**

Report: Human Resources Officer, November 21, 2011.

PURSUANT to the report of the Human Resources Officer, dated November 21, 2011, regarding a “Personnel Matter”:

THAT the recommendation outlined in the report of the Human Resources Officer, dated November 21, 2011, regarding a “Personnel Matter” be ratified;

AND THAT the wording of the recommendation and the report of the City Manager, dated November 21, 2011, regarding a “Personnel Matter” remain in camera.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***20. Funding Appropriation for Grant to Lambda Alpha International for Urban Futures Survey III – File: 6970-01**

Report: Office Co-coordinator, Community Development,
November 21, 2011.

PURSUANT to the report of the Office Co-ordinator, Community Development, dated November 21, 2011, entitled “Funding Appropriation for Grant to Lambda Alpha International for Urban Futures Survey III:

THAT (Funding Appropriation #1137) an amount of \$5,000 be appropriated from the General Reserve for the purpose of providing a grant to Lambda Alpha International (Metro Vancouver Chapter) in support of Urban Future Surveys III to be undertaken by New City Ventures;

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

(CARRIED UNANIMOUSLY)

***21. Street and Traffic Bylaw Amendment: Street Tree Protection
- File: 6300-01**

Report: Streetscape Planner, Engineering, Parks & Environment,
November 18, 2011.

PURSUANT to the report of the Streetscape Planner, dated November 18, 2011, entitled “Street and Traffic Bylaw Amendment: Street Tree Protection”:

THAT “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2011, No. 8210” (Street Tree Protection) be considered;

AND THAT “Bylaw Notice Enforcement Bylaw, 2005, No. 7675, Amendment Bylaw, 2011, No. 8211” (Increase in Penalties for Street and Traffic Bylaw, 1991, No. 6234, Offences) be considered.

(CARRIED UNANIMOUSLY)

BYLAWS - Introduction and First Three Readings

***22.** “Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2011, No. 8210” (Street Tree Protection).

***23.** “Bylaw Notice Enforcement Bylaw, 2005, No. 7675, Amendment Bylaw, 2011, No. 8211” (Increase in Penalties for Street and Traffic Bylaw, 1991, No. 6234, Offences).

THAT Bylaws No. 8210 and 8211 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 Bylaws No. 8210 and 8211 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws No. 8210 and 8211 be read a third time in short form and passed subject to reconsideration.

(CARRIED UNANIMOUSLY)

BYLAWS - Reconsideration and Final Adoption

- *24. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8202"
(M. Isaac, J. Kornafel / John Clark Architect Inc., 252/254 East 19th Street,
CD-615).
- *25. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8205"
(City Line Developments Ltd./Hearth Architectural Inc., 313 East 8th Street,
RS-1 to RT-1).
- *26. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8206"
(R.D. Mitchell Builders / Kingsway Plans Ltd., 351 East 9th Street,
RS-1 to RT-1).

THAT the said Bylaws No. 8202, 8205 and 8206 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws No. 8202, 8205 and 8206 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 Trentadue

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)(a)

CARRIED UNANIMOUSLY

The meeting recessed at 6:05 p.m. and reconvened at 6:11 p.m. with the same
personnel present.

REPORT OF COMMITTEE OF THE WHOLE

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

3. Land Matter – File: 3010-01

Report: Property Valuator-Negotiator, November 22, 2011.

PURSUANT to the report of the Property Valuator-Negotiator, dated November 22, 2011, regarding a “Land Matter”:

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

AND THAT the wording of the recommendation and the report of the Property Valuator-Negotiator, dated November 22, 2011, regarding a “Land Matter” remain in camera.

CARRIED UNANIMOUSLY

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

4. Appointments to the North Vancouver Recreation Commission - File: 03620-20 NVRC-06

Report: City Clerk, November 15, 2011.

PURSUANT to the report of the City Clerk, dated November 15, 2011, entitled “Appointments to the North Vancouver Recreation Commission”:

THAT Mr. James Fox and Ms. Lynn Jest be appointed for a three-year term to conclude on November 30, 2014.

CARRIED UNANIMOUSLY

PROCLAMATION

Mayor Mussatto read the following Proclamation:

“RESERVE FORCE DAY” – DECEMBER 1, 2011

MAYOR'S REPORT – File: 0530-01

Mayor Mussatto thanked, on behalf of Council, Councillor Bob Fearnley for his fifteen years of service and Councillor Mary Trentadue for her three years of service to the citizens of the City of North Vancouver.

CORRESPONDENCE

7. The Globe Foundation, November 24, 2011.

Re: Globe 2012, 12th Biennial Conference & Trade Fair on Business & the Environment, Vancouver – File: 0390-01

Moved by Councillor Keating, seconded by Councillor Clark

PURSUANT to the correspondence received November 24, 2011, from The Globe Foundation, regarding “Globe 2012, 12th Biennial Conference & Trade Fair on Business & the Environment”, to be held at the Vancouver Convention Centre, March 14 – 16, 2012:

THAT Council members be authorized to attend the “Globe 2012, 12th Biennial Conference & Trade Fair on Business & the Environment”, to be held March 14 – 16, 2012 in Vancouver, B.C.;

AND THAT the expenses be paid in accordance with City Policy;

AND THAT the funds be provided from the 2012 Legislative Conventions and Delegations Account.

CARRIED UNANIMOUSLY

BYLAWS - Reconsideration and Final Adoption

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

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the said Bylaw No. 8024 be reconsidered.

A recorded vote was taken on the motion.

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

Voting against: Councillor Fearnley
Councillor Heywood
Councillor Bookham

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

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the said Bylaw No. 8024 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED

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

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

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the said Bylaw No. 8025 be reconsidered.

CARRIED

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

Moved by Councillor Clark, seconded by Councillor Trentadue

THAT the said Bylaw No. 8025 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

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 item 13 "Delegation Response: Mr. Tyler Russell, Owner/Chief Curator, Café for Contemporary Art re: 'Lower Lonsdale's Waterfront Development'", item 14 "Provincial Age-Friendly Communities Funding Proposal – North Shore Age-Friendly Planning" and item 15 "East 29th Street Speed and Pedestrian Review" be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

13. Delegation Response: Mr. Tyler Russell, Owner/Chief Curator, Café for Contemporary Art re: “Lower Lonsdale’s Waterfront Development” – File: 6740-01

Report: Deputy Director, Community Development and Waterfront Project Deputy Development Manager, November 22, 2011.

Moved by Councillor Keating, seconded by Mayor Mussatto

PURSUANT to the report of the Deputy Director, Community Development and the Waterfront Project Deputy Development Manager, dated November 22, 2011, entitled “Delegation Response: Mr. Tyler Russell, Owner/Chief Curator, Café for Contemporary Art re: “Lower Lonsdale’s Waterfront Development”:

THAT Mr. Tyler Russell be encouraged to proceed with the generation of ideas for the future of the Lower Lonsdale Waterfront sites and to share the results of his process with the City;

AND THAT staff be directed to consider and display the results of said process when proceeding with the City’s process for Lower Lonsdale Waterfront sites;

AND THAT staff be directed to incorporate enhanced public input opportunities in the design, land use and business case planning stages of the pending Lower Lonsdale Waterfront processes;

AND THAT Mr. Russell be advised that the City is unable to financially contribute public monies to a process being led through a private company.

Moved by Councillor Heywood, seconded by Councillor Bookham

THAT Mr. Tyler Russell be permitted to address Council regarding item 13.

CARRIED UNANIMOUSLY

Mr. Tyler advised that he has formalized an unregistered non-profit society that will be executing the process. He then responded to questions from members of Council.

Continued...

13. Delegation Response: Mr. Tyler Russell, Owner/Chief Curator, Café for Contemporary Art re: “Lower Lonsdale’s Waterfront Development” – File: 6740-01 - Continued

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.

14. Provincial Age-Friendly Communities Funding Proposal – North Shore Age-Friendly Planning – File: 5000-01

Report: Community Planner, Community Development,
November 22, 2011.

Moved by Councillor Fearnley, seconded by Councillor Keating

PURSUANT to the report of the Community Planner, dated November 22, 2011, entitled “Provincial Age-Friendly Communities Funding Proposal – North Shore Age-Friendly Planning”:

THAT the proposed project be endorsed.

CARRIED UNANIMOUSLY

15. East 29th Street Speed and Pedestrian Review – File: 8330-01

Report: Assistant City Engineer – Transportation, November 23, 2011.

Moved by Councillor Clark, seconded by Councillor Keating

THAT consideration of this matter be deferred until Council hears from Ms. Gwen Elliott.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT item 16 “Integrated Transportation Committee – Terms of Reference” and item 17 “Visioning Workshop with Council” be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

**16. Integrated Transportation Committee – Terms of Reference
- File: 0360-20 ITC-06**

Report: Assistant City Engineer, Transportation, November 23, 2011.

Moved by Councillor Keating, seconded by Councillor Heywood

PURSUANT to the report of the Assistant City Engineer, Transportation, dated November 23, 2011, entitled “Integrated Transportation Committee – Terms of Reference”:

THAT the Terms of Reference for the Integrated Transportation Committee be endorsed;

AND THAT funding for the Integrated Transportation committee be provided by the re-allocation of existing funds;

AND THAT a copy of this report is sent to the Advisory Planning Commission and the City members of the former Joint Bicycle Advisory Committee for their information.

CARRIED UNANIMOUSLY

17. Visioning Workshop with Council – File: 0530-01

Report: City Manager, November 22, 2011.

Moved by Councillor Clark, seconded by Councillor Trentadue

PURSUANT to the report of the City Manager, dated November 22, 2011, entitled “Visioning Workshop with Council”:

THAT a Confidential Visioning Workshop be held in early January 2012 with Council and Senior Staff;

AND THAT staff commence the process of canvassing the new Council on location, date and the use of a facilitator for the Confidential Workshop.

DEFEATED

Moved by Councillor Clark, seconded by Councillor Keating

THAT the meeting recess to the Public Meeting scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:05 p.m. and reconvened at 7:55 p.m. with the same personnel present.

MOTIONS AND NOTICES OF MOTIONS

10. **Development Variance Permit and Development Permit, 943 Shavington Street / Level-B Accessory Coach House (I. Yates, D. Hannah)**
– **File: 3090-20 DVP2011-00005 and 3090-20 DVP2011-00007**
– **943 Shavington St**

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT Development Variance Permit No. 2011-00005 be issued to David Hannah and Sharon Hannah, in accordance with Section 922 of the Local Government Act;

AND THAT Development Permit No. 2011-00007 be issued to David Hannah and Sharon Hannah, in accordance with Section 920 of the Local Government Act;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. No. 2011-00005 and Development Permit No. 2011-00007.

A recorded vote was taken on the motion.

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

Voting against: Councillor Bookham
 Councillor Clark
 Councillor Heywood

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

DELEGATION

Ms. Sally de la Rue Browne, North Shore Rep – Citizens for Safe Technology.

Re: Moratorium on Smart Meters – File: 5500-01

Ms. Sally de la Rue Browne, North Shore Rep – Citizens for Safe Technology, gave a PowerPoint presentation regarding “Moratorium on Smart Meters”, as follows:

- she is an environmental health officer representing citizens;
- Smart Meters use a radio frequency transmitter;
- reasons the government gives for implementing Smart Meters is misleading and not the real reasons;
- real reason is profit, don't need to change the meters we have;
- no public process into decision to have Smart Meters or oversight by the BC Utilities Commission as Smart Meters are exempted from Clean Energy Act;
- no choice about whether you get Smart Meter on your house;
- Smart Meters are wireless, can't be turned off;
- health concerns relative to wireless technology, electromagnetic signals, radiation, Electrohypersensitivity issues;
- Smart Meters emit significantly more radiation than cell phones;
- no one knows risk to children over prolonged exposure;
- World Health Organization has classed all wireless devices as Class 2B Health Risk and as carcinogens;
- Spring of 2012, expected installation of Smart Meters;
- requested Council support vote at UBCM for moratorium on Smart Meters.

CORRESPONDENCE

11. Ms. Sally de la Rue Browne, North Shore Rep – Citizens for Safe Technology, October 28, 2011.

Re: Moratorium on Smart Meters – File: 5500-01

Moved by Councillor Keating, seconded by Councillor Trentadue

THAT the City of North Vancouver call upon the Government of British Columbia to impose a moratorium on the installation of Smart Meters until the Clean Energy Act is amended to provide for full public consultation through the BC Utilities Commission.

CARRIED

11. Ms. Sally de la Rue Browne, North Shore Rep – Citizens for Safe Technology, October 28, 2011. - Continued

Moved by Councillor Heywood, seconded by Councillor Keating

THAT BC Hydro be invited to make a presentation to Council on Smart Meters.

CARRIED UNANIMOUSLY

DELEGATION

Ms. Jeanne Douglas, Co-Chair, 2012 BC Scotties Women’s Curling Championships.

Re: Support for “2012 BC Scotties Women’s Curling Championships”
– File: 8100-01

Ms. Jeanne Douglas, Co-Chair, 2012 BC Scotties Women’s Curling Championships, gave a presentation regarding Support for “2012 BC Scotties”, as follows:

- 2012 BC Scotties Women’s Curling Championships are being hosted in North Vancouver in January at the North Shore Winter Club;
- The North Shore Curling membership have a core host committee of 16 people and will need to recruit 175 volunteers to run the eight day event;
- Kelly Scott, former Canadian Champion and World Champion will be participating as the defending BC Women’s Champion, as well as Kelly Law, former Canadian Champion and Winter Olympic medalist;
- will be world class curling event and strong media coverage is anticipated;
- semi-final and final games will be televised on Shaw TV and coverage will be carried in western provinces;
- Curl BC estimates \$100,000 budget required to host the event;
- Curl BC will supply equipment and labour to cover just over half that amount;
- it is the curling club’s responsibility to find local support and sponsors;
- request that the City provide a \$2500 contribution and provide Platinum Plus level sponsorship for the event;
- also request 50 city pins as part of welcome package for participants.

CORRESPONDENCE

12. Ms. Jeanne Douglas, Co-Chair, 2012 BC Scotties Women's Curling Championships, November 2, 2011.

Re: Support for "2012 BC Scotties" – File: 8100-01

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the City of North Vancouver grant \$2500 to the hosting committee of the 2012 BC Scotties Women's Curling Championships;

AND THAT the funding be taken from the Council Contingency Account.

CARRIED UNANIMOUSLY

MOTION AND NOTICES OF MOTION

18. Business Community – File - 6750-01

Submitted by: Councillor R.J. Fearnley

Moved by Councillor Fearnley, seconded by Councillor Heywood

WHEREAS the City of North Vancouver's business community has requested a voice at City Hall with respect to issues facing business;

AND WHEREAS the different business sectors such as the film industry or the biomedical sector or the different geographical areas such as Lower Lonsdale may have very different concerns;

NOW THEREFORE BE IT RESOLVED that City staff study and bring back options such as an Economic Development Committee that can advise staff and Council on matters affecting the business community;

AND THAT the major business sectors and geographical areas shall be represented in such a group.

CARRIED UNANIMOUSLY

Councillor Fearnley left the meeting at 8:45 p.m.

BYLAWS - Reconsideration and Final Adoption

19. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2011, No. 8208"
(Bella Vita Real Estate Investment / Vernacular Design Inc., 615 Mahon Avenue, CD-616).

Moved by Councillor Keating, seconded by Councillor Clark

THAT the said Bylaw No. 8208 be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Clark

THAT the said Bylaw No. 8208 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

Councillor Fearnley returned to the meeting at 8:46 p.m.

Moved by Councillor Keating, 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, for the following reason:

27. Section 90 (1)(k)

CARRIED UNANIMOUSLY

*Councillor Trentadue left the meeting at 8:46 p.m.

The meeting recessed at 8:46 p.m. and reconvened at 8:59 p.m. with the same personnel present, with the exception of *Councillor Trentadue.

RECESS

Mayor Mussatto declared a recess at 8:59 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

28. Status of Fish Ladder on Mosquito Creek – File: 5280-01

Inquiry by: Councillor R.C. Clark

Councillor Clark advised that a resident had noticed some logging on Mosquito Creek at 3rd and Fell most likely due to the installation of a bridge going in there next spring. Councillor Clark inquired of Mayor Mussatto whether staff could provide an update two weeks from now on the status of the work.

Mayor Mussatto advised that staff will provide an update.

29. City Manager Meetings with Council - File: 0530-01

Inquiry by: Councillor R.C. Clark

Councillor Clark referred to a recent article in the newspaper in which the City Manager is quoted as saying he has monthly meetings with Council. Councillor Clark inquired of Mayor Mussatto whether the City Manager could provide the schedule of those meetings and any minutes from those meetings.

Mr. Ken, Tollstam, City Manager advised that he would provide the requested information.

ANY OTHER BUSINESS – NEW ITEMS

Nil.

ADJOURNMENT

Moved by Councillor Fearnley, seconded by Councillor Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 9:02 p.m.