



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14th STREET,
NORTH VANCOUVER, B.C., ON **MONDAY, JANUARY 13, 2003**
AT **6:00 P.M.****

FULL VIDEO

PRESENT:

COUNCIL MEMBERS

Mayor B.A. Sharp
Councillor R.C. Clark
Councillor R.J. Fearnley
Councillor R.N. Heywood
Councillor C.R. Keating
Councillor D.R. Mussatto
Councillor B.W. Perrault

STAFF MEMBERS

A.K. Tollstam, City Manager
B.A. Hawkshaw, City Clerk
S.E. Dowey, Deputy City Clerk
T. Christie, Director of Finance
I. Gordon, Deputy Director of Finance
B. Susak, Deputy City Engineer
F.A. Smith, Director, Community Development
R.H. White, City Planner
M. MacFadyen, Manager, Lands Division

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

Moved by Councillor Clark, seconded by Councillor Keating

THAT the meeting recess to the following Workshops scheduled for this evening:

1. North Vancouver Cultural Plan Phase 2: Delivery & Management Plan.
2. Harry Jerome Recreation Complex Needs Assessment.
3. Block 62/Library.

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 p.m., and reconvened at 6:57 p.m., with the same personnel present.

VIDEO CLIP 1

1. ADOPTION OF MINUTES

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the Minutes of the Regular Council Meeting of January 6, 2003 be adopted as circulated.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Nil.

6. BYLAWS

(c) Second and Third Readings

Moved by Councillor Keating, seconded by Councillor Mussatto that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7468" (W. Dave and Barbara J. Watt, 288 West 16th Street, Text Amendment to CD-432)

be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the said Bylaw No. 7468 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

2. DELEGATIONS

Nil.

3. CORRESPONDENCE

- (a) Marion Lay, President, 2010 LegaciesNow Society, Vancouver, BC, January 6, 2003**

Re: Invitation to become an Honourary 2010 Host Community
File: 4455-03-01

Requested by Mayor Barbara A. Sharp

Moved by Councillor Perrault, seconded by Councillor Clark

PURSUANT to the correspondence dated January 6, 2003, received from Marion Lay, President, 2010 LegaciesNow Society, Vancouver, BC.:

THAT the City of North Vancouver be recognized as an Honourary 2010 Host Community.

Continued....

3. (a) **Marion Lay, President, 2010 LegaciesNow Society, Vancouver, BC, January 6, 2003 - Continued**

A recorded vote was taken on the motion.

Voting in favour: Councillor Fearnley
Councillor Mussatto
Councillor Perrault
Councillor Heywood
Councillor Clark
Mayor Sharp

Voting against: Councillor Keating

The motion was **CARRIED** by a vote of six to one.

VIDEO CLIP 4

Moved by Councillor Clark, seconded by Councillor Keating

THAT the meeting recess to Workshop No. 2 regarding the Harry Jerome Recreation Complex Needs Assessment scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:14 p.m., and reconvened at 7:49 p.m., with the same personnel present.

VIDEO CLIP 5

4. **REPORTS OF COMMITTEES, COUNCIL, AND STAFF**

(a) **2003 Financial Plan – Public Survey – File: 1650-05-01**

Report: Director of Finance, December 31, 2002

Moved by Councillor Perrault, seconded by Councillor Keating

THAT Council endorse in principle a public survey questionnaire.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating
Councillor Perrault
Mayor Sharp

Voting against: Councillor Fearnley
Councillor Clark
Councillor Heywood

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

VIDEO CLIP 6

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT the meeting recess to Workshop No. 3 regarding Block 62/Library scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 8:15 p.m., and reconvened at 9:26 p.m., with the same personnel present.

VIDEO CLIP 7

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF - Continued

**(b) Council Appointments to Committees, Councils and Boards
File: 1090-03-01**

Report: Councillor R.J. Fearnley, November 27, 2002

Moved by Councillor Fearnley, seconded by Councillor Clark

PURSUANT to the report of Councillor Fearnley dated, November 27, 2002 entitled "Council Appointments to Committees, Councils, and Boards":

WHEREAS the Council of the City of North Vancouver makes a number of appointments of Councillors to represent the City in various organizations and committees both inside and outside the City of North Vancouver;

THEREFORE BE IT RESOLVED THAT Council defers making the appointments of the Council members to the various committees, councils, and boards until such time as the Committee of the Whole (In Camera) has had a chance to discuss these appointments and can bring forth recommendations for ratification at a Regular Council Meeting;

AND THAT IT IS FURTHER RESOLVED THAT the method of selection of Council Members to be appointed to the various committees, councils and boards be the subject of a Policy Committee meeting so that a policy governing future appointments can be developed.

Continued....

4. (b) **Council Appointments to Committees, Councils and Boards**
File: 1090-03-01 - Continued

The vote upon the recommendations was taken separately, as follows.

PURSUANT to the report of Councillor Fearnley dated, November 27, 2002 entitled "Council Appointments to Committees, Councils, and Boards":

WHEREAS the Council of the City of North Vancouver makes a number of appointments of Councillors to represent the City in various organizations and committees both inside and outside the City of North Vancouver;

THEREFORE BE IT RESOLVED THAT Council defers making the appointments of the Council members to the various committees, councils, and boards until such time as the Committee of the Whole (In Camera) has had a chance to discuss these appointments and can bring forth recommendations for ratification at a Regular Council Meeting.

A recorded vote was taken on the motion.

Voting in favour: Councillor Fearnley

Voting against: Councillor Mussatto
Councillor Keating
Councillor Perrault
Councillor Heywood
Councillor Clark
Mayor Sharp

The motion was **DEFEATED** by a vote of six to one.

AND THAT IT IS FURTHER RESOLVED THAT the method of selection of Council Members to be appointed to the various committees, councils and boards be the subject of a Policy Committee meeting so that a policy governing future appointments can be developed.

A recorded vote was taken on the motion.

Voting in favour: Councillor Clark
Councillor Fearnley

Voting against: Councillor Mussatto
Councillor Keating
Councillor Perrault
Councillor Heywood
Mayor Sharp

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

VIDEO CLIP 8

**4. (c) Proposed Dedicated Park at East 23rd and Lonsdale
File: 4415-04-H1**

Report: Property Valuator-Negotiator, Community Development,
December 9, 2002

Moved by Councillor Keating, seconded by Mayor Sharp

PURSUANT to the report of the Property Valuator-Negotiator, dated December 9, 2002, entitled "Proposed Dedicated Park at East 23rd and Lonsdale":

THAT staff be requested to draft a bylaw to dedicate the green space for municipal or other public purposes under Section 303 of the Local Government Act.

Moved by Councillor Perrault, seconded by Councillor Keating

THAT the motion be amended by adding the following:

"AND THAT the specific use for the park at East 23rd and Lonsdale would be as a green park area."

DEFEATED

The vote upon the original motion was then **CARRIED UNANIMOUSLY.**

VIDEO CLIP 9

**(d) Terms of Reference - Transportation Advisory Committee
File: 1085-03-T3**

Report: Transportation Engineer, December 2, 2002

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the Transportation Engineer dated December 2, 2002, entitled "Terms of Reference for the Transportation Advisory Committee":

THAT the Transportation Advisory Committee Terms of Reference dated June 2002, be endorsed;

AND THAT the Joint Bicycle Advisory Committee Terms of Reference not be revised.

The vote upon the recommendations was taken separately, as follows:

PURSUANT to the report of the Transportation Engineer dated December 2, 2002, entitled "Terms of Reference for the Transportation Advisory Committee":

Continued....

4. (d) **Terms of Reference - Transportation Advisory Committee**
File: 1085-03-T3 - Continued

THAT the Transportation Advisory Committee Terms of Reference dated June 2002, be endorsed.

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the motion be amended to add “on January 13, 2003” after “be endorsed”:

CARRIED

The motion, as amended, was **CARRIED**.

AND THAT the Joint Bicycle Advisory Committee Terms of Reference not be revised.

CARRIED

VIDEO CLIP 10

(e) **Appointment of Select Committees - File: 1090-01**

Requested by Mayor Barbara A. Sharp

(b) **APPOINTMENT TO CITY BODIES**

.1 **MANAGEMENT BODIES** (Appointed Council members actively participate as a full voting member)

Public Art Policy Steering Committee

Councillor C.R. Keating

Street Naming Committee

Mayor B.A. Sharp
Councillor B.W. Perrault
Councillor R.N. Heywood
Mr. A.K. Tollstam, City Manager

.2 **ADVISORY BODIES, SOCIETAL BODIES** (Appointed Council members sit in a non-voting role to these bodies and attend regularly)

Advisory Design Panel

Councillor R.C. Clark

Advisory Planning Commission

Mayor B.A. Sharp
Councillor R.N. Heywood

Continued....

4. (e) **Appointment of Select Committees - File: 1090-01 - Continued**

Cemetery Advisory Board

Councillor D.R. Mussatto

Council Indemnity Review Committee

Councillor B.W. Perrault

(c) **APPOINTMENT OF REPRESENTATIVES TO OTHER BODIES AND AGENCIES WITH REPRESENTATIVES FROM OTHER MUNICIPALITIES**

.1 **MANAGEMENT BODIES (Appointed Council Members actively participate as a full voting member)**

Joint Police Liaison Committee (City & District of North Vancouver)

Councillor R.N. Heywood

Councillor B.W. Perrault

Councillor R.C. Clark

North Shore Emergency Management Office

Councillor D.R. Mussatto

Mayor B.A. Sharp (Alternate)

Arts & Culture Commission for North Vancouver

Councillor C.R. Keating

North Shore Family Court & Youth Justice Committee

Councillor R.N. Heywood

.2 **ADVISORY BODIES, SOCIETAL BODIES (Appointed Council Members act in non-voting role to these bodies and attend regularly)**

Advisory Committee on Disability Issues

Councillor R.N. Heywood

North Vancouver Joint Bicycle Advisory Committee

Councillor D.R. Mussatto

Presentation House (Theatre)

Councillor R.C. Clark

Continued....

4. (e) **Appointment of Select Committees - File: 1090-01 - Continued**

Coho Society

Councillor D.R. Mussatto

Moved by Councillor Perrault, seconded by Councillor Mussatto

THAT the appointments to MANAGEMENT BODIES, ADVISORY BODIES, and SOCIETAL BODIES for the period January 13, 2003 through December 8, 2003 be approved.

A recorded vote was taken on the motion.

Voting in favour: Councillor Mussatto
Councillor Keating
Councillor Perrault
Councillor Heywood
Councillor Clark
Mayor Sharp

Voting against: Councillor Fearnley

The motion was **CARRIED** by a vote of six to one.

VIDEO CLIP 11

5. **MOTIONS AND NOTICES OF MOTION**

(a) **Traffic Signal – 28th Street and Westview– File:4155-07-03-W2**

Requested by Councillor B. W. Perrault

Moved by Councillor Perrault, seconded by Councillor Heywood

THAT the motion adopted by Council on November 25, 2002, be amended to read as follows:

“WHEREAS the intersection of 28th Street and Westview is a frequent location of motor vehicle crashes;

AND WHEREAS this intersection is also a dangerous one for pedestrians to cross, even with the pedestrian activated traffic signal due to the nature of the intersection design;

THEREFORE BE IT RESOLVED THAT the Engineering Department change the operation of the traffic signal from a pedestrian activated crossing to a pedestrian and automobile activated traffic signal in all of the three directions the intersection serves;

Continued....

5. (a) **Traffic Signal – 28th Street and Westview– File:4155-07-03-W2
- Continued**

AND THAT prior to the Engineering Department taking any action on the previous paragraph, that staff be requested to report further on the intersection of 28th Street and Westview, which includes investigating some crossing guard information.”

CARRIED UNANIMOUSLY

VIDEO CLIP 12

(b) **Bicycle Lane, Keith Road from Sutherland Avenue to
Brooksbank Avenue - File: 1085-03-N20-01**

Submitted by Councillor D.R. Mussatto

Moved by Councillor Mussatto, seconded by Councillor Keating

WHEREAS Keith Road between Brooksbank Avenue and Sutherland Avenue is used by many cyclists traveling both east and west bound;

AND WHEREAS the west bound lanes are narrower due to the fact that the centre line was moved a number of years ago to the north to accommodate the re-surfacing of the Second Narrows, Iron Workers Memorial Bridge;

AND WHEREAS if the centre lane was returned to its original position, cyclists traveling up the hill in the curb lane would have greater room to operate their bicycles safely;

AND WHEREAS the North Vancouver Joint Bicycle Advisory Committee unanimously recommends that Keith Road between Brooksbank Avenue and Sutherland Avenue be re-stripped in order to achieve greater westbound curb lane width;

THEREFORE BE IT RESOLVED THAT the staff of the City of North Vancouver work with the staff and Council of the District of North Vancouver to investigate, and if possible, re-stripe the vehicle lanes, on East Keith Road between Brooksbank Avenue and Sutherland Avenue to make it safer for cyclists.

CARRIED UNANIMOUSLY

VIDEO CLIP 13

(c) **Auto Retailing Use along Marine Drive – File: 3380-02-M1**

Councillor R.C. Clark advised that he will present the following motion at the next regular meeting of Council:

“WHEREAS the development of an AutoMall on the Fullerton Fill was proposed as a means of getting Auto Dealerships into a latest generation retail facility as well as a means of opening the City’s Marine Drive Corridor to redevelopment;

Continued....

5. (c) **Auto Retailing Use along Marine Drive – File: 3380-02-M1
- Continued**

AND WHEREAS Auto Dealerships are now returning to Marine Drive;

THEREFORE BE IT RESOLVED THAT City staff be instructed to bring forward bylaw use amendments which grandfather Auto Retailing use along Marine Drive but prohibit any new Auto Retailing use.”

VIDEO CLIP 14

7. **COUNCIL INQUIRIES (Questions of Council Members)**

- (a) **Speaking Authority of the Mayor at Council Meetings
File: 1090-01**

Inquiry by Councillor B.W. Perrault

Councillor Perrault referred to an earlier debate of an agenda item where she had her microphone light on to speak and was recognized by Mayor Sharp to speak and then discussion occurred between Councillor Fearnley and Mayor Sharp. Councillor Perrault inquired does the Mayor have a right to speak and what is the process.

The City Clerk advised that the Mayor as the Chair of the meeting can speak at any time during the meeting.

Moved by Councillor Keating, seconded by Councillor Clark

THAT the requirements of the Procedure Bylaw to terminate the meeting at 10:30 P.M., be waived, and the meeting continue to 11:00 P.M., if necessary.

CARRIED UNANIMOUSLY

Recess – Public Question Period

Mayor Sharp declared a recess at 10:25 p.m., for the public question period and reconvened the meeting immediately.

9. CONFIDENTIAL REPORTS

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the meeting recess to the Committee of the Whole in camera, to consider the items as listed under Section 9 of the Council Agenda, for the following reasons respectively, for each item:

- 9(a) Section 242.2 (1) (c)
- 9(b) Section 242.2 (2) (b)
- 9(c) Section 242.2 (1) (a)
- 9(d) Section 242.2 (1) (a)
- 9(e) Section 242.2 (1) (a)
- 9(f) Section 242.2 (1) (a)

CARRIED UNANIMOUSLY

The meeting recessed at 10:26 p.m., and reconvened at 10:57 p.m., with the same personnel present.

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the requirements of the Procedure Bylaw to terminate the meeting at 11:00 P.M., be waived, and the meeting continue after 11:00 P.M., if necessary.

CARRIED UNANIMOUSLY

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Councillor Perrault, seconded by Councillor Keating

THAT Item 9.1 (c) be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

Mayor Sharp left the meeting due to a perceived bias regarding Item 9.1 (c) on the agenda as her relative is one of the appointees.

Councillor Perrault assumed the Chair as Acting Mayor.

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

**9.1 (c) Appointment to the North Vancouver Recreation Commission
File: 4410-01**

Report: City Clerk, December 12, 2002

PURSUANT to the report of the City Clerk, dated December 12, 2002, entitled "Appointment to the North Vancouver Recreation Commission":

THAT Ms. Patricia Sharp be reappointed to the North Vancouver Recreation Commission for a three-year term to conclude on December 31, 2005.

CARRIED UNANIMOUSLY

Mayor Sharp returned to the meeting and resumed the Chair.

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

(a) 5-5-4 Work Schedule - File: 1835-03-03/1800-06

Report: Director of Human Resources, January 8, 2003

PURSUANT to the report of the Director of Human Resources, dated January 8, 2003, entitled "5-5-4 Work Schedule":

THAT Council provide a mandate to the City Manager and Director of Human Resources to continue a 5-5-4 work schedule for specified City Hall, City Fire Hall and R.C.M.P. Administration staff for an indefinite period beyond February 3, 2003;

AND THAT this is subject to a Letter of Understanding being agreed to by C.U.P.E. Local 389, outlining the conditions for extension of the 5-5-4 work schedule, which is to be substantially as detailed in the report of the Director of Human Resources dated January 8, 2003;

AND THAT as a result of the foregoing, City Hall hours of operation will be extended from "4:30 p.m., to 5:00 p.m.," Monday to Friday, for the period of the 5-5-4 work schedule;

AND THAT the 5-5-4 work schedule shall be implemented without additional budget cost to the City.

(CARRIED UNANIMOUSLY)

**9.1 (d) Appointments to the Heritage Advisory Commission
File: 1085-03-C2-01**

Report: City Clerk, December 23, 2002

PURSUANT to the report of the City Clerk, dated December 23, 2002, entitled "Appointments to the Heritage Advisory Commission":

THAT Mr. Eric Sandberg and Mr. Charles Moorhead be reappointed for a two-year term to conclude on January 31, 2005;

AND THAT Mr. Derek Porter be appointed for a two-year term to conclude on January 31, 2005;

AND THAT Ms. Mary-Anne Dedora be appointed for a partial term to conclude on January 31, 2004, to fill the vacancy left by the resignation of Ms. Lisa Lock (nee Van Straten).

(CARRIED UNANIMOUSLY)

**(e) Appointments to the Advisory Design Panel
File: 1085-03-A1-01**

Report: City Clerk, January 6, 2003

PURSUANT to the report of the City Clerk, dated January 6, 2003, entitled "Appointments to the Advisory Design Panel":

THAT Mr. Ken McKillop (Certified Arborist) be reappointed for a two-year term as Landscape Architect Representative to conclude on January 31, 2005;

AND THAT Ms. Debbie Tardiff be reappointed for a two-year term as the Business Representative to conclude on January 31, 2005;

AND THAT Ms. Patricia Johnston be reappointed for a two-year term as the Artist Representative to conclude on January 31, 2005;

AND THAT Mr. Shane Friars (Architect) and Ms. Agatha Malczyk (Architect) be each appointed as the two Architect Representatives for a two-year term to conclude on January 31, 2005.

(CARRIED UNANIMOUSLY)

9.1 (f) Appointments to the Environmental Protection Advisory Committee - File: 1085-03-E1/1090-03-03

Report: City Clerk, December 23, 2002

PURSUANT to the report of the City Clerk, dated December 23, 2002, entitled "Appointments to the Environmental Protection Advisory Committee":

THAT Mr. Peter Rennie be appointed for a two-year term to conclude on January 31, 2005 to replace Ms. Victoria Gazeley.

CARRIED UNANIMOUSLY

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

(b) 2003 Financial Plan – Public Survey – File: 1650-05-01

Report: Director of Finance, December 31, 2002

Requested by Councillor Perrault

PURSUANT to the report of the Director of Finance, dated December 31, 2002, entitled "2003 Financial Plan – Public Survey":

THAT the public survey questionnaire outline (Attachment No. 3) and project descriptions (Attachment No. 2), for the public survey to be conducted in January/February, 2003 in the form of a random telephone survey and a "volunteer" send-in survey utilizing newspaper inserts and the web, as attached to the report of the Director of Finance, dated December 31, 2002, be endorsed.

CARRIED

Councillor Fearnley and Councillor Clark are recorded as voting contrary to the motion.

Please note that the following recommendation was endorsed by Council at the Regular Council meeting of January 6, 2003:

"AND THAT the report of the Director of Finance, dated December 31, 2002, entitled "2003 Financial Plan – Public Survey" remain in camera."

10. **ADJOURNMENT**

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 11:02 p.m.