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THE CORPORATION OF THE DISTRICT OF WEST VANCOUVER
REGULAR COUNCIL MINUTES
MUNICIPAL HALL COUNCIL CHAMBER
MONDAY, JULY 4, 2011

COUNCIL:

Mayor P. Goldsmith-Jones; Councillors M. Evison, M. Lewis, T. Panz, M. Smith, W. Soprovich and S. Walker.

STAFF:

G. McRadu, Chief Administrative Officer; S. Scholes, Municipal Clerk; R. Fung, Director of Engineering and Transportation; N. Leemhuis, Director of Financial Services; A. Mooi, Director of Parks and Community Services; B. Sokol, Director of Planning, Lands, and Permits.

CALL TO ORDER OPEN SESSION

1. The meeting was called to order at 6:00 pm.

EXCLUSION OF THE PUBLIC

2. MOVED by Walker, seconded by Soprovich:

THAT in the public interest, members of the public be excluded from part of the July 4, 2011 regular Council Meeting on the basis of matters to be considered under the following section of the *Community Charter*:

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;

(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; and

(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.

CARRIED

ADJOURN TO CLOSED SESSION

3. Council then proceeded with the closed session.

Following conclusion of the Public Hearing, the following items were considered:

RECONVENE OPEN SESSION

4. At 7:12 pm Mayor Goldsmith-Jones reconvened the open session of the July 4, 2011 regular Council Meeting with the same Council Members and staff present, and M. Connelly, Deputy Municipal Clerk.

APPROVAL OF AGENDA

5. Approval of July 4, 2011 Regular Council Meeting Agenda

MOVED by Soprovich, seconded by Lewis:

THAT the July 4, 2011 Regular Council meeting agenda be amended by:

- Withdrawing Item 11 regarding Fees and Charges Bylaw No. 4414, 2005, Amendment Bylaw No. 4675, 2011, Schedule 7 - Fire and Rescue Permits and Services;

AND THAT the agenda be approved as amended.

CARRIED

ADOPTION OF MINUTES

6. Adoption of June 20, 2011 Council Meeting Minutes

MOVED by Panz, seconded by Lewis:

THAT the following Minutes be adopted as circulated:

- June 20, 2011 Special Council Meeting; and
- June 20, 2011 Regular Council Meeting.

CARRIED

PRESENTATIONS

7. West Vancouver Police Board 2011-2013 Strategic Plan and Mid-Year CompStat (Comparative Statistics) Report (File: 2900-01)

P. Lepine (Chief Constable) spoke relative to the West Vancouver Police Department 2011-2013 Strategic Plan and introduced M. Brander (Crime Analyst). A PowerPoint presentation was provided and M. Brander spoke relative to the Mid-Year CompStat report, crime trends and comparisons, and incident type statistics.

Discussion ensued.

MOVED by Walker, seconded by Lewis:

THAT Council thank the West Vancouver Police Board and Chief Constable Lepine for the presentation regarding the West Vancouver Police Board 2011-2013 Strategic Plan and the Mid-Year CompStat report.

CARRIED

REPORTS

8. Construction Impacts on Neighbours (File: 1603-01/1610-01)

B. Sokol (Director of Planning, Lands and Permits) spoke relative to the report dated June 20, 2011 and informed that a report regarding a review of District bylaws and comparisons to other municipalities' bylaws would be brought forward to Council.

Discussion ensued.

MOVED by Evison, seconded by Soprovich:

THAT

1. Council receive for information the June 20, 2011 report from the Director of Planning, Lands and Permits entitled, "Construction Impacts on Neighbours;" and
2. Council direct staff to complete a review of its bylaws and procedures related to minimizing construction impacts on neighbours and to report back to Council by September 30, 2011 with specific proposals for bylaw amendments.

Further discussion ensued.

The question was called on the motion.

CARRIED

9. 5 Year Financial Plan Budget Amendment Bylaw No. 4693, 2011
(File: 1610-20-4693)

N. Leemhuis (Director of Financial Services) spoke relative to the report dated June 22, 2011, proposed changes to the 2011 5 Year Financial Plan, funds for capital projects and the AmblesideNow 2011 budget.

Discussion ensued. N. Leemhuis responded to queries of Council relative to municipally owned surplus lands and sale of land, proposed public safety building, AmblesideNow budget and funding, and the land stewardship fund. R. Fung (Director of Engineering and Transportation) spoke relative to road projects on 21st Street and Queens Avenue and the proposed safety improvement project at Marine Drive and Keith Road (Gleneagles Elementary School).

G. Polman (2371 Marine Drive) spoke relative to estimated AmblesideNow costs and funding and proposed public safety building, and queried regarding AmblesideNow cost estimates and funding, densification, proposed public safety building and costs, and provided a written submission.

MOVED by Lewis, seconded by Soprovich:

THAT "5 Year Financial Plan Budget Amendment Bylaw No. 4693, 2011" be read a first, second, and third time.

Further discussion ensued and N. Leemhuis and G. McRadu (Chief Administrative Officer) responded to queries of Council relative to the Ambleside revitalization process, estimated costs, AmblesideNow budget, replacement of the police building, cost and process.

The question was called on the motion.

CARRIED

At the July 18, 2011 Council meeting a correction to the July 4, 2011 Regular Council minutes was made in Item 9 to delete "Councillor Soprovich voted in the negative".

10. Firearm Regulation Bylaw No. 4686, 2011 (File: 1605-01/1610-20-4686)

MOVED by Smith, seconded by Lewis:

THAT

1. The report dated June 13, 2011 from the Manager, Bylaw and Licensing Services entitled "Firearm Regulation Bylaw No. 4686, 2011" be received for information; and
2. "Firearm Regulation Bylaw No. 4686, 2011" be read a first, second, and third time.

Discussion ensued.

The question was called on the motion.

CARRIED

11. Fees and Charges Bylaw No. 4414, 2005, Amendment Bylaw No. 4675, 2011, Schedule 7 - Fire and Rescue Permits and Services
(File: 1610-20-4675/2730-02)

Withdrawn.

BYLAWS

12. Water Utility Loan Authorization Bylaw No. 4691, 2011 (File: 1610-20-4691)

MOVED by Soprovich, seconded by Evison:

THAT

1. Third reading of Water Utility Loan Authorization Bylaw No. 4691, 2011 be rescinded; and
2. THAT Water Utility Loan Authorization Bylaw No. 4691, 2011 be amended by deleting Part 3 and renumbering the remaining parts accordingly; and
3. THAT Water Utility Loan Authorization Bylaw No. 4691, 2011 be read a third time as amended.

CARRIED

13. Proposed Official Community Plan Amendment for Block Bounded by Esquimalt Avenue, 20th Street, Fulton Avenue, and 21st Street; and Rezoning and Development Permit for 2031, 2047 and 2063 Esquimalt Avenue (File: 1010-20-08-041/1610-20-4619/4678)

Mayor Goldsmith-Jones commented regarding questions received about the public hearing process and assured that the public input and debate corresponds entirely with our policy and standards.

MOVED by Walker, seconded by Evison:

THAT

1. "Official Community Plan Bylaw No. 4360, 2004, Amendment Bylaw No. 4619, 2011" be adopted; and
2. THAT "Zoning Bylaw No. 4662, 2010, Amendment Bylaw No. 4678, 2011", for property located at 2031, 2047 and 2063 Esquimalt Avenue, be adopted; and
3. THAT Development Permit Application No. 08-041, for property located at 2031, 2047 and 2063 Esquimalt Avenue, be approved.

CARRIED

Councillors Lewis, Smith, and Soprovich voted in the negative

14. Water Shortage Response Plan Bylaw No. 4418, 2995, Amendment Bylaw No. 4690, 2011 (File: 1610-20-4690)

MOVED by Panz, seconded by Evison:

THAT "Water Shortage Response Plan Bylaw No. 4418, 2995, Amendment Bylaw No. 4690, 2011" be adopted.

CARRIED

CONSENT AGENDA ITEMS

15. Consent Agenda Items

MOVED by Panz, seconded by Soprovich:

THAT the recommendations listed within the Consent Agenda as follows be approved and that Item 15.3(1) regarding Concern over the future of Gertrude Lawson House, be considered separately:

- Item 15.1 – Change to Council Meeting Schedule;
- Item 15.2 – AmblesideNow/Public Safety Building Project Expense Report for the period ending May 31, 2011; and
- Item 15.3 – Correspondence List.

CARRIED

With respect to correspondence item 15.3(1), A. Reid (1689 Duchess Avenue) spoke relative to the Gertrude Lawson House and the need for its preservation,

and that the building should not be part of fundraising for AmblesideNow.

C. Reynolds (Editor, West Van Matters) spoke relative to support for the designation of Gertrude Lawson House as a heritage building and its future, lack of a heritage committee and Council liaison, maintaining heritage resources, and suggestion for a heritage fund.

MOVED by Smith, seconded by Lewis:

THAT correspondence item 15.3(1) regarding Concern over the future of Gertrude Lawson House be received for information.

CARRIED

15.1. Change to Council Meeting Schedule (File: 0120-01)

THAT the 2011 Council Meeting Schedule be amended by scheduling special Council meetings for Monday, July 11, 2011 at 4:00 pm and Monday, July 25, 2011 at 7:00 pm, in the Municipal Hall Council Chamber.

15.2. AmblesideNow/Public Safety Building Project Expense Report for the period ending May 31, 2011 (File: 0500-01)

THAT the report entitled "AmblesideNow/Public Safety Building Project Expense Report for the period ending May 31, 2011" be received for information.

15.3. Correspondence List

THAT the correspondence list be received for information.

Council Correspondence Update to June 17, 2011 (up to 12:00 Noon)

Referred for Action

(1) J. Carter, West Vancouver Historical Society, June 15, 2011, regarding Concern over the future of Gertrude Lawson House (Referred to Director of Planning, Lands and Permits for consideration and response)

Received for Information

(2) Committee and Board Meeting Minutes – Board of Variance – May 18, 2011

(3) Maria, June 10, 2011, regarding Please Save Hugo Ray Park – West Vancouver

Council Correspondence Update to June 24, 2011 (up to 12:00 Noon)

Received for Information

(1) C. Short, June 18, 2011, regarding Community Day/District Staff/Thanks

(2) Union of British Columbia Municipalities, June 23, 2011, regarding 2011 UBCM Community Excellence Awards

(3) 2 submissions regarding 1300 Block Marine Drive and Safeway Site dated June 17-22, 2011

Council Correspondence Update to June 28, 2011 (up to 4:30 Noon)

Referred for Action

(1) June 24, 2011, regarding NS NEWS article on west vancouver new bylaw officer for dog issues June 24th 2011 (Referred to Director of Planning, Lands and Permits for consideration and response)

Received for Information

(2) Committee and Board Meeting Minutes – West Vancouver Memorial Library Board – May 18, 2011

(3) Union of British Columbia Municipalities, June 27 and 28, 2011, regarding Municipal Auditor General and CFIB Property Tax Report (Canadian Federation of Independent Business)

(4) R. Helten, MetroVanWatch, June 27, 2011, regarding IMPORTANT: Metro Vancouver versus Coquitlam June 29 & July 5, dispute resolution on RGS (Regional Growth Strategy).

OTHER ITEMS

16. No items.

REPORTS FROM MAYOR AND COUNCILLORS

17. Oral Reports from Mayor and Councillors

Councillor Soprovich spoke relative to the significance of the Gertrude Lawson House and possible future use, the 5 Year Financial Plan Budget Bylaw amendment, Metro Vancouver's escalating costs, and impacts to the taxpayers over the next five years.

Councillor Lewis reported on attendance as Acting Mayor at the Canada Day celebrations at John Lawson Park, events and activities.

Mayor Goldsmith-Jones reported on attendance with Councillor Evison at the official opening of the District of North Vancouver's section of the Spirit Trail connecting the North Shore municipalities and the Squamish Nation, and expressed appreciation to the District of North Vancouver for their commitment to the project.

MOVED by Smith, seconded by Panz:

THAT the oral reports from the Mayor and Councillors be received for information.

CARRIED

PUBLIC QUESTIONS AND COMMENTS

18. Public Questions and Comments

C. Reynolds (Editor, West Van Matters) spoke relative to the AmblesideNow project and expenditures and related queries raised by G. Polman earlier in the meeting, queried relative to the Land Stewardship Reserve Fund and public hearing process relative to whether Council members are allowed to have a conversation with anyone about the public hearing outside of the Council Chamber, and written submissions. B. Sokol (Director of Planning, Lands and Permits) spoke relative to public hearing process when a hearing is adjourned and continued to another meeting, Council member discussions with the public, and process when new information is brought forward. Mayor Goldsmith-Jones commented relative to public input received and public hearing process. N. Leemhuis (Director of Financial Services) and Mayor Goldsmith-Jones spoke relative to the Land Stewardship Reserve Fund.

C. Jensen (1020 King Georges Way) spoke relative to the fee for building permit extensions, suggested that the District's Fees and Charges Bylaw be amended to reflect a flat fee retroactive to January 1, 2011, and provided a written submission. B. Sokol informed that he would contact Mr. Jensen and bring forward information to Council.

ADJOURNMENT

19. Adjournment of July 4, 2011 Council Meeting

MOVED by Smith, seconded by Walker:

THAT the July 4, 2011 Council Meeting be adjourned.
(9:11 pm)

CARRIED

Certified Correct:

MAYOR

MUNICIPAL CLERK