



CITY OF VANCOUVER
REGULAR COUNCIL MEETING MINUTES

JUNE 28, 2005

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, June 28, 2005, at 2:00 p.m., in the Council Chamber, Third Floor, City Hall.

PRESENT: Mayor Larry Campbell
Councillor Fred Bass
Councillor David Cadman
Councillor Jim Green
Councillor Peter Ladner
Councillor Raymond Louie
Councillor Tim Louis
Councillor Anne Roberts
Councillor Tim Stevenson
Councillor Sam Sullivan
Councillor Ellen Woodsworth

CITY MANAGER'S OFFICE: Judy Rogers, City Manager

CITY CLERK'S OFFICE: Syd Baxter, City Clerk
Tarja Tuominen, Meeting Coordinator

PRAYER

The proceedings in the Council Chamber were opened with a prayer read by the City Clerk.

PRESENTATION - BY ZEELLIA

Council welcomed Zeellia who performed "Byla Mene Maty (My Mother Beat Me)" and "Vesna Nasha (Our Spring)".

"IN CAMERA" MEETING

MOVED by Councillor Bass
SECONDED by Councillor Cadman

THAT Council will go into a meeting later this day which is closed to the public, pursuant to Section 165.2(1) of the Vancouver Charter, to discuss matters related to paragraph(s):

- (e) the acquisition, disposition or expropriation of land or improvements, if the Council considers that disclosure might reasonably be expected to harm the interests of the city;

CARRIED UNANIMOUSLY

ITEMS ARISING FROM THE "IN CAMERA" MEETING OF JUNE 14, 2005

- Council agreed to grant the Civic Merit Award to the late Walter Gordon Hardwick.

ADOPTION OF MINUTES

1. Special Council (Court of Revision) - June 8, 2005

MOVED by Councillor Cadman
SECONDED by Councillor Bass

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

2. Business License Hearing - June 14, 2005

MOVED by Councillor Louie
SECONDED by Councillor Cadman

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

3. Regular Council - June 14, 2005

MOVED by Councillor Cadman
SECONDED by Councillor Woodsworth

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

4. Special Council (Public Hearing) - June 14, 20 & 21, 2005

MOVED by Councillor Cadman
SECONDED by Councillor Roberts

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

COMMITTEE OF THE WHOLE

MOVED by Councillor Cadman
SECONDED by Councillor Woodsworth

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

CARRIED UNANIMOUSLY

MATTERS ADOPTED ON CONSENT

MOVED by Councillor Bass

THAT Council adopt Administrative Reports A1, A6 to A9, A13 to A15, A17 and A18, and A20 on consent.

CARRIED UNANIMOUSLY

MOVED by Councillor Sullivan

THAT Council agree to hear a speaker on Administrative Report A3 (*Grow Busters Program*) at the Standing Committee on City Services and Budgets meeting on June 30, 2005.

CARRIED UNANIMOUSLY

As City Council were the guests of honour at a dinner hosted by a visiting delegation from the City's Sister City of Yokohama, Council agreed to adjourn the Council meeting at 5:30 p.m. and to refer any residual business to the Council meeting immediately following the Standing Committee on City Services and Budgets meeting on Thursday, June 30, 2005.

REPORT REFERENCE

1. 2006-2008 Capital Plan (File 1611)

Brent MacGregor, Deputy City Manager, and Ken Bayne, Director of Financial Planning and Treasury, presented staff recommendations on 2006-2008 Capital Plan project priorities for consideration and recommended that the draft plan be referred to the public for comment.

Mr. MacGregor outlined the 2006-2008 Capital Plan process, provided a brief description of the recommended projects, and reviewed the Capital Plan timeline.

MOVED by Councillor Green

- A. THAT the Capital Plan projects circulated to the public for comment include Strathcona Library.

CARRIED
(Councilor Sullivan opposed)

MOVED by Councillor Cadman

- B. THAT Council receive the recommendations of the Capital Plan Staff Review Group for the 2006 - 2008 Capital Plan, THAT the plan be circulated to the public for comment, and THAT the plan be brought back to Council for final adoption by the end of September 2005.
- C. THAT the Capital Plan projects circulated to the public for comment include Mt. Pleasant Pool.
- D. THAT Council approve "in principle" an additional funding allocation of \$35 million above the financial limit of the 2006 - 2008 Capital Plan to allow the City to advance capital projects from future Capital Plans to take advantage of opportunities to access cost-shared funding from senior governments and the Vancouver Olympic Organizing Committee.
- E. THAT Council approve the public consultation program as outlined in the Administrative Report *2006 - 2008 Capital Plan Draft Allocation* dated June 20, 2005, culminating in a public meeting on the Capital Plan draft allocation on September 13, 2005.

CARRIED
(Councillor Sullivan opposed to C)

At the request of Council, the City Manager agreed to provide a memorandum on the Capital Plan process and additional dates at the end of September 2005 as possible Council meeting dates to consider projects for final adoption.

2. Vancouver and UBC Transit Plan - Draft Final Report (File 8026/5551)

MOVED by Councillor Sullivan

THAT the staff presentation on the Administrative Report *Vancouver and UBC Transit Plan - Draft Final Report* dated June 17, 2005, and consideration and decision of the Plan be referred to the Special Council meeting on June 29, 2005 to hear from the public.

CARRIED UNANIMOUSLY

UNFINISHED BUSINESS

1. Rezoning and Heritage Designation: 26 SW Marine Drive (Canadian Tire) (File 1401-82)

On June 14, 2005, Council heard from 39 speakers at the Public Hearing to consider the proposed Rezoning and Heritage Designation of the site at 26 SW Marine Drive (Canadian Tire).

The Public Hearing on this application was concluded and Council agreed to refer the staff summation, and Council's discussion and decision on this matter to the next Regular Council meeting on June 28, 2005.

Council had before it the following materials for reference:

- Public Hearing Agenda dated June 14, 2005, with attachments;
- Memorandum dated June 10, 2005, from Pat Wotherspoon, Assistant Director of City Plans;
- Memorandum dated June 14, 2005, from Lynda Challis, Rezoning Planner; and
- Memorandum dated June 14, 2005, from Tom Timm, General Manager of Engineering.

MOVED by Councillor Roberts

THAT the application by Kasian Architecture, Interior Design and Planning to rezone 26 SW Marine Drive (Lot A, Except Part in Reference Plan 6793, North Part of Block 11, District Lot 322, Plan 8878, N.W.D.) from I-2 Industrial District and RS-1 One-family Dwelling District to CD-1 Comprehensive Development District to permit highway oriented retail development, generally as outlined in Appendix C to the Policy Report entitled "CD-1 Rezoning - 26 SW Marine Drive (Canadian Tire)" dated March 31, 2005, be refused.

CARRIED

(Councillors Ladner, Sullivan and the Mayor opposed)
(Councillors Bass and Louie excused from voting)

2. Rezoning: 86 SE Marine Drive (Wal-Mart) (File 1401-82)

On June 20 and 21, 2005, Council heard from 57 speakers at the Public Hearing to consider the proposed Rezoning of the site at 86 SE Marine Drive (Wal-Mart).

The Public Hearing on this application was concluded and Council agreed to refer the staff summation, and Council's discussion and decision on this matter to the next Regular Council meeting on June 28, 2005.

Council had before it the following materials for reference:

- Public Hearing Agenda dated June 14, 2005, with attachments;
- Memorandum dated June 14, 2005, from Tom Timm, General Manager of Engineering.

MOVED by Councillor Roberts

THAT the application by Busby Perkins + Will to rezone 86 SE Marine Drive (Lots 1 & 2, North Part Block 13, DL 322, Plan 12653) from I-2 Industrial District and RS-1 One-family Dwelling District to CD-1 Comprehensive Development District to permit highway oriented retail development, generally as outlined in Appendix A to the Policy Report entitled "CD-1 Rezoning - 86 SE Marine Drive/101 East 69th Avenue (Wal-Mart)" dated April 29, 2005, be refused.

CARRIED

(Councillors Ladner, Sullivan and the Mayor opposed)

ADMINISTRATIVE REPORTS

**1. Award of Tender PS05018 - Supply and Delivery of Four (4) Ice Conditioners
May 25, 2005 (File 1805)**

- A. THAT, subject to the conditions set out in B, C, and D below, Council authorize the General Manager of Engineering Services and the Manager of Materials Management to award to the best value meeting specifications from Crocker Equipment Co. Ltd. for four (4) 2005 Zamboni Model 552 self-propelled, battery operated, four (4) wheel drive Ice Conditioners, at a total cost of \$554,752.00, plus the Provincial Sales tax, the Goods and Services Tax (less any municipal rebate received) and the Provincial Environmental Levy, subject to a contract satisfactory to the Director of Legal Services.
- B. THAT, the Director of Legal Services be authorized to execute and deliver on behalf of the City all legal documents required to implement A above.
- C. THAT, all such legal documents be on terms and conditions satisfactory to the General Manager of Engineering Services, Manager of Materials Management and the Director of Legal Services.
- D. THAT, no legal rights or obligations will be created by Council's adoption of A, B and C above, unless and until such legal documents are executed and delivered by the Director of Legal Services.
- E. THAT, funding for the purchase described in A above be provided from the Truck and Equipment Plant Account.

ADOPTED ON CONSENT

**2. Queen Elizabeth Park - Road Dedication and Subdivision
June 13, 2005 (File 4151)**

Due to time constraints, Council agreed to refer consideration of Administrative Report A2 to the Regular Council meeting immediately following the Standing Committee on City Services and Budgets meeting on June 30, 2005.

**3. Grow Busters Program
April 26, 2005 (File 3701)**

Council agreed to hear a speaker on Administrative Report A3 and referred consideration of the report to the Standing Committee on City Services and Budgets meeting on June 30, 2005.

**4. Lease with British Columbia Transit and Licence of City-owned Lanes
June 7, 2005 (File 1203)**

Due to time constraints, Council agreed to refer consideration of Administrative Report A4 to the Regular Council meeting immediately following the Standing Committee on City Services and Budgets meeting on June 30, 2005.

**5. Energy Savings Project
June 14, 2005 (File 4160)**

Due to time constraints, Council agreed to refer consideration of Administrative Report A5 to the Regular Council meeting immediately following the Standing Committee on City Services and Budgets meeting on June 30, 2005.

**6. Fleet Addition - Two (2) Mini-Vans
May 24, 2005 (File 1805)**

- A. THAT Council approve the allocation of \$64,000 from the Truck and Equipment Plant Account to add two (2) mini-vans to the Engineering Services vehicle fleet to replace two (2) existing leased mini-vans.
- B. THAT Council approve funding from internal rental rates with a decrease of \$11,000 to the Operating Budget.

ADOPTED ON CONSENT

**7. Fleet Addition - Metal Shoring
May 31, 2005 (File 1501)**

- A. THAT Council approve the allocation of \$400,000 from the Truck and Equipment Plant Account to fund the capital cost of the pre-fabricated metal shoring systems.
- B. THAT the capital cost be repaid to the Truck and Plant account through annual charges of \$62,000, funding to be provided from existing Sewer Operating Budget.

ADOPTED ON CONSENT

**8. Pacific Boulevard Streetscape Design: Completion of Beach Neighbourhood
Roadworks - Seymour Street to Homer Street
May 26, 2005 (File 5501)**

- A. THAT staff instruct Concord Pacific to construct the Beach Neighbourhood portion of Pacific Boulevard, from Seymour Street to Homer Street, as per the final detailed streetscape design described in the Administrative Report *Pacific Boulevard Streetscape Design: Completion of Beach Neighbourhood Roadworks - Seymour Street to Homer Street* dated May 26, 2005.
- B. THAT if Council approves A above, Council authorize the Director of Legal Services to amend the Stadium Parking Agreement, on terms and conditions satisfactory to the Director of Legal Services, to reduce the pay-in-lieu spaces attributed to Concord Pacific's 900 Beatty site (5EF) by 50 spaces, representing an approximate amount of \$534,550.
- C. THAT staff report back on the final conceptual plan, and implementation and funding strategy for the remaining blocks of the Pacific Boulevard Streetscape Design from Burrard Street to Nelson Street.

ADOPTED ON CONSENT

**9. 2005 Public Art Allocations from Capital
June 12, 2005 (File 3130)**

THAT City Council approve \$250,000 in allocations to new and current projects from the Public Art Unallocated Account as follows:

1. \$75,000 to the 2005 Community Public Art Program, with specific projects and budgets reported back for Council's consideration at the conclusion of the selection process
2. \$150,000 to artwork at One Kingsway Civic Centre.
3. \$25,000 in project management funds to assist implementation of the projects above.

Source of funds to be the \$250,000 from Basic Capital approved on May 12, 2005.

ADOPTED ON CONSENT

**10. Allocation of Capital Plan Funds in the Downtown Eastside
June 14, 2005 (File 1611/8104)**

Due to time constraints, Council agreed to refer consideration of Administrative Report A10 to the Regular Council meeting immediately following the Standing Committee on City Services and Budgets meeting on June 30, 2005.

**11. Single Room Accommodation Permit for 434 Richards Street (Empress Rooms)
June 14, 2005 (File 4657)**

Due to time constraints, Council agreed to refer consideration of Administrative Report A11 to the Regular Council meeting immediately following the Standing Committee on City Services and Budgets meeting on June 30, 2005.

**12. Miscellaneous Amendments to the Development Cost Levy (DCL) By-laws
June 14, 2005 (File 1755)**

Due to time constraints, Council agreed to refer consideration of Administrative Report A12 to the Regular Council meeting immediately following the Standing Committee on City Services and Budgets meeting on June 30, 2005.

**13. Co-ordinated Neighbourhood Response Program West End Pilot Progress Update No. 1
June 13, 2005 (File 3703)**

THAT Council receive the West End Co-ordinated Neighbourhood Response Program progress report for information.

ADOPTED ON CONSENT

**14. Lease - Dunlevy Avenue, between Pender Street and Keefer Street to Mau Dan Gardens Cooperative Housing Association at 350 East Pender Street
May 30, 2005 (File 5104)**

THAT the renewal of a lease for the portion of Dunlevy Avenue between Pender Street and Keefer Street, described as That portion of Dunlevy Avenue, adjacent to Lot C, Block 122, District Lot 196, Plan 13208, Group 1, New Westminster District, be renewed for a 5-year term from July 1, 2005. The rent to be \$10,582.00 per annum, and that Council approve of a grant request of \$6,582.00 per annum for a net annual rent of \$4,000.00. No legal rights or obligations shall arise or be created until all documents are fully executed to the satisfaction of the Director of Legal Services.

ADOPTED ON CONSENT

**15. 2005 Child Care Endowment Reserve Report
June 15, 2005 (File 2402)**

- A. THAT Council authorize payment of \$1,650. per space, per year as an operating subsidy, up to a total of \$99,000 per year, to the Vancouver Society for Children's Centres for the 60 infant/toddler spaces at Dorothy Lam Children's Centre, Quayside, Library Square, for the period January 1, 2005 - December 31, 2005. Source of funds: City Childcare Endowment Reserve;
- B. THAT Council authorize payment of \$1,650. per space, per year, as an operating subsidy of up to a total of \$6,875 for the five months of operation to the Vancouver Society for Children's Centres for 12 infant toddler spaces at

Shaw Towers Children's Centre for the period August 1, 2005- December 31, 2005. Source of funds: City Childcare Endowment Reserve;

- C. THAT Council authorize payment of \$1,650. per space, per year, as an operating subsidy of up to a total of \$39,600 per year to the Vancouver YWCA for the 24 infant/toddler spaces at the Leslie Diamond Centre for the period January 1, 2005 - December 31, 2005. Source of funds: City Childcare Endowment Reserve;
- D. THAT Council authorize payment of \$1,650. per space as an operating subsidy, of up to a total of \$39,600 per year to Collingwood Neighbourhood House for the 24 infant/toddler spaces for the period January 1, 2005 - December 31, 2005. Source of funds: City Childcare Endowment Reserve;
- E. THAT Council adjust, due to late start up, the previously authorized payment disbursement for the period September 1, 2004 - August 31, 2006 to August 1, 2005 to December 31, 2005 for start-up funds \$,2000/space, over two years to a total of up to \$15,415 to the Vancouver Society for Children's Centre for Shaw Towers. Source of funds: City Childcare Endowment Reserve.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

**16. Capital Grant to the Coal Harbour Arts Complex and Bill Reid Foundation
June 20, 2005 (File 2005)**

Due to time constraints, Council agreed to refer consideration of Administrative Report A16 to the Regular Council meeting immediately following the Standing Committee on City Services and Budgets meeting on June 30, 2005.

**17. Business License Hearing Panels for July 2005
June 20, 2005 (File 2711-1)**

THAT Council delegate the holding of the Business License Hearings presently scheduled for July 7 and 12, 2005, from 9:30 a.m. to 12:30 p.m., and July 19, 2005, from 7:30 p.m. to 10:30 p.m., to a panel of three Council Members, pursuant to Section 277.1 of the Vancouver Charter, as follows:

The Business License Hearings pursuant to Section 275 of the Vancouver Charter regarding referrals to Council by the Chief License Inspector for the year 2005 business licenses and the power to make a Council decision in relation to those hearings be delegated to:

July 7, 2005 - 9:30 a.m.

- Councillor Anne Roberts, Chair
- Councillor David Cadman
- Councillor Tim Louis
- Councillor Peter Ladner, Alternate

July 12, 2005 - 9:30 a.m.

- Councillor Tim Stevenson, Chair
- Councillor Ellen Woodsworth
- Councillor Sam Sullivan
- Councillor Fred Bass, Alternate

July 19, 2005 - 7:30 p.m.

- Councillor Jim Green, Chair
- Councillor Peter Ladner
- Councillor Raymond Louie
- Councillor Anne Roberts, Alternate

Should any of the above Members of Council be unable to attend the hearings, the hearings and the power to make a Council decision in relation to those hearings be delegated to the remaining two Councillors and alternate Councillors.

ADOPTED ON CONSENT

18. **Approval of GVRD By-law re: Mosquito Control Administration and Coordination Service**
June 14, 2005 (File 4101)

THAT Council consent to the adoption of the proposed GVRD By-law No. 1032, 2005 "A Bylaw to Establish the Service of Mosquito Control Administration and Coordination".

ADOPTED ON CONSENT

19. **Pacific National Exhibition 2004 Yearend Review and 2005 Operating and Capital Budgets**
June 14, 2005 (File 8009)

Due to time constraints, Council agreed to refer consideration of Administrative Report A19 to the Regular Council meeting immediately following the Standing Committee on City Services and Budgets meeting on June 30, 2005.

20. **Grant Request for 1125 Pendrell Street (Watson House)**
June 20, 2005 (File 2005)

THAT Council approve, subject to a matching grant from BC Housing Management Commission (BC Housing), a further grant up to \$50,000 to the Mole Hill Community Housing Society, with \$35,000 directly allocated to the 1125 Pendrell Street project, and \$15,000 to be held in reserve and expenditure subject to approval by the Director of the Housing Centre; source of funds will be the 2005 Capital Budget allocation to the Affordable Housing Reserve.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Cadman

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Cadman
SECONDED by Councillor Louis

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

CARRIED UNANIMOUSLY

BY-LAWS

MOVED by Councillor Bass
SECONDED by Councillor Louie

THAT Council enact the by-laws listed on the agenda for this meeting as numbers 1 to 3, and number 5, and authorize the Mayor and City Clerk to sign and seal the enacted by-laws.

CARRIED UNANIMOUSLY

1. A By-law to contract a debt by the issue and sale of debentures in the aggregate principal amount of \$1,512,672.50 for certain local improvement street work projects, including pavement, trees and bulges, curbs, cement walks, lane pavement, and speed humps, and for imposing an annual special rate on real property specially benefited by such local improvements (By-law No. 9063)
2. A By-law to contract a debt by the issue and sale of debentures in the aggregate principal amount of \$7,443.33 for certain local improvement lane lighting projects, and for imposing an annual special rate on real property specially benefited by such local improvements (By-law No. 9064)
3. A By-law to approve an assignment regarding the Victoria Drive Business Association and to levy rates on qualifying real property in the Victoria Drive Business Improvement Area (By-law No. 9065)
4. A By-law to provide for records management - POSTPONED TO REGULAR COUNCIL MEETING OF JULY 12, 2005.

5. **A By-law to amend Subdivision By-law No. 5208 regarding appointment of the approving officer (By-law No. 9066)**

MOTIONS

A. Administrative Motions

1. **Appointment of the Approving Officer (File 1053)**

MOVED by Councillor Louie

SECONDED by Councillor Woodsworth

THAT:

- (a) pursuant to section 3.1 of the Subdivision By-law, Council appoint Rick Scobie as the approving officer for the city;
- (b) this resolution be retroactive to, and Council deem this By-law to have come into force and effect on, August 18, 1992; and
- (c) clause (b) of this By-law is severable, and if a court of competent jurisdiction declares that clause (b) is beyond the powers of Council, then this resolution is to come into force and effect on the date of its passage.

CARRIED UNANIMOUSLY

B. Motions on Notice

None.

NEW BUSINESS

1. **Leave of Absence - Councillor Green (File 1254)**

MOVED by Councillor Stevenson

SECONDED by Councillor Louie

THAT Councillor Green be granted Leave of Absence for the evening of June 29, 2005.

CARRIED UNANIMOUSLY

The Council adjourned at 5:25 p.m.

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