



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, APRIL 16, 2012****

PRESENT:

COUNCIL MEMBERS

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

STAFF MEMBERS

R.H. White, Acting City Manager
R.G. Anderson City Clerk
P. Lurbiecki, Assistant City Clerk
I. Gordon, Director of Finance
B. Themens, Deputy Director of Finance
D. Pope, Acting City Engineer
E. Adin, Deputy Director, Community
Development
L. Orr, Manager, Lands and Business Services
D. Pistilli, Deputy Fire Chief
D. Watson, Transportation Planner
T. Barber, Acting Deputy City Engineer
J. Irwin, Manager, Financial Services
L. Garber, Manager, Accounting Services
C. Purvis, Planner II, Community Development
B. Westmacott, Planner II, Community
Development
C. Wilkinson, Planner I, Community
Development
S. Wilks, Timekeeper

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

ADOPTION OF MINUTES

Moved by Councillor Clark, seconded by Councillor Buchanan

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, April 2, 2012.
2. In Camera Committee of the Whole Meeting Minutes, April 2, 2012.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD – 0550-07-01

- Mr. B. Nelson, 3939 West 14th Avenue, Vancouver, BC, spoke regarding “Item 15”.
- Mr. J. Hancock, 700-1285 West Pender Street, Vancouver, BC, spoke regarding “Item 15”.
- Mr. I. Leonard, 215 St. Andrew’s Street, North Vancouver, BC, spoke regarding “Seaspan”.
- Mr. B. Woodyatt, 221 East 29th Street, North Vancouver, BC, spoke regarding “North Vancouver Urban Forum at Café for Contemporary Arts”.
- Mr. J. Harvey, 33-1910 Cedar Village Crescent, North Vancouver, BC, spoke regarding the “Public Input Period”.

CONSENT AGENDA ITEMS

{Items *4, *20, *21,*22, *23, *24, and *25}

Moved by Councillor Clark, seconded by Councillor Buchanan

THAT the resolutions listed within the “Consent Agenda” of April 16, 2012, with the exception of Item 19, be approved as follows:

COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS

***4. Appointment to the Cemetery Advisory Board – File: 0360-20 CAB-05**

Report: City Clerk, April 1, 2012.

PURSUANT to the report of the City Clerk, dated April 1, 2012, entitled “Appointment to the Cemetery Advisory Board”:

THAT Mr. Csaba Tusko be appointed as a City of North Vancouver member for a term to conclude on January 31, 2013.

(CARRIED UNANIMOUSLY)

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

***20. Civic Youth Awards, Scholarships and Youth Week Event Information**

Report: Community Development Worker, April 11, 2012

PURSUANT to the report of the Community Development Worker, dated April 11, 2012, entitled "Civic Youth Awards, Scholarships and Youth Week Information":

THAT the 52 individuals nominated from the community and recommended by the City Youth Awards and Scholarship Committee, for Civic Youth Awards and five individuals recommended for the City's Youth Centennial Scholarship (\$1,000 per person) (as attached to the April 11, 2012 report) be endorsed;

AND THAT the adjudicating Committee be thanked for their assistance, and invited to participate in a celebration of the young nominees at the May 7, 2012 celebration at Council.

(CARRIED UNANIMOUSLY)

BYLAWS – Reconsideration and Final Adoption

- *21.** "Paved Lane on the East/West portion of the Lane North of the 300 Block West 19th Street between Mahon Avenue and Jones Avenue, Local Area Service Parcel Tax Bylaw, 2012, No. 8221".
- *22.** "Concrete Sidewalk and Gutter on both sides of the 1700 Block of Mahon Avenue between 17th and 18th, Local Area Service Parcel Tax Bylaw, 2012, No. 8222".
- *23.** "Concrete Sidewalk, Curb and Gutter on the 1600 Block of Mahon Avenue between West 16th and West 17th Streets, Local Area Service Parcel Tax Bylaw, 2012, No. 8223".
- *24.** "Concrete Sidewalk, Curb and Gutter on the East side of the 1800 Block of Mahon Avenue between West 18th and West 19th Streets, Local Area Service Parcel Tax Bylaw, 2012, No. 8224".

Continued...

BYLAWS – Reconsideration and Final Adoption - Continued

- *25. “Paved Lane on the lane North of the 600 Block of East 14th Street between Sutherland Avenue and the lane West of Sutherland Avenue, Local Area Service Parcel Tax Bylaw, 2012, No. 8225”.

THAT the said Bylaw Nos. 8221, 8222, 8223, 8224 and 8225 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw Nos. 8221, 8222, 8223, 8224 and 8225 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 Buchanan

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:

- Presentation: Section 90(1)(f)
3. Section 90(1)(c)

CARRIED UNANIMOUSLY

The meeting recessed at 6:11 and reconvened at 7:05 with the same personnel present.

Moved by Councillor Clark, seconded by Councillor Buchanan

THAT the meeting recess to the Public Meeting and Public Hearings scheduled this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:05 p.m. and reconvened at 7:27 p.m. with the same personnel present.

MOTIONS AND NOTICES OF MOTIONS

5. **Development Variance Permit No. DVP2011-00012 and Development Permit No. DP2011-00015 (157 East 27th Street)
– File: 3090-20 DVP2011-00012 – 157 East 27th St**

Moved by Councillor Keating, seconded by Councillor Buchanan

THAT Development Variance Permit No. DVP2011-00012 (157 East 27th Street) be issued to Peets, Birmingham & Wood Architects and Planners, in accordance with Section 922 of the Local Government Act;

AND THAT Development Permit No. DP2011-00015 be issued to Peets, Birmingham & Wood Architects and Planners, 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. DVP2011-00012 and Development Permit No. 2011-00015.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Bell

THAT the meeting recess to the recessed Public Hearing regarding Bylaw No. 8233 scheduled this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:29 p.m. and reconvened at 7:43 p.m. with the same personnel present.

BYLAWS – Second and Third Readings

6. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2012, No. 8233” (D. MacIntosh, J. McNally Design Inc., 642 East 5th Street, CD-621).

Moved by Councillor Keating, seconded by Councillor Buchanan

THAT the said Bylaw No. 8233 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Buchanan

THAT the said Bylaw No. 8233 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Keating

THAT the meeting recess to the recessed Public Hearing regarding Bylaw No. 8234 scheduled this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:50 p.m. and reconvened at 8:21 p.m. with the same personnel present.

BYLAWS – Second and Third Readings

7. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2012, No. 8234” (0910180 B.C. Ltd./Karl Wein and Associates, 355 East 12th Street, CD-622).

Moved by Councillor Keating, seconded by Councillor Buchanan

THAT the said Bylaw No. 8234 be read a second time in short form.

A recorded vote was taken on the motion.

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

Voting against: Councillor Heywood
Councillor Clark

The motion was **CARRIED** by a vote of 5 to 2.

Moved by Councillor Bookham, seconded by Councillor Bell

THAT a covenant be put in place prohibiting secondary suites at 355 East 12th Street.

CARRIED UNANIMOUSLY

BYLAWS – Second and Third Readings - Continued

Moved by Councillor Keating, seconded by Councillor Buchanan

THAT the said Bylaw No. 8234 be read a third time in short form and passed subject to reconsideration.

CARRIED

Councillor Clark is recorded as voting contrary to the motion.

Moved by Councillor Keating, seconded by Councillor Buchanan

THAT the meeting recess to the Finance Committee Meeting scheduled this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 8:39 p.m. and reconvened at 9:24 p.m. with the same personnel present.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

8. 2012 Property Tax Distribution Options – File: 05-1970-05/2012

Recommendations: Finance Committee, April 16, 2012.

Moved by Councillor Keating, seconded by Councillor Buchanan

PURSUANT to the report of the Director of Finance, dated April 11, 2012, entitled “2012 Property Tax Distribution Options”:

THAT 2012 property taxes be distributed as outlined in Option 2(A) of the April 11, 2012 report.

CARRIED UNANIMOUSLY

BYLAWS – Reconsideration and Final Adoption

9. “Financial Plan for the Years 2012 to 2021 Bylaw, 2012, No. 8231.”

Moved by Councillor Heywood, seconded by Councillor Bell

THAT the said Bylaw No. 8231 be reconsidered.

A recorded vote was taken on the motion.

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

Voting against: Councillor Keating
Councillor Buchanan
Mayor Mussatto

The motion was **CARRIED** by a vote of 4 to 3.

Moved by Councillor Heywood, seconded by Councillor Bell

THAT the said Bylaw No. 8231 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

A recorded vote was taken on the motion.

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

Voting against: Councillor Buchanan
Councillor Keating
Mayor Mussatto

The motion was **CARRIED** by a vote of 4 to 3.

BYLAWS – Introduction and First Three Readings

10. “Tax Rates Bylaw, 2012, No. 8232”. (Option 2A)

Moved by Councillor Clark, seconded by Councillor Bell

THAT Bylaw No. 8232 (Option 2A) 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 Clark, seconded by Councillor Heywood

THAT the said Bylaw No. 8232 (Option 2A) be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Bell

THAT the said Bylaw No. 8232 (Option 2A) be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

11. **2012 Project Plan Funding Appropriations #1202 – #1214
– File: 1705-02**

Report: Deputy Director of Finance, April 5, 2012.

Moved by Mayor Mussatto, seconded by Councillor Buchanan

PURSUANT to the report of the Deputy Director of Finance, dated April 5, 2012, entitled, “2012 Project Plan – Funding Appropriations #1202 - #1214”:

THAT (Funding Appropriation #1202) an amount of \$3,774,780 be appropriated from the General Reserve Fund for the purpose of funding the 2012 Project Plan;

Continued...

**11. 2012 Project Plan Funding Appropriations #1202 – #1214
– File: 1705-02 – Continued**

AND THAT (Funding Appropriation #1203) an amount of \$3,952,805 be appropriated from the Tax Sale Land (Principal) Fund for the purpose of funding the 2012 Project Plan;

AND THAT (Funding Appropriation #1204) an amount of \$2,433,000 be appropriated from the Tax Sale Land (Interest) Fund for the purpose of funding the 2012 Project Plan;

AND THAT (Funding Appropriation #1205) an amount of \$1,318,000 be appropriated from the General Building Reserve Fund for the purpose of funding the 2012 Project Plan;

AND THAT (Funding Appropriation #1206) an amount of \$52,000 be appropriated from the Infrastructure Reserve Fund for the purpose of funding the 2012 Project Plan;

AND THAT (Funding Appropriation #1207) an amount of \$53,000 be appropriated from the General Equipment Replacement Reserve Fund for the purpose of funding the 2012 Project Plan;

AND THAT (Funding Appropriation #1208) an amount of \$232,000 be appropriated from the Fire Equipment Replacement Reserve Fund for the purpose of funding the 2012 Project Plan;

AND THAT (Funding Appropriation #1209) an amount of \$135,000 be appropriated from the Computer Equipment Replacement Reserve Fund for the purpose of funding the 2012 Project Plan;

AND THAT (Funding Appropriation #1210) an amount of \$555,000 be appropriated from the Engineering Equipment Replacement Reserve Fund for the purpose of funding the 2012 Project Plan;

AND THAT (Funding Appropriation #1211) an amount of \$59,000 be appropriated from the Sustainable Transportation Reserve Fund for the purpose of funding the 2012 Project Plan;

AND THAT (Funding Appropriation #1212) an amount of \$85,807 be appropriated from the Lower Lonsdale Legacy Reserve Fund for the purpose of funding the 2012 Project Plan;

AND THAT (Funding Appropriation #1213) an amount of \$85,000 be appropriated from the Public Art Reserve Fund for the purpose of funding the 2012 Project Plan;

Continued...

**11. 2012 Project Plan Funding Appropriations #1202 – #1214
– File: 1705-02 – Continued**

AND THAT (Funding Appropriation #1214) an amount of \$80,000 be appropriated from the Climate Action Revenue Incentive Program Reserve Fund for the purpose of funding the 2012 Project Plan;

AND THAT should any of the above amounts remain unexpended by December 31, 2015, the unexpended balance shall be returned to the credit of the said Reserve Fund.

CARRIED UNANIMOUSLY

COUNCIL REPORT - File: 0550-04-01

Moved by Councillor Keating, seconded by Councillor Clark

THAT Council Reports be deferred to the April 23, 2012 Council Meeting.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Mayor Mussatto read the following Proclamations:

“LANDSCAPE ARCHITECTURE DAY” – APRIL 13, 2012

“EARTH DAY” – APRIL 22, 2012

**“NATIONAL ORGAN AND TISSUE DONOR AWARENESS WEEK”
– APRIL 22-29, 2012**

CORRESPONDENCE

12. Mr. Watson Deery, Chairman, North Shore Lions Youth Exchange Program, March 25, 2012.

Re: North Shore Lions Youth Exchange Grant Request – File: 1850-01

Moved by Councillor Bell, seconded by Councillor Keating

THAT the City of North Vancouver donate \$2,000 to the North Shore Lions Youth Exchange Program, with funds to be provided from the Sister City Account.

CARRIED UNANIMOUSLY

**13. Metro Vancouver, Board in Brief, March 25, 2012
– File: 0400-60 Metro Vancouver RD**

Moved by Councillor Keating, seconded by Councillor Bell

THAT the Metro Vancouver, Board in Brief, dated March 25, 2012, be received and filed.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

**14. Zoning Amendment Application, 127-133 East 3rd Street (Kamcon Construction, F. Adab Architects Inc.)
– File: 3360-20 (REZ2012-00003-127 East 3rd Street)**

Report: Development Planner, Community Development, April 11, 2012

Moved by Councillor Keating, seconded by Councillor Buchanan

PURSUANT to the report of the Development Planner, dated April 11, 2012, entitled “Zoning Amendment Application, 127-133 East 3rd Street (Kamcon Construction, F. Adab Architects Inc.)”:

THAT staff be directed to continue to process the subject application for a mixed use development;

AND THAT the subject application be scheduled for a Town Hall Meeting at the applicant’s expense.

CARRIED UNANIMOUSLY

**15. Official Community Plan and Zoning Amendment Application, 1536-1550 Eastern Avenue (Kenwood Apartments, IBI Architects)
– File: 3360-20 REZ2012-00005 - 1536 Eastern Ave**

Report: Development Planner, Community Development,
April 11, 2012

Moved by Councillor Keating, seconded by Councillor Heywood

PURSUANT to the report of the Development Planner, dated April 11, 2012, entitled “Official Community Plan and Zoning Amendment Application, 1536-1550 Eastern Avenue (Kenwood Apartments, IBI Architects)”:

THAT staff be directed to continue to process the subject applications for a mixed use development;

AND THAT the subject application be scheduled for a Town Hall Meeting at the applicant’s expense.

A recorded vote was taken on the motion.

Voting in favour: Councillor Keating
Mayor Mussatto

Voting against: Councillor Buchanan
Councillor Clark
Councillor Bell
Councillor Heywood
Councillor Bookham

The motion was **DEFEATED** by a vote of 5 to 2.

Continued...

**15. Official Community Plan and Zoning Amendment Application, 1536-1550 Eastern Avenue (Kenwood Apartments, IBI Architects)
– File: 3360-20 REZ2012-00005 - 1536 Eastern Ave - Continued**

Moved by Councillor Clark, seconded by Councillor Bell

PURSUANT to Option 3 in the report of the Development Planner, dated April 11, 2012, entitled “Official Community Plan and Zoning Amendment Application, 1536-1550 Eastern Avenue (Kenwood Apartments, IBI Architects)”:

THAT any decision relating to an OCP amendment and increased density in this location be deferred until the completion of the OCP review process currently underway.

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 5 to 2.

Moved by Councillor Keating, seconded by Councillor Buchanan

THAT Item 19 on the agenda be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

*19. **Bike Promotions 2012 – Contribution to Cycling Events & Programs – File: 8480-04-01**

Report: Transportation Planner, April 11, 2012

Moved by Councillor Buchanan, seconded by Councillor Keating

PURSUANT to the report of the Transportation Planner dated April 11, 2012, entitled, "Bicycle Promotions 2012 - Contribution to Cycling Events & Programs":

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

THAT funding totalling \$5,000 be contributed towards 2012 cycling events as follows: Bike to Work Week (\$1,500) and Bike Education (\$3,500);

AND THAT \$3,000 of the contribution be provided from the Commercial Bicycle Rack program reserve account, with the remainder to be funded through the Bicycle Promotions operating account.

CARRIED UNANIMOUSLY

Moved by Councillor Buchanan, seconded by Councillor Keating

THAT staff report back to Council on the effectiveness of the 2012 Bike to Work Week and Bike Education and make recommendations on how we can become more supportive with alternative transportation in the City.

CARRIED UNANIMOUSLY

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 until 11:00 P.M., if necessary.

CARRIED UNANIMOUSLY

MOTIONS AND NOTICES OF MOTIONS

16. BALLOT ORDER – FILE: 4200-01

Submitted by: Councillor C.R. Keating

Moved by Councillor Keating, seconded by Mayor Mussatto

WHEREAS a ballot position effect has been shown to be a demonstrable and significant phenomenon in low-information, low-voter turnout elections;

BE IT RESOLVED THAT an alphabetically random ballot be used in future civic elections in City of North Vancouver.

Moved by Councillor Bell, seconded by Councillor Keating

THAT the motion submitted by Councillor C.R. Keating regarding "Ballot Order", be deferred until September 2012 and that more information on ballot order be provided.

CARRIED

Councillor Keating is recorded as voting contrary to the motion.

Councillor Buchanan left the meeting at 9:43 p.m. and returned at 9:45 p.m.

17. Need for New North Vancouver Bus Depot and Improved North Vancouver City Transit Service – File: 8500-01

Submitted by: Councillor D.H. Bell

Moved by Councillor Bell, seconded by Councillor Clark

WHEREAS the existing North Vancouver Transit Centre (Bus Depot) located at 536 East 3rd Street in North Vancouver cannot accommodate the number of transit buses needed to currently service North Vancouver City and District; and

WHEREAS more buses and SeaBus service are needed to optimally service existing North Vancouver transit users and projected new transit users from residential and commercial developments planned close to major transportation corridors; and

Continued...

17. Need for New North Vancouver Bus Depot and Improved North Vancouver City Transit Service – File: 8500-01 - Continued

WHEREAS present TransLink plans apparently intend that the existing North Vancouver Transit Centre will be closed in 2015 and no plans are in place to replace that facility and expand capacity;

NOW THEREFORE BE IT RESOLVED THAT Council invite representatives from TransLink and from the North Shore transit drivers' union, CAW Local 111, to appear before City Council to discuss the replacement of the 3rd Street Transit Centre and the number of buses and SeaBuses required to meet current and future transit service needs; and

THAT City staff be asked to provide a summary of current and past actions directed to addressing these problems; and

THAT at the appropriate time, the Districts of North Vancouver and West Vancouver be invited to join in discussions as to solutions related to transit issues.

CARRIED UNANIMOUSLY

BYLAWS – Reconsideration and Final Adoption

- 18.** “Highways Closing Bylaw, 2012, No. 8236” (Closing and removal of highway dedication and disposition of closed highway located adjacent to 253 East 14th Street).

As per Section 40 of the Community Charter, Mayor Darrell Mussatto invited any members of the public to come forward and make representation why the City Council should not proceed with the final adoption of Bylaw No. 8236. There were no speakers.

Moved by Councillor Keating, seconded by Councillor Clark

THAT the said Bylaw No. 8236 be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Clark

THAT the said Bylaw No. 8236 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

ADJOURNMENT

Moved by Councillor Clark seconded by Councillor Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:58 p.m.