



CITY OF VANCOUVER
REGULAR COUNCIL MEETING MINUTES
SEPTEMBER 18, 2007

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, September 18, 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

CITY MANAGER'S OFFICE: Judy Rogers, City Manager

CITY CLERK'S OFFICE: Syd Baxter, City Clerk
Janice MacKenzie, Deputy City Clerk

PRAYER

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

ACKNOWLEDGEMENT

Council acknowledged death of Captain Robert Hall - Fire Department.

"IN CAMERA" MEETING

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;
- (g) litigation or potential litigation affecting the city;

ITEMS ARISING FROM THE "IN CAMERA" MEETING OF July 24, 2007

Council endorsed the Vancouver Coastal Health Authority's interim appointment of Dr. Patricia Daly as the Medical Health Officer.

Council appointed Hugh Bulmer, Bruce Miller and Margaret Vandenberg to the Vancouver Museum Commission.

ADOPTION OF MINUTES

1. Regular Council (City Services and Budgets) - July 12, 2007

MOVED by Councillor Ladner
SECONDED by Councillor Louie

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

2. Regular Council (Planning and Environment) - July 12, 2007

MOVED by Councillor Capri
SECONDED by Councillor Cadman

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

3. Regular Council (Transportation and Traffic) - July 24, 2007

MOVED by Councillor Lee
SECONDED by Councillor Ball

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

4. Regular Council - July 24, 2007

MOVED by Councillor Deal
SECONDED by Councillor Chow

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

5. Special Council (Public Hearing) - July 24, 2007

MOVED by Councillor Anton
SECONDED by Councillor Stevenson

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

6. Regular Council (City Services and Budgets) - July 26, 2007

MOVED by Councillor Ladner
SECONDED by Councillor Stevenson

THAT the foregoing Minutes be amended to reflect that Councillor Louie was absent for the vote on the item 2 entitled "Free Range Chicken Eggs".

CARRIED UNANIMOUSLY

7. Regular Council (Planning and Environment) - July 26, 2007

MOVED by Councillor Capri`
SECONDED by Councillor Ball

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

COMMITTEE OF THE WHOLE

MOVED by Councillor Ladner
SECONDED by Councillor Louie

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

MATTERS ADOPTED ON CONSENT

MOVED by Councillor Ladner

THAT Council adopt A1, A3, A4, A6, and A7 on consent.

CARRIED UNANIMOUSLY

REPORT REFERENCE

1. Final Report of the Property Tax Policy Review Commission

The Chair of the Property Tax Policy Review Commission, Professor Stan Hamilton, presented the final report of the Commission. Professor Hamilton, Dr. Enid Slack, Mr. Peter Adams, and Ms. Karen Levitt (staff) responded to questions.

MOVED by Councillor Ladner

- A. THAT Council receive the final report of the Property Tax Policy Review Commission for information.
- B. THAT Council instruct staff to implement the public consultation process design with the timeline described in this report, at a cost not to exceed \$25,000, with source of funding to be the 2007 Contingency Reserve.
- C. THAT Council instruct staff to report back to Council by no later than the end of January 2008 with staff's analysis of and comments on the Property Tax Policy Commission's final recommendations.
- D. That council send a formal letter of thanks to the Property Tax Policy Review Commission for their work.

CARRIED UNANIMOUSLY

2. Vancouver 2010 Winter Games Live Site Plan

The Chair advised that a request to speak was received. The Chair proposed that Council proceed with the presentation and discussion, and refer the vote on the recommendations to the September 20, 2007 Standing Committee on Planning and Environment after hearing from the speaker.

Councillor Stevenson rose on a point of order to ask whether it is Council's normal practice to have the presentation and discussion at one meeting but refer the vote to another meeting to hear from speakers. The Chair advised that the common practice when receiving a request to speak is have the presentation and hold consideration of

the recommendation to the Standing committee meeting after hearing from the speaker.

Council agreed to refer the debate and vote on the recommendations to the September 20, 2007 Standing Committee on Planning and Environment after hearing from the speaker.

Dave Rudberg, General Manager, Olympic and Paralympic Operations and Tom Stulberg, Fireworks Marketing Group presented the live site plan for the Vancouver 2010 Winter Games. Staff responded to questions concerning the report.

MOVED by Councillor Anton

- A. THAT Council approve the two-site "Live Site" concept utilizing, on a temporary basis, the Beatty Street (former Bus Depot) site and David Lam Park and authorize further work on the design and operation;
- B. THAT concept approval be given to use Hamilton/Mainland Streets as the connecting link between the two Live Sites and that Robson Street be the connector to the Provincial Robson Square activation with further work undertaken on the design and operation for the connectors;
- C. THAT staff work with the partners including VANOC, Resort Municipality of Whistler, Province of British Columbia and City of Richmond on the Live Site/celebration planning to ensure that the programming and development plans are coordinated to deliver a consistent program and achieve cost efficiencies;
- D. THAT community feedback continues with the adjoining businesses and residences on the Live Site concept, design and operation;
- E. THAT staff be authorized to submit an application for funding to the Federal Government and to seek cost sharing opportunities with sponsors and other stakeholders, and
- F. THAT \$200,000 be approved for the next phase of the Live Site design and operational planning, source of funding to be the Olympic Legacy Reserve, once the Reserve is funded. Interim funding of \$200,000 for 2007 to be borrowed from the 2007 Olympic and Paralympic Operations budget and repaid once the Olympic Legacy Reserve is funded.

referred

ADMINISTRATIVE REPORTS

1. 2008 Interest Rate of Property Tax Arrears
 - A. THAT City Council set an interest rate of 10.25% for real property tax arrears to be effective January 1, 2008, and
 - B. THAT the Director of Legal Services be authorized to bring forward a by-law, on or before September 30, 2007, to implement the interest rate under section 415(2) of the Vancouver Charter

ADOPTED ON CONSENT

2. Pedestrian Connector between Georgia Viaduct and BC Place

WITHDRAWN BY STAFF

3. Fleet Addition - Cured In Place Pipe Equipment
 - A. THAT, Council approve the allocation of \$120,000 from the Truck and Equipment Plant Account to fund the capital cost of the Cured in Place Pipe (CIPP) Equipment.
 - B. THAT, the \$26,000 required to repay the Truck and Equipment Plant Account for annual capital costs and operating costs be provided from the existing Sewer Operations Branch Operating Budget (CC 36030/700000).

ADOPTED ON CONSENT

4. Corporate Services - Accounting Services Reorganization

THAT Council approve the creation of a regular full time position of Manager of Financial Reporting, subject to classification by the General Manager of Human Resources, with funding to be provided from the existing Corporate Services Operating Budget at no incremental cost to the City.

ADOPTED ON CONSENT

5. Proposed Strata Title Conversion - 206 East 49th Avenue

The Chair advised that a request to speak was received. Council agreed to refer the report entitled "Proposed Strata Title Conversion - 206 East 49th Avenue" to the Standing Committee on Planning and Environment on September 20, 2007 to hear from the speaker.

REFERRED

6. Business License Hearing Panels for October 2007

THAT Council delegate the holding of the Business License Hearings presently scheduled for October 2, 2007, from 9:30 am to 12:30 pm; October 18, 2007, from 7:30 pm to 10:30 pm; and October 30, 2007 from 9:30 am to 12:30 pm, 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 2007 business licenses and the power to make a Council decision in relation to those hearing be delegated to:

October 2nd - 9:30 am
Councillor Chow - Chair
Councillor Cadman
Councillor Capri
Councillor Lee - Alternate

October 18 - 7:30 pm
Councillor Capri - Chair
Councillor Ball
Councillor Lee
Councillor Stevenson - Alternate

October 30 - 9:30 am
Councillor Ladner - Chair
Councillor Cadman
Councillor Stevenson
Councillor Deal - 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

7. Demonstration Project for Composting Food Waste at the Vancouver Landfill

A. THAT, subject to the conditions set out in Recommendations B, C, D and E, Council approve a demonstration project to compost food waste with yard trimmings at the Vancouver Landfill Composting Facility.

- B. THAT, subject to the conditions set out in Recommendations D and E, the General Manager of Engineering Services be authorized to negotiate an agreement with Metro Vancouver (formerly Greater Vancouver Regional District) to outline the responsibilities of each party for the demonstration project.
- C. THAT, the Director of Legal Services be authorized to execute and deliver on behalf of the City all legal documents required to implement Recommendations A and B.
- D. 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.
- E. THAT, no legal rights or obligations will be created by Council's adoption of Recommendations A and B, above until such legal documents are executed and delivered by the Director of Legal Services.

ADOPTED ON CONSENT

8. Canadian Olympic Committee Cooperation Memorandum of Understanding

MOVED by Councillor Anton

- A. THAT Council approve the attached Memorandum of Understanding (MOU) on cooperation between the Canadian Olympic Committee (COC) and the City of Vancouver.
- B. THAT Council authorize the City Manager to sign the attached MOU.
- C. THAT no legal rights or obligations will be created by the adoption by Council of recommendations A and B, nor will any legal rights or obligations be created by the execution and delivery by the City Manager of the Canadian Olympic Committee cooperation MOU.

CARRIED UNANIMOUSLY

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Anton

THAT the Committee of the Whole rise and report.

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.

BY-LAWS

MOVED by Councillor Ladner
SECONDED by Councillor Stevenson

THAT Council, except for those members excused as noted in the agenda, enact the by-law(s) 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-law(s).

1. A By-law to set the interest rate for delinquent real property taxes for 2008 at 10.25%. (By-law No. 9529)
(Subject to approval of Administrative Report A1)

2. A By-law to amend CD-1 By-law No. 9454 to add 125 West 1st Avenue to the Olympic Village. (By-law No. 9530)

3. A By-law to amend the Southeast False Creek Official Development Plan By-law No. 9073. (By-law No. 9531)

CARRIED UNANIMOUSLY

NEW BUSINESS

1. The British Columbia Climate Action Charter

The following motion was submitted by Councillor Capri with notice that the motion would be on the agenda of the Standing Committee on Planning and Environment on September 20, 2007.

MOVED by Councillor Capri
SECONDED by Councillor Ladner

WHEREAS the City of Vancouver has committed to taking actions to meet ambitious short and long-term targets to reduce greenhouse gas emissions from its own operations and in the community,

AND WHEREAS the City will be more successful in meeting its own greenhouse gas reduction targets as well as serving to mitigate climate changes by working in partnership with other local governments, the Union of British Columbia Municipalities and the Province of BC,

AND WHEREAS the City of Vancouver has a responsibility to play a leadership role amongst local governments in BC by sharing its insights and experiences in addressing climate change,

AND WHEREAS the purpose of the British Columbia Climate Action Charter (attached) is to establish a partnership between the Province, UBCM and signatory local governments to reduce GHG emissions and develop a common approach to carbon neutrality,

AND WHEREAS the Province and the UBCM have invited councils to signal their acceptance of the on behalf of their local governments at the 2007 UBCM Convention (September 24th to 28th),

AND WHEREAS the full implications of becoming carbon-neutral can be further assessed by the City and Council in the future once the Province and UBCM have developed the structure and criteria for carbon offsets and a carbon market for BC,

AND WHEREAS the Charter is an inspirational agreement and not legally binding,

AND WHEREAS the Province and UBCM have invited signatory local governments to include a statement of their initiatives and commitments as an appendix to the Charter,

THEREFORE BE IT RESOLVED

- THAT the City of Vancouver sign on to the British Columbia Climate Action Charter at the 2007 UBCM Convention, and

- THAT Staff be directed to prepare an appendix outlining the City's greenhouse gas commitments, activities and plans, to be attached to the Charter at the 2007 UBCM Annual Convention.

Notice given

2. Pacific Spirit Regional Park

MOVED by Councillor Cadman
SECONDED by Councillor Louie

WHEREAS:

Pacific Spirit Regional Park is a significant 2000-acre natural park that borders on Vancouver parks, and is annually visited by more than 1.5 million Vancouver area residents and tourists;

Any diminishment of Pacific Spirit Park would jeopardize the integrity of Vancouver's park system, and the Metro Vancouver regional park system;

Pacific Spirit Park is administered by the Metro Park Committee with Councillor Elizabeth Ball representing the City on that committee;

There have been recent proposals that a portion of Pacific Spirit Park be given away as part of negotiations regarding the future of the University Golf Course;

THEREFORE BE IT RESOLVED THAT:

Vancouver City Council opposes any proposal or plan that would reduce or give away any portion of Pacific Spirit Regional Park; and

Council, through its representative at the Metro Vancouver Park Committee, bring this motion to the attention of the Metro Park Committee at the earliest opportunity.

Not put

The Chair ruled the motion out of order.

Councillor Cadman challenged the ruling of the Chair.

The Chair then put the question

Shall the ruling of the Chair be sustained?
(Councillors Cadman, Louie, Deal, Chow, and Stevenson opposed)

A two-thirds majority of those present is required to overrule the ruling of the Chair.
Therefore the ruling of the Chair was SUSTAINED.

3. Zoning and Development By-law "Social Service Use"

MOVED by Councillor Louie
SECONDED by Councillor Chow

WHEREAS churches are charitable organizations that provide much needed support to those who are less advantaged;

AND WHEREAS various faith communities have come together to form the "Faith Communities Called to Solidarity with the Poor" group;

AND WHEREAS they feel the City has imposed unacceptable and onerous conditions under the "social service use" permit process;

AND WHEREAS it is important that City Council balance the livability needs of our neighbourhoods with these much needed services;

THEREFORE BE IT RESOLVED THAT staff be directed to review the definition of "Church use" and the applicability of "Social Service Use" with the faith community and that interested parties be given an opportunity to address Council on this matter.

AMENDMENT MOVED by Councillor Lee

THAT the wording 'interested parties be given an opportunity to address Council on this matter.' be replace with ' staff report back to Council with a memorandum on the progress made by the City with the faith communities on the core issues.' The amended motion would read as follows:

THAT staff be directed to review the definition of "Church use" and the applicability of "Social Service Use" with the faith community and that staff report back to Council with a memorandum on the progress made by the City with the faith communities on the core issues.

Carried unanimously

AMENDMENT TO AMENDMENT MOVED by Councillor Louie

THAT the wording 'staff report back to Council with a memorandum on the progress made by the City with the faith communities on the core issues.' be replaced with 'the motion be referred to the Standing Committee on City Services and Budgets to allow for the public to speak to the motion.' The amended motion would read as follows:

THAT staff be directed to review the definition of "Church use" and the applicability of "Social Service Use" with the faith community and that the motion be referred to the Standing Committee on City Services and Budgets to allow for the public to speak to the motion.

LOST

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

The amendment to the amendment having lost with Councillors Anton, Ball, Capri, Ladner, Lee, and the Mayor opposed, the amendment was put and carried unanimously.

FINAL MOTION AS APPROVED:

THAT staff be directed to review the definition of "Church use" and the applicability of "Social Service Use" with the faith community and that staff report back to Council with a memorandum on the progress made by the City with the faith communities on the core issues.

4. Request for Leave of Absence - Councillor Chow

MOVED by Councillor Anton
SECONDED by Councillor Deal

THAT Councillor Chow be granted a Leave of Absence from the following meetings being held on November 13 and 15, 2007 for personal reasons.

- Standing Committee on Transportation and Traffic to be held on November 13, 2007
- Regular Council meeting to be held on November 13, 2007.
- The Public Hearing scheduled on the evening of November 13, 2007.
- Standing Committee on City Services and Budgets, Standing Committee on Planning and Environment meetings to be held on November 15, 2007; and
- The proposed Public Hearing back-up scheduled for the evening of November 15, 2007.

THAT Councillor Stevenson be granted a Leave of Absence from the following meeting for personal reasons:

- Standing Committee on Transportation and Traffic to be held on November 13, 2007

CARRIED UNANIMOUSLY

ENQUIRIES AND OTHER MATTERS

1. Councillor Deal asked the City Manager when Council might receive earlier requested information regarding the employment program concerning the 2010 Olympics. The City Manager advised that a memorandum is forthcoming.
2. Councillor Stevenson requested that the City of Vancouver proclaim October 15 - 21, 2007 as Homelessness Action Week and issue a proclamation in that regard. Council agreed to declare the proclamation.
3. Councillor Louie asked the City Manager a question regarding staff leaving their employment with the City during the strike. The Chair ruled the question out of order.

The Council adjourned at 6:08

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