



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, MARCH 5, 2012****

PRESENT:

COUNCIL MEMBERS

Mayor D.R. Mussatto
Councillor D.H. Bell
Councillor P.J. Bookham
Councillor L.C. Buchanan
Councillor R.C. Clark
Councillor R.G. Heywood
Councillor C.R. Keating

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, Deputy City Manager
F. Caouette, Director of Corporate Services
G. Penway, Director, Community Development
D. Pope, Acting City Engineer
E. Adin, City Planner
S. Smith, Planner 1, Community Development
B. Penman, Fire Chief
I. Steward, Property Valuator-Negotiator
D. Burgess, Deputy Fire Chief
I. Forsyth, Director, Cultural Services
J. Rice, Cultural Development Officer Core
Funding & Facilities
M. Hunter, Manager, Engineering, Parks and
Environment
D. Mitic, Assistant City Engineer, Transportation
S. Wilks, Timekeeper

The meeting was called to order at 6:00 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, February 27, 2012.
2. In Camera Committee of the Whole Meeting Minutes, February 27, 2012.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – File: 0550-07-01

- Mr. J. Harvey, 33 – 1910 Cedar Village Crescent, North Vancouver, spoke regarding “Extending Length of Public Input Period” and “RCMP Complaint”.

CONSENT AGENDA ITEMS

{Items *17 and *18}

Moved by Councillor Clark, seconded by Councillor Keating

THAT the resolutions listed within the “Consent Agenda” of March 5, 2012 be approved, as follows:

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***17. Strategic Community Investment Funds Agreement for Traffic Fine Revenue Sharing – File: 1855-03-02**

Report: Director of Finance, February 28, 2012.

PURSUANT to the report of the Director of Finance, dated February 28, 2012, entitled “Strategic Community Investment Funds Agreement for Traffic Fine Revenue Sharing”:

THAT the Mayor and City Clerk be authorized to sign the Strategic Community Funds (SCI Funds) Agreement provided by the Ministry of Community, Sport and Cultural Development.

(CARRIED UNANIMOUSLY)

REPORT OF COMMITTEE OF THE WHOLE

***18. Vancouver Coastal Health: HOpe Centre – File: 3010-02-01**

Report: Property Valuator-Negotiator, February 22, 2012.

PURSUANT to the report of the Property Valuator-Negotiator, dated February 22, 2012, entitled “Vancouver Coastal Health: HOpe Centre”;

THAT Vancouver Coastal Health be advised that the City of North Vancouver wishes to be recognized as a Partner in the HOpe Centre project;

AND THAT staff be directed to proceed with a surplus road closure and transfer as per Option #1 of said report;

AND THAT staff prepare the necessary documentation to give effect to this motion;

AND THAT report of the Property Valuator-Negotiator, dated February 22, 2012, entitled “Vancouver Coastal Health: HOpe Centre, remain in camera.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

ANY OTHER BUSINESS – NEW ITEMS

Moved by Councillor Keating seconded by Councillor Clark

THAT Any Other Business – New Items be brought forward on the Agenda;

AND THAT an “Enforcement Issue” be added to the In Camera Committee of the Whole meeting agenda as item 19.

CARRIED UNANIMOUSLY

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 reasons:

3. Section 90(1)(e)
19. Section 90(1)(f),(g) and (i)

CARRIED UNANIMOUSLY

The meeting recessed at 6:05 p.m. and reconvened at 6:38 p.m. with the same personnel present.

REPORT OF COMMITTEE OF THE WHOLE

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

3. Land Matter – 3010-02-01

Report: Property Valuator-Negotiator, February 29, 2012.

PURSUANT to the report of the Property Valuator Negotiator, dated February 29, 2012, 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 February 29, 2012, regarding a “Land Matter”, remain in-camera.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Nil

DELEGATIONS

Kuya.Alvin Koh Relleve President, Metro Vancouver Philippine Arts & Culture Exposition Society (MV-PACES).

Re: 2012 Philippine Day at the Waterfront Park – File: 8100-20 PF-01

Kuya.Alvin Koh Relleve, President, Metro Vancouver Philippine Arts & Culture Exposition Society (MV-PACES) gave a presentation regarding “2012 Philippine Day at the Waterfront Park”, as follows:

- Philippine Day has been held last seven years in the City;
- second biggest celebration of the Philippine community;
- celebration serves to maintain and strengthen Philippine cultural heritage;
- 10,000 attendance expected;
- have always contacted property managers of surrounding buildings advising of the event and assuring them that the event will not disturb the neighbourhood;
- event shuts down at 6:00 p.m.;
- speakers are focused toward water, not the buildings;
- Metro Vancouver Philippine Arts & Culture Exposition Society is a non-profit organization and its main objective is to hold this celebration;
- asking to extend the 2012 Philippine Day event to two days.

Mr. Koh Relleve then responded to questions from members of Council.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

4. 2012 Philippine Day Festival at the Waterfront Park – File: 8100-20 PF-01

Report: Manager, Parks and Environment, February 24, 2012.

Moved by Councillor Bell, seconded by Councillor Keating

PURSUANT to the report of the Manager, Parks and Environment, dated February 24, 2012, entitled “2012 Philippine Day Festival at Waterfront Park”;

THAT the request from the Metro Vancouver Philippine Arts and Culture Exposition Society to expand the 2012 Philippine Day Festival to two days, be endorsed;

AND THAT staff and the event organisers conduct a post-event review of the 2012 festival, evaluating any impacts on the park, neighbouring properties, and City resources, prior to approving the two-day format for 2013 and beyond.

CARRIED UNANIMOUSLY

DELEGATIONS

Mr. Doug Ausman, President, Lower Lonsdale Business Association.

Re: Signature Civic Events at Shipbuilders' Square, and LLBA Administrative Needs – File: 0230-20 LLBA-01

Mr. Doug Ausman, President, Lower Lonsdale Business Association (LLBA), introduced Mr. Peter Ohrnberger, Membership Director, and other members of the Lower Lonsdale Business Association in the gallery and gave a presentation regarding “Signature Civic Events at Shipbuilders' Square, and LLBA Administrative Needs”, as follows:

- two items: do Party at the Pier and Christmas festivals warrant grant for another year and does LLBA warrant grant to establish a Lower Lonsdale Business Improvement Area;
- LLBA's contributions to the City outlined;
- LLBA has limited number of volunteers;
- background provided on establishment of festivals and anticipated 2012 festivals;
- festivals contribute to Lower Lonsdale community and neighbourhood;
- performers are from the local community;
- total of \$55,000 in grants provided by the City;
- \$235,000 total contributions raised including in kind contributions;

Mr. Ohrnberger advised that Lions Gate Sinfonia Board President Paige Freeborn was unable to be in attendance tonight but had provided correspondence. Mr. Ohrnberger read correspondence of support from Ms. Freeborn.

Mr. Ausman provided further information as follows:

- described efforts and challenges over the last two years to establish a Lower Lonsdale Business Improvement Area which was not successful;
- LLBA learned a great deal from past approach and feedback provided by affected businesses;
- LLBA doesn't have enough volunteer resources to knock on doors, need paid help for administrative work;
- \$60,000 City contribution would fund coordinator for this work;
- funding request amount is equal to 3.2% of the \$4.1 million in property taxes raised from LLBA.

Mr. Ausman then responded to questions from members of Council.

CORRESPONDENCE

5. Mr. Doug Ausman, President, Lower Lonsdale Business Association, February 16, 2012.

Re: Signature Civic Events at Shipbuilders' Square, and LLBA
Administrative Needs – File: 0230-20 LLBA-01

Moved by Councillor Keating, seconded by Councillor Heywood

THAT the Lower Lonsdale Business Association funding request of \$130,000 be referred to staff for inclusion in discussions of this year's budget.

CARRIED UNANIMOUSLY

DELEGATIONS

Mr. Reid Shier, Presentation House Gallery and Ms. Rose Terzariol and Ms. Erin Morantz, KCI.

Re: Capacity Study – File: 7780-20 PHG-01

Mr. Reid Shier, Presentation House Gallery and Ms. Rose Terzariol and Ms. Erin Morantz, KCI, gave a PowerPoint presentation regarding "Capacity Study", as follows:

- results of Fundraising Planning Study;
- project summary;
- findings;
- giving intentions by %;
- site preference;
- recommendations;
- next steps.

Mr. Shier, Ms. Terzariol and Ms. Morantz then responded to questions from members of Council.

CORRESPONDENCE

6. Mr. Reid Shier, Presentation House Gallery, February 19, 2012.

Re: Capacity Study – File: 7780-20 PHG-01

Moved by Councillor Keating, seconded by Councillor Buchanan

THAT staff enter into discussions with the owner/tenant of the Cates Tug site to confirm its availability for the location of the Photo Media Arts Gallery.

Moved by Councillor Bookham, seconded by Councillor Clark

THAT the foregoing motion be deferred until Council receives a staff report.

DEFEATED

The question on the main motion was then **CARRIED UNANIMOUSLY**

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

7. Zoning Omnibus, Phase 1 (General Housekeeping of Zoning Bylaw No. 6700) – File: 4520-01

Report: City Planner, February 28, 2012.

Moved by Councillor Keating, seconded by Mayor Mussatto

THAT the proposed Zoning Bylaw Phase 1: General Housekeeping Amendments be referred to a Focus Group meeting in addition to the amendments for Phases 2: Supporting Affordable Housing, Phase 3: Supporting Green Building and Phase 4: Supporting Better Design.

A recorded vote was taken on the motion.

Voting in favour: Councillor Bell
Councillor Buchanan
Councillor Keating
Councillor Clark
Mayor Mussatto

Voting against: Councillor Heywood
Councillor Bookham

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

BYLAWS - Introduction and First Reading Only

8. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2012, No. 8227” (General Housekeeping Items of Zoning Bylaw No. 6700).

Moved by Councillor Keating, seconded by Councillor Buchanan

THAT item 8 “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2012, No. 8227” (General Housekeeping Items of Zoning Bylaw No. 6700) be deleted from the agenda.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

9. **Rezoning Application: 663 West 3rd Street (Hybrid Home Heating Ltd.)- Bylaw Revision – File: 3360-20 Rez2009-00002 – 663 W 3rd St**

Report: Planning Technician, Community Development, February 29, 2012.

Moved by Councillor Clark, seconded by Councillor Keating

PURSUANT to the report of the Planning Technician, dated February 29, 2012, entitled “Rezoning Application: 663 West 3rd Street (Hybrid Home Heating Ltd.) – Bylaw Revision”:

THAT the following clause contained in the resolution adopted by City Council on February 6, 2012, be rescinded:

“**AND THAT** the applicant submit revised floor plans prior to final adoption illustrating a maximum of one accessory rental dwelling unit on the second storey;”;

AND THAT Section 2(1) of “Zoning Bylaw 1995, No. 6700, Amendment Bylaw, 2012, No. 8217” (Hybrid Home Heating Ltd., 663 West 3rd Street, CD-619), Attachment 2 to the February 29, 2012 report, be amended at second reading to **delete** the words “one Dwelling Unit” and **replace** it with “two Dwelling Units”.

CARRIED UNANIMOUSLY

BYLAWS - Second Reading Only

10. “Zoning Bylaw 1995, No. 6700, Amendment Bylaw, 2012, No. 8217”
(Hybrid Home Heating Ltd., 663 West 3rd Street, CD-619).

Moved by Councillor Clark, seconded by Councillor Keating

THAT the said Bylaw No. 8217 be read a second time in short form.

Moved by Councillor Clark, seconded by Councillor Keating

THAT Bylaw No. 8217 be amended as follows:

By deleting the words “one Dwelling Unit” and replacing them with
“two Dwelling Units”.

CARRIED UNANIMOUSLY

The question on the motion for second reading, as amended, was then
CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

11. Resident Parking Policy – File: 5480-01

Report: Assistant City Engineer, Transportation, February 29, 2012.

Moved by Councillor Clark, seconded by Councillor Keating

PURSUANT to the report of the Assistant City Engineer, Transportation, dated February 29, 2012, entitled “Resident Parking Policy”,

THAT staff proceed with the development of a Resident Parking Policy as outlined in Option 1 of the February 29, 2012 report;

AND THAT Vancouver Coastal Health be invited to participate in the process;

AND THAT Resident Only parking be installed on 300 Block East 14th Street on a temporary basis until the resident parking policy work is completed (50% of the block be designated as a resident only parking and 50% be designated as the two hour time restricted, with restrictions in effect from 9am to 6pm);

AND THAT the fee associated with the signage modifications on 300 Block East 14th Street be waived;

AND THAT a copy of the February 29, 2012 report be sent to the Integrated Transportation Committee for their comment.

Moved by Councillor Bookham, seconded by Councillor Bell

THAT the foregoing motion be amended to include the south side of the 300 block of East 13th Street as Resident Only parking.

DEFEATED

The question on the main motion was then **CARRIED UNANIMOUSLY**

MOTION AND NOTICES OF MOTION

12. Lack of Employee Parking at Lions Gate Hospital – File: 5480-01

Submitted by Councillor R.C. Clark.

The following recommendation was moved by Councillor Clark and seconded by Councillor Bookham on February 27, 2012

“BE IT RESOLVED THAT Vancouver Coastal Health’s Chief Operating Officer, Ms. Wendy Hansson be invited to appear before City Council to discuss a lack of employee parking at Lions Gate Hospital, continuing problems with LGH employees parking on the residential streets around the Hospital and potential solutions to this problem.”

A recorded vote was taken on the motion.

Voting in favour: Councillor Bookham
 Councillor Clark
 Councillor Bell

Voting against: Councillor Heywood
 Councillor Buchanan
 Councillor Keating
 Mayor Mussatto

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

13. Moratorium on Enforcement of Secondary Suite Policy – File: 5040-01

Submitted by: Councillor C.R. Keating.

Moved by Councillor Keating, seconded by Councillor Clark

WHEREAS a National Building Code review process is considering measures that would allow for the inclusion of secondary suites in duplexes;

NOW THEREFORE BE IT RESOLVED THAT the City of North Vancouver establish a moratorium on the enforcement of its secondary suite policy as regards suites in duplexes until the end of 2012 or until staff reports on the issue;

AND THAT the staff report include an analysis of the National Building Code recommendations on suites in duplexes;

AND THAT Council urge the Province of BC to include National Building Code provisions for secondary suites in duplexes in the BC Building Code as soon as possible.

Moved by Councillor Bookham, seconded by Councillor Heywood

THAT the foregoing motion be deferred until Council receives a response from staff to Councillor Buchanan's question relative to how many secondary suite enforcement issues in duplexes have arisen over the last two years.

DEFEATED

Continued...

**13. Moratorium on Enforcement of Secondary Suite Policy
– File: 5040-01 – Continued**

A vote upon the recommendation was taken separately, as follows

WHEREAS a National Building Code review process is considering measures that would allow for the inclusion of secondary suites in duplexes;

NOW THEREFORE BE IT RESOLVED THAT the City of North Vancouver establish a moratorium on the enforcement of its secondary suite policy as regards suites in duplexes until the end of 2012 or until staff reports on the issue.

A recorded vote was taken on the motion.

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

Voting against: Councillor Bookham
Councillor Bell
Councillor Heywood

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

Continued...

13. Moratorium on Enforcement of Secondary Suite Policy
File: 5040-01- Continued

AND THAT the staff report include an analysis of the National Building Code recommendations on suites in duplexes;

AND THAT Council urge the Province of BC to include National Building Code provisions for secondary suites in duplexes in the BC Building Code as soon as possible.

A recorded vote was taken on the motion.

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

Voting against: Councillor Bell
Councillor Bookham

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

The motion, in its entirety, reads as follows:

“WHEREAS a National Building Code review process is considering measures that would allow for the inclusion of secondary suites in duplexes;

NOW THEREFORE BE IT RESOLVED THAT the City of North Vancouver establish a moratorium on the enforcement of its secondary suite policy as regards suites in duplexes until the end of 2012 or until staff reports on the issue;

AND THAT the staff report include an analysis of the National Building Code recommendations on suites in duplexes;

AND THAT Council urge the Province of BC to include National Building Code provisions for secondary suites in duplexes in the BC Building Code as soon as possible.”

**14. Community Public Art Grant Recommendation – Returned Funds
– File: 0360-20 AO-01**

Submitted by: Councillor R.C. Clark.

Moved by Councillor Clark, seconded by Councillor Keating

BE IT RESOLVED THAT City Council ask Ms. Lori Phillips, Public Art Coordinator, for a report at the earliest opportunity as to the disposition of the \$7500 of taxpayers' money returned to them by the Council Resolution of February 27, 2012 and further if this amount was expended on Yarn Bombing.

CARRIED

15. Council Attendance at Out of Town Conventions – File: 0390-01

Submitted by: Councillor R.C. Clark.

Moved by Councillor Clark, seconded by Councillor Bookham

BE IT RESOLVED THAT City Council limit attendance at out of town conventions to two national and two provincial conventions per Council member per year.

Moved by Councillor Clark, seconded by Councillor Bookham

THAT the foregoing motion be referred to staff for inclusion in their upcoming report on the matter.

A recorded vote was taken on the motion.

Voting in favour: Councillor Clark
 Councillor Bell
 Councillor Heywood
 Councillor Bookham
 Councillor Buchanan

Voting against: Councillor Keating
 Mayor Mussatto

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

16. Surplus School District Lands and Properties
– File: 0400-80 NVSD-01

Submitted by: Councillor R.C. Clark.

Moved by Councillor Clark, seconded by Councillor Bookham

BE IT RESOLVED THAT North Vancouver School District No. 44 be invited in conjunction with North Vancouver City Council to explore the concept of a Neighbourhood Learning Centre in the exploration of uses for surplus School lands and properties.

A recorded vote was taken on the motion.

Voting in favour: Councillor Clark
Councillor Bell
Councillor Bookham

Voting against: Councillor Heywood
Councillor Buchanan
Councillor Keating
Mayor Mussatto

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

Moved by Councillor Buchanan, seconded by Councillor Keating

THAT the City of North Vancouver commit to working with the North Vancouver School District regarding the development of Neighbourhood Learning Centre pilot projects at any open City school.

Moved by Councillor Buchanan, seconded by Councillor Keating

THAT the requirements of the Procedure Bylaw to terminate the meeting at 10:30 P.M., be waived, and the meeting continue to completion of the Agenda.

CARRIED UNANIMOUSLY

The question on the motion was then **CARRIED UNANIMOUSLY**

RECESS

Mayor Mussatto declared a recess at 10:45 p.m., for the public question period and reconvened the meeting immediately.

INQUIRIES

20. BC Hydro Substation – File: 0400-30-H01

Inquiry by: Councillor R.C. Clark

Councillor Clark inquired of Mayor Mussatto whether Council could receive a status update report from staff on the BC Hydro Substation located behind the 3rd Street bus station.

21. Size of Council – File: 0530-01

Inquiry by: Councillor R.C. Clark

Councillor Clark referred to an information report provided to Council regarding the Size of Council which indicated that Council is not required to increase the size of Council should the City's population exceed 50,000 contrary to opinions expressed by some members of the public and inquired of Mayor Mussatto how the correct information could be disseminated in order to inform the general public.

22. Lonsdale School Site – File: 3200-01

Inquiry by: Councillor R.C. Clark

Councillor Clark inquired of Mayor Mussatto whether Council could be provided with details on what the density for Lonsdale School site ended up being and what it would have been worth and what expenditures on the other side would have been.

23. City Census – File: 6970-01

Inquiry by: Councillor R.C. Clark

Councillor Clark referred to a recent information report on the City Census and inquired of Mayor Mussatto whether the City could agree on what population figure it would use and how that information could be disseminated to the public as he has received questions from members of the public asking what the population of the City actually is.

ANY OTHER BUSINESS – NEW ITEMS

Nil

ADJOURNMENT

Moved by Councillor Clark , seconded by Councillor Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:50 p.m.