



**MINUTES OF THE REGULAR MEETING OF COUNCIL HELD IN  
THE COUNCIL CHAMBER, CITY HALL, 141 WEST 14<sup>th</sup> STREET,  
NORTH VANCOUVER, B.C., ON **MONDAY, FEBRUARY 23, 2009**  
**AT 6:00 P.M.****

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**PRESENT:**

**COUNCIL MEMBERS**

Mayor D.R. Mussatto  
Councillor P.J. Bookham  
Councillor R.C. Clark  
Councillor R.J. Fearnley  
Councillor R.G. Heywood  
Councillor C.R. Keating  
Councillor M.L. Trentadue

**STAFF MEMBERS**

A.K. Tollstam, City Manager  
S.E. Dowey, City Clerk  
R.G. Anderson, Deputy City Clerk  
I. Gordon, Director, Finance  
F. Caouette, Director, Corporate Services  
R.H. White, Director, Community Development  
S. Ono, City Engineer  
M. Pavao, Director, Human Resources  
H. Turner, Director of Recreation, North Vancouver  
Recreation Commission  
B. Themens, Deputy Director, Finance  
D. Sigston, Deputy Director, Corporate Services  
G. Penway, Waterfront Project – Development Mgr.  
Deputy Director, Community Development  
D. Pope, Deputy City Engineer  
P. Penner, Planner, Community Development  
T. Barber, Manager, Engineering Planning & Design  
G. Stainton, Manager City Facilities  
C. Rabold, Manager, Communications  
S. Wilks, Timekeeper

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

**ADOPTION OF MINUTES**

Moved by Councillor Clark, seconded by Councillor Bookham

[Video Clip 1](#)

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

1. [Regular Council Meeting Minutes, February 16, 2009.](#)
2. In Camera Committee of the Whole Meeting Minutes, February 16, 2009.

**CARRIED UNANIMOUSLY**

**PUBLIC INPUT PERIOD** – File: 1090-21

Nil.

## **CONSENT AGENDA ITEMS**

### **Video Clip 2**

{Items \*6, \*10, \*11, \*12, \*13, \*14 and \*17}

Moved by Councillor Bookham, seconded by Councillor Clark

**THAT** the resolutions listed within the "Consent Agenda" of February 23, 2009, be approved, with the exception of items \*15 and \*16, as follows:

## **COMMITTEE OF THE WHOLE (IN CAMERA) CONFIDENTIAL REPORTS**

### **\*6. Appointment to the North Shore Family Court & Youth Justice Committee – File: 1085-03-N11-01**

Report: City Clerk, February 17, 2009.

**PURSUANT** to the report of the City Clerk, dated February 17, 2009, entitled "Appointment to the North Shore Family Court & Youth Justice Committee":

**THAT** Trustee Holly Back be appointed as a representative of the North Vancouver School District No. 44 for a term to conclude on December 31, 2009.

**(CARRIED UNANIMOUSLY)**

## **BYLAWS - Reconsideration and Final Adoption**

- \*10.** "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2009, No. 7983" (550259 B.C. Ltd./Butler Designs, 348 East 10<sup>th</sup> Street, RS-1 to RT-1).
- \*11.** "Cab Regulation Bylaw, 2006, No. 7787, Amendment Bylaw, 2009, No. 7986" (Vehicle for Hire Plate).

**THAT** the said Bylaws Nos. 7983 and 7986 be reconsidered.

**(CARRIED UNANIMOUSLY)**

**THAT** the said Bylaws Nos. 7983 and 7986 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**(CARRIED UNANIMOUSLY)**

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

**\*12. Canada Summer Jobs Program – 2009 – File: 1905-05-02/1800-06**

Report: Senior Human Resources Officer, February 16, 2009.

**PURSUANT** to the report of the Senior Human Resources Officer, dated February 16, 2009, entitled “Canada Summer Jobs Program – 2009”:

**THAT** as an application for funding under the Canada Summer Jobs, Service Canada Program has been submitted;

**AND THAT** the Mayor and City Clerk be authorized to sign the necessary documentation if the City’s application for funding is approved.

**(CARRIED UNANIMOUSLY)**

**\*13. 21<sup>st</sup> Street Retaining Wall – Funding – File: 4135-01**

Report: Manager, Engineering Planning and Design, February 17, 2009. Attachment 1

**RECOMMENDATION:**

**PURSUANT** to the report of the Manager, Engineering Planning and Design, dated February 17, 2009, entitled “21<sup>st</sup> Street Retaining Wall – Funding”:

**THAT** funding provided through Funding Appropriation #0603 for the replacement of the 21<sup>st</sup> Street Retaining Wall remain available for project completion until March 12, 2010.

**(CARRIED UNANIMOUSLY)**

- \*14. Development Variance Permit Application to Vary Sign Bylaw No. 6363, 1995 Lonsdale – Fatburger/Ricky’s Restaurant – File: 3345-02 Lonsdale 1995**

[Report: Planning Technician 2, Community Development, February 17, 2009.](#)  
[Attachment 1](#)      [Attachment 2](#)      [Attachment 3](#)  
[Attachment 4](#)      [Attachment 5](#)

**PURSUANT** to the report of the Planning Technician 2, Community Development, dated February 17, 2009, entitled “Development Variance Permit Application to Vary Sign Bylaw No. 6363, 1995 Lonsdale - Fatburger/Ricky’s Restaurant”:

**THAT** Development Variance Permit No. 218 (1995 Lonsdale Avenue, Calido Enterprises Ltd.), be considered for issuance pursuant to Section 922 of the Local Government Act;

**AND THAT** the Public Meeting requirement be waived.

**(CARRIED UNANIMOUSLY)**

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

- \*17. Building Canada Fund Grant Application – City of North Vancouver Spirit Trail – File: 4300-13-04-02**

[Report: Waterfront Project Deputy Development Manager, February 19, 2009.](#)

**PURSUANT** to the report of the Waterfront Project Deputy Development Manager, dated February 19, 2009, entitled, “Building Canada Fund Grant Application – City of North Vancouver Spirit Trail”

**THAT** staff be authorized to submit an application for Federal funding support through the Building Canada Fund for the implementation of the Spirit Trail.

**CARRIED UNANIMOUSLY**

**END OF CONSENT AGENDA ITEMS**

Moved by Councillor Bookham, seconded by Councillor Trentadue

**THAT** the Council recess to the Committee of the Whole In Camera, to consider the items as listed under the Committee of the Whole Section of the Council Agenda, for the following reasons respectively for each item:

3. Section 90 (1) (e)
4. Section 90 (1) (e)
5. Section 90 (1) (e)

**CARRIED UNANIMOUSLY**

The meeting recessed at 6:01 p.m. and reconvened at 7:01 p.m. with the same personnel present.

**PROCLAMATIONS**

**Video Clip 3**

Mayor Mussatto read the following Proclamation:

**“BC STOP BULLYING DAY” – FEBRUARY 25, 2009**

*Another aspect of the BC Stop Bullying Day campaign is “Pink T-shirt Day”. It is hoped that as many people as possible in the Province and the City of North Vancouver will wear a pink T-shirt on February 25<sup>th</sup>, to show their support for efforts to end bullying. Your pink participation would be much appreciated.*

Moved by Councillor Clark, seconded by Councillor Bookham

**Video Clip 4**

**THAT** the meeting recess to the [Finance Committee Meeting](#) regarding the “City of North Vancouver’s 2009-2018 Financial Plan” scheduled for this evening.

[Transcript](#)

**CARRIED UNANIMOUSLY**

The meeting recessed at 7:03 p.m., and reconvened at 8:21 p.m., with the same personnel present.

## **BYLAWS - Reconsideration and Final Adoption**

### **Video Clip 5**

7. "Highways Closing and Disposition Bylaw, 2009, No. 7975" (Closing and removal of highway dedication and disposition of that portion of highway located in the 100 block East 11<sup>th</sup> Street).

As per Section 40 of the Community Charter, Mayor Darrell Mussatto invited any members of the public to come forward and make representation why the City Council should not proceed with the final adoption of Bylaw No. 7975.

No members of the public came forward to speak.

Moved by Councillor Clark, seconded by Councillor Keating

**THAT** the said Bylaw No. 7975 be reconsidered.

**CARRIED UNANIMOUSLY**

Moved by Councillor Clark, seconded by Councillor Keating

**THAT** the said Bylaw No. 7975 be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED UNANIMOUSLY**

### **Video Clip 6**

8. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2009, No. 7961" (Robert Brough/Charles Moorhead Architect, 2600 Western Avenue, CD-565), as amended.

Moved by Councillor Keating, seconded by Councillor Bookham

**THAT** the said Bylaw No. 7961, as amended, be reconsidered.

**CARRIED**

Councillor Clark is recorded as voting contrary to the motion.

*continued...*

8. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2009, No. 7961" (Robert Brough/Charles Moorhead Architect, 2600 Western Avenue, CD-565), as amended. - Continued

Moved by Councillor Keating, seconded by Councillor Bookham

**THAT** the said Bylaw No. 7961, as amended, be finally adopted, signed by the Mayor and City Clerk and sealed with the Corporate Seal.

**CARRIED**

Councillor Clark is recorded as voting contrary to the motion.

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

### **Video Clip 7**

9. **Harry Jerome Redevelopment – File: 3380-02-L7**

[Report: Community Planner, Community Development, February 18, 2009.](#)

[Attachment 1](#)

[Attachment 2](#)

[Attachment 3](#)

[Attachment 4](#)

Moved by Councillor Heywood, seconded by Councillor Bookham

**PURSUANT** to the report of the Community Planner, Community Development, dated February 18, 2009, entitled "Harry Jerome Redevelopment":

**THAT** the facility recommendations for a new Harry Jerome Community Recreation Centre detailed in the Indoor Facilities Plan, prepared by the Professional Environmental Recreation Consultants Ltd. (PERC) and supported by the North Vancouver Recreation Commission, be endorsed;

**AND THAT** the use of the initial \$200,000 in capital funding requested in the 2009-2018 Financial Plan to begin work on the facility recommendations for the new Harry Jerome Community Recreation Centre be endorsed;

**AND THAT** staff be requested to prepare an application for Federal and Provincial funding for the new Harry Jerome Community Recreation Centre, and also apply for other funding opportunities as available.

*continued...*

**9. Harry Jerome Redevelopment – File: 3380-02-L7 - Continued**

Moved by Councillor Keating, seconded by Mayor Mussatto that the motion be amended by adding the following:

**AND THAT** any study that moves forward includes an analysis of refurbishment versus replacement of the facilities at Harry Jerome.

A recorded vote was taken on the amendment to the motion.

Voting in favour: Councillor Bookham  
Councillor Trentadue  
Councillor Keating  
Councillor Clark  
Mayor Mussatto

Voting against: Councillor Fearnley  
Councillor Heywood

The amendment was **CARRIED** by a vote of five to two.

A recorded vote was taken on the motion, as amended.

Voting in favour: Councillor Heywood  
Councillor Bookham  
Councillor Trentadue  
Councillor Keating  
Councillor Clark  
Councillor Fearnley  
Mayor Mussatto

Voting against: Nil

The motion, as amended, was **CARRIED UNANIMOUSLY** by a vote of seven to nil.

**Video Clip 8**

15. **Rezoning Application: 645 West 14<sup>th</sup> Street (A. Daei, M. Madani / Jordan Kutev Architect Inc., CD-570) – File: 3345-02 14 W 645**  
[Report: Development Planner, Community Development, February 17, 2009.](#)  
[Attachment 1](#)      [Attachment 2](#)      [Attachment 3](#)      [Attachment 4](#)  
[Attachment 5](#)      [Attachment 6](#)      [Attachment 7](#)

Moved by Councillor Keating, seconded by Mayor Mussatto

**PURSUANT** to the report of the Development Planner, Community Development, dated February 17, 2009, entitled “Rezoning Application: 645 West 14<sup>th</sup> Street (A. Daei, M. Madani / Jordan Kutev Architect Inc., CD-570)”:

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2009, No. 7984” (A. Daei, M. Madani / Jordan Kutev Architect Inc., 645 West 14<sup>th</sup> Street, CD-570) be considered and referred to a Public Hearing;

**AND THAT** in addition to the required standard off-site development improvements that the following additional improvements also be required:

- Incorporate one native conifer into planting plan.
- Upgrade the existing 3 street lights. Repaint poles signal green, and replace the existing luminaries with 100W HPS flat glass luminaries.
- Provide new 1.8m off-set sidewalk, complete with curb and gutter, from the development site west to the existing sidewalk adjacent to 348 Bewicke Avenue.
- Install City of North Vancouver standard post and rail fence along the east property line adjacent to Mahon Park.
- Enhance the adjacent natural area in Mahon Park from the east property line to the top of bank through native plantings and removal of invasive species.

A recorded vote was taken on the motion.

Voting in favour:      Councillor Trentadue  
                                 Councillor Keating  
                                 Councillor Heywood  
                                 Mayor Mussatto

Voting against:      Councillor Bookham  
                                 Councillor Clark  
                                 Councillor Fearnley

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

## **BYLAWS - Introduction and First Reading Only**

### **Video Clip 9**

16. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2009, No. 7984" (A. Daei, M. Madani / Jordan Kutev Architect Inc., 645 West 14<sup>th</sup> Street, CD-570).

Moved by Councillor Keating, seconded by Mayor Mussatto

**THAT** Bylaw No. 7984 be read a first time in short form, copy of same having been distributed to Council members and read by them.

**CARRIED**

Councillor Clark is recorded as voting contrary to the motion.

Moved by Councillor Clark, seconded by Councillor Keating

### **Video Clip 10**

**THAT** the Council recess to the Committee of the Whole In Camera, to consider the item as listed under the Committee of the Whole Section of the Council Agenda, for the following reason:

5. Section 90 (1) (e)

**CARRIED UNANIMOUSLY**

The meeting recessed at 9:08 p.m.

A motion to adjourn the meeting was carried unanimously in the Committee of the Whole in camera meeting this evening.

The meeting adjourned at 9:26 p.m.