

(These Minutes to be adopted at the Regular Council meeting on January 15, 2008)



REPORT TO COUNCIL

STANDING COMMITTEE OF COUNCIL ON PLANNING AND ENVIRONMENT

NOVEMBER 29, 2007

A Regular Meeting of the Standing Committee of Council on Planning and Environment was held on Thursday, November 29, 2007, at 2:00 p.m., in the Council Chamber, Third Floor, City Hall.

PRESENT: Councillor Suzanne Anton, Vice-Chair
Mayor Sam Sullivan
Councillor Elizabeth Ball
Councillor David Cadman
Councillor Kim Capri, Chair *
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
James Ridge, Deputy City Manager

CITY CLERK'S OFFICE: Pat Boomhower, Meeting Coordinator

* Denotes absence for a portion of the meeting.

ADOPTION OF MINUTES

The Minutes of the Standing Committee on Planning and Environment meeting of November 15, 2007, were adopted.

MATTERS ADOPTED ON CONSENT

MOVED by Councillor Deal
THAT the Committee recommend to Council

THAT agenda items 1, 3 and 4 be adopted on consent.

CARRIED UNANIMOUSLY
(Councillor Capri absent for the vote)

RECOMMENDATION

1. 1866 Harrison Drive - Warning to Prospective Purchasers (VanRIMS No. 11-3000-12)

THAT the Committee recommend to Council

THAT the City Clerk be directed to file a 336D Notice against the title to the property at 1866 Harrison Drive, Lot 29, except part in explanatory Plan 7930, Block 22, Fraserview Plan 8363, PID 006-933-700 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 Zoning and Development, Vancouver Building and Electrical By-laws including the Plumbing requirements as set out in the Vancouver Building By-law and Natural Gas and Propane Installation Code.

ADOPTED ON CONSENT

2. 1575 Angus Drive - Extension of Building Permit No. BU432375 and Development and Building Permit No. DB420870 (VanRIMS No. 11-4200-01)

The Committee had before it an Administrative Report dated October 23, 2007, in which the Chief Building Official, in consultation with the Director of City-wide and Regional Planning, sought Council approval for extensions of Building Permit No. BU432375 and Development and Building Permit No. DB420870 for 1575 Angus Drive.

MOVED by Councillor Stevenson
THAT the Committee recommend to Council

THAT City Council approve extensions of Building Permit No. BU432375 and Development and Building Permit No. DB420870 for 1575 Angus Drive until March 20, 2008, subject to the submission and approval of revised plans complying with the Vancouver Building By-law which came into effect on May 1, 2007.

CARRIED UNANIMOUSLY
(Councillor Capri absent for the vote)

3. 1138 Davie Street - The Majestic Restaurant & Lounge Ltd. Liquor Primary Liquor Licence (VanRIMS No. 11-4600-23)

THAT the Committee recommend to Council

THAT Council, having considered that the majority of area residents and business operators of the community are in favour of the application as determined by neighbourhood notifications, the proximity of residential developments, potential noise impacts and relevant Council policy as outlined in the Administrative Report

dated November 29, 2007, entitled "1138 Davie Street - The Majestic Restaurant & Lounge Ltd - Liquor Primary Liquor Licence", endorse the application by The Majestic Restaurant & Lounge Ltd for a Liquor Primary liquor licence (Liquor Establishment Class 3) at 1138 Davie Street subject to:

- i. A maximum total capacity of 160 persons (indoor) and maximum capacity of 30 persons (outdoor patio);
- ii. Standard Hours of operation limited to 11:00 a.m. to 2:00 a.m., seven days a week; or
Extended Hours of operation limited to 9:00 a.m. to 3:00 a.m., seven days a week;
- iii. A Time-limited Development Permit;
- iv. A signed Good Neighbour Agreement prior to business licence issuance;
- v. Adherence to clean air practices; and
- vi. The surrendering of the existing Food Primary liquor licence at the time of issuance of the Liquor Primary liquor licence.

ADOPTED ON CONSENT

**4. 2901 East Hastings Street - Pacific National Exhibition
Amendment to Liquor Primary Liquor Licence (VanRIMS No. 11-4600-23)**

THAT the Committee recommend to Council

- A. THAT Council, having considered the opinion of local area residents and business operators as determined by neighbourhood notifications, and relevant Council policy as outlined in the Administrative Report dated November 9, 2007, entitled "2901 East Hastings Street - Pacific National Exhibition - Amendment to Liquor Primary Liquor Licence", endorse the application by Pacific National Exhibition for an amendment to the existing Liquor Primary liquor licences for the Pacific Coliseum to license the boxes, concourse, arena floor and general seating area for a total of 17,903 seats in the Pacific Coliseum building located at 2901 East Hastings Street.
- B. THAT Council, having considered the opinion of local area residents and business operators and relevant Council policy as outlined in the Administrative Report dated November 9, 2007, entitled "2901 East Hastings Street - Pacific National Exhibition - Amendment to Liquor Primary Liquor Licence", endorse the application by Pacific National Exhibition for an amendment to the existing Liquor Primary liquor licence for a change of hours of operation from 11:00 a.m. to midnight, seven days a week to 9:00 a.m. to 1:00 a.m., seven days a week for the Pacific Coliseum located at 2901 East Hastings Street.
- C. THAT Council, having considered the opinion of local area residents and business operators as determined by neighbourhood notifications, and relevant Council

policy as outlined in the Administrative Report dated November 9, 2007, entitled "2901 East Hastings Street - Pacific National Exhibition - Amendment to Liquor Primary Liquor Licence", endorse the application by Pacific National Exhibition for the addition of two (2) exterior patios at the north and south sides of the Pacific Coliseum building with hours of operation from 11:00 a.m. to 11:00 p.m., seven days a week to be used in conjunction with events only located at 2901 East Hastings Street (in the case of events, the patio must close at the end of the last intermission with a maximum closing time of 11:00 p.m.). This endorsement is subject to the Coliseum working with the community to minimize future impacts.

ADOPTED ON CONSENT

5. Burrard Slopes IC Districts Rezoning Policies (VanRIMS No. 11-3600-01)

The Committee had before it a Policy Report dated November 6, 2007, in which the Director of Planning provided a report back on proposed Burrard Slopes IC Districts rezoning policies and guidelines, as well as recommended options for encouraging job producing land uses. The General Manager of Community Services recommended approval.

Council heard from three speakers, all of which spoke generally in favour of the recommendations.

MOVED by Councillor Louie
THAT the Committee recommend to Council

- A. THAT Council repeal the existing Burrard Slopes IC Districts Interim Policies and adopt the new interim Burrard Slopes IC Districts Rezoning Policies and Guidelines, attached as Appendix A of the Policy Report dated November 6, 2007, entitled *Burrard Slopes IC Districts Rezoning Policies* and as described in the Policy Report dated January 30, 2007, with further amendments described in the November 6, 2007 report to encourage job producing space.
- B. THAT Council refer consideration of additional options for further encouraging job producing land uses in Burrard Slopes IC Districts to the Metro Core Jobs and Economy Land Use Plan.
- C. THAT Council direct Financing Growth Program staff to report back on amending the Policies for the City-Wide CAC Area to include the Burrard Slopes IC Districts.
- D. THAT Council direct staff to re-visit the Burrard Slopes IC District interim rezoning policies as part of the Metro Core Jobs and Economy Land Use Plan to consider removing the residential component.
- E. THAT Council request staff to report back if the pace of development rezoning applications is out of the ordinary.

CARRIED UNANIMOUSLY
(Councillor Capri absent for the vote)

6. Alternative Commercial Solid Waste Management Services (VanRIMS No. 13-6000-10)

The Committee had before it an Administrative Report dated November 14, 2007, in which the General Manager of Engineering Services provided an update on recent developments with the planning of a "dumpster free" commercial waste collection system in the City, and sought Council's endorsement, in principle, for the implementation of this type of collection system by Vancouver business communities based on specific objectives.

Council heard from ten speakers, the majority of whom spoke in support of the recommendations. Three delegations expressed concern.

MOVED by Councillor Deal

THAT the Committee recommend to Council

- A. THAT Council endorse, in principle, the conversion of existing commercial solid waste collection systems which require the use of large volume containers, or "dumpsters", and their storage on city streets and lanes, in one or more business improvement areas ("BIA's"), to an alternative system that does not require the use of dumpsters, based on the following objectives:
 - i. It should result in cleaner streets and lanes;
 - ii. It will incorporate incentives for waste reduction and diversion;
 - iii. It will include a socially integrated or supported service component, such as partnerships between the business and binning communities; and,
 - iv. It will result in reduced commercial waste hauling traffic volume, congestion and vehicle emissions through limitations in the number of collection service providers operating in given areas.
- B. THAT Council instruct the General Manager of Engineering Services and Director of Legal Services to develop the necessary bylaws and licensing, permitting and enforcement systems to facilitate an alternative waste collection system utilizing streets and lanes.
- C. THAT upon any BIA demonstrating to the City, to the satisfaction of the General Manager of Engineering Services, in consultation with the Director of Legal Services and the Director of Social Planning, that one or more BIA's has developed and made arrangements to put fully into effect a plan for a suitable dumpster free commercial waste collection service, the General Manager of Engineering Services and the Director of Legal Services bring forward the necessary bylaws and licensing, permitting and enforcement systems as soon as practicable.
- D. THAT Council direct staff to issue to current commercial waste haulers, upon arrangements being in place for the implementation of the alternative waste disposal system discussed herein, a 60 day notice of termination of the City's authorization for the use of City streets and lanes for a dumpster system.

- E. THAT Council direct staff to report back one year after the initiation of the first dumpster free commercial waste collection service with a review of how the program is achieving program objectives: A(i) through A(iv).

CARRIED UNANIMOUSLY

7. Campaign Finance Reform (VanRIMS No. 08-1000-01)

At its meeting on October 30, 2007, Vancouver City Council referred the following motion to a future Standing Committee meeting, in order to hear delegations.

Accordingly, the Committee heard from three speakers who spoke generally in support of the motion.

MOVED by Councillor Chow

THAT the Committee recommend to Council

WHEREAS approximately \$4 million was spent in the 2005 municipal campaign by the three political parties on Council;

WHEREAS the Government of British Columbia has not passed new financial reporting legislation in response to Vancouver City Council having voted in favour of requesting specific changes to legislation on March 15, 2005;

WHEREAS there are currently no requirements to publicly disclose donations of any sum to a municipal elector organization outside of the election campaign period;

WHEREAS the Vancouver Charter recognizes the unique position of the City of Vancouver among British Columbia municipalities;

WHEREAS large financial contributions to political parties and elected officials, both anonymous and public, erode public confidence in our elected officials as well as the political process;

WHEREAS it is well-known that the Mayor, individual Councillors, and Vancouver civic elector organizations are actively fundraising for the next civic election;

WHEREAS the City of Vancouver has requested the provincial government to amend the charter to provide more transparency around financial contributions, yet after two years there has been no movement on this front;

WHEREAS without ongoing public disclosure of donations to elected officials, there is no way to determine if they are in a conflict-of-interest;

WHEREAS City staff are dealing with a large backload of work following the three-month strike;

AND WHEREAS in the Mayor's State of the City Address, he declared that one of his "5 goals for a Better Vancouver" included making our city the most accountable and accessible in Canada;

THEREFORE BE IT RESOLVED THAT Council appoint an independent expert to:

1. Conduct a public consultation on:
 - a) Banning union and corporate donations to civic elector organizations and individual councillors;
 - b) Continuous public disclosure of all donations;
 - c) Limits on campaign spending;With the consultations to be completed by February 2008;
2. Provide recommendations to Council in March 2008.

not put

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Partway through the hearing of speakers, Council recessed at 6:00 p.m. and reconvened at 7:00 p.m. with Councillor Anton in the Chair. All members were present except for Councillors Ball, Lee and Cadman and the Mayor who joined the meeting shortly.

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AMENDMENT MOVED by Councillor Ladner

THAT the motion be struck and substituted with the following:

WHEREAS approximately \$4 million was spent in the 2005 municipal campaign by the three political parties on Council;

WHEREAS the Berger Commission, as part of its \$300,000 study into electoral reform in 2004, made four specific recommendations regarding electoral financing;

WHEREAS the council of the day passed three of those recommendations and forwarded them to the Government of British Columbia requesting specific changes to legislation on March 15, 2005, including public disclosure of donations and loans to elected officials and civic parties;

WHEREAS large financial contributions to political parties and elected officials can erode public confidence in our elected officials as well as the political process;

WHEREAS it is well-known that fund-raising for the next civic election has already begun;

WHEREAS certain civic political organizations failed to disclose, as required by law, funding sources for debts incurred in the 2002 and 2005 election, and whether those debts have been paid off and by whom;

WHEREAS the city's deputy chief electoral officer has clearly stated that electoral debts, loans and loan repayments amount to "retro-active campaign financing" that requires disclosure;

AND WHEREAS in the Mayor's State of the City Address, he declared that one of his "5 goals for a Better Vancouver" included making our city the most accountable and accessible in Canada;

THEREFORE BE IT RESOLVED THAT the Mayor ask the Minister of Community Services for an update on the City of Vancouver's July 12, 2005 request for electoral financing reform measures, including:

- restrictions on campaign contributions
- restrictions on campaign spending
- tax credits for municipal campaign or political contributions
- reporting of all contributions, regardless of when the contributions are received
- financial reporting requirements similar to those for federal and provincial parties

AND FURTHER BE IT RESOLVED THAT this Council add to that request the Berger Commission recommendation that "the provincial government amend the Charter to require that, if a party or individual goes into debt in the course of a campaign, every contribution to that party or individual made until the debt is fully retired must be reported as a campaign contribution".

carried unanimously

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Councillor Stevenson rose on a point of order and indicated that a statement made by Councillor Capri was out of order as it impuned the motives of another member of Council.

The Chair ruled the statement in order. Councillor Stevenson challenged the ruling of the Chair.

The Chair then put the question:

Shall the ruling of the Chair be sustained?

CARRIED

(Councillors Cadman, Deal, Louie 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.

* * * * *

AMENDMENT TO THE AMENDMENT moved by Councillor Louie

THAT the following phrase be added to the amendment:

AND FURTHER BE IT RESOLVED THAT this Council add to the Berger Commission recommendations that the Provincial Government amend the Charter to ban union and corporate donations to civic electoral organizations and individual council candidates and that all other contributors be limited to \$1000.

LOST

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

AMENDMENT TO THE AMENDMENT moved by Councillor Cadman

THAT the amendment be amended by striking out the phrase "ask the Minister of Community services for an update on" and inserting the phrase "write to the Minister of Community Services asking that the Minister enact the necessary legislation to implement", and adding "in time for the 2008 civic election" at the end of the amendment.

LOST

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

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MOVED by Councillor Capri

THAT the question be called on the pending amendment by Councillor Ladner.

LOST

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

A two-thirds majority of those present is required to call the previous question. Therefore, the motion to call the question was LOST.

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The motion to call the question having lost and the two amendments to the amendment having lost, the amendment put forward by Councillor Ladner was put and CARRIED UNANIMOUSLY.

FINAL MOTION AS APPROVED

THAT the Committee recommend to Council

WHEREAS approximately \$4 million was spent in the 2005 municipal campaign by the three political parties on Council;

WHEREAS the Berger Commission, as part of its \$300,000 study into electoral reform in 2004, made four specific recommendations regarding electoral financing;

WHEREAS the council of the day passed three of those recommendations and forwarded them to the Government of British Columbia requesting specific changes to legislation on March 15, 2005, including public disclosure of donations and loans to elected officials and civic parties;

WHEREAS large financial contributions to political parties and elected officials can erode public confidence in our elected officials as well as the political process;

WHEREAS it is well-known that fund-raising for the next civic election has already begun;

WHEREAS certain civic political organizations failed to disclose, as required by law, funding sources for debts incurred in the 2002 and 2005 election, and whether those debts have been paid off and by whom;

WHEREAS the city's deputy chief electoral officer has clearly stated that electoral debts, loans and loan repayments amount to "retro-active campaign financing" that requires disclosure;

AND WHEREAS in the Mayor's State of the City Address, he declared that one of his "5 goals for a Better Vancouver" included making our city the most accountable and accessible in Canada;

THAT the Mayor ask the Minister of Community Services for an update on the City of Vancouver's July 12, 2005 request for electoral financing reform measures, including:

- restrictions on campaign contributions
- restrictions on campaign spending
- tax credits for municipal campaign or political contributions
- reporting of all contributions, regardless of when the contributions are received
- financial reporting requirements similar to those for federal and provincial parties

AND FURTHER THAT this Council add to that request the Berger Commission recommendation that the Provincial government amend the Charter to require that, if a party or individual goes into debt in the course of a campaign, every contribution to that party or individual made until the debt is fully retired must be reported as a campaign contribution.

The Committee adjourned at 9:30 p.m.

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CITY OF VANCOUVER

REGULAR COUNCIL MEETING MINUTES STANDING COMMITTEE OF COUNCIL ON PLANNING AND ENVIRONMENT

NOVEMBER 29, 2007

A Regular Meeting of the Council of the City of Vancouver was held on Thursday, November 29, 2007, at 9:30 p.m. in the Council Chamber, Third Floor, City Hall, following the Standing Committee on Planning and Environment meeting, to consider the recommendations and actions of the Committee.

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
- James Ridge, Deputy City Manager

CITY CLERK'S OFFICE:

- Pat Boomhower, Meeting Coordinator

COMMITTEE OF THE WHOLE

MOVED by Councillor Ladner
SECONDED by Councillor Stevenson

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

CARRIED UNANIMOUSLY

COMMITTEE REPORTS

Report of Standing Committee on Planning and Environment
November 29, 2007

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

1. 1866 Harrison Drive - Warning to Prospective Purchasers
2. 1575 Angus Drive - Extension of Building Permit No. BU432375 and Development and Building Permit No. DB420870
3. 1138 Davie Street - The Majestic Restaurant & Lounge Ltd. - Liquor Primary Liquor Licence
4. 2901 East Hastings Street - Pacific National Exhibition - Amendment to Liquor Primary Liquor Licence
5. Burrard Slopes IC Districts Rezoning Policies
6. Alternative Commercial Solid Waste Management Services
7. Campaign Finance Reform

Items 1 - 7

MOVED by Councillor Chow

THAT the recommendations and actions taken by the Standing Committee on Planning and Environment at its meeting of November 29, 2007, as contained in items 1 - 7, be approved.

CARRIED UNANIMOUSLY

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Lee

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Ball

SECONDED by Councillor Capri

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

CARRIED UNANIMOUSLY

MOTIONS

A. Administrative Motions

None.

B. Motions on Notice

1. Projects - Use of External Staff (VanRIMS No. 07-3000-01)

At the Regular Council meeting following Standing Committee on City Services and Budgets on November 29, 2007, the following motion was submitted by Councillor Anton. Councillor Deal called Notice under Section 5.4(c) of the Procedure By-law. The Chair advised that a request to speak on this motion had been received. Council agreed to decline the request and consider the motion.

MOVED by Councillor Anton
SECONDED by Councillor Ball

WHEREAS

- (a) Economic conditions are such that many projects capable of delivering needed additional residential and commercial units are seeking development approval in the city;
- (b) City priorities such as Olympics related projects and new supportive housing development are requiring significant staff time; and
- (c) EcoDensity proposals will require significant staff time;

THEREFORE BE IT RESOLVED THAT staff report back on the use of external certified professional staff, including legal staff, in order to allow projects to move more quickly through our city requirements.

carried

AMENDMENT MOVED by Councillor Deal

THAT the motion be amended by adding the words "non-market housing" following the phrase "in order to allow". The amendment to read as follows:

THEREFORE BE IT RESOLVED THAT staff report back on the use of external certified professional staff, including legal staff, in order to allow non-market housing projects to move more quickly through our city requirements.

LOST

(Opposed Anton, Ball, Capri, Ladner, Lee, and the Mayor)

The amendment having lost, the motion was put and CARRIED with Councillors Cadman, Chow, Deal, Louie and Stevenson opposed.

FINAL MOTION AS APPROVED

WHEREAS

- (a) Economic conditions are such that many projects capable of delivering needed additional residential and commercial units are seeking development approval in the city;
- (b) City priorities such as Olympics related projects and new supportive housing development are requiring significant staff time; and
- (c) EcoDensity proposals will require significant staff time;

THEREFORE BE IT RESOLVED THAT staff report back on the use of external certified professional staff, including legal staff, in order to allow projects to move more quickly through our City requirements.

2. Council Meeting Schedule Changes (VanRIMS No. 08-2000-01)

At the Regular Council meeting following Standing Committee on City Services and Budgets on November 29, 2007, the following motion was submitted by Councillor Anton. Councillor Deal called Notice under Section 5.4(c) of the Procedure By-law.

MOVED by Councillor Anton

SECONDED by Councillor Stevenson

THAT Council:

1. Cancel the Transportation and Traffic Standing Committee Meeting scheduled for 9:30 a.m. on December 11, 2007.
2. Reschedule the business that would have been on the Agenda of the Transportation and Traffic Standing Committee on December 11, 2007 to the Planning and Environment Committee at 2:00 p.m. on December 13, 2007.
3. Cancel the Special Meeting of the Standing Committee on City Services and Budgets called for December 3, 2007 (Operating Budget related matters) and refer that business to a rescheduled meeting of the Standing Committee on City Services and Budgets at December 11, 2007 at 9:30 a.m. to be continued on December 13, 2007 at 9:30 a.m. along with regular business.

In Summary:

December 3, 2007 Special CS&B	Cancelled
December 11 (9:30 a.m.) and 13 CS&B (9:30 a.m.)	Operating Budget and regular business
December 13, 2007 2:00 p.m. P&E	T&T and P&E business

CARRIED

(Councillors Cadman, Deal and Louie opposed)

NEW BUSINESS

1. Imaging on City Hall (VanRIMS No. 01-5200-30)

Councillor Ball declared conflict of interest due to her husband's involvement in the imaging industry as a lighting designer. Councillor Ball left the Council Chamber at 9:55 p.m.

The following motion was submitted by Councillor Lee. Councillor Louie called Notice under Section 5.4(c) of the Procedure By-law No. 8554. Accordingly, the motion is to be placed on the agenda of the Regular Council meeting on December 11, 2007.

MOVED by Councillor B.C. Lee
SECONDED by Councillor Kim Capri

WHEREAS:

1. Vancouver is hosting the 2010 Olympic and Paralympic Winter Games;
2. The City is currently piloting a new technology that would permit night-time imaging on City Hall during the Olympic and Paralympic Winter Games;
3. The night-time projector is available at no cost to the City for use up until Saturday, December 1, 2007;
4. Saturday, December 1, 2007, is "World AIDS Day" in Vancouver;
5. Vancouver has an international reputation of being one of the most inclusive cities in the world;
6. Mayor Sam Sullivan met with the gay/lesbian/bisexual/transgender community and committed to promote issues on their behalf;

THEREFORE, BE IT RESOLVED THAT:

In recognition of World AIDS Day on December 1, City Staff permit, upon successful testing results, on a one-time basis, to project the image of a large red ribbon on City Hall as part of our testing process for this lighting equipment.

notice

Note from Meeting Coordinator: As the motion would not be considered prior to December 1, 2007, the motion was not brought forward at the December 11, 2007 Regular Council meeting.

The Council adjourned at 9:57 p.m.

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