



**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 27, 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

F.A. Smith, Acting City Manager
B.A. Hawkshaw, City Clerk
S.E. Dowey, Deputy City Clerk
T. Christie, Director of Finance
I. Gordon, Deputy Director of Finance
R.H. White, City Planner
L. Orr, Social Planner
D. Purdie, Lower Lonsdale Project Manager
B. Susak, Deputy City Engineer
J. Laughlin, City Engineer
B. Mahood, Superintendent of Utilities and Streets

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

9. CONFIDENTIAL REPORTS

Moved by Councillor Heywood, seconded by Councillor Clark

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) (e)
- 9(b) Section 242.2 (1) (e)

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 p.m., and reconvened at 7:12 p.m., with the same personnel present and with the exception of *Councillor Fearnley.

VIDEO CLIP 1

1. ADOPTION OF MINUTES

Moved by Councillor Mussatto, seconded by Councillor Perrault

THAT the Minutes of the Regular Council Meeting of January 20, 2003 be adopted as circulated.

CARRIED UNANIMOUSLY

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

(a) **Lower Lonsdale Project - Wealth Creation - File: 3375-05-01**

Report: Lower Lonsdale Project Manager, January 22, 2003

THAT the action taken by the Committee of the Whole in camera, regarding “Lower Lonsdale Project – Wealth Creation”, be ratified, and the wording of the resolution and the January 22, 2003 report of the Lower Lonsdale Project Manager remain in camera.

(CARRIED UNANIMOUSLY)

(b) **Revising Policy in Respect of Acquiring Land in Lower Lonsdale - File: 1085-03-L1-03-02**

Report: Director, Community Development, January 22, 2003

THAT the action taken by the Committee of the Whole in camera, regarding “Revising Policy in Respect of Acquiring Land in Lower Lonsdale”, be ratified, and the wording of the resolution and the January 22, 2003 report of the Director, Community Development remain in camera.

CARRIED UNANIMOUSLY

Mayor Sharp recessed the meeting at 7:13 p.m., for the purpose of calling the Policy Committee meeting scheduled for this evening to order.

The meeting reconvened at 7:14 p.m.

*Councillor Fearnley entered the meeting.

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

(a) **Lower Lonsdale Project Report - File: 3375-05-01**

Report: Lower Lonsdale Project Manager, January 22, 2003

Moved by Councillor Clark, seconded by Councillor Mussatto

PURSUANT to the report of the Lower Lonsdale Project Manager, dated January 22, 2003, entitled “Lower Lonsdale Project Report”:

THAT the Goals and Objectives for the development of Lower Lonsdale City Lands be adopted;

Continued....

4. (a) **Lower Lonsdale Project Report - File: 3375-05-01
- Continued**

AND THAT the Lower Lonsdale Team* report back in 2003 with a recommended process for the allocation of Amenity Funds among the short listed amenities, recognizing the cash flow restraints of the fund.

*Team Leader: Lower Lonsdale Project Manager
Members: Deputy Director Community Development, Deputy Director Finance, Deputy City Engineer and Manager, Lands Division.

CARRIED UNANIMOUSLY

VIDEO CLIP 4

PROCLAMATIONS

Mayor Sharp read the following Proclamations:

“FAMILY LITERACY DAY”, JANUARY 27, 2003

“DRESS RED DAY”, FEBRUARY 14, 2003

“HEART MONTH”, FEBRUARY, 2003

VIDEO CLIP 5

Moved by Councillor Keating, seconded by Mayor Sharp

THAT the meeting recess to the Policy Committee meeting scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:20 p.m., and reconvened at 7:56 p.m., with the same personnel present.

VIDEO CLIP 6

2. DELEGATIONS

(a) **Mr. Robert Samson, General Chairperson, Canadian Auto Workers, Local 110 (Locomotive Engineers), Vancouver**

Re: Changes made to BC Rail - File: 4130-02

Mr. Robert Samson, General Chairperson, Canadian Auto Workers, Local 110 (Locomotive Engineers), Vancouver, representing the Joint Council of BC Rail Unions expressed his concern regarding the sale of assets of the Marine Division of BC Rail Group by the Provincial Government.

Mr. Samson requested that members of Council endorse the proposed motion as attached to the January 20, 2003 correspondence.

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

3. **CORRESPONDENCE**

(a) **Mr. Robert Samson, General Chairperson, Canadian Auto Workers, Local 110 (Locomotive Engineers), Vancouver, January 20, 2003**

Re: Changes made to BC Rail - File: 4130-02

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the correspondence dated January 20, 2003 received from Mr. Robert Samson, General Chairperson, Canadian Auto Workers, Local 110 (Locomotive Engineers), regarding "Changes made to BC Rail":

THAT the following motion as set out in the January 20, 2003 correspondence, be endorsed:

"WHEREAS reducing and eliminating rail service to resource-based communities could result in negative consequences such as difficulties in getting products to markets, increased highway maintenance costs and safety issues, reduced net revenue to the Province, loss of service to local residents, loss of tourism potential, loss of jobs and reduced ability to attract and retain people and investment;

AND WHEREAS there has been no public consultation regarding the Provincial Government's plans for BC Rail, a Crown Corporation, in spite of public concerns about privatization and allegations of deliberate mismanagement within BC Rail;

THEREFORE BE IT RESOLVED THAT the City of North Vancouver request the Provincial Government to carry out a public inquiry into the operations of BC Rail and its subsidiaries through the appointment of a Commissioner with the right to subpoena;

AND THAT the City of North Vancouver further request the Provincial Government to declare a moratorium on the sale or lease of BC Rail and its assets until the report of the Commissioner of Inquiry is received."

Moved by Councillor Perrault, seconded by Councillor Clark

THAT the motion regarding "Changes made to BC Rail" be referred to the North Shore MLA's, BC Rail and the North Vancouver Chamber of Commerce Transportation Committee for comment.

Continued....

3. (a) **Mr. Robert Samson, General Chairperson, Canadian Auto Workers, Local 110 (Locomotive Engineers), Vancouver, January 20, 2003 - Continued**

A recorded vote was taken on the referral motion.

Voting in favour: Councillor Perrault
Councillor Heywood
Councillor Clark

Voting against: Councillor Fearnley
Councillor Mussatto
Councillor Keating
Mayor Sharp

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

A recorded vote was taken on the original motion.

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

Voting against: Councillor Heywood

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

VIDEO CLIP 7

COUNCIL REPORT OF COMMITTEE WORK - File: 1085-01

Councillor Perrault

- Advised that for the first 2 weeks of January, 2003, she was unwell and unable to attend Council and some of the Committee meetings.
- On January 16, 2003 attended the North Vancouver City Library Board meeting where the election of officers took place and Patricia Charter was elected Chair. She advised that Patricia Charter recently passed away and will be missed by the members of the Library Board and staff.
- On January 21, 2003 attended the Parks & Recreation Advisory Committee meeting.
- On January 17, 2003 attended the Arts & Culture Commission of North Vancouver meeting for the last time as Councillor Keating is now the City representative.
- On Sunday, January 26, 2003 attended a dinner at the Chinese Consulate General residence to discuss the possibility of the City of North Vancouver twinning with a City in China.

Continued....

COUNCIL REPORT OF COMMITTEE WORK - File: 1085-01 - Continued

- Will be attending the orientation meeting at the North Vancouver Recreation Commission this week and has been assigned to the Rental Committee.

Councillor Heywood

- Attended a few North Vancouver Chamber of Commerce meetings where discussion took place on the street car and other issues.
- Attended a meeting of the North Shore Advisory Committee on Disability Issues and attended one meeting of the North Shore Family Court & Youth Justice Committee.
- Attended a few North Vancouver Community Arts Council functions where they have come up with some innovative fund raising ideas.

Mayor Sharp

- Attended the Christmas Tree Chip-Up for the firefighters.
- Attended a presentation from the Reserves in order to determine what they can do for communities in improving communications with emergency services.
- Attended a meeting hosted by Stephen Owens, Secretary of State (Western Economic Diversification) regarding trade missions.
- Attended the Greater Vancouver Regional District Board orientation meetings for water, planning and the environment.
- Attended the opening of Presentation House.
- Joined the clinic at the Harry Jerome Recreation Centre for the Sun Run.
- Attended a meeting on future directions for violence programs.
- Attended a Greater Vancouver Transportation meeting.
- Attended the Union of British Columbia Municipalities seminar for new Council members and along with the City Manager gave a presentation on Council/staff relations.
- Attended a meeting with Geoff Plant, Attorney General and George Abbott, Minister of Community, Aboriginal and Women's Services, with the other two Mayors from the North Shore regarding a Bylaw Forum.
- Attended the conference for the Fraser Basin Council.

Councillor Fearnley

- On January 17, 2003 attended a meeting of the Greater Vancouver Regional District Social Issues Task Group.
- On January 17, 2003 Chaired the Lower Mainland Drug Strategy Meeting.
- On January 16, 2003 attended a meeting of the Fraser Valley Health Region.
- Volunteered to photograph the rental art collection for the North Vancouver Community Arts Council and this is now on the computer.
- Will be attending a meeting on January 29, 2003 of the Lower Mainland Municipal Association Executive and on February 1, 2003 will be attending a one day forum to discuss the future of the LMMA.

6. BYLAWS

(a) Reconsideration and Final Adoption

Councillor Fearnley left the meeting stating that he had not read the Public Hearing transcripts regarding Bylaws Nos. 7469 and 7471 and therefore cannot vote on these bylaws as he was absent from the Public Hearings.

Moved by Councillor Perrault, seconded by Councillor Clark that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7469" (Kent Halex & Valerie Lang, 346 & 352 East 20th Street, CD-446)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Clark

THAT the said Bylaw No. 7469 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT consideration of final adoption of Bylaw No. 7469 be deferred to the next Regular meeting of Council scheduled for Monday, February 3, 2003 pending further information from Engineering Department staff.

CARRIED

Moved by Councillor Clark, seconded by Councillor Perrault that

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2002, No. 7471" (Brent Developments/Integra Architecture Inc., 116-118 West 22nd Street, CD-447)

be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Clark, seconded by Councillor Perrault

THAT the said Bylaw No. 7471 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

VIDEO CLIP 10

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

(b) Auto Retailing Use Along Marine Drive - File: 3380-02-M1

Report: City Planner, Community Development,
January 21, 2003

Moved by Councillor Clark, seconded by Councillor Keating

PURSUANT to the report of the City Planner, dated January 21, 2003, entitled "Auto Retailing Use Along Marine Drive":

THAT the topic of prohibiting new and used automobile sales in the Marine Drive area of the City be referred to the Policy Committee for discussion with property owners and tenants in the area and nearby.

Councillor Fearnley returned to the meeting.

CARRIED UNANIMOUSLY

VIDEO CLIP 11

6. BYLAWS - continued

(d) Introduction And First Reading Only

Moved by Councillor Clark, seconded by Mayor Sharp that

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2003, No. 7474" (Auto Retailing Prohibition)

be deleted from the agenda.

CARRIED UNANIMOUSLY

VIDEO CLIP 12

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

**(c) Community Development 2003 Proposed Work Program
File: 1010-04**

Report: Director, Community Development,
January 20, 2003

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the Director, Community Development, dated January 20, 2003, entitled "Community Development 2003 Proposed Work Program":

THAT the Community Development 2003 Work Program proposed in the subject report be approved.

CARRIED UNANIMOUSLY

VIDEO CLIP 13

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the meeting recess to the Workshop regarding Block 62/Library, scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 9:02 p.m., and reconvened at 10:43 p.m., with the same personnel present.

A motion was unanimously endorsed by Council members at the Workshop this evening regarding Block 62/Library to recess to the Committee of the Whole, in camera, to consider the item as listed under section 9 of the Council Agenda, for the following reason:

9(c) Section 242.2 (1) (e).

A motion was also unanimously endorsed in the Committee of the Whole in camera meeting this evening to continue the meeting after 10:30 p.m., and until 11:00 p.m., if necessary.

CONSENT AGENDA {Items 4 *(d) 4 *(e), 4 *(f), 4 *(g), 4 *(h) and 4 *(i)}

Moved by Councillor Keating, seconded by Councillor Clark

THAT the resolutions listed within the "Consent Agenda" of January 27, 2003, with the exception of items 4 *(f), 4 *(h) and 4 *(i) be approved, as follows:

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

***(d) Strata Conversion Application - 660-662 West Keith Road - Stanley Puskas - File: 3365-08-03**

Report: Planning Technician, Community Development,
January 22, 2003

PURSUANT to the report of the Planning Technician, dated January 22, 2003, entitled "Strata Conversion Application - 660-662 West Keith Road - Stanley Puskas":

THAT the Strata Titling of the duplex located at 660-662 West Keith Road be approved;

AND THAT the Mayor and City Clerk be authorized to execute the Section 219 Covenant and the Strata Plans pursuant to Section 242 of the *Strata Property Act*.

(CARRIED UNANIMOUSLY)

***(e) North Vancouver Cemetery - Ornamentation and Plantings Policy and Cemetery Fee Schedule - File: 4215-68**

Report: Utilities and Streets Superintendent, January 22, 2003

PURSUANT to the report of the Utilities Superintendent dated January 22, 2003 entitled, "North Vancouver Cemetery - Ornamentation and Plantings Policy and Cemetery Fee Schedule":

THAT "Cemetery Bylaw, 1999, No. 7203, Amendment Bylaw, 2003, No. 7467" be considered.

(CARRIED UNANIMOUSLY)

4. ***(g) Earth Energy Utility System - Feasibility Study – File: 4165-05-01**

Report: Deputy City Engineer, January 21, 2003

PURSUANT to the report of the Deputy City Engineer dated January 21, 2003, entitled “Earth Energy Utility System - Feasibility Study”:

THAT an Earth Energy System Feasibility Study be referred to the 2003 capital budget discussions of the Finance Committee and Council.

CARRIED UNANIMOUSLY

VIDEO CLIP 15

END OF CONSENT AGENDA ITEMS

(f) Appointments of Auditors - 2003 - File: 1635-01

Report: Director of Finance, January 22, 2003

Moved by Councillor Clark, seconded by Councillor Perrault

PURSUANT to the report of the Director of Finance, January 22, 2003, entitled “Appointment of Auditors - 2003”:

THAT Mayor and Council reappoint KPMG as City Auditors for the fiscal year 2003.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

VIDEO CLIP 16

**(h) A Policy on the Propriety of Council meeting with Developers
File: 1090-01**

Report: City Clerk, January 22, 2003

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the City Clerk, dated January 22, 2003, entitled “A Policy on the propriety of Council meeting with Developers”:

THAT City Council may meet formally as a group with a developer of privately owned lands within the City boundaries in the format of a Council Meeting, Public Meeting or Public Hearing as provided by the Local Government Act;

AND THAT individual City Council Members (including the Mayor) may meet informally with a developer prior to a Public Hearing at any convenient location including the City Hall (Mayor’s Office, Councillor Lounge, or meeting room).

CARRIED UNANIMOUSLY

VIDEO CLIP 17

4. (i) Ridgeway Out of School Centre - File: 1665-12

Report: Social Planner, Community Development,
January 8, 2003

Moved by Councillor Mussatto, seconded by Councillor Keating

PURSUANT to the report of the Social Planner, dated January 8, 2003, entitled "Ridgeway Out of School Centre":

THAT a grant of up to \$340,000. from the Community Enhancement Fund be approved for the Ridgeway Out of School Centre project subject to:

1. North Shore Neighbourhood House raising \$250,000 toward the project no later than December 31, 2004;
2. Approval of the Board of North Vancouver School District No. 44 to a 20 year land lease with two 10 year options for \$1.00;
3. Allocation of \$340,000 in the 2003 Capital Budget;

AND THAT the Board of North Vancouver School District No. 44 be requested to approve the lease agreement at its earliest convenience.

CARRIED UNANIMOUSLY

VIDEO CLIP 18

6. BYLAWS - Continued

(b) Introduction and First Three Readings

Moved by Councillor Keating, seconded by Councillor Clark that

- (i) "Cemetery Bylaw, 1999, No. 7203, Amendment Bylaw, 2003, No. 7467"

be introduced and read a first time in short form, copies of same having been distributed to Council

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Clark

THAT the said Bylaw No. 7467 be read a second time in short form.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Clark

THAT the said Bylaw No. 7467 be read a third time in short form and passed subject to reconsideration.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION**

- (a) **Protective Helmets for Rollerblading and Skateboarding in Public Places – File: 3410-01**

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

“WHEREAS the correct use of protective helmets helps reduce or minimize the chances of injury or possible death in those who participate in the activities of skateboarding and rollerblading in the City of North Vancouver;

AND WHEREAS the District of North Vancouver is considering a bylaw to make helmets necessary for those partaking in skateboarding and rollerblading in public places;

THEREFORE BE IT RESOLVED THAT the staff of the City of North Vancouver work with the staff of the District of North Vancouver and report back with a proposed bylaw requiring skateboarders and rollerbladers to wear proper protective helmets.”

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

Nil.

8. **ANY OTHER BUSINESS**

Nil.

10. **ADJOURNMENT**

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:54 p.m.