



REPORT TO COUNCIL
STANDING COMMITTEE OF COUNCIL
ON CITY SERVICES AND BUDGETS

MAY 4, 2006

A Regular Meeting of the Standing Committee of Council on City Services and Budgets was held on Thursday, May 4, 2006, at 9:30 a.m., in the Council Chamber, Third Floor, City Hall.

PRESENT: Councillor Peter Ladner, Chair
Mayor Sam Sullivan
Councillor Suzanne Anton
Councillor Elizabeth Ball
Councillor Kim Capri
Councillor George Chow
Councillor Heather Deal
Councillor B.C. Lee
Councillor Raymond Louie, Vice-Chair

ABSENT: Councillor David Cadman (Leave of Absence)
Councillor Tim Stevenson (Leave of Absence - Civic Business)

CITY MANAGER'S OFFICE: Judy Rogers, City Manager

CITY CLERK'S OFFICE: Nicole Ludwig, Meeting Coordinator

ADOPTION OF MINUTES

The Minutes of the Standing Committee on City Services and Budgets meeting of April 6, 2006, were adopted.

RECOMMENDATION

1. **4693 Bellevue Drive**
Request for Injunctive Relief (VanRIMS No. 11-4400-10)

The Committee had before it an Administrative Report dated March 27, 2006, in which the City Building Inspector sought approval to seek injunctive relief to bring the building at 4693 Bellevue Drive into compliance with the Zoning and Development and Vancouver Building By-laws. The General Manager of Community Services recommended approval.

Peter Sweeney, Manager of Building Inspection, reviewed the report.

MOVED by Councillor Louie
THAT the Committee recommend to Council

THAT the Director of Legal Services is hereby authorized, in her discretion, to commence a legal action or proceeding in relation to the premises located at 4693 Bellevue Drive (Lot 1 of Lot C, Block 135, District Lot 540, Plan 5755) and may, in her discretion, seek injunctive relief in that action or proceeding, in order to bring this building into compliance with City By-laws.

CARRIED UNANIMOUSLY

2. 2811 East 18th Avenue
Warning to Prospective Purchasers (VanRIMS No. 11-4400-10)

The Committee had before it an Administrative Report dated March 29, 2006, in which the City Building Inspector sought Council approval to file a 336D Notice against the title to 2811 East 18th Avenue to warn prospective purchasers that the building had been used as an illegal marijuana grow operation on two occasions and that there are contraventions of the Vancouver Building and Electrical By-laws related to this unapproved use. The General Manager of Community Services recommended approval.

Peter Sweeney, Manager of Building Inspection, reviewed the report.

MOVED by Councillor Capri
THAT the Committee recommend to Council

THAT the City Clerk be directed to file a 336D Notice against the title to the property at 2811 East 18th Avenue (Lot A, Block M, District Lot THSL, Plan 21082) PID 005-854-199 in order to warn prospective purchasers that this building has been used as an illegal marijuana grow operation on two occasions and there are contraventions of the Vancouver Building and Electrical By-laws related to this unapproved use.

CARRIED UNANIMOUSLY

3 2911 West 42nd Avenue
Warning to Prospective Purchasers (VanRIMS. No. 11-4400-10)

The Committee had before it an Administrative Report dated March 27, 2006, in which the City Building Inspector sought Council approval to file a 336D Notice against the title to 2911 West 42nd Avenue to warn prospective purchasers of By-law violations and to request approval to seek injunctive relief. The General Manager of Community Services recommended approval.

Peter Sweeney, Manager of Building Inspection, reviewed the report.

MOVED by Councillor Louie
THAT the Committee recommend to Council

- A. THAT the City Clerk be directed to file a 336D Notice against the title to the property at 2911 West 42nd Avenue (Lot 12, Block 4, District Lot 321, Plan 2493) in order to warn prospective purchasers that there are contraventions of the Zoning and Development and Vancouver Building By-laws related to this building.
- B. THAT the Director of Legal Services is hereby authorized, in her discretion, to commence a legal action or proceeding in relation to the premises located at 2911 West 42nd Avenue (Lot 12, Block 4, District Lot 321, Plan 2493) and may, in her discretion, seek injunctive relief in that action or proceeding, in order to bring this building into compliance with City By-laws.

CARRIED UNANIMOUSLY

4. **1737 West 37th Avenue**
Warning to Prospective Purchasers (VanRIMS No. 11-4400-10)

The Committee had before it an Administrative Report dated March 27, 2006, in which the City Building Inspector sought Council approval to file a 336D Notice against the title to 1737 West 37th Avenue to warn prospective purchasers that this building had been used as an illegal marijuana grow operation on two occasions and that there are contraventions of the Vancouver Building and Electrical By-laws related to this unapproved use.

Peter Sweeney, Manager of Building Inspection, reviewed the report and responded to questions regarding removal of the 336D notice on the title should the deficiencies be rectified.

MOVED by Councillor Deal
THAT the Committee recommend to Council

THAT the City Clerk be directed to file a 336D Notice against the title to the property at 1737 West 37th Avenue, Lot 32, Block 21B, District Lot 526, Plan 3536, PID 012-794-783 in order to warn prospective purchasers that this building has been used as an illegal marijuana grow operation on two occasions and there are contraventions of the Vancouver Building and Electrical By-laws related to this unapproved use.

CARRIED UNANIMOUSLY

**5. 4564 Belmont Avenue
Warning to Prospective Purchasers (VanRIMS No. 11-4400-10)**

The Committee had before it an Administrative Report dated April 3, 2006, in which the City Building Inspector sought Council approval to file a 336D Notice against the title to 4564 Belmont Avenue to warn prospective purchasers of By-law violations and to request approval to seek injunctive relief.

Peter Sweeney, Manager of Building Inspection, reviewed the report.

MOVED by Councillor Ball
THAT the Committee recommend to Council

- A. THAT the City Clerk be directed to file a 336D Notice against the title to the property at 4564 Belmont Avenue (Lot 7 of A of 1 & 4, Block 134, District Lot 540, Plan 2516) PID 013-688-944 in order to warn prospective purchasers that there are contraventions of the Zoning and Development and Vancouver Building By-laws related to this building.
- B. THAT the Director of Legal Services is hereby authorized, in her discretion, to commence a legal action or proceeding in relation to the premises located at 4564 Belmont Avenue (Lot 7 of A of 1 & 4, Block 134, District Lot 540, Plan 2516) PID 013-688-944 and may, in her discretion, seek injunctive relief in that action or proceeding, in order to bring this building into compliance with City By-laws.

CARRIED UNANIMOUSLY

**6. 4925 Moss Street
Warning to Prospective Purchasers (VanRIMS No. 11-4400-10)**

The Committee had before it an Administrative Report dated March 29, 2006, in which the City Building Inspector sought Council approval to file a 336D Notice against the title to 4925 Moss Street to warn prospective purchasers of By-law violations. The General Manager of Community Services recommended approval.

Peter Sweeney, Manager of Building Inspection, reviewed the report.

MOVED by Councillor Louie
THAT the Committee recommend to Council

- THAT the City Clerk be directed to file a 336D Notice against the title to the property at 4925 Moss Street (Lot 5, Block 112, District Lot 37, Plan 2356) PID 004-313-518 in order to warn prospective purchasers that there are deficiencies under the Standards of Maintenance By-law, one unauthorized dwelling unit on the 1st storey, an enclosure

to the carport and the installation of three (3) windows in the basement all without permits or approvals in contravention of the Zoning and Development and Vancouver Building By-laws.

CARRIED UNANIMOUSLY

**7. 841 SE Marine Drive
Warning to Prospective Purchasers (VanRIMS No. 11-4400-10)**

The Committee had before it an Administrative Report dated April 7, 2006, in which the City Building Inspector sought Council approval to file a 336D Notice against the title to 841 SE Marine Drive to warn prospective purchasers of By-law violations. The General Manager of Community Services recommended approval.

Peter Sweeney, Manager of Building Inspection, reviewed the report.

Mario Laudisio, representing the owner, noted the current owner had been aware of the violations when he purchased the property and has been working on fixing the deficiencies, the suite has been vacant for four months. He further noted an environmental report has been submitted, and contractors will be in place in short order to rectify the violations.

Mr. Sweeney responded to questions regarding permits for the intended work and clarified the recommendation contained in the aforementioned report.

The Meeting Coordinator responded to questions regarding notification of the meeting to the owner.

The General Manager of Community Services noted the 336D notice would be removed once complied with and this is a series of issues for compliance. She also noted her department has waited some time to achieve compliance with this property and that bringing these issues to Council is a last resort.

MOVED by Councillor Ball
THAT the Committee recommend to Council

THAT the City Clerk be directed to file a 336D Notice against the title to the property at 841 SE Marine Drive (Lot 14 of 5-8, Block A, District Lot 327, Plan 3089) PID 013-173-260 in order to warn prospective purchasers that there is one unauthorized dwelling unit in the basement and there are contraventions under the Standards of Maintenance, Electrical, License, Zoning and Development and Vancouver Building By-laws.

CARRIED UNANIMOUSLY

8. 1537-1539 Victoria Drive
Warning to Prospective Purchasers (VanRIMS No. 11-4400-10)

This item was withdrawn from this agenda.

9. 2006 Celebration Grants Recommendations, Spring Deadline
(VanRIMS No. 05-5000-10)

At its meeting on May 2, 2006, Vancouver City Council referred this item to the Standing Committee on City Services and Budgets meeting on May 4, 2006, in order to hear from speakers.

Accordingly, the Committee had before it an Administrative Report dated April 18, 2006, in which the Managing Director of Cultural Services recommended grants to organizations, outlined selection processes, discussed the applications in more detail (Appendix A of the aforementioned report), appended the evaluation criteria in the Program Information Guide (Appendix B of the aforementioned report), and included front pages of the applications. The General Manager of Community Services recommended approval.

Margaret Sprecht, Co-Assistant Director - Office of Cultural Affairs, reviewed the report, gave an overview of the grants and the assessment process. Ms. Sprecht, along with Marnie Rice, Cultural Planner, responded to questions regarding remaining funds, whether applicants who have not received grants can apply in the fall, timing of the fall intake and assessment criteria.

Vincent P. Prakash, President, Fiji Indian Association of British Columbia, read into the record a letter from the Fiji Indian Association of Canada (*distributed as correspondence prior to the meeting; and on file in the City Clerk's office*). Mr. Prakash spoke against staff recommendations, noting previous successes of the festival and its increasing popularity, the importance of the festival to expose Fijian culture to the rest of the lower mainland, and accounting details were provided.

Dr. Godwin Eni, President of the Vancouver Multicultural Society, (*brief distributed - on file*) spoke against staff recommendations, noting awards received by his organization, the need to bring cultural communities together in an annual event, planning has gone on since December 2005 and noted his organization still has sufficient funds for the festival.

Following delegations, Ms. Sprecht and Ms Rice responded to questions regarding criteria and assessment for grant requests, administrative costs for these organizations, increases in costs from the previous year, staff communication with the assessment committee, division of the cultural grants budget throughout the year, and staff assistance to applicant organizations.

MOVED by Councillor Anton
THAT the Committee recommend to Council

THAT Council approve a total of \$107,500 in Celebration Grants to the organizations listed in Tables 1 and 2 of the Administrative Report dated April 18, 2006, entitled, "2006 Celebration Grants Recommendations, Spring Deadline". Source of funds to be the 2006 "Other Grants" budget.

CARRIED UNANIMOUSLY

The Committee adjourned at 10:43 a.m.

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CITY OF VANCOUVER

REGULAR COUNCIL MEETING MINUTES STANDING COMMITTEE OF COUNCIL ON CITY SERVICES AND BUDGETS

MAY 4, 2006

A Regular Meeting of the Council of the City of Vancouver was held on Thursday, May 4, 2006, at 10:43 a.m., in the Council Chamber, Third Floor, City Hall, following the Standing Committee on City Services and Budgets meeting, to consider the recommendations and actions of the Committee.

PRESENT:

- Mayor Sam Sullivan
- Councillor Suzanne Anton
- Councillor Elizabeth Ball
- Councillor Kim Capri
- Councillor George Chow
- Councillor Heather Deal
- Councillor Peter Ladner
- Councillor B.C. Lee
- Councillor Raymond Louie

ABSENT:

- Councillor David Cadman (Leave of Absence)
- Councillor Tim Stevenson (Leave of Absence - Civic Business)

CITY MANAGER'S OFFICE: Judy Rogers, City Manager

CITY CLERK'S OFFICE: Nicole Ludwig, Meeting Coordinator

COMMITTEE OF THE WHOLE

MOVED by Councillor Anton
SECONDED by Councillor Ball

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

CARRIED UNANIMOUSLY

COMMITTEE REPORTS

Report of Standing Committee on City Services and Budgets
May 4, 2006

Council considered the report containing the recommendations and actions taken by the Standing Committee on City Services and Budgets. Its items of business included:

1. 4693 Bellevue Drive - Request for Injunctive Relief
2. 2811 East 18th Avenue - Warning to Prospective Purchasers
3. 2911 West 42nd Avenue - Warning to Prospective Purchasers
4. 1737 West 37th Avenue - Warning to Prospective Purchasers
5. 4564 Belmont Avenue - Warning to Prospective Purchasers
6. 4925 Moss Street - Warning to Prospective Purchasers
7. 841 SE Marine Drive - Warning to Prospective Purchasers
8. 1537-1539 Victoria Drive - Warning to Prospective Purchasers - WITHDRAWN
9. 2006 Celebration Grants Recommendations, Spring Deadline

Items 1-8

MOVED by Councillor Anton

THAT the recommendations and actions taken by the Standing Committee on City Services and Budgets at its meeting of May 4, 2006, as contained in items 1 to 8, be approved.

CARRIED UNANIMOUSLY

Item 9

MOVED by Councillor Anton

THAT the recommendations and actions taken by the Standing Committee on City Services and Budgets at its meeting of May 4, 2006, as contained in item 9, be approved.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Louie

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Lee
SECONDED by Councillor Ball

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

CARRIED UNANIMOUSLY

MOTIONS

A. Administrative Motions

None.

B. Motions on Notice

1. Annual Budgeting (VanRIMS No. 05-1000-30)

At its meeting on May 2, 2006, Vancouver City Council referred discussion and decision on this item to the Council meeting immediately following the Standing Committee on City Services and Budgets meeting on May 4, 2006, to allow staff to provide information on previous requests on moving the annual budgeting process to earlier in the year.

MOVED by Councillor Ladner
SECONDED by Councillor Ball

WHEREAS:

1. The City of Vancouver fiscal year begins on January 1.
2. The legislative requirement to finalize the budget by April 30 has resulted in annual budgets being finalized during the second quarter of the fiscal year.
3. This creates uncertainty and requires interim funding in advance of the final budget approval.

THEREFORE BE IT RESOLVED

THAT the Director of Finance report back on a plan to ensure the operating budget is finalized as close to the beginning of the year as possible and not in the second quarter of the fiscal year.

CARRIED UNANIMOUSLY

2. Request for Leave of Absence - Councillor Suzanne Anton (VanRIMS No.: 08-2000-20)

The following motion was submitted by Councillor Capri at the Regular Council meeting on May 2, 2006. Councillor Louie called notice under section 5.4(c) of the Procedure By-law.

MOVED BY Councillor Capri
SECONDED BY Councillor Ball

THAT Councillor Anton be granted a Leave of Absence from the Court of Revision Meeting to be held on May 4, 2006.

CARRIED UNANIMOUSLY

3. Welfare Rates (VanRIMS No.: 08-0500-11)

The following motion was submitted by Councillor Capri at the Regular Council meeting on May 2, 2006. Councillor Louie called notice under section 5.4(c) of the Procedure By-law.

MOVED by Councillor Capri
SECONDED by Councillor Ball

WHEREAS:

1. The number of people in Greater Vancouver considered at risk of homelessness is 125,000.
2. The number of people who are homeless has doubled in the Lower Mainland and increased throughout the province in the past two years.
3. The welfare rates of \$510 per month for single adults have not been increased since 1991, and rates for families have not kept up with the rate of inflation.
4. The City of Vancouver's Homeless Action Plan calls for an increase in the welfare rates as part of the solution to end homelessness.
5. The only housing available for \$325 per month is in rooming houses/residential hotels.
6. It is a disincentive for landlords relying on rents at current welfare rates to rise above bare minimum standards in maintaining their buildings, including SRO hotels.

THEREFORE BE IT RESOLVED

THAT Council requests that the Mayor be asked to discuss the issue of welfare rates, at his upcoming meetings with the Premier and Cabinet Ministers and work with them towards addressing this problem.

CARRIED UNANIMOUSLY

4. Patio By-Law Review (VanRIMS No.: 08-4000-11)

A motion on the above-noted matter was submitted by Councillor Deal at the Regular Council Meeting on May 2, 2006. Councillor Capri called notice under section 5.4(c) of the Procedure By-law.

Council also had before it a memorandum dated May 3, 2006, in which the General Manager of Engineering Services provided background information on expanding the Sidewalk Café Program to neighbourhood pubs and hotel pub/lounges, and provided an alternative recommendation for Council's consideration.

MOVED by Councillor Deal
SECONDED by Councillor Chow

WHEREAS

1. Outdoor patios animate Vancouver's streets.
2. Animated streets are safer streets.
3. Several Vancouver pubs share facilities with restaurants.
4. Neighbourhood pubs provide a local place for people to socialize.

THEREFORE BE IT RESOLVED THAT

1. Vancouver City Council request staff report back, in six weeks, on a process to review the impact of expanding the Sidewalk Café program to neighbourhood pubs and hotel pub/lounges, including costs, timelines and the recommended scope of public consultation.
2. Vancouver City Council direct staff to relax enforcement of the Patio By-law for existing patios while this review takes place, unless issues of noise or rowdy behaviour are identified.

Council agreed to separate the vote on parts 1 and 2 of the resolves.

Part 1

THAT Vancouver City Council request staff report back, in six weeks, on a process to review the impact of expanding the Sidewalk Café program to neighbourhood pubs and hotel pub/lounges, including costs, timelines and the recommended scope of public consultation.

CARRIED UNANIMOUSLY

Part 2

THAT Vancouver City Council direct staff to relax enforcement of the Patio By-law for existing patios while this review takes place, unless issues of noise or rowdy behaviour are identified.

LOST

(Councillors Anton, Ball, Capri, Ladner, Lee and the Mayor opposed)

FINAL MOTION AS ADOPTED

WHEREAS

1. Outdoor patios animate Vancouver's streets.
2. Animated streets are safer streets.
3. Several Vancouver pubs share facilities with restaurants.
4. Neighbourhood pubs provide a local place for people to socialize.

THEREFORE BE IT RESOLVED

THAT Vancouver City Council request staff report back, in six weeks, on a process to review the impact of expanding the Sidewalk Café program to neighbourhood pubs and hotel pub/lounges, including costs, timelines and the recommended scope of public consultation.

NEW BUSINESS

1. Dismantling of Patio Structures (VanRIMS No.: 08-4000-11)

The following motion was submitted by Councillor Deal. Councillor Capri called notice under section 5.4(c) of the Procedure By-law.

THAT Council direct staff to not require dismantling of patio structures while staff review expanding the Sidewalk Café Program to neighbourhood pubs and hotel/pub lounges.

Notice

ENQUIRIES AND OTHER MATTERS

1. Council Attendance at Quasi-Judicial Hearings (VanRIMS No.: 08-2000-22)

Councillor Anton requested staff provide an information memo on whether Court of Revision meetings can be delegated to a panel of Council rather than a full Council.

The City Manager agreed to provide this information in conjunction with a similar memo requested regarding Chauffeur's Permit Appeals.

The Council adjourned at 11:25 a.m.

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