



CITY OF VANCOUVER
SPECIAL COUNCIL MEETING MINUTES
NOVEMBER 7, 2006

A Special Meeting of the Council of the City of Vancouver was held on Tuesday, November 7, 2006, at 7:30 p.m., in the Council Chamber, Third Floor, City Hall.

PRESENT: Mayor Sam Sullivan
Councillor Suzanne Anton
Councillor Elizabeth Ball
Councillor David Cadman
Councillor Kim Capri
Councillor George Chow
*Councillor Heather Deal
Councillor Peter Ladner
Councillor B.C. Lee
*Councillor Tim Stevenson

ABSENT: Councillor Raymond Louie

CITY CLERK'S OFFICE: Denise Salmon, Meeting Coordinator

*Denotes absence for a portion of the meeting.

MOVED by Councillor Ladner
SECONDED by Councillor Stevenson

THAT this Council resolve itself into Court of Revision for the purpose of hearing complaints against the proposed assessments or the accuracy of frontage measurements, or any other complaint which persons interested may desire to make and which is by law cognizable by the Court, Mayor Sullivan in the Chair.

CARRIED UNANIMOUSLY

COURT OF REVISION

LOCAL IMPROVEMENTS

Projects by Petition: Court No. 623
November 7, 2006

Pavement & Curbs, Local Residential
Lane Pavement, Local Residential
Speed Humps
Pedestrian Collector Sidewalks
Traffic Circle
Lane Lighting

Projects by Initiative: Court No. 624

- Pavement & Curbs, Higher Zoned
- Pavement & Curbs, Local Residential
- Lane Pavement, Higher Zoned
- Lane Pavement, Local Residential
- Speed Humps
- Pedestrian Collector Sidewalks
- Sidewalk Reconstruction
- Lane Lighting

Before Council were reports from the Collector of Taxes dated November 7, 2006, with respect to Local Improvement Courts of Revision Numbers 623 and 624. Also before Council was a Late Report for Court 623/015 (counter petition submitted) and a Late Report for Court 624/015 (amended objection count), and an Appendix #1 for Court 623 /006 and Appendix # 1 for Court 624/033, and Appendix #2 for Court 624 /019,020,024,028,030/ 031/037, all dated November 7, 2006.

COURT NO. 623 - PROJECTS BY PETITION

The Collector of Taxes certified that the projects in the report dated November 7, 2006, have been requested by the majority of the assessed owners by means of a sufficiently signed petition.

In the late report dated November 7, 2006, the Collector of Taxes advised that the General Manager of Engineering Services recommended rebalot on project 015, as a counter petition had been received. In Appendix #1, dated November 7, 2006, the Collector of Taxes noted project 006 had a request to make an adjustment to reduce the scope of the project.

COURT NO. 624 - PROJECTS BY INITIATIVE

In the report from the Collector of Taxes dated November 7, 2006, it was noted item numbers 019, 020, 024, 028, 030, 031 and 037 were objected to by at least more than one half (1/2) the owners of the properties who represented at least more than one half (1/2) the total value of all the properties on the project. In Appendix #1, dated November 7, 2006, the Collector of Taxes noted project 033 had a request to make an adjustment to amend the scope of the project and Appendix #2 recommended item numbers 019, 020, 024, 028 030, 031, and 037 proceed on special grounds. Staff also advised of a typing error on page 7 of Court 624, wherein the Schedule 063 should be amended to read Schedule 039.

MOVED by Councillor Cadman
SECONDED by Councillor Capri

THAT the report of the Special Assessment Roll for Courts 623 and 624, dated November 7, 2006, submitted by the Collector of Taxes, be approved, with the corrections and changes noted herein.

CARRIED UNANIMOUSLY

RISE FROM COURT OF REVISION

MOVED by Councillor Deal
SECONDED by Councillor Chow

THAT the Court of Revision rise and report.

CARRIED UNANIMOUSLY

COUNCIL

ADOPT REPORT OF COURT OF REVISION

MOVED by Councillor Lee
SECONDED by Councillor Ball

THAT Council adopt the report of the Court of Revision dated November 7, 2006.

CARRIED UNANIMOUSLY

Administrative Report Local Improvement Subsequent Procedure - November 7, 2006 October 19, 2006

Prior to considering the recommendation in the Administrative Report dated October 19, 2006, Rhys Williams, Streets Design Engineer, with the assistance of additional staff, showed slides of the various projects. The following delegations were heard and actions taken as follows:

COURT NO. 623 - PROJECTS BY PETITION

Project No. 623/001

Rosalind Muirhead and Bruce Nielsen spoke in opposition to the project and advised the corner bulges would narrow the street and reduce the amount of available parking. Cost was also noted as a concern.

Rose Kennedy, the petitioner, spoke in support of the project.

MOVED by Councillor Cadman
SECONDED by Councillor Capri

THAT this project be approved.

CARRIED UNANIMOUSLY

Project No. 623/002

MOVED by Councillor Cadman
SECONDED by Councillor Ball

THAT this project be approved.

CARRIED UNANIMOUSLY

Project No. 623/003

Tyrone Hauff registered support for the project, but did not speak.

Kyle Lee registered support for the project, but advised of his concern regarding damage to posts and gutters, and requested this problem be addressed at time of paving.

Ian Adam, Assistant City Engineer, Streets, advised staff will consult with Mr. Lee prior to project construction.

MOVED by Councillor Capri
SECONDED by Councillor Lee

THAT this project be approved.

CARRIED UNANIMOUSLY

Project No. 623/006

Benjamin Hernandez registered support for the project, but did not speak.

MOVED by Councillor Capri
SECONDED by Councillor Ball

THAT this project be approved.

CARRIED UNANIMOUSLY

Project No. 623/009

Eric Lai and Alice Sun registered support for the project, but did not speak.

MOVED by Councillor Deal
SECONDED by Councillor Chow

THAT this project be approved.

CARRIED UNANIMOUSLY

Project No. 623/013

Janice Fairly spoke in support of the project, and expressed the hope the speed humps would be sufficient to address safety issues.

Stacey Solomon registered support for the project, but did not speak.

MOVED by Councillor Cadman
SECONDED by Councillor Capri

THAT this project be approved.

CARRIED UNANIMOUSLY

Project No. 623/015

Mikhail Berezin spoke against the project and suggested "reduce speed" signs would be an effective alternative.

Bob Moore spoke in favour of the project, and advised he is concerned with the speed of vehicles and the safety of his deaf grandchild, as well as the children who attend the nearby daycare for emotionally disturbed children.

Elizabeth Norris, Streets Design, advised a counter petition had been received on this project and recommended the project be reballoted, for report back to Council, as this petition now has insufficient signatures.

MOVED by Councillor Cadman
SECONDED by Councillor Capri

THAT this project be reballoted.

CARRIED UNANIMOUSLY

Project No. 623/016

Michelle Chang, on behalf of her parents who were present, registered opposition to the project.

Lew Shrubsole, on behalf of his neighbour, spoke in opposition to the project, as the neighbour has the largest lot and would pay the most. Mr. Shrubsole also expressed concern with development in the area, and suggested the sidewalk should be considered a general street improvement, and not the responsibility of owners.

Elizabeth Norris, Streets Design, advised Ms. Chang's parents have withdrawn their signature and recommended the project be reballoted, for report back to Council, as this petition now has insufficient signatures.

MOVED by Councillor Cadman
SECONDED by Councillor Capri

THAT this project be reballoted.

CARRIED UNANIMOUSLY

COURT NO. 624 - PROJECTS BY INITIATIVE

Project No. 624/001

Alice Poon, Bryan Terrace and Garo Zarfian spoke in opposition to the project and noted the damage to pavement and poles caused by trucks, and the need for constant repair of the pavement and the expense involved. The speakers advised of the need for a solution to the damaged pavement.

Elizabeth Norris, Streets Design, clarified this project is for pavement and curbs only, not sidewalks, trees or corner bulges. Ms. Norris also advised that according to the Charter, as Mr. Terrace does not have signing authority for the property owner, he cannot present an objection. Ian Adam, Assistant City Engineer, Streets, advised if this project is approved, the pavement and curbs would be constructed to industrial grade, and would become the responsibility of the City for future repair.

MOVED by Councillor Stevenson
SECONDED by Councillor Anton

THAT this project be approved.

CARRIED UNANIMOUSLY

Project No. 624/009

Tammy Nguyen, on behalf of her parents, spoke in opposition to the project due to costs.

Elizabeth Norris, Streets Design, advised that although Ms. Nguyen's is a late objection, there are now three of four owners opposed, and it is Council's decision if the project should proceed.

MOVED by Councillor Chow
SECONDED by Councillor Capri

THAT this project not proceed.

CARRIED
(Councillor Stevenson opposed)

Project No. 624/012

Timothy Yeung registered opposition to the project but did not speak.

MOVED by Councillor Deal
SECONDED by Councillor Chow

THAT this project be approved.

CARRIED UNANIMOUSLY

Project No. 624/016

Ben Heyboer and Lisa Kwan registered support for the project but did not speak.

MOVED by Councillor Deal
SECONDED by Councillor Anton

THAT this project be approved.

CARRIED UNANIMOUSLY

Project No. 624/019

David Husby voiced his support for accessibility, but spoke in opposition to the project, specifically in regard to the impact the project would have on the trees and landscaping he has planted and maintains. Mr. Husby also referenced the cost of the project.

Elizabeth Norris, Streets Design, provided Council with the rationale for Special Grounds projects, and Ian Adam, Assistant City Engineer, Streets, advised staff could consult with the owner and the sidewalk would likely be constructed so as to preserve the trees.

MOVED by Councillor Stevenson
SECONDED by Councillor Capri

THAT this project proceed on Special Grounds.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY

Project No. 624/020

Gary Ladd, on behalf of Mrs. Lau, spoke against installation of only the sidewalk, and noted the need for curbs as well. Mr. Ladd voiced concern that vehicles would park on the sidewalk if curbs were not installed, which would make the sidewalk less accessible and more dangerous.

John Jang, Local Improvements, suggested a pre-ballot of owners to determine if there is support for the street improvement project, which would allow for the installation of both the sidewalk and curbs at the same time.

MOVED by Councillor Deal
SECONDED by Councillor Anton

THAT this sidewalk project proceed on Special Grounds. The project will be put on hold pending a pre-ballot of the affected owners for street improvements (pavement and curbs). If the pre-ballot indicates support, staff will formally initiate street improvements and if approved at the next Court of Revision, the sidewalk and the street will be constructed at the same time. Should the pre-ballot indicate insufficient support of the street work, the hold on the sidewalk will be lifted and the sidewalk scheduled for construction.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY

Project No. 624/028

Robert Lachnit, Deborah Roos (material circulated and on file), and Alexander Nicol (photographs circulated and on file) spoke in opposition to the project, and noted the loss of greenspace, run-off issues, and impacts on trees and landscaping.

John Jang, Local Improvements, and Elizabeth Norris, Streets Design, in response to questions from Council provided the rationale for putting this project forward on special grounds, and

also advised that the City's Disability Issues Committee had, at an earlier meeting, described the difficulty for both strollers and wheelchairs to travel across grass.

Council members also noted there is a sidewalk on the opposite side of the street, and resources might well be better spent in an area where there is no current access.

MOVED by Councillor Ladner
SECONDED by Councillor Ball

THAT this project proceed on Special Grounds.

LOST, NOT HAVING RECEIVED
THE REQUIRED MAJORITY
(Councillors Cadman, Capri, Deal and Lee opposed)

Project No. 624/030

George Bezdan, and Doug Wournell (material circulated and on file), husband of Margaret Bezdan (who had registered to speak), spoke in support of the project, noted the roadway is currently unsafe to walk on, especially for seniors, and further advised curbs and gutters on both sides of the street would be the preferred treatment, as motorists will park on the sidewalk if curbs are not installed.

MOVED by Councillor Cadman
SECONDED by Councillor Capri

THAT this project proceed on Special Grounds.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY

Project No. 624/031

Peter Arcus (material filed) spoke in opposition to the project and advised this should not proceed on special grounds, as there is no benefit, but rather a burden to property owners due to associated costs. Mr. Arcus also advised there is no evidence of safety issues in this area, and also noted a paved sidewalk exists on the opposite side of the street to provide access. He also requested if the project proceeds that he be consulted by staff regarding access to his garage.

MOVED by Councillor Capri
SECONDED by Councillor Anton

THAT this project proceed on Special Grounds, and staff discuss with Mr. Arcus access to his garage.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY
(Councillors Deal and Stevenson absent for vote)

Project No. 624/035

Peter Lowery (photographs circulated) spoke in support of the project and noted he was in favour of wheelchair access and sidewalks for children and the elderly, but expressed concern regarding cedar trees that would be impacted by installation of the sidewalk. Mr. Lowery also suggested where original sidewalks are replaced, that the stamped original name be saved and incorporated into the new pavement.

MOVED by Councillor Capri
SECONDED by Councillor Cadman

THAT this project be approved, and consideration be given to accommodating the cedar trees; and

FURTHER THAT the concrete plates with the original street name be reinstalled in future sidewalks where feasible.

CARRIED UNANIMOUSLY
(Councillor Deal absent for the vote)

Project No. 624/036

Cam Bakker registered opposition to the project, but did not speak.

MOVED by Councillor Cadman
SECONDED by Councillor Capri

THAT this project be approved.

CARRIED UNANIMOUSLY

Project No. 624/037

Charles Lazer, on behalf of three owners in the 1700 W. 64th, spoke in opposition to the project. He cited runoff as a concern, noted a sidewalk exists on the opposite side of the street for access, and suggested the \$45,000 could be better spent on other projects.

Ian Adam, noted this project is on a transit route, and is a neighbourhood collector, which is the rationale for putting it forward on special grounds as a high priority.

MOVED by Councillor Anton
SECONDED by Councillor Lee

THAT this project proceed on Special Grounds.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY
(Councillor Deal absent for the vote)

ADMINISTRATIVE REPORT
October 19, 2006

Council then considered the Administrative Report dated October 19, 2006.

MOVED by Councillor Cadman
SECONDED by Councillor Chow

THAT the recommendations of the General Manager of Engineering Services, as contained in the Administrative Report dated October 19, 2006, and quoted below, be approved, taking into account the specific actions taken this day:

- A. THAT the projects by "Petition" in Court #623 be approved.
- B. THAT the projects by "Initiative Principle" in Court #624 be approved except for Defeated Items #19, #20, #24, #28, #30, #31 and #37.
- C. THAT Special Item in Court #624, Item #33, be approved as described in this report.
- D. THAT Council approve the formal Special Grounds Resolution for a sidewalk on Collingwood Street, West Side, from the lane south of 14th Avenue to 15th Avenue, Court #624, Item #19, attached as Appendix 1 of the Administrative Report dated October 19, 2006, entitled "Local Improvement Subsequent Procedure - November 7, 2006".
- E. THAT Council approve the formal Special Grounds Resolution for a sidewalk on Fleming Street, West Side, from 20th Avenue to 21st Avenue, Court #624, Item #20, attached as Appendix 2 of the Administrative Report dated October 19, 2006, entitled "Local Improvement Subsequent Procedure - November 7, 2006".
- F. THAT Council approve the formal Special Grounds Resolution for a sidewalk on Kootenay Street, East Side, from Yale Street to the lane south of Trinity Street, Court #624, Item #24, attached as Appendix 3 of the Administrative Report dated October 19, 2006, entitled "Local Improvement Subsequent Procedure - November 7, 2006".
- G. THAT Council approve the formal Special Grounds Resolution for a sidewalk on Yale Street, South Side, from Kootenay Street to Boundary Road, Court #624, Item #30, attached as Appendix 5 of the Administrative Report dated October 19, 2006, entitled "Local Improvement Subsequent Procedure - November 7, 2006".
- H. THAT Council approve the formal Special Grounds Resolution for a sidewalk on Yew Street, West Side, from 36th Avenue to the lane south of 36th Avenue, Court #624, Item #31, attached as Appendix 6 of the Administrative Report dated October 19, 2006, entitled "Local Improvement Subsequent Procedure - November 7, 2006".

- I. THAT Council approve the formal Special Grounds Resolution for a sidewalk on 64th Avenue, North Side, from Angus Drive to the CPR Right-of-way, Court #624, Item #37, attached as Appendix 7 of the Administrative Report dated October 19, 2006, entitled "Local Improvement Subsequent Procedure - November 7, 2006".

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY
(Councillor Deal absent for vote)

NOTE FROM CLERK: Appendix 4 (Court #624, Item 028) to the Administrative Report dated October 19, 2006, entitled "Local Improvement Subsequent Procedure - November 7, 2006" was not carried as the required 8 affirmative votes of Council were not received.

The Special Council adjourned at 10:10 p.m.

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