



**AGENDA FOR THE REGULAR MEETING OF COUNCIL TO
COMMENCE AT 6:00 PM, IN THE COUNCIL CHAMBER, CITY
HALL, 141 WEST 14TH STREET, NORTH VANCOUVER, BC, ON
MONDAY, FEBRUARY 26, 2018.**

**MONDAY, FEBRUARY 26, 2018
COUNCIL MEETING – 6:00 PM**

“LIVE” BROADCAST VIA CITY WEB SITE www.cnv.org

CALL TO ORDER

ADOPTION OF MINUTES

1. Regular Council Meeting Minutes, February 5, 2018.

PROCLAMATIONS

Heritage Week – February 19 to 25, 2018

Rare Disease Day – February 28, 2018

PUBLIC INPUT PERIOD

The Public Input Period is addressed in sections 12.20 to 12.28 of “Council Procedure Bylaw, 2015, No. 8500.”

The time allotted for each speaker appearing before Council during the Public Input Period is two minutes, with the number of speakers set at five persons. Speakers’ presentations will be audio and video recorded, as well as live-streamed on the Internet, and will form part of the public record.

To make a submission to Council during the Public Input Period, a person must complete the paper Public Input Period sign-up form at City Hall prior to the Regular Council Meeting. A person who fails to complete, or only partially completes, the Public Input Period sign-up form will not be permitted to make submissions to Council during the Public Input Period. The sign-up sheet will be available on the table in the lobby outside the Council Chamber from 5:30 pm until 5:55 pm on the night of the Council meeting.

When appearing before Council, speakers are requested to state their name and address for the record. Speakers may display materials on the document camera at the podium in the Council Chamber and provide written materials to the City Clerk for distribution to Council, only if these materials have been provided to the City Clerk by 4:00 pm on the date of the meeting.

The Public Input Period provides an opportunity for input only, without the expectation of response from Council, and places the speaker’s concern on the record.

Speakers must comply with the General Rules of Conduct set out in section 5.1 of “Council Procedure Bylaw, 2015, No. 8500” and may not speak with respect to items as set out in section 12.25(2).

Speakers are requested not to address matters that refer to items from a concluded Public Hearing/Public Meeting and to Public Hearings, Public Meetings and Committee meetings when those matters are scheduled on the same evening’s agenda and an opportunity for public input is provided when the particular item comes forward for discussion.

Please address the Mayor as “Mayor Mussatto” or “Your Worship” and address Councillors as “Councillor, followed by their surname.”

PRESENTATION

2018 Heritage Awards

**1. Commercial Heritage Conservation Award – BC Telephone Building
– 117 West 1st Street**

To recognize Fairborne Homes Limited, Donald Luxton & Associates and the contractor team, in the legal protection, preservation and rehabilitation of the existing historic commercial building to ensure continued functionality for commercial and retail uses.

**2. Commercial Heritage Conservation Award – The Beasley / McDowell Block
– 101 Lonsdale Avenue**

To recognize Wallace & McDowell Project Ltd., Donald Luxton & Associates, Rositch Hemphill Architects and the contractor team, in the legal protection, preservation, rehabilitation and, where required, restoration of the existing historic commercial building to ensure continued functionality for commercial and retail uses.

**3. Heritage Project Recognition Award – The Ackerman Residence
– 448 East 13th Street**

To recognize Théodora Fraser Armstrong and Jason O'Malley, in the voluntary retention and enhancement of their heritage home.

**4. Heritage Project Recognition Award – The Ellis Residence
– 800 Grand Boulevard**

To recognize Kenneth and Jennifer Tekano, in the voluntary retention and enhancement of their heritage home.

**5. Heritage Project Recognition Award – The Taylor Residence
– 1653 Grand Boulevard**

To recognize Bob McMillin and Andrea Newsom, in the enhancement of their legally protected heritage home.

**6. Heritage Project Recognition Award – The Cole Residence
– 618 East 9th Street**

To recognize Warren and Elisabeth Ash, in the voluntary retention and enhancement of their heritage home.

CONSENT AGENDA

The following Items *2, *3 and *4 (see Agenda pages 3 and 4) are listed in the Consent Agenda and may be considered separately or in one motion:

RECOMMENDATION:

THAT the recommendations listed within the "Consent Agenda" be approved.

START OF CONSENT AGENDA

BYLAWS – ADOPTION

- *2. **"Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2017, No. 8600"**
(Bill Curtis & Associates Design Ltd., 208 East 22nd Street, RT-1A)

RECOMMENDATION:

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2017, No. 8600" (Bill Curtis & Associates Design Ltd., 208 East 22nd Street, RT-1A) be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

- *3. **"Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8606"**
(Mona Foreman / Alex Voth Design, 234-236 West 18th Street, CD-696)

RECOMMENDATION:

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8606" (Mona Foreman / Alex Voth Design, 234-236 West 18th Street, CD-696) be adopted, signed by the Mayor and City Clerk and affixed with the corporate seal.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

- *4. **Recommended Museum Deaccessions #11 – File: 15-7930-01-0001/2018**

Report: Director, North Vancouver Museum and Archives, February 8, 2018

RECOMMENDATION:

PURSUANT to the report of the Director, North Vancouver Museum and Archives, dated February 8, 2018, entitled "Recommended Museum Deaccessions #11":

THAT Council authorize the North Vancouver Museum and Archives (NVMA) Commission to deaccession and dispose of 386 artifacts owned solely by the City of North Vancouver;

Continued...

CONSENT AGENDA – Continued

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF – Continued

***4. Recommended Museum Deaccessions #11 – File: 15-7930-01-0001/2018
– Continued**

THAT Council authorize the NVMA Commission to deaccession and dispose of 6 artifacts owned jointly by the City and the District of North Vancouver;

THAT Council authorize the NVMA Commission to deaccession and dispose of 363 unaccessioned objects that have been found in the Museum collection and are owned jointly by the City and the District of North Vancouver;

AND THAT all proceeds from the sale of deaccessioned materials shall be deposited in a Special Purpose Fund for the NVMA Commission's use in maintaining the Museum and Archives collections and acquiring new items to augment the collections.

END OF CONSENT AGENDA

CORRESPONDENCE

5. CityAge: Build the Future, May 3 and 4, 2018 – File: 01-0390-01-0001/2018

Re: CityAge: Build the Future, May 3 and 4, 2018, Los Angeles, California

RECOMMENDATION:

PURSUANT to the correspondence received February 21, 2018, from CityAge, regarding "CityAge: Build the Future":

THAT Council members be authorized to attend CityAge: Build the Future, to be held May 3 and 4, 2018, in Los Angeles, California;

THAT the expenses be paid in accordance with City Policy;

AND THAT the funds be provided from the Conference Education Travel Account.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

The following recommendation, referred back to staff on February 5, 2018, is being brought back for reconsideration by Mayor Mussatto, in accordance with Section 131 of the *Community Charter* and Section 8.35 of "Council Procedure Bylaw, 2015, No. 8500":

6. Rezoning Application: 2601 Lonsdale Avenue (Pezzente Holdings Inc. / GBL Architects) – File: 08-3360-20-0408/1

Report: Development Planner, January 31, 2018

RECOMMENDATION:

PURSUANT to the report of the Development Planner, dated January 31, 2018, entitled "Rezoning Application: 2601 Lonsdale Avenue (Pezzente Holdings Inc. / GBL Architects)":

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8607" (Pezzente Holdings Inc. / GBL Architects, 2601 Lonsdale Avenue, CD-697) be considered and referred to a Public Hearing;

THAT "Housing Agreement Bylaw, 2018, No. 8608" (Pezzente Holdings Inc. / GBL Architects, 2601 Lonsdale Avenue, CD-697, Rental Housing Commitments) be considered and referred to a Public Hearing;

THAT the community benefits listed in the report in the section "Density Bonus and Community Benefits" be secured, through agreements at the applicant's expense and to the satisfaction of the Director of Planning;

AND THAT the Mayor and City Clerk be authorized to execute all necessary legal agreements required to secure the commitments outlined in the report.

Items 7 and 8 refer.

BYLAWS – FIRST AND SECOND READINGS

7. "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8607" (Pezzente Holdings Inc. / GBL Architects, 2601 Lonsdale Avenue, CD-697)

RECOMMENDATION:

THAT "Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8607" (Pezzente Holdings Inc. / GBL Architects, 2601 Lonsdale Avenue, CD-697) be given first and second readings.

BYLAWS – FIRST AND SECOND READINGS – Continued

8. **“Housing Agreement Bylaw, 2018, No. 8608” (Pezzente Holdings Inc. / GBL Architects, 2601 Lonsdale Avenue, CD-697, Rental Housing Commitments)**

RECOMMENDATION:

THAT “Housing Agreement Bylaw, 2018, No. 8608” (Pezzente Holdings Inc. / GBL Architects, 2601 Lonsdale Avenue, CD-697, Rental Housing Commitments) be given first and second readings.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

9. **Rezoning Application: 272 East 9th Street (Kent Halex / East 9th Project Ltd.) – File: 08-3360-20-0400/1**

Report: Development Planner, February 21, 2018

RECOMMENDATION:

PURSUANT to the report of the Development Planner, dated February 21, 2018, entitled “Rezoning Application: 272 East 9th Street (Kent Halex / East 9th Project Ltd.)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8617” (Kent Halex / East 9th Project Ltd., 272 East 9th Street, CD-701) be considered and referred to a Public Hearing;

THAT community amenities listed in the report in the section “Community Amenities and Infrastructure Improvements” be secured as a condition of rezoning;

AND THAT the Mayor and City Clerk be authorized to execute all necessary covenants and legal agreements required to secure the commitments outlined in the report.

Item 10 refers.

BYLAW – FIRST AND SECOND READINGS

10. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8617” (Kent Halex / East 9th Project Ltd., 272 East 9th Street, CD-701)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8617” (Kent Halex / East 9th Project Ltd., 272 East 9th Street, CD-701) be given first and second readings.

REPORTS OF COMMITTEES, COUNCIL REPRESENTATIVES AND STAFF

**11. Rezoning Application and Heritage Protection: 242 West 6th Street
(Chard Development Ltd. / Proscenium Architecture) – File: 08-3360-20-0423/1**

Report: Planner 1, February 21, 2018

RECOMMENDATION:

PURSUANT to the report of the Planner 1, dated February 21, 2018, entitled “Rezoning Application and Heritage Protection: 242 West 6th Street (Chard Development Ltd. / Proscenium Architecture)”:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8614” (Chard Development Ltd. / Proscenium Architecture, 242 West 6th Street, CD-700) be considered and referred to a Public Hearing;

THAT “Heritage Designation Bylaw, 2018, No. 8615” (Chard Development Ltd. / Proscenium Architecture, 242 West 6th Street) be considered and referred to a Public Hearing;

THAT additional offsite works and community amenities listed in the report in the section “Density Bonus and Community Benefits” be secured, through agreements at the applicant’s expense and to the satisfaction of the Director of Planning;

AND THAT the Mayor and City Clerk be authorized to execute all necessary legal agreements required to secure the commitments outlined in the report.

Items 12 and 13 refer.

BYLAWS – FIRST AND SECOND READINGS

**12. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8614”
(Chard Development Ltd. / Proscenium Architecture, 242 West 6th Street, CD-700)**

RECOMMENDATION:

THAT “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8614” (Chard Development Ltd. / Proscenium Architecture, 242 West 6th Street, CD-700) be given first and second readings.

**13. “Heritage Designation Bylaw, 2018, No. 8615” (Chard Development Ltd. /
Proscenium Architecture, 242 West 6th Street)**

RECOMMENDATION:

THAT “Heritage Designation Bylaw, 2018, No. 8615” (Chard Development Ltd. / Proscenium Architecture, 242 West 6th Street) be given first and second readings.

NOTICE OF MOTION

14. No-Cost Transit Passes to North Vancouver Students – File: 16-8500-01-0001/2018

Submitted by: Councillor Clark

RECOMMENDATION:

WHEREAS Council has various policies to encourage the use of public transit;

AND WHEREAS it has been proven in other Canadian municipalities that provision of no-cost transit passes to students in Grades 8 to 12 has long-term benefits for the students and transit ridership;

THEREFORE BE IT RESOLVED that staff work with the North Vancouver School District and the District of North Vancouver to examine the cost benefit of providing no-cost transit passes to North Vancouver students in Grades 8 to 12;

AND BE IT FURTHER RESOLVED that TransLink, Metro Vancouver, the North Shore Municipal Transit Committee, the Province of British Columbia, North Shore MLAs, and North Shore MPs be so advised.

COUNCIL REPORT

Each Council member is permitted 5 minutes to report on their activities.

PUBLIC CLARIFICATION PERIOD

The Public Clarification Period is limited to 10 minutes in total and is an opportunity for the public to ask questions for clarification regarding an item on the Regular Council Agenda. If more than one person wishes to ask a question, the Mayor will divide the 10 minutes equally. The Mayor will ask each person "What is your question?" and decide if the question is related to an item on the Regular Council Agenda. After 10 minutes, the Public Clarification Period concludes and the Regular Council Meeting reconvenes.

INQUIRIES

NEW ITEMS OF BUSINESS

NOTICES OF MOTION

CITY CLERK'S RECOMMENDATION:

THAT Council recess to the Committee of the Whole, Closed session, pursuant to Sections 90(1)(c), (e), (k), (n) and 90(2)(b) of the *Community Charter*.

Sections 89, 90 and 92 of the *Community Charter* are listed in their entirety within this agenda package.

REPORT OF THE COMMITTEE OF THE WHOLE (CLOSED SESSION)

ADJOURN



COMMUNITY CHARTER

DIVISION 3 – OPEN MEETINGS

General rule that meetings must be open to the public

- 89** (1) A meeting of a council must be open to the public, except as provided in this Division.
- (2) A council must not vote on the reading or adoption of a bylaw when its meeting is closed to the public.

Meetings that may or must be closed to the public

- 90** (1) A part of a council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:
- (a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality;
 - (b) personal information about an identifiable individual who is being considered for a municipal award or honour, or who has offered to provide a gift to the municipality on condition of anonymity;
 - (c) labour relations or other employee relations;
 - (d) the security of the property of the municipality;
 - (e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;
 - (f) law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
 - (g) litigation or potential litigation affecting the municipality;
 - (h) an administrative tribunal hearing or potential administrative tribunal hearing affecting the municipality, other than a hearing to be conducted by the council or a delegate of council;
 - (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
 - (j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the *Freedom of Information and Protection of Privacy Act*;
 - (k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public;

Continued...



COMMUNITY CHARTER

DIVISION 3 – OPEN MEETINGS

Meetings that may or must be closed to the public – *Continued*

- (l) discussions with municipal officers and employees respecting municipal objectives, measures and progress reports for the purposes of preparing an annual report under section 98 [*annual municipal report*];
 - (m) a matter that, under another enactment, is such that the public may be excluded from the meeting;
 - (n) the consideration of whether a council meeting should be closed under a provision of this subsection or subsection (2);
 - (o) the consideration of whether the authority under section 91 [*other persons attending closed meetings*] should be exercised in relation to a council meeting.
- (2) A part of a council meeting must be closed to the public if the subject matter being considered relates to one or more of the following:
- (a) a request under the *Freedom of Information and Protection of Privacy Act*, if the council is designated as head of the local public body for the purposes of that Act in relation to the matter;
 - (b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party;
 - (c) a matter that is being investigated under the *Ombudsman Act* of which the municipality has been notified under section 14 [*ombudsman to notify authority*] of that Act;
 - (d) a matter that, under another enactment, is such that the public must be excluded from the meeting.
- (3) If the only subject matter being considered at a council meeting is one or more matters referred to in subsection (1) or (2), the applicable subsection applies to the entire meeting.

Requirements before meeting is closed

- 92** Before holding a meeting or part of a meeting that is to be closed to the public, a council must state, by resolution passed in a public meeting:
- (a) the fact that the meeting or part is to be closed; and
 - (b) the basis under the applicable subsection of section 90 on which the meeting or part is to be closed.