

REGULAR COUNCIL MEETING MINUTES

JULY 9, 2013

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, July 9, 2013, at 9:36 am, in the Council Chamber, Third Floor, City Hall.

PRESENT:	Mayor Gregor Robertson Councillor George Affleck Councillor Elizabeth Ball Councillor Adriane Carr Councillor Heather Deal Councillor Kerry Jang Councillor Raymond Louie Councillor Geoff Meggs Councillor Andrea Reimer* Councillor Tim Stevenson* Councillor Tony Tang
CITY MANAGER'S OFFICE:	Penny Ballem, City Manager Sadhu Johnston, Deputy City Manager
CITY CLERK'S OFFICE:	Janice MacKenzie, City Clerk Terri Burke, Meeting Coordinator

* Denotes absence for a portion of the meeting.

WELCOME

The proceedings in the Council Chamber were opened with welcoming comments read by Councillor Deal.

CONDOLENCES - The Honourable Garde Gardom

The Mayor expressed condolences to the family and friends of The Honourable Garde Gardom and noted his many contributions to the province and the city of Vancouver during his time as MLA for Vancouver-Point Grey, Attorney-General, House Leader and Minister of Intergovernmental Affairs. The Mayor also noted that he was the recipient of numerous awards and distinctions including the Order of BC, and proudly served as British Columbia's 26th Lieutenant Governor from 1995-2001.

"IN CAMERA" MEETING

MOVED by Councillor Jang SECONDED by Councillor Deal

THAT Council will go into a meeting later this day and on Wednesday, July 10, 2013, which is closed to the public, pursuant to Section 165.2(1) of the Vancouver Charter, to discuss matters related to paragraphs:

(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 city;

(k) negotiations and related discussions respecting the proposed provision of an activity, work or facility that are at their preliminary stages and that, in the view of the Council, could reasonably be expected to harm the interests of the city if they were held in public.

CARRIED UNANIMOUSLY

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ITEMS ARISING FROM THE "IN CAMERA" MEETING OF JUNE 25, 2013

Council approved the following appointments to Civic Agencies:

- LGTBQ Advisory Committee
 - o Gwen Haworth
 - Andrew Shopland
 - Urban Aboriginal Peoples' Advisory Committee
 - o Susan Tatoosh
- Active Transportation Policy Council
 - o Debbie Forbes
- Children, Youth and Families Advisory Committee
 - o Noam Bendor
 - o Joy Fan
 - o Shirley Lei
 - o Iris Liu
 - o Brianna Tang
 - o Frank Yan
 - o Anna Zhang
 - o Sean February
 - o Victoria Cruz Mendez
 - o Pablo Munoz
 - o Yannis Nicolidakis
 - o Mehak Sharma
 - o Samantha Truong
 - o John Adil Walker-Chagani
 - o Dr. Nancy Bell

- o Janice Douglas
- Alexander Gist
- o Mike Inderjot Powar
- o Tasha Nijjar
- o Mab Oloman
- o Drew Stewart.

ADOPTION OF MINUTES

1. Public Hearing - June 18, 2013

MOVED by Councillor Jang SECONDED by Councillor Carr

THAT the Minutes of the Public Hearing of June 18, 2013, be approved.

CARRIED UNANIMOUSLY

2. Regular Council - June 25, 2013

MOVED by Councillor Carr SECONDED by Councillor Ball

THAT the Minutes of the Regular Council meeting of June 25, 2013, be approved.

CARRIED UNANIMOUSLY

3. Regular Council (Planning, Transportation and Environment) - June 26, 2013

MOVED by Councillor Reimer SECONDED by Councillor Deal

THAT the Minutes of the Regular Council meeting following the Planning, Transportation and Environment meeting of June 26, 2013, be approved.

CARRIED UNANIMOUSLY

COMMITTEE OF THE WHOLE

MOVED by Councillor Stevenson SECONDED by Councillor Jang

THAT this Council resolve itself into Committee of the Whole, Mayor Robertson in the Chair.

CARRIED UNANIMOUSLY

MATTERS ADOPTED ON CONSENT

MOVED by Councillor Louie

THAT Council adopt Communication 1, and Administrative Reports A1 and A2, on consent.

CARRIED UNANIMOUSLY

REPORT REFERENCE

1. 2013 Greenest City Action Plan Progress Update

Amanda Pitre-Hayes, Director of Sustainability, provided a presentation on the 2013 Greenest City Action Plan, including goals, framework, achievements to date, implementation challenges, and Greenest City projects.

Ms. Pitre-Hayes and staff from Engineering, Community Services, and Sustainability, along with the City Manager and Deputy City Manager, responded to questions.

UNFINISHED BUSINESS

1. Transit Referendum

At its meeting on June 25, 2013, Vancouver City Council agreed to refer further discussion and decision on this item to the next Regular Council meeting on July 9, 2013, to allow for the receipt of further information from the TransLink Mayor's Council.

MOVED by Councillor Affleck SECONDED by Councillor Ball

WHEREAS

- 1. The City of Vancouver believes strongly in an efficient, effective transit system;
- 2. The Premier of British Columbia recently announced that a referendum on Metro Vancouver transportation funding will be held no later than the Civic Election of 2014.

THEREFORE BE IT RESOLVED THAT the City of Vancouver Directors to the Metro Vancouver Board ask Metro Vancouver to report back on:

1) Transportation and funding issues in Metro Vancouver that need to be included in a consensus position, possible funding options and mechanisms, and impediments or issues that need to be identified or resolved beforehand;

- 2) The potential economic, social and environmental ramifications of referendum results on Metro Vancouver;
- 3) Who would be responsible for developing transportation priorities for Metro Vancouver;
- 4) How campaigns for the referendum will be funded and estimated costs;
- 5) The possible roles of Translink, its Board, the Mayor's Council, Metro Vancouver and its Board, and Municipal Councils in a referendum process;
- 6) Clarification of the rules by which the referendum would be held, how the outcome would be determined and whether the results would be binding on all parties involved.

amended

MOVED by Councillor Meggs

THAT the motion be struck and replaced with the following:

WHEREAS

- 1. The City of Vancouver believes strongly in an efficient, effective transit system;
- 2. The Premier of British Columbia recently announced that a referendum on Metro Vancouver transportation funding will be held no later than the Civic Election of 2014;
- 3. The Provincial Government has turned down an appeal by the TransLink Mayors' Council to reject a referendum in favour of an alternative consultative process.

THEREFORE BE IT RESOLVED THAT the City of Vancouver:

- 1. Affirms its support of the Mayors' Council position opposing a referendum; and
- 2. Calls on Metro Vancouver, through its Transportation Committee, to endorse the Mayors' Council position, and to develop a regional position on the referendum process to clarify:
 - a. The legislation governing such a referendum and how it might apply in this case;
 - b. The measures available to Metro municipalities to ensure that administrative and other costs of any referendum are borne by the Province;

- c. The campaign rules that would be necessary, including spending limits, contribution limits and financial disclosure requirements, as well as how these issues would be regulated; and
- d. Options available to Metro Vancouver municipalities to ensure voters have a true opportunity to make their wishes known in the event no agreement is possible with the Province on the wording, administration or funding of a referendum.

CARRIED

(Councillors Affleck and Ball opposed)

COMMUNICATIONS

1. Revision to 2013 Council Meetings Schedule

THAT Council approve additional meetings in July 2013, as follows:

Meeting	Proposed 2013 Schedule		
	Date	Time	
City Finance and Services	Tuesday, July 23	2:00 pm	
Reserve - Council	Monday, July 29	9:30 am	
Reserve - Council	Wednesday, July 31	9:30 am	

With the proposed changes, the Council Meetings schedule for July 2013 will be as follows:

July	9	Regular Council (9:30 am); Public Hearing (6:00 pm)
	10	CF&S Standing Committee (9:30 am)
	11	Public Hearing back-up - Tentative (6:00 pm)
	16	Chauffeur's Permit Appeal Hearing (9:30 am); Public Hearing (6:00 pm)
	23	Regular Council (9:30 am); CF&S Standing Committee (2:00 pm); Public Hearing back-
		up - Tentative (6:00 pm)
	24	PT&E Standing Committee (9:30 am)
	29	Reserve - Council (9:30 am)
	30	Reserve - Council (9:30 am)
	31	Reserve - Council (9:30 am)

ADOPTED ON CONSENT

ADMINISTRATIVE REPORTS

1. Amendments to Subdivision By-law No. 5208 - Air Space Subdivision Fees May 29, 2013

- A. THAT the Subdivision By-law be amended by adding additional criteria for consideration of the smaller air space subdivision fee provided for in Schedule F of the Subdivision By-law, to apply to a broader range of small scale developments and for applications that are solely for the purpose of creating air space parcels to secure separate tenure for public benefits such as forprofit affordable rental housing, social housing, daycare or cultural amenities, generally in accordance with Appendix A to the Administrative Report dated May 29, 2013, entitled "Amendments to Subdivision By-law No. 5208 - Air Space Subdivision Fees".
- B. THAT the Director of Legal Services be instructed to prepare the necessary amending by-law, generally in accordance with Appendix A to the Administrative Report dated May 29, 2013, entitled "Amendments to Subdivision By-law No. 5208 Air Space Subdivision Fees", for enactment to implement these changes.

ADOPTED ON CONSENT

- 2. Clarendon Connector Properties June 24, 2013
 - A. THAT Council authorize the Director of Legal Services in consultation with the General Manager of Engineering Services to proceed with the necessary arrangements to establish as road the City-owned properties listed in Appendix A to the Administrative Report dated June 24, 2013, entitled "Clarendon Connector Properties", and being the same as shown outlined on the sketch attached as Appendix B to the above-noted report.
 - B. THAT Council authorize the Director of Real Estate Services to solicit offers to purchase for the remainder portion of 2448 East 33rd Avenue as shown in Appendix C to the Administrative Report dated June 24, 2013, entitled "Clarendon Connector Properties", legally described as PID 014-151-553; Lot 37 Except the north 7 feet, now road Block K District Lot 393 Plan 1955 (the "Surplus City-owned Property") through a public tender process. A report back to Council will be conducted prior to any future sale.

ADOPTED ON CONSENT

3. Social Grants: Childcare Enhancement and Collingwood Gym June 25, 2013

MOVED by Councillor Reimer

- A. THAT Council authorize payment of 46 Childcare Enhancement Grants, to 29 non-profit child care providers, of \$798,372, as outlined in Appendix A to the Administrative Report dated June 25, 2013, entitled "Social Grants: Childcare Enhancement and Collingwood Gym". Source of funds is the 2013 Civic Childcare Grant Budget, 2013 Operating Budget.
- B. THAT Council authorize payment of \$239,760, to the Collingwood Neighbourhood House Society for the delivery of recreational programs and operation of the Collingwood Gymnasium for the period January 1, 2013, to December 31, 2013. Source of funds is the 2013 Operating Budget.

CARRIED UNANIMOUSLY AND BY THE REQUIRED MAJORITY

4. Debenture Program - 2013 June 26, 2013

MOVED by Councillor Louie

A. THAT Council authorize the issuance of up to \$110 million City of Vancouver debentures, utilizing borrowing authorities approved as part of the 2011 and 2012 Capital Budgets and through special approvals as follows:

Waterworks	\$ 13,000,000
Sewers & Drainage	\$ 38,000,000
Public Works	\$ 24,000,000
Parks & Recreation	\$ 25,500,000
 Public Safety & Civic Facilities 	\$ 8,500,000
 Neighborhood Energy Utility System 	<u>\$ 1,000,000</u>
	<u>\$ 110,000,000</u>

B. THAT, until the borrowing authorities established pursuant to "A" above are exercised, the Director of Finance, in consultation with the Mayor, the Chair of the City Finance and Services Committee, and the City Manager, or a majority of them, be empowered to act and instruct the City's Fiscal Agent to proceed with the issuance of the debentures, and to set the interest rate, price, and other terms and conditions on which the debentures will be issued by the City.

It should be noted that once the Director of Finance instructs the Fiscal Agent to offer the debentures in the public market, Council will be required to enact the appropriate borrowing by-law to authorize issuance of the debentures.

- C. THAT the split between Plebiscite-approved and Council-approved borrowing authorities approved in the 2012 Capital Budget be corrected to the following:
 - Plebiscite-approved borrowing authority \$60.8 million;
 - Council-approved borrowing authority \$34.2 million,

in accordance with the detailed project funding approved by Council with no change to the total 2012 Capital Budget borrowing authority of \$95.0 million.

CARRIED UNANIMOUSLY (Councillor Reimer absent for the vote)

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Stevenson

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY (Councillor Reimer absent for the vote)

ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Deal SECONDED by Councillor Louie

THAT the report of the Committee of the Whole be adopted.

CARRIED UNANIMOUSLY (Councillor Reimer absent for the vote)

BY-LAWS

Councillor Deal advised she had reviewed the proceedings with regard to By-laws 6, 7 and 8, and she would therefore be voting on the by-laws.

MOVED by Councillor Jang SECONDED by Councillor Deal

THAT Council, except for those members ineligible to vote as noted below, enact the by-laws listed on the agenda for this meeting as numbers 1-11 inclusive, and authorize the Mayor and City Clerk to sign and seal the enacted by-laws.

CARRIED UNANIMOUSLY (Councillor Stevenson absent for the vote) 1. A By-law to amend Zoning and Development By-law No. 3575 regarding expansion of the Laneway Housing Program (By-law No. 10739) (Councillor Louie ineligible to vote)

2. A By-law to amend Zoning and Development Fee By-law No. 5585 regarding laneway houses and fees (By-law No. 10740)

(Councillor Louie ineligible to vote)

- 3. A By-law to amend Parking By-law No. 6059 (Laneway Houses) (By-law No. 10741)
- 4. A By-law to amend Vancouver Development Cost Levy By-law No. 9755 regarding 2013 rate adjustments (By-law No. 10743)
- 5. A By-law to amend Area Specific Development Cost Levy By-law No. 9418 regarding 2013 rate adjustments (By-law No. 10744)
- 6. A By-law to amend CD-1 By-law No. 5707 (2678 West Broadway) (By-law No. 10745)
- 7. A By-law to designate certain real property as protected heritage property (2322 Ontario Street) (By-law No. 10746)
- 8. A By-law to authorize Council entering into a Heritage Revitalization Agreement with the Owner of Heritage Property (2322 Ontario Street) (By-law No. 10747)
- 9. A By-law to amend Noise Control By-law No. 6555 (611 Main Street) (By-law No. 10748)
- 10. A By-law to amend Parking By-law No. 6059 with regard to CD-1 Districts Parking requirements (611 Main Street) (By-law No. 10749)
- 11. A By-law to amend the Sign By-law No. 6510 (611 Main Street) (By-law No. 10750)

MOTIONS

- A. Administrative Motions
- 1. Property Acquisition WITHDRAWN

2. Laneway House (LWH) Guidelines

MOVED by Councillor Louie SECONDED by Councillor Jang

THAT amendments to the document entitled "Laneway House (LWH) Guidelines" be approved by Council for use by applicants and staff for development applications in all RS Districts.

CARRIED UNANIMOUSLY (Councillor Stevenson absent for the vote)

3. Policy - Strata Title Policies for RS, RT and RM Zones

MOVED by Councillor Louie SECONDED by Councillor Jang

THAT amendments to the document entitled "Strata Title Policies for RS, RT and RM Zones" be approved by Council for use by applicants and staff for development applications in all RS Districts.

CARRIED UNANIMOUSLY (Councillor Stevenson absent for the vote)

B. Motions on Notice

1. Request for Leave of Absence - Councillor Kerry Jang

The following motion contains amendments to the original Motion on Notice.

MOVED by Councillor Ball SECONDED by Councillor Tang

THAT Councillor Kerry Jang be granted a Leave of Absence for Personal Reasons from all meetings to be held between the dates of July 23 and July 31, 2013.

CARRIED UNANIMOUSLY

2. Request for Leave of Absence - Councillor Tim Stevenson

MOVED by Councillor Carr SECONDED by Councillor Deal

THAT Councillor Tim Stevenson be granted a Leave of Absence for Personal Reasons from the Public Hearing to be held on July 16, 2013.

CARRIED UNANIMOUSLY

3. Request for Leave of Absence - Councillor Geoff Meggs

MOVED by Councillor Stevenson SECONDED by Councillor Jang

THAT Councillor Geoff Meggs be granted a Leave of Absence for Personal Reasons from all meetings to be held on July 16, 2013.

CARRIED UNANIMOUSLY

4. Establishing More Stringent Guidelines for Cell Towers in Vancouver

MOVED by Councillor Carr SECONDED by Councillor Ball

WHEREAS

- 1. Telecommunications infrastructure is expanding within Vancouver's residential neighbourhoods and a Telus cell tower permitted to be erected near 49th Avenue and Oak Street has met with significant public resistance and concern over potential health impacts;
- 2. Although the "Telecommunications Infrastructure in the City of Vancouver" guidelines passed by Council on February 13, 2013, require that maximum radiofrequency (RF) emissions comply with Health Canada's Safety Code 6, the City of Toronto adopted a Prudent Avoidance Policy for new telecommunications towers based on Toronto Public Health's assessment of available health, environmental and technical data, its conclusion that there are uncertainties in the science regarding the potential health risks associated with long-term exposures to RF, and its recommendation that maximum RF exposure levels for the general public be 100 times below Health Canada's guidelines;
- 3. RF exposure standards 100 times below Health Canada's Safety Code 6 standards have been established in Paris, Italy, Switzerland, Russia, and China;

- 4. In 2005, Vancouver's Board of School Trustees amended their "Incompatible Land Uses Near Schools" policy to include "any installation of cellular antenna within 305 metres (1,000 feet) of a school, noting "the standard of diligence that the Board must assume in protecting students", that "there should be global caution exercised on the effects of electromagnetism until it is conclusively proven to be harmless" and that "in the past, little consideration was given to the potential and cumulative ill effects of other products such as coal dust, asbestos or tobacco products, and the passage of time has shown that lack of consideration has been a mistake";
- 5. Although, when a proposed cell tower is under 15 metres, Industry Canada waives the requirements that a cellphone provider that wants to build a cell tower must inform the local municipality and the neighbours and set up a forum for them to ask questions and make comment on the proposal, the Federation of Canadian Municipalities has advocated that cellphone providers consult on all cell tower proposals, regardless of size.

THEREFORE BE IT RESOLVED THAT the City of Vancouver adopt a Prudent Avoidance Policy for new telecommunications towers that:

- 1. Recommends that exposure to radiofrequency emissions for the general public be kept to 100 times below Health Canada's Safety Code 6 guidelines;
- 2. Is consistent with the Vancouver School Board's "Incompatible Land Uses Near Schools" policy to avoid installation of cellular antenna within 305 metres (1,000 feet) of a school, and that this also include 305 metres (1,000 feet) of a registered childcare facility;
- 3. Recommends that the city and neighbours be consulted by cellphone providers regarding a proposal to build a cell tower of any height, not just towers over 15 metres.

referred

REFERRAL MOVED by Councillor Louie SECONDED by Councillor Stevenson

THAT the motion entitled "Establishing More Stringent Guidelines for Cell Towers in Vancouver" be referred to staff for analysis and to write a memorandum with recommended actions.

CARRIED UNANIMOUSLY

5. Review and Enhancement of Granville Entertainment District

MOVED by Councillor Affleck SECONDED by Councillor Ball

WHEREAS

- 1. The City of Vancouver is concerned about the level of engagement of residents, with each other, and with the various levels of government;
- 2. The Granville Entertainment District's history is vibrant and is a focal point for fun and entertainment in the city;
- 3. In 2010 the District received a major renovation that saw many beneficial aspects created that enhanced the area; however, other aspects, including obtrusive parking bollards, are considered to be less positive for the area;
- 4. The District is successful at attracting late night patrons, but is less successful at becoming a dining destination.

THEREFORE BE IT RESOLVED THAT staff consult with the Downtown Vancouver Business Improvement Association and other pertinent stakeholders to provide an update on the Granville Entertainment District with a view to:

- 1) Reviewing the parking situation on the street;
- 2) Providing options for enhancing the dining experience on the street, including allowing greater use of the street for outdoor dining by neighboring food establishments;
- 3) Reviewing other potential upgrades and opportunities for the area.

referred

REFERRAL MOVED by Councillor Deal SECONDED by Councillor Louie

THAT the motion be referred to staff with direction to provide a memorandum to Council reviewing the process used to select a design team to create the \$21-million, national award-winning Granville Entertainment District, the cost of construction and any feedback received from stakeholders regarding the redesigned street.

CARRIED

(Councillors Affleck, Ball and Carr opposed)

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At noon it was,

MOVED by Councillor Stevenson SECONDED by Councillor Jang

THAT Council extend the length of the meeting in order to complete the items on the agenda.

CARRIED UNANIMOUSLY AND BY THE REQUIRED MAJORITY

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6. Transit Plan for the Homeless

The following motion contains amendments to the original Motion on Notice.

MOVED by Councillor Meggs SECONDED by Councillor Jang

WHEREAS

- 1. Access to transit is vital for homeless people to travel to shelters or to critical appointments;
- 2. A very limited number of transit tickets, paid for by the Provincial Government, have been available through shelters and service providers;
- 3. The homeless normally do not have the resources to pay transit fares and by necessity have often been forced to travel without proper fare payment;
- 4. The implementation of the Compass card system will trigger a new urgency to recognize and manage the current informal arrangements.

THEREFORE BE IT RESOLVED THAT the City of Vancouver endorse the call of the Vancouver Urban Core Community Workers' Association (VUCCWA), a coalition of organizations providing shelter, outreach and other services to the homeless, to TransLink to establish a task force with representation of Provincial Ministries responsible for public transit, health and housing and VUCCWA to develop a Regional Homeless Transit Plan that makes the system accessible to homeless people while minimizing costs to TransLink;

BE IT FURTHER RESOLVED THAT the City of Vancouver urge Metro Vancouver and other member municipalities to endorse the development of a Regional Homeless Transit Plan, including consideration of a reduced fare option for individuals on income assistance along the lines of those now in place for persons with disabilities and low income seniors.

referred

The Mayor noted requests to speak to this item had been received.

REFERRAL MOVED by Councillor Carr SECONDED by Councillor Deal

THAT the motion be referred to the Standing Committee on City Finance and Services meeting on Wednesday, July 10, 2013, in order to hear from speakers.

CARRIED UNANIMOUSLY

NOTICE OF MOTION

1. Expand Patios in Vancouver

Mayor Robertson submitted the following Notice of Motion. The motion will be placed on the agenda of the Regular Council meeting to be held on Tuesday, July 23, 2013, as a Motion on Notice.

WHEREAS

- 1. Commercial patios are a popular street activation, especially in the summer;
- 2. The City has two categories of patio permits, large and small, with large patios typically licensed, and small patios typically a few tables and chairs;
- 3. There were 317 large patio permits, and 260 small patio permits, in Vancouver in 2012;
- 4. The hours of operation for large patios are 7am to 11pm;
- 5. The last review of patio hours and permits was in the lead-up to the 2010 Winter Games, and there has been a consistent demand for more patios in public spaces like plazas and pedestrian-oriented streets.

THEREFORE BE IT RESOLVED THAT staff work with industry stakeholders and Business Improvement Associations to identify near-term actions that are revenue neutral to increase patio hours and space for establishments with a track record of good behaviour; BE IT FURTHER RESOLVED THAT staff report back to Council with recommendations for longer-term policy changes that improve the patio experience, including ways to increase space, extend hours, relax fencing restrictions, provide patio options throughout Vancouver, and improve the efficiency of the patio permit process.

notice

ENQUIRIES AND OTHER MATTERS

1. Grandview-Woodland Area Planning

Councillor Reimer requested an Information Memo regarding engagement and timelines of the Grandview-Woodland area planning process. The General Manager of Planning and Development Services agreed to follow up.

2. Hastings Park Landscape and Bird Habitat

Councillor Carr requested an Information Memo regarding the landscape of Hastings Park and its bird habitat. The City Manager agreed to follow up.

3. Cycling Etiquette

Councillor Louie encouraged information on cycling etiquette be made available to the public as part of the bike path expansions and upgrades.

ADJOURNMENT

MOVED by Councillor Louie SECONDED by Councillor Jang

THAT the Council meeting be adjourned.

CARRIED UNANIMOUSLY (Councillor Reimer absent for the vote)

The Council adjourned at 12:46 pm.

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