



CITY OF VANCOUVER
REGULAR COUNCIL MEETING MINUTES

JULY 24, 2007

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, July 24, 2007, at 2:00 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 Raymond Louie
- Councillor Tim Stevenson

ABSENT:

CITY MANAGER'S OFFICE:

- Judy Rogers, City Manager
- James Ridge, Deputy City Manager

CITY CLERK'S OFFICE:

- Syd Baxter, City Clerk
- Janice MacKenzie, Deputy City Clerk

* Denotes absence for a portion of the meeting

**Denotes absence for a portion of the meeting due to a declared conflict of interest

PRAYER

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

RECOGNITION - DR. JOHN BLATHERWICK, CHIEF MEDICAL HEALTH OFFICER

The Mayor recognized Dr. John Blatherwick, retiring Chief Medical Health Officer, for his years of dedicated service and wished him well in his retirement.

PROCLAMATION - RIDESHARE WEEK

The Mayor proclaimed the week of September 17 to 21, 2007 RideShare Week.

"IN CAMERA" MEETING

MOVED by Councillor Lee
SECONDED by Councillor Ball

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):

- (a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the city or another position appointed by the city;
- (c) labour relations or other employee relations;
- (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;
- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

CARRIED UNANIMOUSLY

ITEMS ARISING FROM THE "IN CAMERA" MEETING OF JULY 10, 2007

Council approved the appointment of Bill MacEwen to the Gastown Historic Area Planning Committee.

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

1. Regular Council (City Services and Budgets) - June 28, 2007

MOVED by Councillor Ladner
SECONDED by Councillor Stevenson

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

2. Regular Council (Planning and Environment) - June 28, 2007

MOVED by Councillor Capri
SECONDED by Councillor Cadman

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

3. Regular Council - July 10, 2007

MOVED by Councillor Anton
SECONDED by Councillor Chow

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

COMMITTEE OF THE WHOLE

MOVED by Councillor Deal
SECONDED by Councillor Lee

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

CARRIED UNANIMOUSLY

MATTERS ADOPTED ON CONSENT

MOVED by Councillor Lee

THAT Council adopt Administrative Reports A1 to A6, A8 to A12, A14 to A15, A18, A20 to A21, A23 to A25, A27 to A29, P1 and P2 on consent.

CARRIED UNANIMOUSLY

ADMINISTRATIVE REPORTS

**1. Business License Hearing Panels for September 2007
July 5, 2007 (VanRIMS No. 08-2000-40)**

THAT Council delegate the holding of the Business License Hearings presently scheduled for September 12, 2007, from 9:30am to 12:30pm, and September 20, 2007, from 7:30pm to 10:30pm, 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 2006 business licenses and the power to make a Council decision in relation to those hearings be delegated to:

September 12, 2007 - 9:30am
Councillor Elizabeth Ball, Chair
Councillor George Chow
Councillor BC Lee
Councillor Suzanne Anton, Alternate

September 20, 2007 - 7:30pm
Councillor Tim Stevenson, Chair
Councillor Suzanne Anton
Councillor Heather Deal
Councillor Peter Ladner, 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

2. **Form of Development: 1631 Ontario Street (Olympic Village - Parcel 10)**
July 10, 2007 (VanRIMS No. 11-1200-01)

THAT the form of development for this portion of the CD-1 zoned site known as the Olympic Village site (1631 Ontario Street being the application address) be approved generally as illustrated in the Development Application No. DE410878, prepared by Merrick Architecture and stamped "Received, Community Services Group, Development Services, May 8, 2007", provided that the Director of Planning may approve design changes which would not adversely affect either the development character of this site or adjacent properties.

ADOPTED ON CONSENT

3. **Form of Development: 1611 Manitoba Street (Olympic Village - Parcel 6)**
July 10, 2007 (VanRIMS No. 11-1200-01)

THAT the form of development for this portion of the CD-1 zoned site known as the Olympic Village site (1611 Manitoba Street being the application address) be approved generally as illustrated in the Development Application No. DE410879, prepared by Merrick Architecture and stamped "Received, Community Services Group, Development Services, May 8, 2007", provided that the Director of Planning may approve design changes which would not adversely affect either the development character of this site or adjacent properties.

ADOPTED ON CONSENT

4. **Form of Development - 3233 Clive Avenue**
July 10, 2007 (VanRIMS No. 11-1200-01)

THAT the form of development for this portion of the CD-1 zoned site known as 3235-3295 Clive Avenue, 4914-4928 Spencer Street, 3206-3254 Vaness Avenue (3233 Clive Avenue being the application address) be approved generally as illustrated in the Development Application No. DE410465, prepared by P.Y. & Associates Building Design & Project Management and stamped "Received, Community Services Group, Development Services, February 5, 2007", provided that the Director of Planning may impose conditions and approve design changes which would not adversely affect either the development character of this site or adjacent properties.

ADOPTED ON CONSENT

5. **Assignment of Lease: 1818 East Pender Street
July 3, 2007 (VanRIMS No. 06-6200-10)**

THAT Council approve the assignment of the lease for 1818 East Pender Street (Lot E, Block E, District Lot 183, Group 1, New Westminster District, Plan LMP 18047, PID: 018-863-141) from United Native Nations, Local 111, East Vancouver Branch, to Lu'ma Native Housing Society, on terms and conditions to the satisfaction of the Director of Legal Services;

AND THAT no legal rights or obligations shall be created or arise until all the necessary legal documentation is fully executed on terms and conditions to the satisfaction of the Director of Legal Services.

ADOPTED ON CONSENT

6. **Tax Instalment Prepayment Plan (TIPP) Interest
July 4, 2007 (VanRIMS No. 05-4200-10)**

THAT Council set an annual interest rate of 1.75% for 2008 real property tax payments paid in advance through the City's Tax Instalment Prepayment Plan (TIPP program) to be effective for the period August 1, 2007 to July 31, 2008.

ADOPTED ON CONSENT

7. **Award of Contract - Development of Content for 311 Knowledge Base
July 3, 2007 (VanRIMS No. 03-1200-30)**

MOVED by Councillor Lee

A. THAT, subject to the conditions set out in B, C, and D, Council authorize a consultancy contract with AtFocus, Inc. for the development of the content for the 311 knowledge base at a maximum value of \$200,000 plus applicable taxes, subject to a contract satisfactory to the Director of Legal Services, the City Manager, and the Manager, Materials Management; source of fund to be the 311 Capital Budget for Consultancy.

- 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 City Manager, the Manager, 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.

CARRIED UNANIMOUSLY

8. **Knight at 49th Left Turn Bays - Cost Escalation**
July 9, 2007 (VanRIMS No. 13-1400-22)

THAT Council approve a revised total cost estimate of \$4,215,000 for the construction of north and south bound left-turn bays on Knight Street at 49th Avenue, with funding from the following sources:

- 1) The original amount approved in 2005:
 - \$1,250,000 - 2003 Streets Basic Capital for Clark-Knight Corridor Improvement
 - \$1,250,000 - TransLink 2002 and 2003 Minor Capital Cost Sharing
 - \$ 500,000 - Federal Border Infrastructure Fund Cost Sharing
 - \$3,000,000
- 2) Proposed additional funding sources:
 - a) Recoveries from outside agencies -
 - \$250,000 - TransLink 2003 Minor Capital Cost Sharing
 - \$250,000 - Insurance Corporation of British Columbia Cost Sharing
 - \$357,500 - Proposed TransLink 2008 Minor Capital Cost Sharing
 - \$857,500
 - b) 2003 Streets Capital
 - \$250,000 - 2003 Streets Basic Capital for Arterial Improvements - Unallocated
 - \$107,500 - 2003 Streets Basic Capital for Clark-Knight Improvement - Clark at 6th Left Turn Bay Anticipated Surplus
 - \$357,500

ADOPTED ON CONSENT

9. **Vehicle for Hire By-Law Amendment: Motor Assisted Pedicabs (MAP)**
June 13, 2007 (VanRIMS No. 08-4000-11)

- A. THAT Council approve the proposed amendments to the Vehicle for Hire By-Law No.6066 to allow for the definition of Motor Assisted Pedicabs (MAP), generally in accordance with Appendix A of the Administrative Report *Vehicle for Hire By-Law Amendment: Motor Assisted Pedicabs (MAP)*, dated June 13, 2007.
- B. THAT Council approve the proposed amendments to the Guidelines for the Operation of Pedicab, generally in accordance with Appendix B of the Administrative Report *Vehicle for Hire By-Law Amendment: Motor Assisted Pedicabs (MAP)*, dated June 13, 2007.
- C. THAT the Director of Legal Services be requested to prepare the necessary By-law amendments to the Vehicle for Hire By-law, generally in accordance with Appendix A of the Administrative Report.

ADOPTED ON CONSENT

10. **Award of Contract on Request for Proposal PS07004 - Occupational and Disability Management Services
July 10, 2007 (VanRIMS No. 03-1200-30)**

- A. THAT, Council (subject to the conditions set out in D, E, and F below) authorize a contract with Medisys Health Group Inc. for the provision of occupational health services for the City and the Vancouver Police Department at an estimated yearly cost of \$141,717 per year plus GST for three (3) years with a subsequent renewal option of two (2) one-year extensions. The source of the funding will be the existing occupational health budget in Human Resource Services budget, and \$29,900 from the Vancouver Police department budget.
- B. THAT, Council (subject to the conditions set out in D, E and F below) authorize a contract with Medisys Health Group Inc. for the provision of Disability Management Services for the Vancouver Police Department at an estimated cost of \$89,250 per year plus GST for three (3) years with a subsequent renewal option of two (2) one-year extensions. The source of the funding will be the existing disability management budget in Human Resource Services.
- C. THAT Council (subject to the conditions set out in D, E, and F below) authorize a contract with Organizational Health Inc., for the provision of disability management services for the City at an estimated cost of \$311,900 per year plus GST for three (3) years with a subsequent renewal option of two (2) one-year extensions. The source of the funding will be the existing disability management budget in Human Resources Services.
- D. THAT all legal documentation is to be in a form which is satisfactory to the Director of Legal Services and General Manager of Human Resource Services.
- E. THAT the Director of Legal Services be authorized to execute and deliver the necessary agreement on behalf of City Council.

- F. THAT no legal rights or obligations shall arise hereby and none shall arise or be granted hereafter unless and until all legal documentation has been executed and delivered by the Director of legal services on behalf of the City Council.

ADOPTED ON CONSENT

11. **Local Improvements by Petition - October 4, 2007 - First and Second Step Report July 10, 2007** (VanRIMS No. 13-1200-21)

- A. THAT petition projects listed in Appendix I of the Administrative Report *Local Improvements by Petition - October 4, 2007 - First and Second Step Report*, dated July 10, 2007, be advanced as Local Improvements and be brought before a Court of Revision on October 4, 2007.
- B. THAT the reports of the City Engineer and Director of Finance be adopted together with details of the Second Step Report as summarized in Appendix II of the Administrative Report *Local Improvements by Petition - October 4, 2007 - First and Second Step Report*, dated July 10, 2007. Source of funds for the total City's share of \$334,553 is \$1,344 from existing 2007 Engineering Basic Capital Accounts for Street Lighting and \$333,209 of funding to be approved in advance of the 2008 Streets Basic Capital Budget.

ADOPTED ON CONSENT

12. **Still Creek Enhancement Project - 3400 Cornett Road July 10, 2007** (VanRIMS No. 08-3900-10)

- A. THAT Council endorse the plans for enhancing Still Creek at 3400 Cornett Road and approve the expenditure of \$405,137.50, with funding of \$235,137.50 from the Still Creek Greenway Enhancement Fund, and a \$170,000 contribution from the GVRD.
- B. THAT subject to the condition set out in H below, Council approve the amendment of the Professional Services Agreement with Jacques Whitford Limited (now Jacques Whitford Axys Ltd.) dated November 15, 2006 to include the provision of construction management and environmental monitoring services as detailed in the Administrative Report *Still Creek Enhancement Project - 3400 Cornett Road*, dated July 10, 2007, for a fee of \$28,496 (to be funded by the Still Creek Greenway Enhancement Fund) on terms acceptable to the General Manager of Engineering Services, the Manager of Materials Management and the Director of Legal Services.
- C. THAT subject to the condition set out in H below, Council approve an award of contract for Invitation to Tender PS07068 "Still Creek Enhancement Project, Cornett Road Design - Phase 1" to Mission Contractors Ltd. to provide construction services as detailed in the Administrative Report for an estimated fee of \$405,137.50 (to be funded by the Still Creek Greenway Enhancement Fund and a contribution from the GVRD) on terms acceptable to the General

Manager of Engineering Services, the Manager of Materials Management and the Director of Legal Services.

- D. THAT the Manager of Materials Management be authorized to execute and deliver a Notice of Award to Mission Contractors Ltd. on behalf of the City.
- E. THAT the Director of Legal Services be authorized to execute and deliver on behalf of the City all legal documents required to implement B and C above.
- F. THAT the Streets Operating Budget for Horticultural Maintenance be increased by \$9700, without offset, for 2009, and subject to budget review in 2010.
- G. THAT \$28,000 be allocated from the Still Creek Greenway Enhancement fund for completion of interpretive signage and public art as detailed in the Administrative Report, and for investigations for future design work.
- H. THAT no legal rights or obligations will be created by Council's adoption of Recommendations B and C above unless and until all such legal documents are executed and delivered by the Director of Legal Services.

ADOPTED ON CONSENT

**13. License By-law Amendments: New Fees for New Business License Categories
July 3, 2007 (VanRIMS No. 08-4000-11)**

MOVED by Councillor Ladner

- A. THAT Council approve amendments to Schedule A of the License By-Law No.4450 to adopt new fees to coincide with new business license definitions, generally in accordance with Appendix B of the Administrative Report *License By-law Amendments: New Fees for New Business License Categories*, dated July 3, 2007.
- B. THAT Council request the Director of Legal Services to prepare the necessary amendments to Schedule A of the License By-Law No.4450, generally in accordance with Appendix B of the Administrative Report.

CARRIED UNANIMOUSLY

**14. 2007 Project Grants: Second Deadline
July 10, 2007 (VanRIMS No. 05-5000-10)**

THAT Council approve 22 Project Grants for a total of \$194,500, as listed in Appendix A of the Administrative Report *2007 Project Grants: Second Deadline*, dated July 10, 2007, source of funds to be the 2007 Cultural Grants budget.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

15. **Interim Municipal Access Arrangements - Saskatchewan Telecommunications
July 9, 2007 (VanRIMS No. 13-3000-20)**

- A. THAT the General Manager of Engineering Services and Director of Legal Services be authorized to conclude negotiations and execute and deliver legal arrangements with Saskatchewan Telecommunications, to permit the company to extend their telecommunications network under City streets by installing ducts in various new locations, on terms and conditions generally as described in the Administrative Report *Interim Municipal Access Arrangements - Saskatchewan Telecommunications*, dated July 9, 2007, and such other terms and conditions satisfactory to the General Manager of Engineering Services and Director of Legal Services.
- B. THAT no legal rights or obligations will arise or be created by Council's adoption of A above unless and until all legal documentation has been executed and delivered by the respective parties.

ADOPTED ON CONSENT

16. **Appointment of External Auditor
July 10, 2007 (VanRIMS No. 05-2000-50)**

MOVED by Councillor Louie

THAT the appointment of KPMG LLP as the City's External Auditors be extended for a period of three years to cover fiscal years 2008 to 2010, with the same terms and conditions as the existing Form of Agreement.

CARRIED UNANIMOUSLY

17. **2007/08 Theatre Rental (Operating and Projects) Grants
June 25, 2007 (VanRIMS No. 05-5000-10)**

MOVED by Councillor Ball

- A. THAT Council confirm its previous approval in principle of Theatre Rental (Operating) Grants to 12 organizations totalling \$1,208,148 which includes adjustments that reflect reduced actual uses of the Civic Theatres within the first 6 months of 2007 as listed in Table 1 of the Administrative Report *2007/08 Theatre Rental (Operating and Projects) Grants*, dated June 25, 2007; source of funds to be the existing 2007 Theatre Rental Grants budget;
- B. THAT Council approve 12 Theatre Rental (Operating) Grants totalling \$766,700 as listed in Table 2 of the Administrative Report *2007/08 Theatre Rental (Operating and Projects) Grants*, dated June 25, 2007, for use of the Civic Theatres within the last six months of 2007; source of funds to be the existing 2007 Theatre Rental Grants budget and \$93,068 from the unallocated \$1 million increase to the 2007 Cultural Grants budget;

- C. THAT Council approve one Theatre Rental (Projects) Grant of \$2,720; source of funds to be the existing 2007 Theatre Rental Grants budget;
- D. THAT Council approve a grant of \$100,000 to the Vancouver Symphony Society to offset the rent payable under the lease with Civic Theatres for the period of January 1 to December 31, 2007; source of funds to be the existing 2007 Theatre Rental Grants budget; and
- E. THAT Council approve, in principle, 13 Theatre Rental (Operating) Grants totalling \$1,236,250 as listed in Table 2 of the Administrative Report for use of the Civic Theatres in the first six months of 2008; source of funds to be the 2008 Theatre Rental Grants budget.

CARRIED UNANIMOUSLY

AND BY THE REQUIRED MAJORITY

(Councillor Deal absent due to a declared conflict of interest)

**18. Demolition of vacant City-owned building located at 301 West 1st Avenue (Cambie Works Yard)
July 10, 2007 (VanRIMS No. 02-3000-10)**

- A. THAT Council approve the demolition of the Precast building at 301 West 1st Avenue (Cambie Works Yard), legally described as Lot 1, Except Part in Explanatory Plan 16373, Now Road Block 1, District Lot 302, Plan 5832, Lots 2 to 11, Block 1, District Lot 302, Plan 5832 and Lot 55 Except Plan BCP5395, District Lot 2064, Group 1, NWD, Plan 556, and
- B. THAT Council approve the allocation of an additional \$220,000 to complete ongoing clearing of the site and the demolition of the Precast Building. Source of funds to be the PEF (Southeast False Creek Development).

ADOPTED ON CONSENT

**19. Marine Drive Trolley Overhead Extension - Direct Current Feeder Wire Placement
July 10, 2007 (VanRIMS No. 13-1400-20)**

MOVED by Councillor Ladner

- A. THAT, given City policy to support the maintenance and expansion of trolley buses and the high cost of undergrounding direct current feeder wires (power supply wires), Council make a one time exception to its policy goal to underground all overhead services in the long term and allow TransLink to place the direct current feeder wires overhead for the Marine Drive Trolley Overhead Extension.

CARRIED

(Councillors Cadman, Chow, Deal, and Stevenson opposed)

20. **2007 Property Taxation: Land Assessment Averaging Program Amendments
July 10, 2007 (VanRIMS No. 05-4200-10)**

THAT Council approve a retroactive amendment to the 2007 Land Assessment Averaging By-law (No. 9449) to extend the averaging program to otherwise eligible properties in the Kingsway - Knight neighbourhood centre that were excluded because of a change in zoning to RM-1/RM-1N and RT-10/RM-10N.

ADOPTED ON CONSENT

21. **Arts Partners in Creative Development - 2007 First Deadline Allocation
June 15, 2007 (VanRIMS No. 05-5000-10)**

THAT Council approve an Arts Partners in Creative Development (APCD) grant of \$83,333 to 2010 Legacies Now, for the first of two 2007 program deadlines, for subsequent distribution to 4 Vancouver arts organizations; source of funds is the 2007 Cultural Grants budget.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

22. **Civic Sponsorship Initiatives Planning Process and Strategy for Implementation
July 3, 2007 (VanRIMS No. 01-0500-11)**

MOVED by Councillor Deal

- A. THAT Council adopt the Olympic and Paralympic Sponsorship Planning Process and Strategy for Implementation and instruct the Civic Sponsorship Steering Committee to expedite and implement the strategy and project as outlined in the Administrative Report *Civic Sponsorship Initiatives Planning Process and Strategy for Implementation*, dated July 3, 2007.
- B. THAT Council approve funds of up to \$100,000 towards the implementation of an Olympic and Paralympic Sponsorship Strategy for the balance of 2007; source of funds to be the Strategic Initiatives Fund.
- C. THAT, subject to approval of A and B above that Council authorize the City Manager in consultation with the General Manager of Olympic and Paralympic Operations and the Director of Legal Services to enter into such consulting and sponsorship agreements necessary to secure cash and in-kind sponsorships from Olympic and Paralympic Sponsors generally in support of the City's Olympic and Paralympic initiatives as outlined in the City of Vancouver 2010 Olympic and Paralympic Strategic Plan.
- D. THAT Council approve the creation of an Olympic and Paralympic Sponsorship Reserve to accumulate all sponsorship funds during the Olympic and Paralympic Sponsorship Strategy pilot project; any allocation from any net surplus from

this fund will be approved by Council. Further, that Staff report back at the end of the pilot project on the effectiveness of the program along with recommendations on an overall City Civic Sponsorship strategy.

- E. THAT the Director of Legal Services be authorized to execute and deliver on behalf of the City all legal documents required to implement C above.
- F. THAT all such legal documents be on terms and conditions satisfactory to the City Manager, and the Director of Legal Services.
- G. THAT no legal rights or obligations will be created or arise by Council's adoption of C, E, and F above unless and until such legal documents are executed and delivered by the Director of Legal Services.

CARRIED UNANIMOUSLY

**23. Re-alignment of Existing IT Management Position
July 12, 2007 (VanRIMS No. 07-3000-20)**

THAT Council approve the creation of a Manager of Data Services position to be funded through the deletion of the Print Shop Manager position at no incremental cost to the City.

The pay level is subject to General Manager of Human Resources classification.

ADOPTED ON CONSENT

**24. Exchange Agreement between the City and Bell Canada
June 21, 2007 (VanRIMS No. 06-6200-10)**

- A. THAT the General Manager of Engineering Services and the Director of Legal Services be authorized to negotiate, execute and deliver on behalf of the City an exchange agreement with Bell Canada ("Bell") with a term of 20 years, whereby:
 - the City grants to Bell a duct licence to permit Bell to install optical fibres in approximately 19.6 kilometres of City-owned telecommunication ducts; and
 - Bell grants to the City an indefeasible right of use of optical fibres owned by Bell in 19.1 kilometres of Bell's fibre optic network.
- B. THAT no legal rights or obligations will arise or be created by Council's adoption of A above unless and until all legal documentation has been executed and delivered by the respective parties.

ADOPTED ON CONSENT

25. **2007 Operating Budget - May Review**
July 16, 2007 (VanRIMS No. 05-1000-30)

THAT the Administrative Report *2007 Operating Budget - May Review*, dated July 16, 2007, be received for information.

ADOPTED ON CONSENT

26. **Lease and Maintenance of City Owned Capital Assets at 390 Main Street**
July 17, 2007 (VanRIMS No. 02-3000-13)

MOVED by Councillor Ladner

THAT consideration of the Administrative Report 'Lease and Maintenance of City-Owned Capital Assets at 390 Main Street' be deferred to a meeting of Council to be held in September 2007 and that staff provide Council with the terms of the proposed lease agreement with the Aboriginal Community Career Employment Society (ACCESS).

CARRIED UNANIMOUSLY

27. **Capital Program/Project Status Review - December 2006**
July 17, 2007 (VanRIMS No. 05-1400-21)

THAT the Administrative Report *Capital Program/Project Status Review - December 2006*, dated July 17, 2007, be received for information.

ADOPTED ON CONSENT

28. **Neighbourhood Energy Utility - Community Energy Centre**
July 13, 2007 (VanRIMS No. 03-1200-30)

THAT Council authorize a contract with Sandwell Engineering Inc. to provide design and construction management services related to the Southeast False Creek Community Energy Centre at the location under Cambie Bridge as described in the Administrative Report *Neighbourhood Energy Utility - Community Energy Centre*, dated July 13, 2007, up to a maximum total of \$1,398,216 plus GST; this cost to be financed from the \$14.0 million interim financing approved by Council pursuant to the March 2, 2006 NEU report (the "NEU Interim Budget");

AND THAT the contract be on terms satisfactory to and approved by the City Manager and Director of Legal Services and that the City Manager and Director of Legal Services be authorized to sign such contract on behalf of the City;

AND THAT no legal rights or obligations will be created or arise by Council's approval unless and until a contract is signed and delivered.

ADOPTED ON CONSENT

29. **Southeast False Creek and Olympic Village - Award of Contract C111 for First Avenue Reconstruction**
July 10, 2007 (VanRIMS No. 03-1200-30)

- A. THAT a budget of \$23,000,000 be approved for the First Avenue Reconstruction Project in the Southeast False Creek ODP area, source of funding to be:
- \$20,657,900 plus GST from Southeast False Creek Financial Plan; and
 - \$2,342,100 plus GST from the Neighbourhood Energy Utility Capital Budget.

- B. THAT, subject to the conditions set out below, the City Manager be authorized to enter into a contract with BelPacific Excavating & Shoring Limited Partnership ("BelPacific") for the First Avenue Reconstruction Project at an estimated cost of \$20,604,260 plus GST; funding to be provided from the budget approved in Recommendation A;

THAT the Director of Legal Services be authorized to execute and deliver on behalf of the City all legal documents required to implement this Recommendation;

THAT all such legal documents be on terms and conditions satisfactory to the City Manager and the Director of Legal Services; and

THAT no legal rights or obligations will be created or arise by Council's adoption of this Recommendation B unless and until such legal documents are executed and delivered by the Director of Legal Services.

- C. THAT the SEFC Project Manager be instructed to seek the recovery of the costs of installing the BC Hydro (\$1,051,100), Telus (\$535,400) and Engineering Services (\$325,400) infrastructure as part of the First Avenue Reconstruction Project; and failing that be authorized to adjust by change order the scope of work under the BelPacific contract.
- D. THAT the SEFC Project Manager be authorized to reimburse BC Hydro for relocation of the overhead electrical lines on First Avenue at a cost of \$630,700 plus GST, with the funding to be provided from the First Avenue Reconstruction Project Budget approved in Recommendation A.
- E. THAT Council approve an additional \$1,000,000 budget for site servicing costs and other work for the City's infrastructure development in SEFC Area 2A; source of funding to be the Property Endowment Fund: Southeast False Creek Development.

ADOPTED ON CONSENT

POLICY REPORTS

1. **CD-1 Rezoning - 2900 East Broadway (Broadway Tech Centre)**
June 28, 2007 (VanRIMS No. 11-3600-10)

A. THAT the application by Tom Bunting of Bunting Coady Architects, to rezone 2900 East Broadway (Lot 1, except Part in Plan LMP49647, Section 36, Town of Hastings Suburban Lands, Plan LMP44003) from I-3 Industrial District to CD-1 Comprehensive Development District, to allow for 1.0 FSR General Office Use and 2 000 m² of Retail Use, be referred to a Public Hearing, together with:

- (i) plans received June 29, 2006;
- (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report *CD-1 Rezoning - 2900 East Broadway (Broadway Tech Centre)*, dated June 28, 2007; and
- (iii) the recommendation of the Director of Planning to approve, subject to conditions contained in Appendix C of the Policy Report;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary CD-1 By-law generally in accordance with Appendix A of the Policy Report for consideration at the Public Hearing.

B. THAT a consequential amendment be made to the Sign By-law to establish regulations for this CD-1 in accordance with Schedule "B" (I-3), generally as presented in Appendix B of the Policy Report *CD-1 Rezoning - 2900 East Broadway (Broadway Tech Centre)*, dated June 28, 2007;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary amending by-law generally as presented in Appendix B of the Policy Report;

AND FURTHER THAT the by-laws be referred to the same Public Hearing as required for A above.

ADOPTED ON CONSENT

2. **Vancouver Charter Amendment Proposal - Unbundling and Other Flexibility in Parking Requirements (the "Proposal")**
July 2, 2007 (VanRIMS No. 01-5500-20)

THAT Council endorse the submission to the Province of British Columbia of the Proposal to amend the Vancouver Charter so that the Province provides the authority to the City to enact by-laws to:

- (a) Regulate the number of off-street parking spaces required for a development based on ecological sustainability considerations;

- (b) Relax minimum off-street parking requirements required for a development based on ecological sustainability considerations;
- (c) Relax minimum off-street parking spaces in an existing development based on demonstrated surplus of off-street parking spaces; and
- (d) Require sellers and landlords to unbundle off-street parking by selling or renting strata units in new developments separately from the sale, rental, or licensing of off-street parking spaces within the development or off the property, including separation of price.

ADOPTED ON CONSENT

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 Ladner
SECONDED by Councillor Stevenson

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

CARRIED UNANIMOUSLY

BY-LAWS

MOVED by Councillor Lee
SECONDED by Councillor Ball

THAT Council, except for those members excused as noted in the agenda, enact the by-laws listed on the agenda for this meeting as numbers 1 to 3 inclusive, and authorize the Mayor and City Clerk to sign and seal the enacted by-laws.

CARRIED UNANIMOUSLY

1. A By-law to amend Vehicles for Hire By-law No. 6066 regarding motor assisted pedicabs (By-law No. 9524)
2. A By-law to amend License By-law No. 4450 regarding fees for new business license

categories (By-law No. 9525)

3. **A By-law to amend 2007 Land Assessment Averaging By-law No. 9449 (By-law No. 9526)**

MOTIONS

A. Administrative Motions

None.

B. Motions on Notice

1. **Development Applications: North Side of Point Grey Road involving Conditional Approval Uses or Relaxations (VanRIMS No. 11-1200-01)**

MOVED by Councillor Anton

SECONDED by Councillor Capri

THAT development applications for the north side of Point Grey Road involving conditional approval uses or relaxation are no longer required to be reported to Council.

CARRIED UNANIMOUSLY

2. **Free Range Chicken Eggs (VanRIMS No. 08-4600-01)**

MOVED by Councillor Capri

SECONDED by Councillor Ball

WHEREAS the City of Vancouver is a municipal leader in the appropriate care and treatment of animals; and

WHEREAS viable alternatives to the predominant production method for most eggs is widely available;

THEREFORE BE IT RESOLVED:

1. THAT Vancouver City Council encourage Vancouver residents:
 - (i) as restaurants and caterers in both private and City operations, to highlight the support for and availability of certified organic, free-range chicken eggs on their menus;
 - (ii) as consumers, to request the option of purchasing certified organic, free-range chicken eggs at retail food outlets and restaurants and, where available, choose the certified organic, free-range option;

- (iii) as wholesalers, to highlight the preference for and availability of certified organic, free-range chicken eggs in their food supply inventories; and
 - (iv) as retailers, to highlight the preference for and availability of certified organic, free-range chicken eggs in their food stores;
2. THAT the operators and caterers of City-run facilities be requested to use only certified organic, free-range or free-run whole (shell) chicken eggs; and
 3. THAT staff report to Council in one year's time highlighting any challenges which might have arisen.

REFERRED

The Chair advised requests to speak on this motion have been received. Council agreed to refer consideration of the motion to the July 26th meeting of the Standing Committee on City Services and Budgets to hear from speakers.

3. 2007 Labour Disruption Savings

At the Regular Council meeting following the Standing Committee on Transportation and Traffic on July 24, 2007, Councillor Louie gave notice on the following motion:

MOVER Councillor Raymond Louie

SECONDER Councillor George Chow

WHEREAS the City of Vancouver saved \$1.3 million during the course of a seven week labour disruption in year 2000; and

WHEREAS homeowners have seen property taxes increase by almost 15% over the past two years; and

WHEREAS a labour disruption, with more than 6000 workers, has just begun and could continue for an indefinite period of time; and

WHEREAS homeowners and businesses pay property taxes in exchange for the city providing services to them;

THERE BE IT RESOLVED THAT:

Any savings incurred during this labour dispute be rebated to city taxpayers.

AMENDMENT MOVED by Councillor Ladner

THAT the language of the motion be struck and replaced with the following:

THAT staff report to Council on any labour dispute savings along with the options on how to apply those savings to the benefit of taxpayers.

not put

AMENDMENT TO AMENDMENT MOVED by Councillor Louie

THAT the wording '...along with the options on how to apply those savings to the benefit of taxpayers.' be replaced with '...and that any tax savings incurred in this labour dispute be used to reduce property taxes for City taxpayers in 2008.' The amended motion would read as follows:

THAT staff report to Council on any labour dispute savings and that any tax savings incurred in this labour dispute be used to reduce property taxes for City taxpayers in 2008.

CARRIED

(Councillors Anton, Ball, and the Mayor opposed.)

(Councillor Capri absent for vote.)

The amendment to the amendment having carried with Councillors Anton, Ball, and the Mayor opposed, the amendment was not voted upon and therefore was not put.

FINAL MOTION AS APPROVED:

THAT staff report to Council on any labour dispute savings and that any tax savings incurred in this labour dispute be used to reduce property taxes for City taxpayers in 2008

NEW BUSINESS

ENQUIRIES AND OTHER MATTERS

The Council adjourned at 3:45 p.m.

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