



**AGENDA FOR THE REGULAR MEETING OF COUNCIL TO  
COMMENCE AT 6:00 PM, IN THE COUNCIL CHAMBER, CITY  
HALL, 141 WEST 14<sup>TH</sup> STREET, NORTH VANCOUVER, BC, ON  
MONDAY, MARCH 12, 2018.**

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**MONDAY, MARCH 12, 2018  
COUNCIL MEETING – 6:00 PM**

**“LIVE” BROADCAST VIA CITY WEB SITE [www.cnv.org](http://www.cnv.org)**

**CALL TO ORDER**

**ADOPTION OF MINUTES**

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

**PROCLAMATION**

**World Down Syndrome Day – March 21, 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.”

**CORRESPONDENCE**

**2. Barb MacLellan, President, Canadian Federation of University Women, North Vancouver, March 2, 2018 – File: 01-0230-01-0001/2018**

Re: Canadian Federation of University Women – Request for Funding

*See Information Report of the Budget Analyst, dated March 6, 2018.*

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

**3. Council Appointments to the Civic Youth Awards and Centennial Scholarships Committee – File: 01-0360-20-0010/2018**

Report: Coordinator, Community Services, March 7, 2018

**RECOMMENDATION:**

**PURSUANT** to the report of the Coordinator, Community Services, dated March 7, 2018, entitled “Council Appointments to the Civic Youth Awards and Centennial Scholarships Committee”:

**THAT** Councillor \_\_\_\_\_ and Councillor \_\_\_\_\_ be appointed to the Civic Youth Awards and Grants Committee;

**AND THAT** the North Vancouver Board of Education be invited to appoint one City School Trustee to be a member of the Civic Youth Awards and Grants Committee to review the grant applications and youth award nominations submitted for the year 2018.

**4. 230-232 East 8<sup>th</sup> Street Rezoning Application (Cascadia Green Development / Vivid Green Architecture, CD-698) – File: 08-3360-20-0377/1**

Report: Planner, March 7, 2018

**RECOMMENDATION:**

**PURSUANT** to the report of the Planner, dated March 7, 2018, entitled “230-232 East 8<sup>th</sup> Street Rezoning Application (Cascadia Green Development / Vivid Green Architecture, CD-698)”:

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8611” (Cascadia Green Development / Vivid Green Architecture, 230-232 East 8<sup>th</sup> Street, CD-698) be considered and referred to a Public Hearing;

**AND 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, Planning, as conditions of zoning.

*Item 5 refers.*

**BYLAW – FIRST AND SECOND READINGS**

5. **“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8611”  
(Cascadia Green Development / Vivid Green Architecture, 230-232 East 8<sup>th</sup>  
Street, CD-698)**

**RECOMMENDATION:**

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8611”  
(Cascadia Green Development / Vivid Green Architecture, 230-232 East 8<sup>th</sup>  
Street, CD-698) be given first and second readings.

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

6. **365 East 2<sup>nd</sup> Street Rezoning Application (Hossein Safari / Rafii Architects  
Inc., CD-699) – File: 08-3360-20-0406/1**

Report: Planner, March 7, 2018

**RECOMMENDATION:**

**PURSUANT** to the report of the Planner, dated March 7, 2018, entitled “365 East  
2<sup>nd</sup> Street Rezoning Application (Hossein Safari / Rafii Architects Inc., CD-699)”:

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8612”  
(Hossein Safari / Rafii Architects Inc., 365 East 2<sup>nd</sup> Street, CD-699) be  
considered and referred to a Public Hearing;

**THAT** “Housing Agreement Bylaw, 2018, No. 8613” (Hossein Safari / Rafii  
Architects Inc., 365 East 2<sup>nd</sup> Street, CD-699, 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, 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. 8612” (Hossein Safari / Rafii Architects Inc., 365 East 2<sup>nd</sup> Street, CD-699)**

**RECOMMENDATION:**

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8612” (Hossein Safari / Rafii Architects Inc., 365 East 2<sup>nd</sup> Street, CD-699) be given first and second readings.

8. **“Housing Agreement Bylaw, 2018, No. 8613” (Hossein Safari / Rafii Architects Inc., 365 East 2<sup>nd</sup> Street, CD-699, Rental Housing Commitments)**

**RECOMMENDATION:**

**THAT** “Housing Agreement Bylaw, 2018, No. 8613” (Hossein Safari / Rafii Architects Inc., 365 East 2<sup>nd</sup> Street, CD-699, Rental Housing Commitments) be given first and second readings.

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

9. **2018-2027 Financial Plan Bylaw – File: 05-1700-03-0001/2018**

Report: Director, Finance, March 7, 2018

**RECOMMENDATION:**

**PURSUANT** to the report of the Director, Finance, dated March 7, 2018, entitled “2018-2027 Financial Plan Bylaw”:

**THAT** “Financial Plan for the Years 2018 to 2027 Bylaw, 2018, No. 8620” be considered.

*Item 10 refers.*

**BYLAW – FIRST, SECOND AND THIRD READINGS**

10. **“Financial Plan for the Years 2018 to 2027, 2018, No. 8620”**

**RECOMMENDATION:**

**THAT** “Financial Plan for the Years 2018 to 2027, 2018, No. 8620” be given first, second and third readings.

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

**11. Rezoning Application: 151 East Keith Road (Urban Systems / IMH 151 E Keith Apartments Ltd.) – File: 08-3360-20-0403/1**

Report: Development Planner, March 7, 2018

**RECOMMENDATION:**

**PURSUANT** to the report of the Development Planner, dated March 7, 2018, entitled “Rezoning Application: 151 East Keith Road (Urban Systems / IMH 151 E Keith Apartments Ltd.)”:

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8618” (Urban Systems / IMH 151 E Keith Apartments Ltd., 151 East Keith Road, CD-702), be considered and referred to a Public Hearing;

**THAT** “Housing Agreement Bylaw, 2018, No. 8622” (Urban Systems / IMH 151 E Keith Apartments Ltd., 151 East Keith Road, CD-702, Rental Housing Commitments) be considered and referred to a Public Hearing;

**THAT** additional offsite works and community amenities listed in the report in the section “Community Amenities and Infrastructure Improvements” be secured, through agreements at the applicant’s expense and to the satisfaction of the Director, Planning, as conditions 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.

*Items 12 and 13 refer.*

**BYLAWS – FIRST AND SECOND READING**

**12. “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8618” (Urban Systems / IMH 151 E Keith Apartments Ltd., 151 East Keith Road, CD-702)**

**RECOMMENDATION:**

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8618” (Urban Systems / IMH 151 E Keith Apartments Ltd., 151 East Keith Road, CD-702) be given first and second readings.

**13. “Housing Agreement Bylaw, 2018, No. 8622” (Urban Systems / IMH 151 E Keith Apartments Ltd., 151 East Keith Road, CD-702, Rental Housing Commitments)**

**RECOMMENDATION:**

**THAT** “Housing Agreement Bylaw, 2018, No. 8622” (Urban Systems / IMH 151 E Keith Apartments Ltd., 151 East Keith Road, CD-702, Rental Housing Commitments) be given first and second readings.

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

**14. Harry Jerome Neighbourhood Lands Project Description and Potential Amenities – File: 13-6520-20-0021/1**

Report: Director, Planning, March 7, 2018

**RECOMMENDATION:**

**PURSUANT** to the report of the Director, Planning, dated March 7, 2018, entitled “Harry Jerome Neighbourhood Lands Project Description and Potential Amenities”:

**THAT** staff proceed with processing a rezoning and Official Community Plan amendment for the Harry Jerome Lands, substantially as outlined in the report of the Director, Planning, dated March 7, 2018, including:

- Density of up to 2.5 FSR, including additional density to secure on-site amenities;
- Tower heights of up to 32 storeys;
- Creation of transferrable density on the future Harry Jerome Community Recreation Centre site;

**THAT** Darwin Properties be directed to proceed with public engagement based on the site plan presented in the report of the Director, Planning;

**AND THAT** staff negotiate potential on-site amenities for the Harry Jerome Neighbourhood Lands based on a density of 2.5 FSR, substantially as outlined in the report of the Director, Planning, including park improvements, childcare, non-profit housing, with any costs associated with the delivery of amenities to be deducted from the land lease price;

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

**15. Harry Jerome Community Recreation Centre Design Update  
– File: 02-0800-30-0002/1**

Report: Director, Strategic Initiatives and Services, and Deputy Director,  
Strategic Initiatives and Services, March 7, 2018

**RECOMMENDATION:**

**PURSUANT** to the report of the Director, Strategic Initiatives and Services, and Deputy Director, Strategic Initiatives and Services, dated March 7, 2018, entitled “Harry Jerome Community Recreation Centre Design Update”:

**THAT** staff be directed to report back with a schematic design consistent with the design presented herein, inclusive of a community-focused 50 metre pool within the aquatic facility and a 6 sheet curling facility;

**THAT** staff continue working with stakeholders to refine the functional space planning for the new Harry Jerome Community Recreation Centre;

**THAT** staff be directed to identify a temporary skatepark location for the duration of Harry Jerome Community Recreation Centre construction;

**THAT** an indoor/outdoor youth zone, including skatepark, be integrated into the design of the new Harry Jerome Community Recreation Centre, and a consultation process for both the temporary and permanent skateparks and youth zones be conducted with a wide variety of users;

**AND THAT** a copy of the approved resolution and the report of the Director, Strategic Initiatives and Services, and Deputy Director, Strategic Initiatives and Services, dated March 7, 2018, be forwarded to the District of North Vancouver and North Vancouver Recreation and Culture Commission for their information.

**16. Harry Jerome Financing Structure and Risk – File: 02-0800-30-0002/1**

Report: Director, Finance, March 8, 2018

**RECOMMENDATION:**

**PURSUANT** to the report of the Director, Finance, dated March 8, 2018, entitled “Harry Jerome Financing Structure and Risk”:

**THAT** staff continue with the design of the Harry Jerome Community Recreation Centre and discuss a land lease agreement with Darwin Properties for the purpose of financing the project;

**AND THAT** staff implement or report back on the risk mitigation measures as set out in the report.

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

The following recommendation was brought back for reconsideration by Mayor Mussatto on February 26, 2018, in accordance with Section 131 of the *Community Charter* and Section 8.35 of “Council Procedure Bylaw, 2015, No. 8500”, and then deferred to a full Council:

**17. 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, 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 18 and 19 refer.*

**BYLAWS – FIRST AND SECOND READINGS**

**18. “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.

**19. “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.



**PUBLIC HEARING – 242 West 6<sup>th</sup> Street – 7:00 PM**

**“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8614” (Chard Development Ltd. / Proscenium Architecture, 242 West 6<sup>th</sup> Street, CD-700) and “Heritage Designation Bylaw, 2018, No. 8615” (Chard Development Ltd. / Proscenium Architecture, 242 West 6<sup>th</sup> Street)** would rezone the subject property from a Two-Unit Residential 1 (RT-1) Zone to a Comprehensive Development 700 (CD-700) Zone to permit the conversion of the existing heritage building into a 2-unit dwelling (one of which will include an accessory lock-off unit in the basement) and allow for a new infill dwelling unit at the rear of the property with 3 parking spaces. A maximum density of 0.63 FSR is proposed.

*Bylaw Nos. 8614 and 8615 to be considered under Items 20 and 21.*

**AGENDA**

**Chair: Mayor Darrell Mussatto**

- Staff presentation
- Applicant presentation
- Representations from the public
- Questions from Council
- Motion to conclude the Public Hearing

**BYLAWS – THIRD READING**

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

**RECOMMENDATION:**

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8614” (Chard Development Ltd. / Proscenium Architecture, 242 West 6<sup>th</sup> Street, CD-700) be given third reading.

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

**RECOMMENDATION:**

**THAT** “Heritage Designation Bylaw, 2018, No. 8615” (Chard Development Ltd. / Proscenium Architecture, 242 West 6<sup>th</sup> Street) be given third reading.

**PUBLIC HEARING – 272 East 9<sup>th</sup> Street – Following Item 21**

**“Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8617” (Kent Halex / East 9<sup>th</sup> Project Ltd., 272 East 9<sup>th</sup> Street, CD-701)** would rezone the subject property from a Two-Unit Residential 1 (RT-1) Zone to a Comprehensive Development 701 (CD-701) Zone to permit the development of a 4-unit townhouse building that is 2.5 storeys in height with 5 parking spaces. The proposed density is 0.75 times the lot area.

*Bylaw No. 8617 to be considered under Item 22.*

**AGENDA**

**Chair: Mayor Darrell Mussatto**

- Staff presentation
- Applicant presentation
- Representations from the public
- Questions from Council
- Motion to conclude the Public Hearing

**BYLAW – THIRD READING**

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

**RECOMMENDATION:**

**THAT** “Zoning Bylaw, 1995, No. 6700, Amendment Bylaw, 2018, No. 8617” (Kent Halex / East 9<sup>th</sup> Project Ltd., 272 East 9<sup>th</sup> Street, CD-701) be given third reading.

**NOTICES OF MOTION**

**23. 50 Metre Pool at Harry Jerome – File: 06-2240-02-0001/1**

Submitted by: Councillor Clark

**RECOMMENDATION:**

**WHEREAS** the City and District of North Vancouver have an agreement that either municipality choosing to build a facility in that municipality, to be operated by the jointly funded North Vancouver Recreation and Culture Commission, will assume full responsibility for the capital costs of any such new facility or expansion of an existing recreation facility;

**WHEREAS** the City and District of North Vancouver have an agreement that the net operating costs of operating the recreation facilities in either municipality, operated by the North Vancouver Recreation and Culture Commission, be shared by the City and District of North Vancouver according to a formula based on estimated public usage statistics;

**WHEREAS** the District of North Vancouver has recently built and capital-funded a new Delbrook Community Centre and indicated plans for a new recreation facility in Lower Capilano, the operating costs for which would be shared according to the existing recreation facilities' operating cost-sharing agreement;

**AND WHEREAS** in December 2012, Council of the District of North Vancouver indicated an unwillingness to cost-share according to the existing formula the operating costs of a 50 metre pool should the City choose to include this size of public pool in the planned new Harry Jerome Recreation Centre located in the City of North Vancouver;

**THEREFORE BE IT RESOLVED THAT** the Chief Administrative Officer and staff be directed to initiate and/or continue discussions with staff at the District of North Vancouver to secure their Council's agreement to cost-share the operating costs for the new Harry Jerome Recreation Centre, including a 50 metre pool, consistent with the North Vancouver Recreation and Culture Commission's current operating cost-sharing formula, which applies to existing recreation facilities;

**AND BE IT FURTHER RESOLVED THAT** the North Vancouver Recreation and Culture Commission be advised of this motion.

*Deferred from the Regular Council meeting of March 5, 2018.*

**NOTICES OF MOTION – Continued**

**24. Harry Jerome Funding – File: 02-0800-20-0010/1**

Submitted by: Councillor Keating

**RECOMMENDATION:**

**WHEREAS** the proposed Harry Jerome Recreation Centre project will require an unprecedented level of municipal funding to proceed;

**AND WHEREAS** the City should look to reduce the financial risks associated with that project and to reduce the impacts of density and traffic on the surrounding neighbourhood associated with residential development needed to fund the project;

**THEREFORE BE IT RESOLVED THAT** staff be directed to present options for Council's consideration on using revenues from potential cannabis retail and gaming enterprises toward the funding of this project;

**AND BE IT FURTHER RESOLVED THAT** staff bring forward housekeeping changes to "Zoning Bylaw, 1995, No. 6700" to facilitate the potential flow of these revenues.

**25. Harry Jerome Accessibility – File: 02-0800-20-0010/1**

Submitted by: Councillor Buchanan

**RECOMMENDATION:**

**WHEREAS** the City of North Vancouver is dedicated to enhancing universal access for all members of the community, regardless of age, background, interests or abilities;

**WHEREAS** community recreation centres are a social, cultural and recreational hub for our community;

**WHEREAS** the new Harry Jerome Community Recreation Centre should be designed and operated in a manner to be welcoming and accessible to all;

**WHEREAS** the Rick Hansen Foundation is internationally recognized as a leader in creating a vision of universally accessible public spaces to ensure everyone is able to participate and live to their full potential;

*Continued...*

**NOTICES OF MOTION – Continued**

**25. Harry Jerome Accessibility – File: 02-0800-20-0010/1 – Continued**

**AND WHEREAS** the Rick Hansen Foundation provides opportunities to increase accessibility in the built environment, specifically with the establishment of the Rick Hansen Foundation Accessibility Certification program, which rates the level of accessibility of public places and spaces;

**THEREFORE BE IT RESOLVED THAT** the City work with the Rick Hansen Foundation to ensure the new Harry Jerome Community Recreation Centre be accessible to all and meets the Rick Hansen Foundation Accessibility Certified Gold level.

**26. Lions Gate Hospital – File: 01-0400-01-0001/2018**

Submitted by: Councillor Clark

**RECOMMENDATION:**

**WHEREAS** Lions Gate Hospital is a nationally recognized community hospital that serves principally the North Shore's three municipalities: City of North Vancouver, District of North Vancouver and District of West Vancouver;

**WHEREAS** the Lions Gate Hospital Campus is located on two City blocks of prime real estate in the City, bounded by St. George's and St. Andrew's Avenues and 13<sup>th</sup> and 15<sup>th</sup> Streets;

**WHEREAS** the City of North Vancouver receives no tax revenue from this two City block site that serves arguably the entire North Shore;

**AND WHEREAS** the City of North Vancouver is unfairly subsidizing the two Districts with respect to the loss of taxes from the Lions Gate Hospital Campus;

**THEREFORE BE IT RESOLVED THAT** staff be instructed to initiate negotiations with the District of North Vancouver and District of West Vancouver in order that they share equally in the loss of tax revenue from the Lions Gate Hospital Campus on a population basis.

**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)(f) and 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.





## THE CORPORATION OF THE CITY OF NORTH VANCOUVER

### PUBLIC HEARING GUIDELINES

Public Hearings are generally held on the third Monday of the month and are included as part of a Regular Council agenda. Public Hearings are governed by the provisions of the *Local Government Act*.

A Public Hearing is held for the purpose of allowing the public an opportunity to make representations to Council – in person at the Public Hearing or by written submission – on a proposed amendment to the City's Official Community Plan and/or Zoning Bylaw. All persons who believe their interest in property is affected by a proposed bylaw(s) are afforded a reasonable opportunity to be heard, voice concerns or present written submissions regarding matters contained in the bylaw(s).

All written submissions and representations made at the Public Hearing form part of the official public record. Minutes of the Public Hearing and a video recording of the proceedings are posted on the City's website at [cnv.org](http://cnv.org).

A sign-up sheet is located outside of the Council Chamber 1.5 hours prior to the start time of the Public Hearing and members of the public may sign the sheet if they wish to speak at the Public Hearing. The sign-up sheet remains available until the commencement of the Public Hearing and is restricted to "In Person" sign-up only. Other persons are not permitted to sign the sheet on another speaker's behalf. Speakers cannot pre-register.

Speakers are requested to provide their name and address for the record and are provided up to 5 minutes to present their comments. After all people listed on the sign-up sheet and anyone else in the gallery has spoken a first time, speakers may come forward to speak a second time if they have any new information to provide. The Chair (Mayor) may restrict the speaking time to a defined number of minutes and other regulations may also be imposed. Procedural rules for the conduct of the Public Hearing are set at the call of the Chair.

If a large turnout for the Public Hearing is anticipated, separate sign-up sheets may be provided for speakers – in support and in opposition/with concerns. The sign-up sheets are monitored by City staff. The Chair will call up speakers by name alternating between the sign-up sheets.

A document camera is available should a member of the public wish to display hardcopy material/information on the monitors in the Council Chamber. The document camera can also display information from an iPad or tablet. If a member of the public wishes to provide written material to Mayor and Council, it must be handed to the City Clerk for distribution to Council.

Questions from members of the public and Council must be addressed through the Chair.

Once the Public Hearing concludes, Council moves a motion to adjourn. No further information or submissions can be considered by Council once the Public Hearing is closed.

Following adjournment of the Public Hearing, the Regular meeting reconvenes and the Zoning and/or Official Community Plan bylaw amendment(s) are discussed and debated by Council. Consideration and discussion of the bylaw(s) usually takes place at the same meeting as the Public Hearing, but may occur at a subsequent meeting.

If there is insufficient time for the Public Hearing to be conducted in one evening (i.e. to accommodate a large number of speakers), Council may recess the Public Hearing to a specified date, place and time.

Council considers final adoption of the bylaw(s) after third reading and once all covenants and legal agreements are in place. Adoption usually occurs at a subsequent meeting of Council; however, a Zoning Bylaw amendment or Official Community Plan Bylaw amendment may be adopted at the same meeting as the Public Hearing if all legal requirements have been satisfied.