



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN  
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14<sup>th</sup> STREET,  
NORTH VANCOUVER, BC, ON **MONDAY, OCTOBER 20, 2014.****

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**PRESENT:**

**COUNCIL MEMBERS**

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

**STAFF MEMBERS**

K. Tollstam, CAO  
K. Graham, City Clerk  
J. Ficocelli, Deputy City Clerk  
B. Pearce, Director, Special Projects  
B. Themens, Director, Finance  
D. Pope, City Engineer  
M. Hunter, Manager, Parks and Environment  
G. Penway, Director, Community Development  
E. Adin, Deputy Director, Community  
Development  
M. vander Laan, Research Assistant  
T. Ryce, Assistant Manager, Inspections  
L. Orr, Manager, Lands and Business Services  
M. Epp, Manager, Development Planning  
C. Wilkinson, Planner  
D. Pistilli, Fire Chief  
S. Wilks, Timekeeper

The meeting was called to order at 6:00 pm.

**ADOPTION OF MINUTES**

Moved by Councillor Clark, seconded by Councillor Keating

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

1. Regular Council Meeting Minutes, October 6, 2014.

**CARRIED UNANIMOUSLY**

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

- Keith Fenton, President, Coho Society, 88 Laurie Crescent, West Vancouver, provided an update on the Coho Festival.
- Jeff Weshler, General Manager, Regional Expansion, Uber Canada, expressed concern with respect to the delegation of North Shore Taxi and Sunshine Cabs and requested an opportunity to appear as a delegation.
- Kerry Morris, 784 East 15th Street, North Vancouver, expressed concern with respect to patient capacity at Lions Gate Hospital.

## **CONSENT AGENDA ITEMS**

**(Items \*2, \*3, \*4, \*5, \*6, \*7, \*8 and \*9)**

Moved by Councillor Clark, seconded by Councillor Keating

**THAT** the resolutions listed within the “Consent Agenda”, be approved.

## **BYLAWS - FINAL ADOPTION**

- \*2. “Smoking Prohibition in Bus Shelters Bylaw, 2007, No. 7854, Repealed Bylaw, 2014, No. 8329” (A Bylaw to Repeal Smoking Prohibition in Bus Shelters Bylaw, 2007, No. 7854)**

**THAT** “Smoking Prohibition in Bus Shelters Bylaw, 2007, No. 7854, Repealed Bylaw, 2014, No. 8329” (A Bylaw to Repeal Smoking Prohibition in Bus Shelters Bylaw, 2007, No. 7854), be reconsidered and finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**(CARRIED UNANIMOUSLY)**

- \*3. “Smoking Regulation Bylaw, 1998, No. 7026, Amendment Bylaw, 2014, No. 8330” (Updates to Standards)**

**THAT** “Smoking Regulation Bylaw, 1998, No. 7026, Amendment Bylaw, 2014, No. 8330” (Updates to Standards), be reconsidered and finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**(CARRIED UNANIMOUSLY)**

- \*4. “Bylaw Notice Enforcement Bylaw, 2005, No. 7675, Amendment Bylaw, 2014, No. 8374” (Schedule A – Smoking in Bus Shelters and Smoking Regulation)**

**THAT** “Bylaw Notice Enforcement Bylaw, 2005, No. 7675, Amendment Bylaw, 2014, No. 8374” (Schedule A – Smoking in Bus Shelters and Smoking Regulation), be reconsidered and finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**(CARRIED UNANIMOUSLY)**

*Continued...*

**CONSENT AGENDA – Continued**

**BYLAWS - FINAL ADOPTION – Continued**

- \*5. “Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2014, No. 8375” (Updates to Schedule A and Schedule B11 – Smoking Regulation Bylaw and Renumbering Schedule B23 – Life Safety Upgrade Bylaw)**

**THAT** “Ticket Information Utilization Bylaw, 1992, No. 6300, Amendment Bylaw, 2014, No. 8375” (Updates to Schedule A and Schedule B11 – Smoking Regulation Bylaw and Renumbering Schedule B23 – Life Safety Upgrade Bylaw), be reconsidered and finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**(CARRIED UNANIMOUSLY)**

- \*6. “Taxation Exemption Bylaw, 2012, No. 8261, Amendment Bylaw, 2014, No. 8392”**

**THAT** “Taxation Exemption Bylaw, 2012, No. 8261, Amendment Bylaw, 2014, No. 8392”, be reconsidered and finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**(CARRIED UNANIMOUSLY)**

- \*7. “Financial Plan for the Years 2014 to 2023 Bylaw, 2014, No. 8364, Amendment Bylaw, 2014, No. 8394” (Revised Financial Plan)**

**THAT** “Financial Plan for the Years 2014 to 2023 Bylaw, 2014, No. 8364, Amendment Bylaw, 2014, No. 8394” (Revised Financial Plan), be reconsidered and finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**(CARRIED UNANIMOUSLY)**

- \*8. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2014, No. 8372” (T. Testini/Vernacular Design, 275 West 6<sup>th</sup> Street, CD-657)**

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2014, No. 8372” (T. Testini/Vernacular Design, 275 West 6<sup>th</sup> Street, CD-657), be reconsidered and finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**(CARRIED UNANIMOUSLY)**

*Continued...*

**CONSENT AGENDA – Continued**

**BYLAWS - FINAL ADOPTION - Continued**

- \*9. “Parks Regulation Bylaw, 1996, No. 6611, Amendment Bylaw, 2014, No. 8398” (Removal of Schedules B and C and Associates Park Events References)**

**THAT** “Parks Regulation Bylaw, 1996, No. 6611, Amendment Bylaw, 2014, No. 8398” (Removal of Schedules B and C and Associates Park Events References), be reconsidered and finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED UNANIMOUSLY**

**END OF CONSENT AGENDA ITEMS**

**CITY CLERK’S RECOMMENDATION:**

Moved by Councillor Keating, seconded by Councillor Buchanan

**THAT** Council recess to the Committee of the Whole, Closed session, pursuant to Sections 90(1)(i) and 90(2)(b) of the *Community Charter*.

**CARRIED UNANIMOUSLY**

**REPORT OF THE COMMITTEE OF THE WHOLE (CLOSED SESSION)**

Moved by Councillor Buchanan, seconded by Councillor Bell

**THAT** the following recommendations of the Committee of the Whole, Closed session, be ratified:

**Contract Negotiations – File: 2240-01**

Report: Fire Chief, October 15, 2014

**THAT** the action taken by the Committee of the Whole Closed session be ratified;

**AND THAT** the wording of the recommendation and the report of the Fire Chief, dated October 15, 2014, with respect to “Contract Negotiations”, remain in the Closed session.

**CARRIED UNANIMOUSLY**

**REPORT OF THE COMMITTEE OF THE WHOLE (CLOSED SESSION)**

**- Continued**

**Contract Negotiations – File: 2240-01**

Report: Fire Chief, October 15, 2014

**THAT** the action taken by the Committee of the Whole Closed session be ratified;

**AND THAT** the wording of the recommendation and the report of the Fire Chief, dated October 15, 2014, with respect to “Contract Negotiations”, remain in the Closed session.

**CARRIED UNANIMOUSLY**

Moved by Councillor Buchanan, seconded by Councillor Keating

**THAT** the agenda be varied to bring forward the delegation of Kim Stephens, Partnership for Water Sustainability in BC.

**CARRIED UNANIMOUSLY**

**DELEGATION**

**Kim Stephens, Executive Director, Partnership for Water Sustainability in BC**

Re: Presentation of “Letter of Recognition” to the City of North Vancouver  
– File: 5280-15-01

Kim Stephens, Executive Director, Partnership for Water Sustainability in BC, provided a presentation of “Letter of Recognition” to the City of North Vancouver and responded to questions of Council.

**CORRESPONDENCE**

**12. Kim Stephens, Executive Director, Partnership for Water Sustainability in BC, September 5, 2014**

Re: Presentation of “Letter of Recognition” to the City of North Vancouver – File: 5280-15-01

Moved by Councillor Keating, seconded by Councillor Bell

**THAT** the correspondence of Kim Stephens, Executive Director, Partnership for Water Sustainability in BC, dated September 5, 2014, regarding a “Letter of Recognition” to the City of North Vancouver, be received with thanks.

**CARRIED UNANIMOUSLY**

Moved by Councillor Keating, seconded by Councillor Buchanan

**THAT** the meeting recess to the Public Hearing regarding “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2014, No. 8391” (Changes to Support Green Buildings).

**CARRIED UNANIMOUSLY**

The meeting recessed at 7:02 pm and reconvened 7:20 pm, with the same staff members present.

**BYLAW - SECOND READING, AS AMENDED**

**10. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2014, No. 8391”  
(Changes to Support Green Buildings)**

Moved by Councillor Keating, seconded by Councillor Buchanan

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2014, No. 8391” (Changes to Support Green Buildings), be given second reading, as amended.

**CARRIED UNANIMOUSLY**

The bylaw was read a second time, as amended.

**BYLAW - THIRD READING**

**11. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2014, No. 8391”  
(Changes to Support Green Buildings)**

Moved by Councillor Keating, seconded by Councillor Buchanan

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2014, No. 8391” (Changes to Support Green Buildings), be given third reading.

**CARRIED UNANIMOUSLY**

The bylaw was read a third time by title.

**COUNCIL REPORT – File: 0550-04-01**

**Nil.**

## **DELEGATION**

### **Gurdip Sahota, General Manager, North Shore Taxi (1966) Ltd. and Paul Gill, Sunshine Cabs Ltd.**

Re: Request Council Support to Stop Uber Operating in the City of North Vancouver - File: 0510-01

Gurdip Sahota, General Manager, North Shore Taxi (1966) Ltd., and Paul Gill, Sunshine Cabs Ltd., provided a presentation, requesting that Council stop Uber from operating in the City of North Vancouver and responded to questions of Council.

## **CORRESPONDENCE**

### **13. Gurdip Sahota, General Manager, North Shore Taxi (1966) Ltd., October 8, 2014**

Re: Request Council Support to Stop Uber Operating in the City of North Vancouver - File: 0510-01

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** the correspondence of Gurdip Sahota, General Manager, North Shore Taxi (1966) Ltd., regarding a request to stop Uber from operating in the City of North Vancouver, be received with thanks;

**THAT** the City of North Vancouver reaffirm its commitment to enforce its current vehicle for hire bylaws for all vehicles for hire within the City of North Vancouver;

**THAT** the City of North Vancouver call upon the Province of BC to continue to ensure all vehicles for hire in the Province be required to acquire a licence through the Passenger Transportation Board on an equal basis and on the basis of public need, the suitability of the applicant, and the health of the taxi industry;

**AND THAT** the City write to the Provincial Minister of Transportation and Infrastructure, Todd Stone, to that effect.

**CARRIED**

*Continued...*

## **CORRESPONDENCE - Continued**

### **14. Mayor Richard Stewart, City of Coquitlam, October 8, 2014**

Re: Coquitlam Health Campus – File: 0400-60 C-01

Moved by Councillor Buchanan, seconded by Councillor Bell

**THAT** the correspondence of Mayor Richard Stewart, City of Coquitlam, dated October 8, 2014, regarding Coquitlam Health Campus, be received and filed with thanks;

**THAT** Council formally endorse the City of Coquitlam's vision for the Riverview lands;

**AND THAT** a copy of this endorsement be forwarded to Premier Christy Clark, Ministers Rich Coleman and Terry Lake, and BC Housing.

**CARRIED UNANIMOUSLY**

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

### **15. 2014 Project Plan – Funding Appropriations #1435 - #1440 – File: 1705-30**

Report: Budget Analyst, Finance, October 15, 2014

Moved by Councillor Keating, seconded by Councillor Clark

**PURSUANT** to the report of the Budget Analyst, dated October 15, 2014, entitled “2014 Project Plan – Funding Appropriations #1435 - #1440”:

**THAT** (Funding Appropriation #1435) an amount of \$3,061 be appropriated from the Tax Sale Land Interest Reserve Fund for the purpose of funding the 2014 Revised Project Plan;

**THAT** (Funding Appropriation #1436) an amount of \$661,823 be appropriated from the General Reserve Fund for the purpose of funding the 2014 Revised Project Plan;

**THAT** (Funding Appropriation #1437) an amount of \$133,872 be appropriated from the Infrastructure Reserve Fund for the purpose of funding the 2014 Revised Project Plan;

**THAT** (Funding Appropriation #1438) an amount of \$4,544 be appropriated from the General Building Reserve Fund for the purpose of funding the 2014 Revised Project Plan;

*Continued...*



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

**- Continued**

**15. 2014 Project Plan – Funding Appropriations #1435 - #1440 – File: 1705-30 – Continued**

**THAT** (Funding Appropriation #1439) an amount of \$80,000 be appropriated from the Public Art Reserve Fund for the purpose of funding the 2014 Revised Project Plan;

**THAT** (Funding Appropriation #1440) an amount of \$400,000 be appropriated from the Civic Amenity Reserve Fund for the purpose of funding the 2014 Revised Project Plan;

**AND THAT** should any of the above amounts remain unexpended by December 31, 2017, the unexpended balance shall be returned to the credit of the said Reserve Fund.

**CARRIED UNANIMOUSLY**

**MOTION**

**16. Development Variance Permit No. DVP2014-00010 (465 West 26<sup>th</sup> Street) and Development Permit No. DP2014-00012  
- File: 3090-20 DVP2014-00010 – 465 West 26<sup>th</sup> St**

Moved by Councillor Keating, seconded by Councillor Bookham

**THAT** Development Variance Permit No. DVP2014-00010 (465 West 26<sup>th</sup> Street) be issued to owners, Janice Cowan, Kelly Walker and Dale Walker, in accordance with Section 922 of the *Local Government Act*;

**THAT** Development Permit No. DPA2014-00012 (465 West 26<sup>th</sup> Street) be issued to owners, Janice Cowan, Kelly Walker and Dale Walker, 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. DVP2014-00010 and Development Permit No. DP2014-00012.

**CARRIED UNANIMOUSLY**

## **NOTICES OF MOTIONS**

### **17. Contribution to Assist North Van City Voices, Cloverley Residents Association and Courthouse Area Residents Association to Host a Mayoral Debate at Centennial Theatre – File: 0230-20 NVCV-01**

Submitted by: Mayor Mussatto

Moved by Mayor Mussatto, seconded by Councillor Bell

**WHEREAS** on September 8, 2014, Council unanimously approved that funding in the amount of \$500 be made available to any non-partisan, non-profit organization that submits an application to host an all-candidates meeting or Mayoral debate within the boundaries of the City of North Vancouver;

**WHEREAS** North Van City Voices, Cloverley Residents Association and Courthouse Area Residents Association have organized a Mayoral debate and “meet and greet” opportunity for all Council candidates in the 2014 General Local Election, on October 26, 2014 from 1:00 pm to 4:30 pm at Centennial Theatre; and

**WHEREAS** North Van City Voices has requested that Council support this initiative by approving additional funds to assist with the costs of hosting the event and renting Centennial Theatre; total costs are anticipated to be under \$1,200;

**NOW THEREFORE BE IT RESOLVED THAT** upon receipt of a Grant Application – Public Funding for All Candidates Meetings, Council approve funding in the total amount of \$1,200 for North Van City Voices, Cloverley Residents Association and Courthouse Area Residents Association, to host a Mayoral debate and “meet and greet” opportunity for Council candidates in the 2014 General Local Election on October 26, 2014 from 1:00 pm to 4:30 pm at Centennial Theatre, 2300 Lonsdale Avenue.

**CARRIED UNANIMOUSLY**

### **18. Kinder Morgan Trans-Mountain Project – File: 5280-01**

Submitted by: Councillor Keating

Moved by Councillor Keating, seconded by Councillor

**WHEREAS** the City of North Vancouver has an extensive waterfront that is home to business, residences, important park and recreation facilities, as well as sensitive environmental zones;

*Continued...*

## **NOTICES OF MOTIONS - Continued**

### **18. Kinder Morgan Trans-Mountain Project – File: 5280-01 - Continued**

**WHEREAS** the City has made and plans to make substantial investments to promote all of these;

**WHEREAS** a spill of bitumen, diluent or other toxic substances moving through the Port would have devastating effects on all these features of our waterfront;

**AND WHEREAS** the City of North Vancouver has intervener status with the National Energy Board;

**NOW THEREFORE BE IT RESOLVED THAT** City staff work with the Districts of North Vancouver and West Vancouver, as well as the Cities of Vancouver and Burnaby, to review the Kinder Morgan proposals for its Trans-Mountain project and to develop a presentation and questions for Trans-Mountain, for the upcoming National Energy Board hearings.

**CARRIED UNANIMOUSLY**

### **19. Local Government Data Entry (LDGE) – File: 1970-01**

Submitted by: Councillor Heywood

Moved by Councillor Heywood, seconded by Councillor Bell

**WHEREAS** the Local Government Data Entry system is one of the few tools that municipal councillors have to compare the performance of their local government organization with other similar organizations;

**AND WHEREAS** there are a number of challenges using this data, given the way that it is collected and a lack of standardization in the accounting policies of local governments in British Columbia;

**NOW THEREFORE BE IT RESOLVED THAT** the appended Information Report from the Director of Finance, dated October 2, 2014, be sent to the UBCM, the Ministry and to the Municipal Auditor General for their information and response.

**CARRIED**

## **ANY OTHER BUSINESS – NEW ITEMS**

Moved by Councillor Bookham, seconded by Councillor Keating

**THAT** the Notice of Motion entitled “Impact of Construction on Lower Lonsdale Retail Businesses”, be added to the agenda.

**CARRIED UNANIMOUSLY**

## **NOTICE OF MOTION**

### **22. Impact of Construction on Lower Lonsdale Retail Businesses**

Submitted by: Councillor Bookham

Moved by Councillor Bookham, seconded by Councillor Keating

**WHEREAS** construction activity in Lower Lonsdale is negatively impacting small business by eliminating and monopolizing on-street parking, disrupting normal traffic patterns and pedestrian routes, at times causing excessive noise and dust;

**WHEREAS** these impacts have occurred during summer and will continue through Christmas; the two times of the year critical to retail businesses;

**WHEREAS** small businesses are least able to weather these kinds of challenges when costs remain constant but business falls off;

**THEREFORE BE IT RESOLVED THAT** the City take extraordinary measures to limit these negative impacts and assist those businesses affected;

**THAT** staff be directed to meet with owners on the 100 block of West 1st Street, at their place of business this week to discuss how they have been impacted and how the City might help them during this period of construction activity;

**AND THAT** staff report back with recommendations for Council consideration at the November 3, 2014 Regular meeting.

**CARRIED UNANIMOUSLY**

## **BYLAWS - FINAL ADOPTION**

### **20. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2014, No. 8350" (A Bylaw to Regulate and Restrict Medical Marijuana Licensed Producers to the M-2 Industrial Zone)**

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2014, No. 8350" (A Bylaw to Regulate and Restrict Medical Marijuana Licensed Producers to the M-2 Industrial Zone), be reconsidered and finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED**

Councillor Bell and Councillor Heywood are recorded as voting contrary to the motion.

## **BYLAWS - FINAL ADOPTION - Continued**

21. **“Business Licence Bylaw, 2004, No. 7584, Amendment Bylaw, 2014, No. 8376” (A Bylaw to Licence and Regulate Medical Marijuana Licensed Producers)**

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** “Business Licence Bylaw, 2004, No. 7584, Amendment Bylaw, 2014, No. 8376” (A Bylaw to Licence and Regulate Medical Marijuana Licensed Producers), be reconsidered and finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED**

Councillor Bell and Councillor Heywood are recorded as voting contrary to the motion.

## **RECESS**

Mayor Mussatto declared a recess at 9:19 pm, for the public question period and reconvened the meeting at 9:23 pm.

John Harvey, 1910 Cedarview Crescent, North Vancouver, inquired with respect to Item 22 and his comments were received.

## **INQUIRIES**

23. **Council Attendance at the Lower Lonsdale Business Association’s Annual General Meeting – October 28, 2014 – File: 0230-20**

Inquiry by: Councillor Bookham

Councillor Bookham inquired of Mayor Mussatto whether any Council members are planning to attend the Lower Lonsdale Business Association’s Annual General Meeting on October 28, 2014.

Mayor Mussatto advised that he plans to attend.

Councillor Bookham inquired of Mayor Mussatto whether it is appropriate for a group that was supported by City Council to act in a non-partisan way.

Mayor Mussatto advised that Councillor Bookham should direct her inquiry to the Lower Lonsdale Business Association.

## **INQUIRIES – Continued**

### **24. Support for Funding Lower Lonsdale Business Association – File: 0230-20**

Inquiry by: Councillor Clark

Councillor Clark inquired of Mayor Mussatto whether Council is aware that he did not support funding for a Business Improvement Area in Lower Lonsdale.

Mayor Mussatto confirmed that he was aware of this.

### **25. Request for Smoking Ban on West 1<sup>st</sup> Street – File: 3900-02**

Inquiry by: Councillor Clark

Councillor Clark inquired of Mayor Mussatto for an update with respect to a request to ban smoking on West 1<sup>st</sup> Street.

Mayor Mussatto advised that staff will report back with an update to Council.

### **26. Lower Lonsdale Business Association’s Activities – File: 0230-20**

Inquiry by: Councillor Bookham

Councillor Bookham inquired of Mayor Mussatto whether the Lower Lonsdale Business Association would be considered a third party sponsor under *Local Election Campaign Financing Act*, for inviting some candidates of the 2014 General Local Election, but not all candidates to their Annual General Meeting. Further, if it is determined that the Lower Lonsdale Business Association is recognized as a third party sponsor, and therefore a partisan group, can they fulfill their mandate as a Business Improvement Area?

Mayor Mussatto advised that staff will report back with the requested information.

## **ADJOURNMENT**

Moved by Councillor Keating, seconded by Councillor Clark

**THAT** the meeting adjourn.

**CARRIED UNANIMOUSLY**

The meeting adjourned at 9:27 pm.

*“Certified Correct by the City Clerk”*

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CITY CLERK