



MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET, NORTH VANCOUVER, BC, ON MONDAY, JUNE 27, 2016.

PRESENT:

COUNCIL MEMBERS

Mayor D. Mussatto
Councillor H. Back
Councillor D. Bell
Councillor P. Bookham
Councillor L. Buchanan
Councillor R. Clark
Councillor C. Keating

STAFF MEMBERS

K. Tollstam, CAO
K. Graham, City Clerk
J. Ficocelli, Deputy City Clerk
J. Peters, Assistant City Clerk
B. Pearce, Director, Strategic Initiatives and Services
G. Penway, Director, Community Development
E. Adin, Deputy Director, Community Development
B. Themens, Director, Finance
M. Epp, City Planner, Community Development
D. Pope, City Engineer
C. Wilkinson, Planner, Community Development
L. Orr, Manager, Business Services
D. Watson, Transportation Planner
R. Skene, Manager, Facilities and Real Estate
D. Foldi, Project Manager
H. Reinhold, Manager, Strategic Initiatives
D. Johnson, Planner 2, Community Development
S. Ney, Director, Human Resources
N. Chand, Deputy Director, Finance
V. Wen, Manager, Internal Control and Performance
L. Garber, Manager, Financial Planning
C. Fernandes, Accounting and Reporting
P. Navratil, Deputy, City Engineer
B. Willock, Manager, Engineering, Planning and Design

The meeting was called to order at 5:15 pm.

CITY CLERK'S RECOMMENDATION:

Moved by Councillor Bell, seconded by Councillor Keating

THAT Council recess to the Committee of the Whole, Closed session, pursuant to Section 90(1)(e) of the *Community Charter*.

CARRIED UNANIMOUSLY

The meeting recessed to the Committee of the Whole, Closed session, at 5:15 pm and reconvened 6:00 pm with the same staff present.

ADOPTION OF MINUTES

Moved by Councillor Clark, seconded by Councillor Buchanan

THAT the following Minutes be adopted as circulated:

1. Regular Council Meeting Minutes, June 20, 2016.

CARRIED UNANIMOUSLY

PUBLIC INPUT PERIOD

Nil.

CONSENT AGENDA

Moved by Councillor Buchanan, seconded by Councillor Bell

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

CARRIED UNANIMOUSLY

START OF CONSENT AGENDA

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- *2. **Statutory Report Required Under Bill 27 – File: 05-1610-01-0001/2016**

Report: Director, Finance, June 22, 2016

PURSUANT to the report of the Director, Finance, dated June 22, 2016, entitled “Statutory Report Required Under Bill 27”:

THAT the report be received and filed.

(CARRIED UNANIMOUSLY)

- *3. **2015 Statement of Financial Information (SOFI) – File: 05-1880-20-0008/2015**

Report: Manager, Accounting and Reporting, June 22, 2016

PURSUANT to the report of the Manager, Accounting and Reporting, dated June 22, 2016, entitled “2015 Statement of Financial Information (SOFI)”:

THAT the Statement of Financial Information be approved and forwarded to the Ministry of Community, Sport and Cultural Development.

(CARRIED UNANIMOUSLY)

CONSENT AGENDA - Continued

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF – Continued

***4. Bewicke Avenue Culvert Replacement – Funding Reallocation – File: 11-5225-02-0001/2016**

Report: Manager, Engineering Planning and Design, June 22, 2016

PURSUANT to the report of the Manager, Engineering Planning and Design, dated June 22, 2016, entitled “Bewicke Avenue Culvert Replacement – Funding Reallocation”:

THAT the remaining funding of \$37,324 approved to replace a storm sewer outfall at Chesterfield Avenue and Chadwick Court be reallocated to fund the Bewicke Avenue culvert replacement;

THAT the remaining funding of \$186,607 approved for a new storm sewer on 100 West Keith Road be reallocated to fund the Bewicke Avenue culvert replacement;

AND THAT the proposed new storm sewer on 100 West Keith Road be included for consideration in the 2017 Utilities Capital Plan.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA

REPORT OF THE COMMITTEE OF THE WHOLE (CLOSED SESSION)

NOTICE OF MOTION

Lease – North Vancouver Museum and Archives

Moved by Councillor Bell, seconded by Councillor Bookham

THAT the City of North Vancouver grant a lease to the North Vancouver Museum and Archives for a period of 10 years to occupy the Community Amenity Space in the Polygon Promenade at the Quay Development, located at 131 West Esplanade, subject to the following:

- North Vancouver Museum and Archives will apply for and receive a Federal grant of at least \$2.5 million;
- North Vancouver Museum and Archives will not request from their two funding partners, District of North Vancouver and City of North Vancouver, any additional operating funds other than the annual rate of inflation increases;
- North Vancouver Museum and Archives will consolidate their storage needs within the History Centre, currently located in the District of North Vancouver, and/or the proposed new facility, with the existing off-site storage to be phased out by 2020;

Continued...

REPORT OF THE COMMITTEE OF THE WHOLE (CLOSED SESSION) – Continued

NOTICE OF MOTION - Continued

Lease – North Vancouver Museum and Archives – Continued

- North Vancouver Museum and Archives confirms it will be able to operate the new Museum under the base case financial plan, as identified in previous reports to City Council,

subject to approval by Council of a satisfactory business case and capital plan for the proposed new Museum;

AND THAT all of the above requirements are subject to final adoption of “Official Community Plan Bylaw, 2014, No. 8400 Amendment Bylaw, 2016, No. 8481” (119-131 West Esplanade and 120 Carrie Cates Court, Maximum Building Height) and “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016 No. 8482” (Polygon Promenade at the Quay/ DYS Architecture / Nigel Baldwin Architects Ltd., 119-131 West Esplanade, 120 Carrie Cates Court, Part of the Surrounding Lane, CD-671, and Text Amendment to 105 Carrie Cates Court CD-642).

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Buchanan

THAT the meeting recess to the Public Meeting regarding the 2015 Annual Municipal Report.

CARRIED UNANIMOUSLY

The meeting recessed to the Public Meeting at 6:04 pm and reconvened at 6:12 pm with the same staff present.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

5. 2015 Annual Municipal Report – File: 01-0640-20-0001/2015

Report: Manager, Internal Control and Performance, June 22, 2016

Moved by Councillor Buchanan, seconded by Councillor Clark

PURSUANT to the report of the Manager, Internal Control and Performance, dated June 22, 2016, entitled “2015 Annual Municipal Report”:

THAT the 2015 Annual Municipal Report be endorsed.

CARRIED UNANIMOUSLY

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF – Continued

6. **Zoning Text Amendment – Lot 5 (Parcels 9 and 10) Pier Development / The Shipyards / 125-135 Victory Ship Way and 2-48 Wallace Mews (Quay Property Management / CNV) – File: 13-6740-20-0007/1**

Report: Director, Community Development, June 22, 2016

Moved by Councillor Buchanan, seconded by Councillor Keating

PURSUANT to the report of the Director, Community Development, dated June 22, 2016, entitled “Zoning Text Amendment – Lot 5 (Parcels 9 and 10) Pier Development / The Shipyards / 125-135 Victory Ship Way and 2-48 Wallace Mews (Quay Property Management / CNV)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8493” (Pier Lot 5 [Parcels 9 and 10] / 125-135 Victory Ship Way and 2-48 Wallace Mews, CD-393 Text Amendment), be considered and referred to a Public Hearing.

CARRIED UNANIMOUSLY

BYLAW – INTRODUCTION AND FIRST READING

7. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8493” (Pier Lot 5 [Parcels 9 and 10] / 125-135 Victory Ship Way and 2-48 Wallace Mews, CD-393 Text Amendment)**

Moved by Councillor Buchanan, seconded by Councillor Keating

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8493” (Pier Lot 5 [Parcels 9 and 10] / 125-135 Victory Ship Way and 2-48 Wallace Mews, CD-393 Text Amendment), be given introduction and first reading.

CARRIED UNANIMOUSLY

Bylaw No. 8493 was introduced and read a first time.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

8. **BCLC Correspondence on Gaming Facility Opportunity – File: 13-6970-01-0001/2016**

Report: Manager, Business Services, June 20, 2016

Moved by Councillor Back, seconded by Mayor Mussatto

PURSUANT to the report of the Manager, Business Services, dated June 20, 2016, entitled “BCLC Correspondence on Gaming Facility Opportunity”:

Continued...

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF – Continued

**8. BCLC Correspondence on Gaming Facility Opportunity
– File: 13-6970-01-0001/2016 – Continued**

THAT in response to correspondence from the BC Lottery Corporation (BCLC), dated June 1, 2016, regarding an opportunity to be a Host Local Government for a Gaming Facility, that the City advise BCLC that it is interested in being a Host Local Government for a Gaming Facility, as set out in Option #2 of the report.

A recorded vote was taken on the motion

In Favour: Councillor Buchanan
Councillor Back
Councillor Keating
Mayor Mussatto

Opposed: Councillor Bell
Councillor Bookham
Councillor Clark

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

Mayor Mussatto declared a recess at 6:28 pm and reconvened at 6:30 pm with the same staff present.

Moved by Councillor Clark, seconded by Councillor Buchanan

THAT the meeting recess to the Public Hearing regarding “Official Community Plan Bylaw, 2014, No. 8400, Amendment Bylaw, 2016, No. 8481” (119-131 West Esplanade and 120 Carrie Cates Court, Maximum Building Height) and “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8482” (Polygon Promenade at the Quay / DYS Architecture / Nigel Baldwin Architects Ltd., 119-131 West Esplanade, 120 Carrie Cates Court, Part of the Surrounding Lane, CD-671 and Text Amendment to 105 Carrie Cates Court, CD-642).

CARRIED UNANIMOUSLY

The meeting recessed to the Public Hearing at 6:30 pm and reconvened at 9:27 pm with the same staff present.

BYLAW – SECOND AND THIRD READINGS

9. **“Official Community Plan Bylaw, 2014, No. 8400, Amendment Bylaw, 2016, No. 8481” (119-131 West Esplanade and 120 Carrie Cates Court, Maximum Building Height)**

Moved by Councillor Bell, seconded by Councillor Clark

THAT “Official Community Plan Bylaw, 2014, No. 8400, Amendment Bylaw, 2016, No. 8481” (119-131 West Esplanade and 120 Carrie Cates Court, Maximum Building Height), be given second and third readings.

CARRIED UNANIMOUSLY

Bylaw No. 8481 was read a second and third time by title.

BYLAW – SECOND READING, AS AMENDED, AND THIRD READING

10. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8482” (Polygon Promenade at the Quay / DYS Architecture / Nigel Baldwin Architects Ltd., 119-131 West Esplanade, 120 Carrie Cates Court, Part of the Surrounding Lane, CD-671 and Text Amendment to 105 Carrie Cates Court, CD-642)**

Moved by Councillor Buchanan, seconded by Councillor Bell

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8482” (Polygon Promenade at the Quay / DYS Architecture / Nigel Baldwin Architects Ltd., 119-131 West Esplanade, 120 Carrie Cates Court, Part of the Surrounding Lane, CD-671 and Text Amendment to 105 Carrie Cates Court, CD-642), be amended as follows:

1. Adding a new section 4, after section 3, as follows, and renumbering the subsequent sections:

“4. In Part 2: Interpretation of Division I, adding the definition of “Retail-Service Group 1-A Use” as follows:

“Retail-Service Group 1-A Use” means a Use providing for the sale at retail or repair of household or personal goods or things, or for extending services to persons; includes Child Care Use, grocery stores, bakery shops, meat and fish markets, supermarkets, delicatessens, drug stores, clothing stores, personal furnishings shops, hardwares, variety stores, department stores, book shops, toy stores, home furnishing and appliance stores, camera shops, stationery stores, barbers, hairdressers, tailors, shoemakers, launderettes, dry cleaners, printers, trade and business schools, appliance repairs, restaurants and cafes, coffee houses, dance and music studios, art galleries, social clubs, health clubs, billiard halls, fraternal lodges, bowling alleys, theatres, veterinary clinics and internet cafes; but excludes an Accessory Drive-Through Use, Bingo or Casino Gaming, an Escort Service Use and all licensed Premises except Food Primary Licence, unless expressly provided for in this Bylaw, as defined under the regulations pursuant to the Liquor Control and Licensing Act, and any single retail use occupying an area larger than 3,710 square metres (40,000 square feet) established in the City after March 15, 2000.”

Continued...

BYLAW – SECOND READING, AS AMENDED, AND THIRD READING – Continued

10. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8482” (Polygon Promenade at the Quay / DYS Architecture / Nigel Baldwin Architects Ltd., 119-131 West Esplanade, 120 Carrie Cates Court, Part of the Surrounding Lane, CD-671 and Text Amendment to 105 Carrie Cates Court, CD-642) – *Continued***
2. Under 5(B)(1)(a) after the words “Retail Service Group 1 Use;” adding the following:
- “except this use shall not be permitted within ground level commercial units fronting Carrie Cates Court or the eastern frontage;”
3. Adding a new permitted Principal Use subsection 5(B)(1)(b) as follows:
- “Retail Service Group 1-A Use;”
- and renumbering the subsequent subsections.
4. Adding a new section 5(B)(8), after section 5(B)(7), as follows:
- “(8) Section 402(6) within *Prohibited Uses of Land, Buildings, and Structures* shall be waived;”
- and renumbering the subsequent sections.

CARRIED UNANIMOUSLY

Moved by Councillor Buchanan, seconded by Councillor Bell

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8482” (Polygon Promenade at the Quay / DYS Architecture / Nigel Baldwin Architects Ltd., 119-131 West Esplanade, 120 Carrie Cates Court, Part of the Surrounding Lane, CD-671 and Text Amendment to 105 Carrie Cates Court, CD-642), be given second reading, as amended, and third reading.

CARRIED UNANIMOUSLY

Bylaw No. 8482 was read a second time, as amended, and third time by title.

Mayor Mussatto declared at recess at 10:03 pm and reconvened at 10:07 pm with the same staff present.

BYLAW – SECOND AND THIRD READINGS

11. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8489” (Naikoon Contracting Ltd., Sean and Janet McLean, Deborah and Alan Stewart / Tina Hubert Architect, 367 East 8th Street, CD-675)**

Moved by Councillor Keating, seconded by Councillor Buchanan

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8489” (Naikoon Contracting Ltd., Sean and Janet McLean, Deborah and Alan Stewart / Tina Hubert Architect, 367 East 8th Street, CD-675), be given second and third readings.

CARRIED

Councillor Bookham is recorded as voting contrary to the motion.

Bylaw No. 8489 was read a second and third time by title.

MOTION

12. **Development Permit No. DPA2016-00011 (367 East 8th Street)
– File: 08-3360-20-0367/1**

Moved by Councillor Buchanan, seconded by Councillor Keating

THAT Development Permit No. DPA2016-00011 (367 East 8th Street) be issued to Naikoon Contracting Ltd., Sean and Janet McLean, Deborah and Alan Stewart, in accordance with Section 490 of the *Local Government Act*;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Permit No. DPA2016-00011, following adoption of “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8489” (Naikoon Contracting Ltd., Sean and Janet McLean, Deborah and Alan Stewart / Tina Hubert Architect, 367 East 8th Street, CD-675).

CARRIED

Councillor Bookham is recorded as voting contrary to the motion.

BYLAWS – SECOND AND THIRD READINGS

13. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8488” (Magnolia House Holdings Ltd. / Hearth Architectural Inc., 362-368 East 3rd Street, CD-674)**

Moved by Councillor Keating, seconded by Councillor Buchanan

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2016, No. 8488” (Magnolia House Holdings Ltd. / Hearth Architectural Inc., 362-368 East 3rd Street, CD-674), be given second and third readings.

CARRIED

Councillor Bell, Councillor Bookham and Councillor Clark are recorded as voting contrary to the motion.

Bylaw No. 8488 was read a second and third time by title.

BYLAWS – SECOND AND THIRD READINGS – Continued

14. **“Housing Agreement Bylaw, 2016, No. 8490” (Magnolia House Holdings Ltd., 362-368 East 3rd Street, CD-674)**

Moved by Councillor Buchanan, seconded by Councillor Keating

THAT “Housing Agreement Bylaw, 2016, No. 8490” (Magnolia House Holdings Ltd., 362-368 East 3rd Street, CD-674), be given second and third readings.

CARRIED

Councillor Bell, Councillor Bookham and Councillor Clark are recorded as voting contrary to the motion.

Bylaw No. 8490 was read a second and third time by title.

NOTICES OF MOTION

15. **Eliminate Fees for Prostate Specific Antigen (PSA) Testing in the Province of British Columbia and Declare September as Prostate Cancer Awareness Month – File: 01-0630-10-0001/2016**

Moved by Mayor Mussatto, seconded by Councillor Bell

THAT Council support the submission of the following resolution to the Union of British Columbia Municipalities (UBCM) for consideration at the September 26-30, 2016 UBCM convention:

WHEREAS 1 in 8 men in British Columbia will be diagnosed with prostate cancer in their lifetime representing the number one cancer risk to men;

AND WHEREAS the economic, family and social costs to our province would be significantly diminished through increased awareness and early detection;

NOW THEREFORE BE IT RESOLVED THAT UBCM request the provincial government make PSA testing free for all men in the province to ensure all men have the opportunity to have prostate cancer diagnosed as early as possible so that survival and quality of life will be improved;

AND THAT UBCM and its constituent members declare September to be Prostate Cancer Awareness Month.

CARRIED UNANIMOUSLY

NOTICES OF MOTION – Continued

**16. North Shore Rescue / BC Ambulance Service (BCAS) Responders
– File: 01-0230-20-0045/2016**

Moved by Councillor Buchanan, seconded by Councillor Bell

WHEREAS the North Shore Rescue (NSR) Team has been vital in keeping our North Shore Mountains safe for residents and visitors alike;

WHEREAS the NSR has been directly responsible for the saving of lives in our wilderness areas that are owned and managed by various entities, including the local municipalities, Metro Vancouver and the Provincial Government, who all benefit from the actions of NSR;

WHEREAS there is a longstanding tradition and policy by the BC Ambulance Service (BCAS) set up by the late team leader of NSR and Unit Chief of the North Vancouver Ambulance Station of the BCAS, Tim Jones, to respond when NSR has to respond to identified medical emergencies;

WHEREAS current members of NSR who work for BCAS and while on duty for BCAS have been allowed to respond when medical emergencies have been confirmed and emergency medical treatment is required;

AND WHEREAS this procedure has recently been halted by BCAS;

NOW THEREFORE BE IT RESOLVED THAT the City of North Vancouver work with the District of North Vancouver and the District of West Vancouver to demand the very important and lifesaving policy of allowing existing members of NSR to respond when actively working for BCAS be reinstated;

AND THAT a meeting be set up as soon as possible with our local MLAs to discuss this situation and, if necessary, arrange a meeting with the Minister of Health and the Premier of BC to continue the lifesaving practice recently halted by BCAS.

CARRIED UNANIMOUSLY

Moved by Councillor Buchanan, seconded by Councillor Bell

THAT the requirements of “Council Procedure Bylaw, 2015, No. 8500”, be waived to extend the meeting beyond 10:30 pm.

CARRIED UNANIMOUSLY

PUBLIC CLARIFICATION PERIOD

Mayor Mussatto declared a recess at 10:32 pm for the public clarification period and reconvened the meeting immediately after.

NEW ITEMS OF BUSINESS

Nil.

INQUIRIES

17. Street Animation and Commercial Retail Uses – File: 13-6410-01-0001/2016

Inquiry by: Councillor Bell

Councillor Bell inquired of Mayor Mussatto regarding street animation and commercial retail uses and requested that staff consider this in further projects.

Mayor Mussatto advised that staff have received this request.

ADJOURNMENT

Moved by Councillor Clark, seconded by Councillor Keating

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:34 pm.

“Certified Correct by the City Clerk”

CITY CLERK