

THE CORPORATION OF THE DISTRICT OF WEST VANCOUVER  
REGULAR COUNCIL MINUTES  
MUNICIPAL HALL COUNCIL CHAMBER  
MONDAY, JULY 20, 2009

2a

ON-TABLE

**COUNCIL:**

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

**STAFF:**

G. McRadu, Chief Administrative Officer; B. Leigh, Deputy Chief Administrative Officer; S. Scholes, Municipal Clerk; R. Fung, Director of Engineering and Transportation; R. Laing, Director of Finance; B. Sokol, Director of Planning, Lands and Permits; A. Mooi, Director of Parks and Community Services; and S. Lam, Recording Clerk.

**CALL TO ORDER**

The meeting was called to order at 7:35 pm.

**APPROVAL OF AGENDA**

**1. Approval of July 20, 2009 Regular Council Meeting Agenda**

MOVED by Lewis, seconded by Walker:

THAT the July 20, 2009 Regular Council meeting agenda be amended by:

- withdrawing Item 10;

AND THAT the July 20, 2009 Regular Council meeting agenda be approved as amended.

**CARRIED**

**ADOPTION OF MINUTES**

**2. Adoption of July 6, 2009 Council Minutes**

MOVED by Soprovich, seconded by Panz:

THAT the following Minutes be adopted as circulated:

- July 6, 2009 Public Hearing; and
- July 6, 2009 Regular Council Meeting.

**CARRIED**

## **REPORTS**

### **3. Measuring Up Working Group – Final Report and Recommendations** (File: 2620-10/0117-20-MSUP)

A. Mooi (Director of Parks and Community Services) introduced K. Diamond (Recreation Access Coordinator) and J. Bannister (Co-Chair, Measuring Up Working Group) to provide the presentation.

K. Diamond introduced the Working Group members. J. Bannister described the simulation exercise to be provided.

Council members and staff demonstrated the use of a motorized scooter, stroller and umbrella, wheelchair, crutches, and glasses which simulate the vision of a person with cataracts, glaucoma, and macular degeneration and J. Bannister described the use and challenges regarding the equipment.

J. Bannister provided a PowerPoint presentation relative to the final report and recommendations. H. Hetherington (Measuring Up Working Group member) provided a demonstration of background noise that would be experienced by persons with hearing disabilities. N. Nakamura (Measuring Up Working Group member) spoke in Japanese and J. Bannister described experience of persons who speak a different language and may not be able to understand or communicate.

P. Lepp (Co-Chair, Measuring Up Working Group) spoke relative to 2010 Legacies Now funding for the Measuring Up program, the Access and Inclusion Policy drafted by the working Group, and informed that the municipality of St. John, Newfoundland had contacted the District to request the use of the Access and Inclusion Policy as a model for their municipality.

J. Bannister spoke relative to the proposed Access and Inclusion Policy and policy initiatives, the beach access project, improvements to John Lawson Park and successes and achievements. P. Lepp spoke relative to policy implementation, raising awareness and the working group's recommendations.

MOVED by Soprovich, seconded by Panz:

THAT

1. The expanded and updated 2009 "Access and Inclusion" policy developed by the Measuring Up Working Group and attached to the June 22, 2009 report titled "Measuring Up Working Group – Final Report and Recommendations" be approved to replace the existing 2004 "Accessibility" policy;
2. In accordance with the expanded and updated 2009 "Access and Inclusion" policy, the following be implemented:
  - a) The Director of Parks and Community Services report back with an implementation plan for District leadership, coordination and communication of the policy initiatives;
  - b) In accordance with the direction and guiding principles outlined in the 2008 "Blueprint for Social Responsibility and Change," Directors from each Division identify immediate and long term actions to respond to the proposed policy initiatives in their departmental work programs;
  - c) Staff incorporate the proposed policy definition and initiatives into the Social Action Plan to be developed in 2010;
3. The "Accessibility Means Business" brochure developed by the Measuring Up Working Group be promoted in the broader community; and
4. Access improvements at John Lawson Park initiated by the Measuring Up Working Group be celebrated and publicized through the District website, park signage and other communications tools.

Discussion ensued and council members acknowledged the efforts and dedication of the Working Group and staff and thanked them for an outstanding report. In response to a query of Council, J. Bannister described the beach access project.

The question was called on the motion.

**CARRIED**

**4. Climate Action Working Group – Interim Draft Climate Action Plan**  
(File: 0117-20-CLMA)

B. Leigh (Deputy Chief Administrative Officer) introduced the Climate Action Working Group interim report.

Councillor Panz (Council Representative for the Climate Action Working Group) spoke relative to the research and discussion involved in the report's preparation, and introduced the working group members.

F. Pagani and N. Gambioli (Co-Chairs of the Climate Action Working Group) provided a PowerPoint presentation and spoke relative to slides including: Problem with Climate Change; Climate Change Legislation; WV statistics; What the Working Group has done; Vision; New Innovative Opportunities for Leadership; and Benefits.

Brief discussion ensued.

MOVED by Panz, seconded by Soprovich:

THAT Council receive the Climate Action Working Group's Interim Draft Plan and instruct District staff to consider the Action recommendations within and collaborate with the Working Group regarding an implementation plan in alignment with the District's forth coming strategic plan.

Discussion ensued and in response to a query B. Sokol (Director of Planning, Lands and Permits) informed he will follow up regarding whether there are any prohibitions on clotheslines. Members of Council commented relative to the interim report, the Group's work and priorities and B. Leigh (Deputy Chief Administrative Officer) informed that the Working Group's final report would be presented to Council before the year end.

The question was called on the motion.

**CARRIED**

**5. UBC Masters of Landscape Architecture Studio** (File: 2190-01)

S. Jenkins (Manager of Sustainability, Environment & Healthy Communities) spoke relative to the report, expressed appreciation to the UBC students, Ellen Pond, and Professors Sheppard and Flanders, and provided a PowerPoint presentation and spoke relative to: Energy, Transportation; Waste and Food; Water; Where do we go from here; and next steps.

Discussion ensued relative to energy audits and the 20 Homes in 20 Days program.

MOVED by Lewis, seconded by Walker:

THAT

1. Council receive this Report (dated July 14, 2009 from the Manager, Environment and Sustainability) and the attached Report from UBC ("Retrofitting the British Pacific Properties for Climate Change) for information;
2. Council refer this Report to the Climate Action Working Group; and,
3. Request a staff update by the end of 2009 on strategies being pursued.

**CARRIED**

6. **Zoning Bylaw No. 2200, 1968, Amendment Bylaw No. 4608, 2009 (6520 and 6540 Marine Drive - former Horseshoe Bay Fire Hall site)**  
(File: 1610-20-4608)

MOVED by Walker, seconded by Soprovich:

THAT "Zoning Bylaw No. 2200, 1968, Amendment Bylaw No. 4608, 2009" be read a second time.

**CARRIED**

MOVED by Walker, seconded by Lewis:

THAT "Zoning Bylaw No. 2200, 1968, Amendment Bylaw No. 4608, 2009" be read a third time.

**CARRIED**

7. **Official Community Plan Bylaw No. 4360, 2004, Amendment Bylaw No. 4612, 2009 (5920 Marine Drive)** (File: 1610-20-4612)

MOVED by Soprovich, seconded by Lewis:

THAT "Official Community Plan Bylaw No. 4360, 2004, Amendment Bylaw No. 4612, 2009" be read a second time.

**CARRIED**

MOVED by Soprovich, seconded by Lewis:

THAT "Official Community Plan Bylaw No. 4360, 2004, Amendment Bylaw No. 4612, 2009" be read a third time.

**CARRIED**

8. **Update for Remedial Action Order – 960 Sentinel Drive** (File: 1605-01)

L. Holitzki (Manager of Permits, Inspections and Bylaws) provided a verbal update, spoke relative to the progress of the remedial action, current site condition and access, required actions, and suggested that the remedial action order not be enforced at this time to allow further discussion with the owner.

Discussion ensued relative to the current site condition and next steps and L. Holitzki recommended that if further progress on the property has not been made within the next six to eight weeks, the remedial action order be enforced.

MOVED by Walker, seconded by Evison:

THAT the issue be resolved by September 18, 2009 and that a written report be submitted.

**CARRIED**

MOVED by Lewis, seconded by Walker:

THAT the verbal report from the Manager of Permits, Inspections, and Bylaws regarding Update on Remedial Action Order – 960 Sentinel Drive be received for information.

**CARRIED**

**9. Request for Remedial Action - Geotechnical Issues - Required Construction of Rock Blanket Protection - 2558 Garden Court (File: 1605-07)**

L. Holitzki (Manager of Permits, Inspections and Bylaws) provided a description of the site and existing issues.

Mayor Goldsmith-Jones asked if there was anyone in the gallery that wished to speak regarding this item, and there was no response.

MOVED by Panz, seconded by Soprovich:

THAT Council considers that the south slope between the two existing concrete retaining walls located on the Property at 2558 Garden Court, West Vancouver, and legally described as Lot 30, DL 793 Group 1 NWD Plan BCP 20797 (the "Property") creates an unsafe condition that poses a significant risk to the safety of both persons on the Property, to persons on adjoining properties and potential damage to the municipal roadway;

AND THAT Council therefore resolves that within 30 days of receiving a copy of this resolution, the owner of the Property is required to:

Construct the "rock blanket" as set out and designed in the attached drawings from Horizon Engineering Inc. dated February 2009 attached to the report entitled Request for Remedial Action - Geotechnical Issues - 2558 Garden Court as Appendix 1 or other such similar design pre-approved by the District of West Vancouver.

In the event the Owners have not performed all or part of the Remedial Action Requirement within 30 days after notice of this resolution is delivered to the Owners, the District may, by its own forces or those of a contractor engaged by the District, enter the Property and perform the Remedial Action Requirement.

In the event the District takes the above referenced action the District may recover the expense from the Owner, together with costs and interest, in the same manner as municipal taxes in accordance with sections 17, 258 and 259 of the Community Charter.

If a person with notice of this resolution wishes to request reconsideration of these requirements by Council, written notice of this request must be provided to the Municipal Clerk within 5 business days of that person receiving this notice.

Discussion ensued relative to existing site issues and condition of the slope, and B. Sokol provided background information relative to the site.

The question was called on the motion.

**CARRIED**

10. **Outstanding Building Permit Files** (File: 1605-07)

Withdrawn.

**BYLAWS**

11. **Business Licence Bylaw No. 4455, 2005, Amendment Bylaw No. 4611, 2009**  
(File: 1610-20-4611)

MOVED by Walker, seconded by Soprovich:

THAT "Business Licence Bylaw No. 4455, 2005, Amendment Bylaw No. 4611, 2009" be adopted.

**CARRIED**

**CONSENT AGENDA ITEMS**

12. **Consent Agenda Items – Reports and Correspondence**

MOVED by Panz, seconded by Walker:

THAT the Consent Agenda items as follows be approved:

- Item 13 – Appointments to North Shore Family Court and Youth Justice Committee
- Item 14 – West Bay Elementary - 3175 Thompson Place, Temporary Portable Classrooms
- Item 15 – Correspondence List, with the exception of item (10).

**CARRIED**

Mayor Goldsmith-Jones informed that a report relative to correspondence item (9) regarding Farmer's Market and Fees will be on the July 27, 2009 agenda.

With respect to correspondence item (10) regarding WRA's Aphid Problem, B. Leigh (Deputy Chief Administrative Officer) explained the current situation and proposed action. Mayor Goldsmith-Jones requested an update report.

MOVED by Panz, seconded by Evison:

THAT correspondence item (10) regarding WRA's Aphid Problem be received.

**CARRIED**

## **REPORTS FOR CONSENT AGENDA**

**13. Appointments to North Shore Family Court and Youth Justice Committee**  
(File: 0115-20-NSFC1)

THAT the following appointments to the North Shore Family Court and Youth Justice Committee be approved:

- Constable Tara Gueulette (North Vancouver RCMP) for the term ending December 31, 2009
- Andrea Stone-Mockle for the term ending December 31, 2009.

**14. West Bay Elementary - 3175 Thompson Place, Temporary Portable Classrooms** (File: 3175-20-THO)

THAT

1. The Temporary Portable Classroom for West Bay Elementary School be exempted from the provisions of Section 21-105 of Zoning Bylaw No. 2200, 1968 regarding temporary buildings.
2. The Assistant Manager of Permits and Inspections be authorized to issue a building permit for the portable classroom as illustrated in Appendix A of the report dated June 24, 2009 from R. Maki, Assistant Manager of Permits and Inspections.

## **CORRESPONDENCE LIST FOR CONSENT AGENDA**

**15. Correspondence List** (File: 0120-24)

THAT the Correspondence List be received for information.

*Correspondence received up to July 6, 2009*

Requests for Delegation

No items presented.

Action Required

- (1) A. Sundberg and S. Papadionissiou, Greater Vancouver Regional Steering Committee on Homelessness, June 29, 2009, regarding Homelessness Action Week 2009 (October 11-17)

Referred to Mayor and Council for consideration and response.

- (2) June 9, 2009, regarding Power Lines Constructed Along Argyle Avenue  
Referred to the Director of Engineering and Transportation for consideration and response.

#### No Action Required

- (3) S. Dowey, City of North Vancouver, June 25, 2009, regarding 2010 Translink's 10-year Transportation and Financial Plan
- (4) G. W. Powell, Provincial Health Services Authority, June 22, 2009, regarding Annual Accomplishment Report "Steps Forward 2009"
- (5) June 30, 2009, regarding Proposed Field Hockey Turf Field "A" in Ambleside
- (6) G. MacIsaac, Union of British Columbia Municipalities, June 25, 2009, regarding RCMP Contract Renewal Update

#### Responses to Correspondence

- (7) S. Ketter, June 19, 2009, regarding Continuing Parking Issues at the Civic Site

#### Responses to Questions in Question Period

No items presented.

*Correspondence received up to July 14, 2009*

#### Requests for Delegation

No items presented.

#### Action Required

- (8) Geographical Names Board of Canada and British Columbia Geographical Names Office, June 30, 2009, regarding Proposal to Adopt the Name "Salish Sea" to Describe the Inland Waters Adjacent to Washington State and Southwest British Columbia  
Referred to Mayor and Council for consideration and response.
- (9) July 14, 2009, regarding Farmer's Market and Fees  
Referred to Director of Planning, Lands and Permits for consideration and response.
- (10) B. McArthur and A. Brown, Western Residents' Association of West Vancouver, July 6, 2009, regarding WRA Members' Aphid Problem  
Referred to Deputy Chief Administrative Officer for consideration and response.

#### No Action Required

- (11) S. McGilvery, Spuraway Gardens Strata Council, June 2009, regarding Thanks for Supporting Community Bus Service
- (12) S. Berisavac, Canadian Cancer Society, July 10, 2009, regarding Smoking Regulation Bylaw
- (13) S. Leonard, TripEd Committee, July 11, 2009, regarding Group Transit Pass for Field Trips

#### Responses to Correspondence

No items presented.

#### Responses to Questions in Question Period

No items presented.

## **REPORTS FROM MAYOR AND COUNCILLORS**

### **16. Oral Reports from Mayor and Councillors**

Councillor Soprovich spoke relative to pesticide spraying by CN and that adequate notice to area residents should be provided when spraying is scheduled, and commented relative to the District's bylaw on pesticide use.

Councillor Lewis reported that the Value for Services Working Group has commenced meeting and work is underway.

Councillor Soprovich reported that the Strategic Transportation Plan Working Group work has commenced meeting. R. Fung (Director of Engineering and Transportation, and working group staff liaison) provided an update.

Councillor Soprovich reported that the Spirit Trail Working Group final report will be presented to Council next week.

Councillor Lewis reported that the Value for Services Working Group meetings have commenced and informed that the group will be meeting weekly.

MOVED by Evison, seconded by Panz:

THAT the oral reports from Councillors be received for information.

**CARRIED**

## **PUBLIC QUESTIONS AND COMMENTS**

### **17. Public Questions and Comments**

C. Reynolds (WV Matters) spoke relative to working group reports and a suggested slogan for the strategic plan.

## **ADJOURNMENT**

### **18. Adjournment of July 20, 2009 Meeting of Council**

MOVED by Lewis, seconded by Soprovich:

THAT the July 20, 2009 Meeting of Council be adjourned.  
(9:40pm)

**CARRIED**

Certified Correct:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Municipal Clerk