



**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 19, 2004**
AT 6:00 P.M.**

PRESENT:

COUNCIL MEMBERS

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

ABSENT

Mayor B.A. Sharp

STAFF MEMBERS

A.K. Tollstam, City Manager
B.A. Hawkshaw, City Clerk
J.M. Rowe, Assistant City Clerk
T. Christie, Director of Finance
S. Ono, City Engineer
G. Penway, Assistant City Planner
D. Pope, Manager, Environment and Parks
B. Susak, Deputy City Engineer
K Russell, Development Planner
D Hutch, Landscape Architect
D Mitic, Transportation Engineer
R.H. White, City Planner

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

1. ADOPTION OF MINUTES

[Video Clip 1](#)

Moved by Councillor Heywood, seconded by Councillor Keating

THAT the Minutes of the Regular Council Meeting of April 5, 2004 be adopted as circulated.

CARRIED UNANIMOUSLY

CONSENT AGENDA { Items 4 *(b), 6 *(b)(i), 4 *(c), 4 *(d), 6 *(d)(i), 4 *(e), 6 *(d)(ii), 4 *(f), 4 *(g), 4 *(h), 4 *(i), 4 *(j), 6 *(b)(ii), 6 *(b)(iii), 4 *(k), 6 *(a)(ii), 6 *(a)(iii), 6 *(a)(iv) and 6 *(a)(v)}

[Video Clip 2](#)

Moved by Councillor Heywood, seconded by Councillor Mussatto

THAT the resolutions listed within the "Consent Agenda" of April 19, 2004, with the exception of items 4 *(c), 4*(j), 6*(b)(ii), 6*(b)(iii) and 4*(k) be approved, as follows:

4. REPORTS OF COMMITTEES, COUNCIL, AND STAFF

***(b) Construction Regulation Bylaw, 2003, No. 7390 – Amendment Bylaw, 7607 – File: 3030-01**

Report: Manager – Inspections, Community Development,
April 8, 2004

PURSUANT to the report of the Manager, Inspections dated April 8, 2004, entitled “Construction Regulation Bylaw, 2003, No. 7390 – Amendment Bylaw, 7607”:

THAT “Construction Regulation Bylaw, 2003, No. 7390, Amendment Bylaw 2004, No. 7607” (Demolition Permits and Housekeeping), be considered.

(CARRIED UNANIMOUSLY)

6. BYLAWS

***(b) Introduction and First Three Readings**

- (i) “Construction Regulation Bylaw, 2003, No. 7390, Amendment Bylaw 2004, No. 7607” (Demolition Permits and Housekeeping).

THAT Bylaw No. 7607 be read a first time in short form, copies of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7607 be read a second time in short form.

(CARRIED UNANIMOUSLY)

THAT the said Bylaw No. 7607 be read a third time in short form and passed subject to reconsideration.

(CARRIED UNANIMOUSLY)

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

***(d) Rezoning Application - Vincenza Eppich/Egil Lyngen Architect, 358 East 14th Street, CD-471**

Report: Planning Technician 2, Community Development,
April 1, 2004

PURSUANT to the report of the Planning Technician 2, dated April 1, 2004, entitled "Rezoning Application - Vincenza Eppich/Egil Lyngen Architect, 358 East 14th Street, CD-471":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2004, No. 7601" (Vincenza Eppich/Egil Lyngen Architect, 358 East 14th Street, CD-471), be considered;

AND THAT notification be circulated in accordance with Section 922 of the Local Government Act;

AND THAT the requirements for a Public Hearing be waived.

(CARRIED UNANIMOUSLY)

6. BYLAWS *continued*

***(d) Introduction And First Reading Only**

(i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2004, No. 7601" (Vincenza Eppich/Egil Lyngen Architect, 358 East 14th Street, CD-471)

THAT Bylaw No. 7601 be read a first time in short form, copy of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

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

***(e) Rezoning Application: A. Dimapilis/B. McTavish - 261 East 19th Street, CD-472 - File: 3500-05 19E 261**

Report: Development Planner, Community Development,
April 6, 2004

PURSUANT to the report of the Development Planner dated April 6, 2004, entitled "Rezoning Application: A. Dimapilis/B. McTavish - 261 East 19th Street, CD-472":

THAT "Zoning Bylaw 1995, No. 6700, Amendment Bylaw, 2004, No. 7603" (A. Dimapilis/B. McTavish - 261 East 19th Street, CD-472), be considered and referred to a Public Hearing.

(CARRIED UNANIMOUSLY)

6. **BYLAWS continued**

***(d) Introduction And First Reading Only continued**

- (ii) "Zoning Bylaw 1995, No. 6700, Amendment Bylaw, 2004, No. 7603" (A. Dimapilis/B. McTavish - 261 East 19th Street, CD-472)

THAT Bylaw No. 7603 be read a first time in short form, copy of same having been distributed to Council members and read by them.

(CARRIED UNANIMOUSLY)

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

***(f) Administrative Agreement with the Province Regarding Electrical and Gas Inspection Services - File: 1195-11-M3-02-01**

Report: Electrical Inspector, Community Development,
April 8, 2004

PURSUANT to the report of the Electrical Inspector dated April 8, 2004 entitled, "Administrative Agreement with the Province Regarding Electrical and Gas Inspection Services":

THAT In order to satisfy the requirements of the Safety Standards Act, to continue the City's Gas and Electrical Inspection Program the City enters into an "Administrative Agreement" with the Province;

AND THAT the Mayor and Council be authorized to sign such Agreement.

(CARRIED UNANIMOUSLY)

***(g) Appointment - Electrical and Gas Safety Officers and Safety Manager - File: 1195-11-M3-02-01**

Report: Director, Community Development, April 8, 2004

PURSUANT to the report of the Director, Community Development, dated April 8, 2004 entitled "Appointment - Electrical and Gas Safety Officers and Safety Manager":

THAT Mr. Jack M. Ball and Mr. Gordon E.C. Forrest be appointed Electrical Safety Officers for the City of North Vancouver, in accordance with the requirements of BC Safety Standards Act;

AND THAT Mr. Robert J. Mearns and Mr. John J. Siemens be appointed Gas Safety Officers for the City of North Vancouver, in accordance with the requirements of BC Safety Standards Act;

AND THAT Mr. Percy Melville be appointed Safety Manager for the City of North Vancouver, in accordance with the requirements of BC Safety Standards Act.

(CARRIED UNANIMOUSLY)

4. ***(h) Relocation Requests for Mobile Cart - JACA Innovations
- File 3045-04-18**

Report: Property Use Inspector, Community Development,
April 13, 2004

PURSUANT to the report of the Property Use Inspector dated April 13, 2004, entitled "Relocation Requests for Mobile Cat - JACA Innovations":

THAT the request by JACA Innovations for a three month trial operation at locations No. 2 and No. 3, as amended, be approved.

(CARRIED UNANIMOUSLY)

***(i) Notice of Contravention - Remedial Action Requirement - 143
East 5th Street, Lot 12, Block 126, D.L. 274, Plan 878
- File: 3345-02 05E 143**

Report: Building Inspector, Community Development
April 7, 2004

PURSUANT to the report of the Building Inspector, dated April 7, 2004, entitled "Notice of Contravention - Remedial Action Requirement - 143 East 5th Street, Lot 12, Block 126, D.L. 274, Plan 878"

THAT Mr. Derek Del Puppo, registered owner, be instructed to undertake remedial action to immediately correct deficiencies in and about the building located at 143 East 5th Street, Lot 12, Block 126, D.L. 274, Plan 878;

AND THAT Mr. Derek Del Puppo, registered owner of 143 East 5th street, be advised that the City Clerk will be instructed to file notice in the land title office under Section 57 of the Community Charter;

AND THAT a resolution by the Council of The Corporation of the City of North Vancouver relating to 143 East 5th Street, Lot 12, Block 125, D.L. 274, Plan 878, has been made under this Section;

AND THAT if the various work done without permits is not approved and completed within seven days of the date of this resolution, that staff be authorized to seek an injunction in the Supreme Court of British Columbia requiring Mr. Derek Del Puppo to comply with the City's Zoning and Construction Bylaws and in accordance with Section 73 of the Community Charter;

AND THAT further information respecting the Notice of Contravention may be viewed at the offices of The Corporation of the City of North Vancouver.

(CARRIED UNANIMOUSLY)

6. BYLAWS continued

***(a) Reconsideration and Final Adoption**

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2004, No. 7587" (Andreas Peter Smolik/Egil Lyngen Architect, 318 East 27th Street, CD-469)
- (iii) "Community Enhancement Reserve Fund Expenditure Bylaw, 2004, No. 7591" (Block 62 Development Costs).
- (iv) "Street and Traffic Bylaw, 1991, No. 6234, Amendment Bylaw, 2004, No. 7599" (Bylaw Registry Amendments).
- (v) "Bylaw Notice Enforcement Bylaw, 2004, No. 7600" (North Shore Bylaw Notice Dispute Adjudication Registry).

THAT the said Bylaws Nos. 7587, 7591, 7599 and 7600 be reconsidered.

(CARRIED UNANIMOUSLY)

THAT the said Bylaws Nos. 7587, 7591, 7599 and 7600 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

END OF CONSENT AGENDA ITEMS

9. CONFIDENTIAL REPORTS

Moved by Councillor Mussatto, seconded by Councillor Heywood

THAT the Council 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 90 (1)(e)
- 9(b) Section 90 (1)(b)
- 9(c) Section 90 (1)(a)
- 9(d) Section 90 (1)(c)

CARRIED UNANIMOUSLY

The meeting recessed at 6:01 p.m. and reconvened at 6:55 p.m. with the same personnel present.

9.1 REPORT OF THE COMMITTEE OF THE WHOLE

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

[Video Clip 3](#)

**(b) Nominations for Year 2004 Community Heroes Awards
- File: 1085-03-S11**

Report: Community Planner, Community Development,
March 22, 2004

PURSUANT to the report of the Social Planner, dated March 22, 2004, entitled "Nominations for Year 2004 Community Heroes Awards":

THAT the following nominations for Year 2004 Community Heroes Awards be endorsed:

Alice Stefanyk
Junice Oystenson

(CARRIED UNANIMOUSLY)

**(c) Council Appointments to the Children and Youth Initiatives
Special Projects Grant Committee – File: 4230-17-04**

Report: Community Development Worker (Youth Programs),
Community Development, April 8, 2004

PURSUANT to the report of the Youth Development Worker, dated April 8, 2004, entitled "Council Appointments to the Children and Youth Initiatives Special Projects Grant Committee":

THAT Councillor Mussatto and Councillor Clark be appointed to the City of North Vancouver Children and Youth Initiatives Special Projects Grant Committee;

AND THAT the North Vancouver School Board be invited to appoint one City School Trustee to be a member of the Children and Youth Initiatives Special Project Grant Committee to review the grant applications submitted for the year 2004.

CARRIED UNANIMOUSLY

PROCLAMATIONS

Video Clip 4

Acting Mayor Clark read the following Proclamations:

“ARMENIAN MEMORIAL DAY”, APRIL 24, 2004

**“EARTH DAY”, APRIL 22, 2004 and
“EARTH WEEK”, APRIL 18–APRIL 24, 2004**

“NATIONAL VOLUNTEER WEEK”, APRIL 18 – 24, 2004

PRESENTATIONS

Video Clip 5

**(a) Re: Judy Dennis Arts & Culture Volunteer Award
- File: 1085-03-N3-01**

Ms. Hilda Colwell, Chair, Arts & Culture Commission of North Vancouver gave a brief history of the Judy Dennis Arts & Culture Volunteer Award and invited Acting Mayor Clark to make the presentation to Ms. Patricia Fox in recognition of her outstanding work and sincere devotion to supporting and promoting the arts on the North Shore.

Acting Mayor Clark presented Patricia Fox with the 2003 Judy Dennis Award Arts & Culture Volunteer Award.

Video Clip 6

**(b) Re: Urban Forest Master Plan Phase II - Street Tree Master Plan
– File: 4310-08**

Mr. Doug Pope, Manager, Environment and Parks, gave a brief overview of the Urban Forest Master Plan, Phase I, and Phase II, Street Tree Master Plan, and then introduced Mr. David Reid, Lanarc Consultants Ltd.

Mr. David Reid gave a PowerPoint presentation on the Urban Forest Master Plan Phase II, Street Tree Master Plan, as follows:

- The Opportunity
- Benefit: Cost of City of North Vancouver Street Trees
 - Trees in City of North Vancouver Street System
 - Analysis Using Stratum Software
 - Energy and Air Benefits
 - Energy Savings/Year
 - Greenhouse Gas Benefits
 - Greenhouse Gas (CO₂) Reductions/Year
 - Air Quality Improvements/Year
 - Watershed (Stormwater) Benefits
 - Stormwater Savings/Year
 - Aesthetic and Cultural Benefits

continued..

PRESENTATIONS continued

(b) Re: Urban Forest Master Plan Phase II - Street Tree Master Plan – File: 4310-08 continued

- Property Benefits
- Property Value Increase/Year
- Average Annual Benefits by Tree Species
- Average Annual Benefits by Tree Type
- Summary of Street Tree Values
- Managements Costs (\$)
- Benefit: Cost Ratio: >5:1 for City costs
- Risks to the Street Tree System
- Pruning Risks
- Site Constraints
- Opportunities
- Un-stocked areas
- Overall Objective
- Draft Guiding Principles
- Public Process
 - Street Public Process
 - Plant Your Ideas

Mr. Reid then responded to questions from members of Council

COUNCIL REPORT OF COMMITTEE WORK – File: 1085-01

Nil.

2. DELEGATIONS

Nil

3. CORRESPONDENCE

Nil

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT items 4. (c) and 4. (J) on the agenda this evening be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

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

Video Clip 7

(c) Lower Lonsdale Legacy Fund Grant Applications - File: 1665-14

Report: Chair, Social Planning Advisory Committee, March 24, 2004

Moved by Councillor Mussatto, seconded by Councillor Fearnley

PURSUANT to the report of the Chair of the Social Planning Advisory Committee dated March 24, 2004, entitled “Lower Lonsdale Legacy Fund Grant Applications”:

THAT the following grant applications be approved:

North Shore Keep Well Society	\$8,000.00
North Shore Neighbourhood House - Sweet Peas	\$8,000.00

CARRIED UNANIMOUSLY

Video Clip 8

(j) “Street and Traffic Bylaw, 1991, No. 6234, Amending Bylaw, 2004, No. 7462” and “Parks Regulation Bylaw, 1996, No. 6611, Amending Bylaw, 2004, No. 7592”

Report: Transportation Engineer, April 2, 2004

Moved by Councillor Mussatto, seconded by Councillor Heywood

PURSUANT to the report of the Transportation Engineer dated April 2, 2004, entitled “Street and Traffic Bylaw, 1991, No. 6234, Amending Bylaw, 2004, No. 7462” and “Parks Regulation Bylaw, 1996, No. 6611, Amending Bylaw, 2004, No. 7592”:

THAT the Bylaw known as “Street and Traffic Bylaw, 1991, No. 6234, Amending Bylaw, 2004, No. 7462”, be considered;

AND THAT the Bylaw known as “Parks Regulation Bylaw, 1996, No. 6611, Amending Bylaw, 2004, No. 7592”, be considered;

AND THAT the “Street and Traffic Bylaw, 1991, No. 6234” be amended to include the use of minor roads for skateboarders and in line skaters to be consistent with the District of North Vancouver and District of West Vancouver bylaws.

CARRIED

Councillor Fearnley is recorded as voting contrary to the motion.

Moved by Councillor Heywood, seconded by Councillor Mussatto

THAT the meeting recess to the Reconvened Public Hearing and the Public Meeting scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 7:35 p.m. and reconvened 8:18 p.m. with the same personnel present.

6. BYLAWS continued

Video Clip 9

(c) Second and Third Readings

- (i) "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2004, No. 7576" (Ms. Nasrin Oskouei (Nayebi) & Anna Development Co. Ltd./AMS Design & Project Management Co. Ltd., 219 West Keith Road, CD-467).

Moved by Councillor Mussatto, seconded by Councillor Keating

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2004, No. 7576" (Ms. Nasrin Oskouei (Nayebi) & Anna Development Co. Ltd./AMS Design & Project Management Co. Ltd., 219 West Keith Road, CD-467), be read a second time in short form.

Acting Mayor Clark declared a recess in order to call the Public Hearing scheduled for this evening regarding 427 & 433 West 16th Street to order.

The meeting recessed at 8:42 p.m. and reconvened at 8:43 p.m. with the same personnel present.

A recorded vote was then taken on the original motion.

Voting in favour: Councillor Mussatto
Councillor Keating

Voting against: Councillor Fearnley
Councillor Perrault
Councillor Heywood
Acting Mayor Clark

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

Moved by Councillor Heywood, seconded by Councillor Perrault

THAT the meeting recess to the Public Meeting scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 8:43 p.m. and reconvened at 9:04 p.m. with the same personnel present.

5. MOTIONS AND NOTICES OF MOTION

Video Clip 10

- (a) **Development Variance Permit Application – Enclosed Addition
– 153 West 16th Street (Andreas Restaurant)
File: 3358-03 16W 153 DVP No. 184**

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT Development Variance Permit Application be issued to Adamantia Developments in accordance with Section 922 of the Local Government Act;

AND THAT the Mayor and City Clerk be authorized to sign and seal Development Variance Permit No. 184 with the deletion of sub clause 2.1(c).

CARRIED

6. BYLAWS *continued*

Councillor Mussatto left the meeting stating a conflict of interest with regards to item 6. (c) (ii) on the agenda as he is related to the applicant.

Video Clip 11

- (c) **Second and Third Readings *continued***

Moved by Councillor Perrault, seconded by Councillor Keating that

- (ii) “Zoning Bylaw, 1995, No. 6700, Amendment bylaw, 2004, No. 7594” (Charles Moorhead Architect/Gary & Misti Mussatto, 905-925 St. Andrew’s Ave, CD-424 Text Amendment).

be read a second time in short form.

CARRIED UNANIMOUSLY

6. (c) **Second and Third Readings *continued***

- (ii) "Zoning Bylaw, 1995, No. 6700, Amendment bylaw, 2004, No. 7594" (Charles Moorhead Architect/Gary & Misti Mussatto, 905-925 St. Andrew's Ave, CD-424 Text Amendment). *continued*

Moved by Councillor Perrault, seconded by Councillor Keating

THAT Bylaw No. 7594 be read a third time in short form and passed subject to reconsideration and final adoption.

CARRIED UNANIMOUSLY

Moved by Councillor Perrault, seconded by Councillor Keating

THAT Bylaw No. 7594 be reconsidered.

CARRIED UNANIMOUSLY

Moved by Councillor Keating, seconded by Councillor Perrault

THAT Bylaw No. 7594 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

CARRIED UNANIMOUSLY

Councillor Mussatto returned to the meeting.

Moved by Councillor Heywood, seconded by Councillor Perrault

THAT the meeting recess to the Public Hearing scheduled for this evening.

CARRIED UNANIMOUSLY

The meeting recessed at 9:12 p.m. and reconvened at 9:42 p.m. with the same personnel present.

6. **BYLAWS *continued***

Video Clip 12

(c) **Second and Third Readings *continued***

Moved by Councillor Fearnley, seconded by Councillor Heywood

THAT the rezoning application of Brent Developments Ltd./H.R. Hatch Architect Ltd., with respect to 427 & 433 West 16th Street **be rejected**.

Councillor Keating briefly left and returned to the meeting.

The motion was then **CARRIED UNANIMOUSLY**

5. **MOTIONS AND NOTICES OF MOTION** *continued*

Video Clip 13

(b) **Subdivision of Property Adjacent to Highway No. 1**
File: 3390-01

Submitted by Councillor R.C. Clark

Moved by Acting Mayor Clark, seconded by Councillor Heywood

BE IT RESOLVED THAT City Council does not consider the proposed 9 lot subdivision southwest of the Westview Interchange to be in the public interest; and

THAT a copy of this resolution be forwarded to the Approving Officer for his consideration.

Councillor Mussatto briefly left and returned to the meeting.

Moved by Councillor Keating, seconded by Councillor Heywood

THAT item 5. (b) "Subdivision of Property Adjacent to Highway No. 1" be referred back to staff for a report on liability issues and other planning implications.

Councilor Fearnley briefly left and returned to the meeting.

The motion was then **CARRIED UNANIMOUSLY**

Moved by Councillor Heywood, 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 to 11:00 P.M., if necessary.

CARRIED UNANIMOUSLY

6. **BYLAWS - Continued**

(a) **Reconsideration and Final Adoption *continued***

Video Clip 14

- (i) "Council Procedure Bylaw, 2004, No. 7590", as amended.

Councillor Mussatto briefly left and returned to the meeting.

Moved by Councillor Fearnley, seconded by Acting Mayor Clark

THAT the reference to "on Committee Meetings" under Council Reports be deleted.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Acting Mayor Clark

THAT "Council Procedure Bylaw, 2004, No. 7590" be amended to include the following:

28. INQUIRIES

- (1) Inquiries may be put through the Mayor to any Member of Council relating to any bylaw, motion, or other matter connected with the business of the Council or the affairs of the City, but no argument or opinion is to be offered or facts to be stated except so far as may be necessary to explain the same and in answering any such question a member is not to debate the matter to which the same refers.
- (2) The Mayor may require that an inquiry shall be in writing, and if so require, it shall be handed to the City Clerk, and the answer to such an inquiry shall be put in writing, and provided at the next regular meeting of Council as a report item.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Acting Mayor Clark

THAT Directors and senior staff be included under Inquiries, Section 28.
(1).

A recorded vote was taken on the motion.

Voting in favour: Councillor Fearnley

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

The motion was **DEFEATED** by a vote of five to one

6. (a) **Reconsideration and Final Adoption *continued***

- (i) "Council Procedure Bylaw, 2004, No. 7590", as amended
continued

Moved by Councillor Keating, seconded by Councillor Perrault

THAT the Notices of Motion continue to be able to be introduced on the evening of the Council Meeting but that Council members should refrain from introducing a Notice of Motion that deals with in camera issues, such as legal, labour, land questions and honours.

A recorded vote was taken on the motion.

Voting in favour: Councillor Keating
Councillor Perrault

Voting against: Councillor Heywood
Councillor Fearnley
Councillor Mussatto
Acting Mayor Clark

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

Moved by Councillor Keating, seconded by Councillor Mussatto

THAT third reading of Bylaw 7590, as amended, be rescinded.

CARRIED UNANIMOUSLY

Moved by Councillor Fearnley, seconded by Councillor Heywood

THAT Bylaw No. 7590, as amended, be read a second time in short form, with the following amendments:

- "(a) deleting the reference to "on Committee Meetings" under Council Reports; and
(b) adding Section 28 Inquiries

(1) Inquiries may be put through the Mayor to any Member of Council relating to any bylaw, motion, or other matter connected with the business of the Council or the affairs of the City, but no argument or opinion is to be offered or facts to be stated except so far as may be necessary to explain the same and in answering any such question a member is not to debate the matter to which the same refers.

(2) The Mayor may require that an inquiry shall be in writing, and if so require, it shall be handed to the City Clerk, and the answer to such an inquiry shall be put in writing, and provided at the next regular meeting of Council as a report item."

CARRIED UNANIMOUSLY

6. (a) **Reconsideration and Final Adoption *continued***

- (i) "Council Procedure Bylaw, 2004, No. 7590", as amended
continued

Moved by Councillor Fearnley, seconded by Councillor Heywood

THAT Bylaw No. 7590, as amended, be read a third time in short form and passed subject to reconsideration and final adoption.

CARRIED UNANIMOUSLY

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

Video Clip 15

(a) **CN Rail/BC Rail Merger - File: 4130-01**

Report: City Manager, April 15, 2004

Moved by Councillor Keating, seconded by Councillor Mussatto

PURSUANT to the report of the City Manager, dated April 15, 2004, entitled "CN Rail/BC Rail Merger":

THAT the Acting Mayor write to The Honourable Gordon Campbell, Premier of British Columbia, Katherine Whittred MLA, Daniel Jarvis MLA, Ralph Sultan MLA, Ted Nebbeling MLA, and the municipalities of Squamish, Lions Bay, District of West Vancouver and the District of North Vancouver, attaching a copy of the April 15, 2004 letter prepared by the City Manager addressed to the Competition Bureau, Mergers Branch.

CARRIED

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

REPORTS OF COMMITTEES, COUNCIL, AND STAFF *continued*

Video Clip 16

(k) **Rusty Gull Neighbourhood Pub – Extension of Hours – Public Input – File: 1195-11-12-02-04**

Report: Policy Analyst, Community Development,
April 14, 2004

Moved by Councillor Perrault, seconded by Councillor Heywood

THAT the report of the Policy Analyst, dated April 14, 2004, regarding "Rusty Gull Neighbourhood Pub – Extension of Hours – Public Input" be referred back to staff for further information regarding hours of operation granted to other establishments.

CARRIED UNANIMOUSLY

5. **MOTIONS AND NOTICES OF MOTION** *continued*

Video Clip 17

(c) **Moratorium on Demolition of Homes and Construction of New Triplexes – File: 3310-09-12**

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

“BE IT RESOLVED THAT a moratorium on demolition of homes and construction of new triplex projects in the 200 blocks of West 5th and West 6th Streets and West Keith Road be established.”

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

Video Clip 18

(a) **Absence of Mayor B.A. Sharp – File: 1090-01**

Inquiry by Councillor R.J. Fearnley

Councillor Fearnley asked Acting Mayor Clark if he could advise Council where Mayor Sharp is and whether she is conducting the business of the City of North Vancouver, Greater Vancouver Regional District, Union of BC Municipalities, Federation of Canadian Municipalities or any similar body while she is away.

Acting Mayor Clark advised that Mayor Sharp was in Slovakia.

8. **ANY OTHER BUSINESS**

Nil.

10. **ADJOURNMENT**

Moved by Councillor Councillor Keating, seconded by Councillor Mussatto

THAT the meeting adjourn.

CARRIED UNANIMOUSLY

The meeting adjourned at 10:56 p.m.