



CITY OF VANCOUVER

CITY OF VANCOUVER
REGULAR COUNCIL MEETING MINUTES

JULY 22, 2008

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, July 22, 2008, 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
Jody Andrews, Deputy City Manager

CITY CLERK'S OFFICE: Marg Coulson, Acting City Clerk
Tarja Tuominen, Meeting Coordinator

*Denotes absence for a portion of the meeting.

PRAYER

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

PROCLAMATION - PRIDE SEASON

The Mayor proclaimed the period from June 28th to August 3rd, 2008, as "Pride Season" in the City of Vancouver.

"IN CAMERA" MEETING

MOVED by Councillor Anton
SECONDED by Councillor Stevenson

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):

- (c) labour relations or other employee relations;
- (d) the security of the property of the city;
- (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;
- (g) litigation or potential litigation affecting the city;
- (k) negotiations and related discussions respecting the proposed provision of an activity, work or facility that are at their preliminary stages and that, in the view of the Council, could reasonably be expected to harm the interests of the city if they were held in public.

CARRIED UNANIMOUSLY
(Councillor Ladner absent for the vote)

ADOPTION OF MINUTES

1. Business License Hearing - July 8, 2008

MOVED by Councillor Capri
SECONDED by Councillor Ball

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY
(Councillor Lee absent for the vote)

2. Regular Council - July 8, 2008

MOVED by Councillor Chow
SECONDED by Councillor Deal

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY
(Councillor Lee absent for the vote)

3. Special Council (Public Hearing) - July 8 and 10, 2008

MOVED by Councillor Cadman
SECONDED by Councillor Capri

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

4. Regular Council (City Services and Budgets) - July 10, 2008

MOVED by Councillor Ladner
SECONDED by Councillor Capri

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

5. Regular Council (Planning and Environment) - July 10, 2008

MOVED by Councillor Capri
SECONDED by Councillor Ball

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

COMMITTEE OF THE WHOLE

MOVED by Councillor Deal
SECONDED by Councillor Chow

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

CARRIED UNANIMOUSLY

MATTERS ADOPTED ON CONSENT

MOVED by Councillor Ladner

THAT Council adopt Administrative Reports A1 to A5, A7, A8, A10 to A18, A21 to A27 and Policy Reports P1 to P7, on consent.

CARRIED UNANIMOUSLY

UNFINISHED BUSINESS

1. CD-1 Text Amendments: 711 West Broadway

On July 8 and 10, 2008, Council heard from speakers at a Public Hearing to consider an application to amend the CD-1 By-law for the site at 711 West Broadway.

The Public Hearing concluded on July 10th and Council agreed to refer discussion and decision on the application to the next Regular Council meeting on Tuesday, July 22, 2008.

MOVED by Councillor Ladner

A. THAT the application, by Henriquez Partners on behalf of Westbank Projects Corporation and Peterson Investment Group, to amend CD-1 By-law No. 7648 (Reference #358) for 711 West Broadway (PID 025-491-806, Lot 1, Block 338, DL 526, Plan BCP1280) to increase the permitted floor area from 21 878 m² to 31 291 m² (4.40 to 6.31 FSR) and the building height for the northerly half of the site from 18 m above the base surface to 74.95 m above sea level,), generally as set out in Appendix A to policy report "CD-1 Text Amendment - 711 West Broadway" dated May 27, 2008, be approved subject to the following conditions:

1. PROPOSED CONDITIONS OF APPROVAL OF THE FORM OF DEVELOPMENT

- (a) THAT the proposed Form of Development be approved by Council in principle, generally as prepared by Henriquez Partners Architects, and stamped "Received Planning Department, June 20, 2007", provided that the Director of Planning or the Development Permit Board, as the case may be, may allow minor alterations to this Form of Development when approving the detailed scheme of development as outlined in (b) below.
- (b) THAT, prior to final approval by Council of the Form of Development, the applicant shall obtain approval of a development application by the Director of Planning, or Development Permit Board, who shall consider the following conditions:

Design Development

Development Site (Sub-area 2)

- (i) design development to detailing of "green walls" and green roofs to ensure their success for healthy growth of vegetation;

Crime Prevention Through Environmental Design (CPTED)

- (ii) design development to take into consideration the principles of CPTED, having particular regard for:
 - separation between residential and hotel functions;
 - reducing opportunities for mischief in alcoves and exit stairs;

Landscape Design

- (iii) design development of the townhouse front entries at the street level of West 8th Avenue with an adequate setback of soft landscaping from the front property line;

Note to Applicant: The townhouse front entries should be well landscaped to complement the landscaped yards on the north side of West 8th Avenue (across the street). Provide plantings in-ground or in planters around private entries.

- (iv) design development of the landscaping of the City setback of West 8th Avenue to the satisfaction of the General Manager of Engineering Services;

Note to Applicant: Plantings provided on the back boulevard should be comprised of a layered low planting mature height and width not to exceed 3'-0" by 3'-0" with a minimum 1'-0" lawn strip adjacent to the public sidewalk. New tree plantings on City property should be discussed with Streets Engineering prior to filing of the Development Permit application, contact Kevin Cavell at 604 873 7778.

- (v) new street trees to be provided adjacent to the development site on West 8th Avenue and Heather Street and illustrated on the Landscape Plan, to be confirmed prior to issuance of the Building Permit;

Note to Applicant: Contact Eileen Curran, Streets Engineering at 604 871 6131 to confirm tree planting locations and Park Board at 604-257-8587 for tree species selection and planting requirements. Provide a notation on the Landscape Plan. Final spacing, quantity, tree species to the satisfaction of the General Manager of Engineering Services. New trees must be of good standard, minimum 6 cm caliper, and installed with approved root barriers, tree guards and appropriate soil. Root barriers shall be 8 feet in length and 18 inches in depth. Call the Park Board for inspection after tree planting completion.

- (vi) provide an up-to-date legal survey illustrating the following information:
- Existing trees 20 cm calliper or greater on the development site;
 - The public realm (property line to curb) including existing street trees, street utilities such as lamp posts, fire hydrants, etc. adjacent to the development site;

- (vii) provide, at the development permit stage, a full Landscape Plan illustrating proposed plant materials (common and botanical names), including sizes and quantities, paving, walls, fences, and other landscape elements including site grading. The Landscape Plan is to be at 1:100 (1/8"=1'-0") scale;
- (viii) provide section details at a minimum scale of 1/4"=1'-0' scale to illustrate proposed landscape elements including planters on building structures, benches, fences/gates, arbours and trellises, posts and walls;
- (ix) provide written consent from the Park Board to remove two trees from the back boulevard of West 8th Avenue;
- (x) provide a high-efficiency irrigation system in common landscaped areas and hose bibs in all private landscape yards;

Note to Applicant: Provide notation to this affect on the Landscape Plan. The irrigation system design and installation shall be in accordance with the Irrigation Association of BC's latest standard.

- (xi) provide notation confirming night-lighting on the Landscape Plan;

Environmental Sustainability

- (xii) applicant to work with City staff through best efforts, to achieve a minimum LEED™ Silver Canada Certified standard (with a minimum target of 35 points) with full LEED™ registration and documentation or equivalency;

Engineering

- (xiii) provision of a revised Transportation Impact Study, to the satisfaction of the General Manager of Engineering Services and the Director of Planning, prior to issuance of the related development permit that clearly shows all turning templates for parking and loading access points and for all internal parking and loading circulations;
- (xiv) design development to relocate the vehicle access from Heather Street to the lane;

Note to Applicant: Revised plans, submitted by Henriquez Partners on February 29, 2008, are included in Appendix G illustrating the relocation of the vehicle access to the lane;

- (xv) design development to improve the parking layout and circulation in the underground, and to improve the proposed ramp connection to the hotel's existing underground parkade;

Note to Applicant: The revised plans submitted on February 29, 2008 addressed many of these Engineering concerns. Drop-off and pick-up passenger areas, which also posed concerns for staff, were eliminated in the revised plans. It needs to be confirmed on the drawings submitted for development permit application that the parking layout adheres to the City of Vancouver Parking and Design Supplement.

- (xvi) design development to provide bicycle spaces as required by the Parking By law;
- (xvii) provision of separated garbage facilities for the hotel and residential uses and clarification of pick up operations of each;
- (xviii) provision of fully detailed plans, that show all connections between hotel and residential uses, is required;
- (xix) clarification that there are adequate pedestrian connections between the loading facility and residential garbage facility and the east tower;
- (xx) provision of adequate loading bay throats and provision of turning swaths clearly indicating that all 3 loading bays can operate independently when adjacent loading bay is in use;

2. PROPOSED CONDITIONS OF BY-LAW ENACTMENT

- (a) THAT, prior to enactment of the CD-1 By-law, at no cost to the City and on terms and conditions satisfactory to the Director of Legal Services, the registered owner shall:

ENGINEERING

Make arrangements to the satisfaction of the General Manager of Engineering Services and the Director of Legal Services for the following:

- (i) subdivision of PID 025-491-806, Lot 1, Block 338, DL 526, Plan BCP1280 to create a separate legal parcel for the development site;
- (ii) provision for shared use of the loading facility by the residential and hotel users;
- (iii) provision of adequate water service for the site;

Note to Applicant: The application does not currently provide enough details to determine the extent of upgrading. Please provide fire flow rates and related details to determine the extent of water system upgrading.

- (iv) upgrading of the sanitary sewers adjacent the site to serve the proposed development;

Note to Applicant: Upgrading of the existing sanitary sewer on 8th Avenue from Heather Street to Ash Street, the existing sanitary sewer on 8th Avenue from Ash Street to the manhole 57 m east of Ash Street, and the sanitary sewer on 8th Avenue from the manhole 57 m east of Ash Street to the English Bay interceptor, all fully at the applicants expense.

- (v) undergrounding of all existing and new utility services from the closest existing suitable service point;

Note to Applicant: All services, in particular electrical transformers to accommodate a primary service, must be located on private property. The development site is not to rely on secondary voltage from the existing overhead network. Any alterations to the existing underground/overhead utility network to accommodate the development will require review and approval by the Utilities Management Branch. Early contact with the Utilities Management Branch is encouraged.

AFFORDABLE HOUSING

- vi) execute agreements, satisfactory to the Director of the Housing Centre, obligating the developer to construct and convey to the City four to six dwelling units in the proposed redevelopment of the lands for affordable rental housing to be managed by a housing co-operative under agreement with the City, on the following basis:
 - A. the developer's in-kind community amenity contribution of \$1,000,000.00 towards the cost to construct these units be accepted by the City; and
 - B. the City will fund the balance of the cost to construct these units, provided the balance does not exceed \$300,000.00, the source of funds to be the subject of a further report to Council;"

AMENITY BONUS DENSITY TRANSFER

- vii) secure the purchase and transfer of 6 503 m² (70,000 sq. ft.) of amenity bonus density to the site at 711 West Broadway from a suitable donor site or sites, on terms and conditions satisfactory to the Director of Legal Services;

Note to Applicant: Letter B in the City's standard format is to be completed by both the owner of the subject site, also referred to as the "receiver" site, and the owner of the "donor" site, and submitted to the City together with receipt(s) of amenity bonus density purchase(s), including the amount, sale price, and total cost of the amenity bonus density."

COMMUNITY AMENITY CONTRIBUTION FOR STREET IMPROVEMENTS

- viii) Deliver the Community Amenity Contribution of \$1,000,000.00, which the developer has offered to the City, to be allocated to the cost of traffic calming in the vicinity of the proposed development, and to the cost of streetscape and cycling improvements to Heather Street between West 7th and West 10th Avenues, subject to review by the neighbourhood and reporting back to Council for approval of the design."

Note: Where the Director of Legal Services deems appropriate, the preceding agreements are to be drawn, not only as personal covenants of the property owners, but also as Covenants pursuant to Section 219 of the Land Title Act.

The preceding agreements are to be registered in the appropriate Land Title Office, with priority over such other liens, charges and encumbrances affecting the subject site as is considered advisable by the Director of Legal Services, and otherwise to the satisfaction of the Director of Legal Services prior to enactment of the by-law; provided however the Director of Legal Services may, in her sole discretion and on terms she considers advisable, accept tendering of the preceding agreements for registration in the appropriate Land Title Office, to the satisfaction of the Director of Legal Services, prior to enactment of the by-law.

The preceding agreements shall provide security to the City including indemnities, warranties, equitable charges, letters of credit and withholding of permits, as deemed necessary by and in a form satisfactory to the Director of Legal Services. The timing of all required payments, if any, shall be determined by the appropriate City official having responsibility for each particular agreement, who may consult other City officials and City Council.

- B. THAT the Director of Legal Services be instructed to bring forward the amendment to the Noise Control By-law at the time of enactment of the CD-1 By-law to include CD-1 By-law No. 7648 (Reference #358) in Schedule B as set out in Appendix D to policy report "CD-1 Text Amendment - 711 West Broadway" dated May 27, 2008.

Carried

AMENDMENT MOVED by Councillor Cadman

THAT condition 2(a)(vi) be amended to replace the four to six dwelling units for affordable housing with 10 (average 600 sq.ft.), and replace the developer's in-kind community amenity contribution of \$1,000,000 with \$1.5 million; and

THAT condition 2 (a)(viii) be amended to replace the \$1,000,000 Community Amenity Contribution for street improvements with \$500,000.

LOST

(Councillors Anton, Capri, Ladner, and Lee and the Mayor opposed)
(Councillors Ball and Louie ineligible to vote)

The amendment having lost, the motion was put and CARRIED UNANIMOUSLY, with Councillors Ball and Louie ineligible to vote.

ADMINISTRATIVE REPORTS

1. **2009 Interest on Tax Instalment Prepayment Plan (TIPP)
June 30, 2008**

THAT Council set an annual interest rate of 1.55% for 2009 real property tax payments paid in advance through the City's Tax Instalment Prepayment Plan (TIPP) to be effective for the period August 1, 2008 to July 31, 2009.

ADOPTED ON CONSENT

2. **Lease Extension: Grace McInnis Housing Co-operative
July 2, 2008**

A. THAT Council approve a 20-year extension to the lease for Grace McInnis Housing Co-operative (825 Salsbury Drive) at a nominal prepaid rent on the terms and conditions set out in the Administrative Report "*Lease Extension: Grace McInnis Housing Co-operative*" dated July 2, 2008, and authorize the Director of Legal Services to execute the necessary legal documents on behalf of the City.

B. THAT no legal rights or obligations shall arise or be created from the approval of A above until all the required legal documentation is fully executed on terms and conditions to the satisfaction of the City's Director of Legal Services.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

3. Lease Terms and Other Arrangements for City-owned Social Housing Site at 1338 Seymour Street (Granville Mennonite Housing Society) July 4, 2008

- A. THAT Council approve the ground lease for 1338 Seymour Street, legally described as Parcel F, Group 1, D.L. 541, NWD PL BCP32313 to the Granville Mennonite Housing Society (GMHS) for 60 years for a nominal value in accordance with the terms and conditions satisfactory to the Director of the Housing Centre, the Director of Real Estate Services and the Director of Legal Services.
- B. THAT Council authorize the Director of Real Estate Services to negotiate, for the site, reciprocal construction easements for shoring, underpinning and overhead cranes, with neighbouring property owners, in an amount not to exceed \$10,000 for each affected property and a total of \$40,000 for all affected properties, the source of the funding to be the Affordable Housing Fund;

FURTHER THAT Council authorize the Director of Real Estate Services to negotiate similar arrangements on the other 11 City-owned sites under the City/Province Social and Supportive Housing Partnership, approved by Council on December 19, 2007, with the total amount not to exceed \$10,000 for each affected property and a total of \$260,000 for all affected properties, the source of funding to be the Affordable Housing Fund.

- C. THAT the Director of Legal Services be authorized to execute all necessary agreements, plans and other documents on behalf of the City and that no legal rights or obligations are hereby created and none shall arise hereafter except upon execution of all legal documents required to complete these transactions to the satisfaction of the Director of Legal Services.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

4. Award of Contract for the Supply and Delivery of De-Icing Salt PS08099 July 4, 2008

- A. THAT, subject to the conditions set out in B,C and D below, Council authorize the General Manager of Engineering Services and the Manager of Materials Management to enter into an agreement with Mainroad Maintenance Products Ltd. to provide the supply and delivery of road de-icing salt for a term of three (3) years at an estimated total cost of \$1,574,505 plus GST (less any municipal rebate received) and PST (where applicable) with subsequent renewal options for two (2) additional one (1) year periods.
- 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 General Manager of Engineering Services, the Manager of 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.

ADOPTED ON CONSENT

- 5. **Vancouver Fire and Rescue Services Respiratory Protection Program, support vehicle replacement and Award of Contract for RFP #PS08057 - The Supply and Delivery of Self-Contained Breathing Apparatus (SCBA) Compressed Air Cylinders, Integrated Communications Components, and Related Equipment July 3, 2008**
 - A. THAT subject to the conditions set out in B, C, D, E and F below, Council authorize the General Manager of Vancouver Fire and Rescue Services (VF&RS) and the Manager of Materials Management to award the contract to Draeger Safety Canada for 260 SCBA units and associated equipment, at a total cost of \$1,385,855 plus applicable taxes (less any municipal rebate received) and the Provincial Environmental Levy; source of funding to be a loan from the Truck and Equipment Plant Account to be repaid through increases to the VR&RS Operating budget starting in 2009, and the existing VF&RS Operating Budget.
 - B. THAT Council approve the replacement of an existing minivan with a cube van in support of the VF&RS Respiratory Protection Program, at an estimated capital cost of \$103,000; source of funds to be the Truck and Equipment Plant Account.
 - C. THAT Council approve the annual operating costs of \$157,200 (\$259,000 total costs with partial offset from VF&RS' existing maintenance budget of \$101,800) for respiratory programs, with funding to be added to VF&RS' operating budget beginning in 2009, subject to annual operating budget review.
 - D. 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.
 - E. THAT all such legal documents be on terms and conditions satisfactory to the General Manager/Fire Chief of Vancouver Fire & Rescue Services, the Manager of Materials Management and the Director of Legal Services.
 - F. 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 as referred to in E above are executed and delivered by the Director of Legal Services.

ADOPTED ON CONSENT

6. **Funding Allocations for the Olympic and Paralympic Community Celebrations Program**
June 26, 2008

MOVED by Councillor Anton

THAT Council approve a total of \$47,075 in the Host a City Happening Grant Program to seven organizations listed in Table 1 in the Administrative Report "*Funding Allocations for the Olympic and Paralympic Community Celebrations Program*", dated June 26, 2008. Source of funds to be the Olympic and Paralympic Community Celebrations Program entitled "Host a City Happening".

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY

7. **2008 Project Grants & Supplemental Allocations 2nd Deadline**
July 8, 2008

THAT Council approve 27 Project Grants for a total of \$200,450 and 25 one-time supplemental grants for a total of \$50,000, as listed in Appendix A of the Administrative Report "*2008 Project Grants & Supplemental Allocations 2nd Deadline*" dated July 8, 2008. Source of funds to be the 2008 Cultural budget.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

8. **2008/09 Theatre Rental (Operating and Projects) Grants**
June 30, 2008

- A. THAT Council confirm its previous approval in principle of Theatre Rental (Operating) Grants to 13 organizations totalling \$1,165,085 which includes adjustments that reflect changes in the actual uses of the Civic Theatres within the first 6 months of 2008 as listed in Table 1 of the Administrative Report "*2008/09 Theatre Rental (Operating and Projects) Grants*" dated June 30, 2008, source of funds to be the existing 2008 Theatre Rental Grants budget.
- B. THAT Council approve 12 Theatre Rental Grants totalling \$833,628 as listed in Table 2 of the Administrative Report for use of the Civic Theatres within the last six months of 2008; source of funds to be the existing 2008 Theatre Rental (Operating) Grants and 2008 Theatre Rental (Projects) Grants budgets, and \$94,973 from unallocated funds within the 2008 Cultural Budget.
- C. 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, 2008; source of funds to be the existing 2008 Theatre Rental Grants budget.

- D. THAT Council approve, in principle, 16 Theatre Rental (Operating and Project) Grants totalling \$1,370,565 as listed in Table 2 of the Administrative Report for use of the Civic Theatres in the first six months of 2009; source of funds to be the 2009 Theatre Rental Grants budget.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

**9. Soliciting for Charity License Requests
July 7, 2008**

MOVED by Councillor Deal

- A. THAT Council issue to the registered charity, Hope in Shadows, a Soliciting for Charity license to raise funds and assist marginalized individuals by selling the Hope in Shadows calendar and book, and the Megaphone street paper year-round on City streets on a one-year trial basis subject to the conditions outlined in the Administrative Report "*Soliciting for Charity License Requests*" dated July 7, 2008.
- B. THAT Council issue to the non-profit society, Street Corner Media Foundation, a Soliciting for Charity license to raise funds and assist marginalized individuals by selling the Megaphone street paper, as well as the Hope in Shadows calendar and book year-round on City streets on a one-year trial basis subject to the conditions outlined in the Administrative Report.
- C. THAT Council support a policy that no further applications be considered until the results of the trial period are reported back to Council.

CARRIED UNANIMOUSLY

**10. 2008 Public Art Project Allocations from Capital
July 3, 2008**

- A. THAT Council approve the allocation of \$450,000 to the following projects:
 - i. \$200,000 to the Olympic and Paralympic 2010 Winter Games Public Art Program;
 - ii. \$100,000 to the Main Street Showcase Public Art Project;
 - iii. \$50,000 to begin restoration of the Mungo Martin Totem Pole at Kits Point;
 - iv. \$25,000 to the Park Board Environmental Art Project in Stanley Park;
 - v. \$75,000 for ongoing project management and Program administration.

Source of funds to be the 2008 Public Art Capital Budget.

- B. THAT Council give the Director of Legal Services standing authority to execute, on behalf of the City, agreements with artists and others respecting the projects above, provided the documents are drawn to her satisfaction in consultation with the Co-Director of the Office of Cultural Affairs, Policy, Planning and Infrastructure.

ADOPTED ON CONSENT

**11. Mountain View Cemetery Fees and Charges
July 7, 2008**

- A. THAT Council approve a new schedule of fees and charges for Mountain View Cemetery as set out in Appendix A to the Administrative Report "*Mountain View Cemetery Fees and Charges*" dated July 7, 2008, and repeal the existing schedule of fees to take effect on August 1, 2008.
- B. THAT Council approve amendments to the Mountain View Cemetery By-Law, as set out in Appendix B to the Administrative Report, to address requirements from the provincial regulatory authority for cemeteries with regard to cancellation of interment rights licenses.
- C. FURTHER THAT the Director of Legal Services be instructed to prepare a by-law to amend the Mountain View Cemetery By-Law generally in accordance with Appendix A and Appendix B of the Administrative Report.

ADOPTED ON CONSENT

**12. Form of Development: 2673 Vanness Avenue
July 8, 2008**

THAT the form of development for this portion of the CD-1 zoned site known as 2669 - 2675 Vanness Avenue (2673 Vanness Avenue being the application address) be approved generally as illustrated in the Development Application Number DE410827, prepared by Palad Designs, and stamped "Received, Community Services Group, Development Services, May 30, 2008", 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

13. **Form of Development: 2671 Vanness Avenue
July 8, 2008**

THAT the form of development for this portion of the CD-1 zoned site known as 2669 - 2675 Vanness Avenue (2673 Vanness Avenue being the application address) be approved generally as illustrated in the Development Application Number DE410827, prepared by Palad Designs, and stamped "Received, Community Services Group, Development Services, May 30, 2008", 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

14. **Updates to the Southeast False Creek Green Building Strategy
July 7, 2008**

THAT Council approve the amended Southeast False Creek (SEFC) Green Building Strategy (GBS) in Appendix A of the Administrative Report "*Updates to the Southeast False Creek Green Building Strategy*" dated July 7, 2008, which will apply to future rezonings in the SEFC ODP area.

ADOPTED ON CONSENT

15. **2008 Debenture Program: Extension of Borrowing Authority
July 9, 2008**

THAT, until the borrowing authority approved by Council in February 2008 is exercised, the Director of Finance be empowered to act and instruct the City's Fiscal Agent to proceed with the issue, after consultation with the Mayor, the Chair of the City Services and Budgets Committee, and the City Manager, or a majority of them, and to set the rate, price, and other terms on which the debentures will be issued by the City.

ADOPTED ON CONSENT

16. **Award of Contract for Construction of P.C. Concrete Curbs, Gutters, Sidewalks and
Asphalt Concrete Pavement of Sundry Streets
July 8, 2008**

A. THAT, subject to the conditions set out in B, C and D below, the General Manager of Engineering Services be authorized to enter into a contract with Lafarge Canada Inc. C.O.B. As Columbia Bitulithic for the construction of portland cement concrete curbs, gutters, sidewalks & asphalt concrete pavement of sundry streets at an estimated cost of \$2,411,640, with funding provided from the 2007 and 2008 Streets Basic Capital Budget, 2007 and 2008 Street Lighting Capital Budget and the Streets Cut Repair Program.

- 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 General Manager of Engineering Services and the Director of Legal Services.
- D. THAT no legal rights or obligations will be created or arise 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.

ADOPTED ON CONSENT

17. 2008 Social Services Partners in Organizational Development Grant (POD)
July 3, 2008

- A. THAT Council approve a Social Services Partners in Organizational Development (POD) grant of \$30,000 to the Centre for Sustainability to support community service organizations with capacity building activities; source of funds to be the 2008 Community Services Grants budget.
- B. THAT Council direct staff to report back in the Fall of 2008 on grant recipients and on any changes to POD which may be proposed as a result of discussions with the Centre for Sustainability.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

18. 2008 Childcare Endowment Reserve
July 10, 2008

- A. THAT Council authorize a payment of \$1,650 per space, per annum, as an operating subsidy, up to a total of \$158,400, to the Vancouver Society of Children's Centres (VSOCC) for the 96 infant/toddler spaces at Dorothy Lam, Quayside, and Library Square, Shaw Tower, and Bayshore Gardens Children's Centres for the period January 1, 2008 - December 31, 2008. Source of funds: City Childcare Endowment Reserve.
- B. THAT Council authorize payment of \$1,650 per space, per annum, as an operating subsidy, up to a total of \$39,600 per year, to the Vancouver YWCA for the 24 infant/toddler spaces at the Leslie Diamond Child Care Centre, for the period January 1, 2008 - December 31, 2008. Source of funds: City Childcare Endowment Reserve.
- C. THAT Council authorize payment of \$1,650 per space, per annum, as an operating subsidy, up to a total of \$39,600 per year, to Collingwood Neighbourhood House, for the 24 infant/toddler spaces for the period January 1, 2008 - December 31, 2008. Source of funds: City Childcare Endowment Reserve.

- D. THAT Council authorize payment of \$1,650 per space, per annum, as an operating subsidy, up to a total of \$6,600, to VSOCC - Sapphire Children's Centre for the 12 toddler spaces, for the period September 1, 2008 - December 31, 2008 Source of funds: City Childcare Endowment Reserve.
- E. THAT Council authorize payment of \$2,000 per space over two years for start-up funds up to \$18,500 for the period July 1, 2008 to December 31, 2008, to VSOCC - 37 spaces at Sapphire Children's Centre. Source of funds: City Childcare Endowment Reserve.
- F. THAT Council authorize payment of \$2,000 per space, over two years for start-up funds up to \$44,698 for the period January 1, 2008 to December 31, 2008, to VSOCC - 49 space Bayshore Gardens Children's Centre. Source of funds: City Childcare Endowment Reserve.
- G. THAT Council authorize up to \$15,000 for staff to conduct a review of the City Child Care Endowment Reserve to evaluate priorities, payments, conditions and streamline the administration of the endowment grant, with a report back to Council in early Summer 2009. Source of funds: City Childcare Endowment Reserve;

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

19. **Donation of decommissioned Vancouver Police motorcycle to 2008 United Way fundraising campaign
July 10, 2008**

MOVED by Councillor Ladner

THAT the City's United Way 2008 Campaign Committee be authorized to dispose of one decommissioned Vancouver Police motorcycle by raffle, auction or other similar fund raising method, and that Council authorize the donation of the proceeds, (at an estimated value of \$10,000), to the City's 2008 United Way fund raising campaign.

FURTHER THAT future exceptional grant requests be submitted through the usual granting channels.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY

20. **Homeless Action Plan (HAP) Implementation Update
July 9, 2008**

MOVED by Councillor Anton

- A. THAT the Mayor on behalf of Council, write to the Premier of British Columbia and the appropriate Ministers thanking the Province for actions that they have taken to address homelessness and to ask the Province to continue to implement HAP recommendations, including to:
- Provide sufficient funding to develop and operate additional units of supportive and transitional housing to meet the need in the community;
 - Fund and deliver an independent affordable housing supply program that addresses the full continuum of need from low and modest income families with children to low income seniors who may or may not need support services;
 - Implement annual adjustments to Income Assistance rates to ensure that benefits keep pace with increases in the cost of living; and,
 - Provide funding to significantly increase mental health and addictions services, including additional intensive case management teams, some of which should be Assertive Community Treatment (ACT) Teams.
- B. THAT the Mayor on behalf of Council, write to the Prime Minister, the Minister responsible for Canada Mortgage and Housing Corporation and Human Resources and Social Development Canada, and the Minister of Finance thanking the Government of Canada for actions that they have taken to address homelessness and ask the Government of Canada to continue to implement HAP recommendations, including to:
- Provide additional block funding through the Federal-Provincial-Territorial (FPT) Affordable Housing Initiative for the development of new social and supportive housing;
 - Implement changes to the income tax system to encourage the private sector to build rental housing; and,
 - Continue to fund federal homelessness programs and the Residential Rehabilitation Assistance Program (RRAP) past the March 31, 2009 expiry date for these programs.
- C. THAT Council confirm the City's willingness to work with senior governments and neighbouring municipalities to implement HAP recommendations and to continue to create opportunities for the development of social and supportive housing throughout the city and the region by acquiring sites and providing land at reduced prices where the City's financial capacity permits, and through density bonusing, where appropriate within our respective member municipalities.
- D. THAT Council instruct the Director of Real Estate Services to seek to acquire additional sites for social and supportive housing sufficient to achieve HAP housing priorities with funding from the Property Endowment Fund, the Affordable Housing Fund and Development Cost Levies.

Carried

AMENDMENT MOVED by Councillor Louie

THAT the following be added as an E to the motion:

- E. THAT staff review the efficacy of the HAP and report back in the fall with suggested changes to the HAP to better address the changing needs of our city's homeless.

LOST

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

The amendment having lost, the motion was put and CARRIED UNANIMOUSLY, with Councillors Anton and Deal absent for the vote.

**21. Simon Fraser/Mount Pleasant Child Development Centre Project, Approval of Design Fees and Appointment of Consultants
July 8, 2008**

- A. THAT Council approve a grant in-kind of services worth approximately \$270,000 for the primary benefit of the Mount Pleasant Community Centre Association for the completion of detailed design for the construction of the Simon Fraser/ Mount Pleasant Child Development Centre; source of funding to be the \$720,000 project budget approved in principle as part of the 2008 Capital Budget for Childcare Facilities.
- B. THAT, subject to the conditions set out in C, D, and E below, S.R. McEwen Architect be awarded the contract for the detailed design and contract administration services during construction of the Simon Fraser/ Mount Pleasant Child Development Centre for a maximum fee of \$266,150 plus applicable taxes; source of funding to be the budget established pursuant to A above; and THAT staff be directed to report back on the detailed design and project costs prior to tendering for construction.
- C. THAT the Director of Legal Services be authorized to execute and deliver on behalf of the City all legal documents required to implement B above as well as any legal documents, if any, required to implement or formalize A above.
- D. THAT all such legal documents be on terms and conditions satisfactory to the General Manager of Business Planning and Services and the Director of Legal Services.
- E. THAT no legal rights or obligations will be created or arise by Council's adoption of A, B, C, or D above unless and until such legal documents are executed and delivered by the Director of Legal Services.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

22. **Award of Contracts for Vancouver Police Department Parkade Restoration -
236 East Cordova Street
July 8, 2008**

- A. THAT, subject to the conditions set out in C, D, and E below, CCD Structural Services Inc. ("CCD") be awarded a contract for restoration of the Vancouver Police Department Parkade at 236 East Cordova Street for a value of \$856,400 (plus applicable taxes); source of funding to be the 2008 Capital Budget approved for the VPD Cordova Annex Parkade Rehabilitation Project.
- B. THAT, subject to the conditions set out in C, D, and E below, Read Jones Christoffersen Ltd. ("RJC") be awarded a contract for Consulting Structural Engineering services for the Vancouver Police Department Parkade at 236 East Cordova Street for a value of \$95,000 (plus applicable taxes); source of funding to be the 2008 Capital Budget approved for the VPD Cordova Annex Parkade Rehabilitation 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 A and B above.
- D. THAT all such legal documents be on terms and conditions satisfactory to the General Manager of Business Planning and Services and the Director of Legal Services.
- E. THAT no legal rights or obligations will be created or arise by Council's adoption of A, B, C and D above unless and until such legal documents are executed and delivered by the Director of Legal Services.

ADOPTED ON CONSENT

23. **Emery Barnes Park/Phase 2 Funding
July 4, 2008**

THAT Council authorize the expenditure of \$5.50 million for the completion of Phase 2 of Emery Barnes Park for asbestos survey and removal, building demolition, environmental assessment, lane closure and under-grounding of utilities, park design and construction. Sources of funds to be:

- (a) \$3.50 Million from the Downtown South Development Cost Levy Reserve.
- (b) \$2.0 Million from 898 Seymour Street, CD-1 Community Amenity Contribution

ADOPTED ON CONSENT

24. **Request for Proposal - Vancouver Citywide Hydraulic Water Model
July 11, 2008**

- A. THAT, subject to the conditions set out in B, C and D below, Council authorize a contract with Dayton and Knight Ltd. to provide professional engineering services for the demand allocation and calibration of the Hydraulic Water model at a maximum cost of \$143,805 including disbursements plus applicable taxes; source of funding to be the 2008 Waterworks Capital Budget for the Site Investigation Program.
- 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 General Manager of Engineering Services, the Manager of Materials Management, and the Director of Legal Services.
- D. THAT no legal rights or obligations will be created or arise 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.

ADOPTED ON CONSENT

25. **Funding Allocations - Live City Vancouver and Update on Olympic Legacy Reserve
July 2, 2008**

- A. THAT Council approve the proposed budget of \$23.18 million for the Live City Vancouver project as outlined in Table #1 of the Administrative Report "*Funding Allocations - Live City Vancouver and Update on Olympic Legacy Reserve*" dated July 2, 2008, 2008.
- B. THAT Council approve a funding allocation of \$4,800,000 to the Live City Vancouver project as part of the celebrations for the 2010 Olympic and Paralympic Games. Source of funding to be the Olympic and Paralympic Legacy Reserve approved by Council on December 11, 2007.
- C. THAT the Mayor, on behalf of entire Council, write to the Government of Canada expressing appreciation for the \$10,000,000 contribution for Live City Vancouver.
- D. THAT Council authorise the General Manager of Olympic Operations and the City Manager to execute such agreements as are satisfactory to the Director of Legal Services to secure the federal government contribution and to secure consulting expertise to complete the next phase of work in developing the Live City Vancouver concept as outlined in this report; source of funding for the consulting expertise to be the budget established pursuant to A above.

- E. THAT Staff report back in January, 2009 with updated live site project details and cost estimates once consultants have completed the next phase.
- F. THAT Council approve the transfer of \$280,000 within the Olympic and Paralympic Legacy Reserve from the 2008 Beijing Paralympic Torch Relay to the 2010 Olympic and Paralympic Torch Relay. Staff will report back with specific program details and cost estimates for council approval.

ADOPTED ON CONSENT

26. **Integrated Partnership for Regional Emergency Management Governance
July 15, 2008**

- A. THAT Vancouver City Council endorses the Metro Vancouver Memorandum of Understanding for the Integrated Partnership for Regional Emergency Management Governance and instructs staff to report back on the cost apportionment model and financial implications to the City of Vancouver within 12 months.
- B. THAT Vancouver City Council consents to the adoption of the Greater Vancouver Regional District Bylaw Number 1079, 2008 Regional Emergency Management Service Establishment.

ADOPTED ON CONSENT

27. **Downtown Eastside Capital Budget Funding Allocation
July 15, 2008**

THAT Council approve the allocation of \$158,500 to support five community projects as listed below as part of the City's contribution towards the Downtown Eastside revitalization:

Grants:

- i. 40,000 to Princess Avenue Interpretive Walk Project;
- ii. \$20,500 to Strathcona Community Garden & Kitchen Upgrade;
- iii. \$25,000 to Pennsylvania Hotel Neon Lighting Project;

Public Realm Improvements:

- iv. \$50,000 to Chinatown Plaza Parkade Neon Lighting Project;
- v. \$23,000 to 300-Block Alexander St. Security Improvements.

Source of funds is the Downtown Eastside (DTES) Revitalization Capital Budget.

ADOPTED ON CONSENT AND
BY THE REQUIRED MAJORITY

POLICY REPORTS

1. **Proposed Amendments to the Southeast False Creek Official Development Plan, Area 3C
July 3, 2008**

THAT the Director of Planning be instructed to make application to amend the Southeast False Creek Official Development Plan by adjusting the maximum and optimum building heights, and by increasing the allowed floor space in Area 3C, generally as set out in Appendix A of the Policy Report "*Proposed Amendments to the Southeast False Creek Official Development Plan, Area 3C*" dated July 3, 2008, and that the application be referred to Public Hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare the amending by-law generally as set out in Appendix A of the Policy Report for consideration at the Public Hearing.

ADOPTED ON CONSENT

2. **CD-1 Text Amendment: 4480-4650 Oak Street (Children's and Women's Hospital)
June 16, 2008**

THAT the application by Andrew Terrett Architect to amend CD-1 By-law No. 5091 (Reference #126) for 4480-4650 Oak Street (PID: 009-471-278; Block 1009, except those portions in Plans 12393, 12719 and Reference Plan 14318, District Lot 526, Plan 10359) to permit a small-scale pharmacy, generally in accordance with Appendix A of the Policy Report "*CD-1 Text Amendment: 4480-4650 Oak Street (Children's and Women's Hospital)*" dated June 16, 2008, be referred to a Public Hearing and be approved;

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

ADOPTED ON CONSENT

3. **Rezoning at 1300-1336 Granville Street from DD to CD-1, Heritage Revitalization Agreement at 1300 Granville Street, and Single Room Accommodation Permit at 1336 Granville Street
July 8, 2008**

A. THAT the application by Busby Perkins & Will Architects on behalf of Rize Alliance (1300 Granville) Properties Ltd., to rezone 1300-1336 Granville Street (Lots 1 & 2, Block 113, DL 541, Plan 210 and Lot A, Block 113, DL 541, Plan 9441) from DD (Downtown District) to CD-1 (Comprehensive Development District), be referred to a Public Hearing, together with:

- (i) draft CD-1 By-law provisions, generally in accordance with Appendix A of the Policy Report "*Rezoning at 1300-1336 Granville Street from DD to CD-1, Heritage Revitalization Agreement at 1300 Granville Street, and Single Room Accommodation Permit at 1336 Granville Street*" dated July 8, 2008;
- (ii) plans prepared by Busby Perkins & Will Architects received May 1, 2008, represented in Appendix I of the Policy Report; and
- (iii) the recommendation of the Director of Planning to approve the application, subject to approval of conditions contained in Appendix B 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 Public Hearing.

B. THAT if the application is referred to a Public Hearing, the applicant be advised to make application to amend the Sign By-law, to establish regulations for this CD-1, in accordance with Schedule E to the Sign By-law [assigned Schedule "G1" (DD)], and that the application be referred to the same Public Hearing;

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

C. THAT subject to approval of the rezoning the Noise Control By-law be amended to include this Comprehensive Development District in Schedule A to the Noise Control By-law generally in accordance with Appendix C of the Policy Report;

FURTHER THAT the Director of Legal Services be instructed to bring forward the enactment to the Noise Control By-law as so amended generally in accordance with Appendix C at the time of enactment of the CD-1 By-law.

D. THAT subject to approval of the rezoning Council approve the designation of the Yale Hotel building at 1300 Granville Street, listed in the "B" category on the Vancouver Heritage Register, as a protected heritage property;

FURTHER THAT the Director of Legal Services be instructed to prepare a Heritage Designation By-law for consideration at the Public Hearing.

- E. THAT subject to approval of the rezoning Council enter into a Heritage Revitalization Agreement for the Yale Hotel Building at 1300 Granville Street, which would secure the long term maintenance and preservation of the building, subject to conditions contained in Appendix B of the Policy Report;

THAT the Director of Legal Services be instructed to prepare a Heritage Revitalization Agreement and accompanying by-laws for consideration at the Public Hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare side agreements for the timely restoration and protection of the building during the construction process, and to bring forward for enactment the necessary by-laws related to the Designation and Heritage Revitalization Agreement.

- F. THAT Council authorize an exemption for 32 of the 82 SRA-designated units at 1336 Granville Street, know as the Cecil Hotel, from the requirements of the Single Room Accommodation By-law.

- G. THAT subject to approval of the rezoning Council approve a Single Room Accommodation Conversion/Demolition Permit to allow for the demolition of the remaining 50 SRA-designated units at 1336 Granville Street (Cecil Hotel) and the demolition of 1 unit at 1300 Granville Street (Yale Hotel), on the condition that the owner completes with the upgrading and conveyance of the 43 low-cost housing units located at 1300 Granville Street (Yale Hotel) to the City of Vancouver through an Air Space Parcel as outlined further below in the Policy Report "*Rezoning at 1300-1336 Granville Street from DD to CD-1, Heritage Revitalization Agreement at 1300 Granville Street, and Single Room Accommodation Permit at 1336 Granville Street*" dated July 8, 2008;

FURTHER THAT the Director of Legal Services be authorized to prepare, execute and register such agreements as necessary, noting that Council approval of these resolutions shall not create any legal rights or obligations and none shall arise until the Purchase and Sale Agreement and all other necessary documentation has been fully executed on terms and conditions to the satisfaction of the Director of Legal Services.

- H. THAT Council approve the entering into of legal agreements by the City related to reciprocal easements, indemnities and other legal obligations appropriate to be implemented in connection with the acquisition and operation of an air space parcel by the City at 1300 Granville Street;

FURTHER THAT the Director of Legal Services be authorized to execute and deliver on behalf of the City all legal documents required to implement the above, and that all such documents be on terms and conditions satisfactory to the Director of Legal Services.

- I. THAT A to I be adopted on the following conditions:
 - a. THAT the passage of the above resolutions creates no legal rights for the applicant or any other person, or obligation on the part of the City and any expenditure of funds or incurring of costs is at the risk of the person making the expenditure or incurring the cost;
 - b. THAT any approval that may be granted following the public hearing shall not obligate the City to enact a by-law rezoning the property, and any costs incurred in fulfilling requirements imposed as a condition of rezoning are at the risk of the property owner; and
 - c. THAT the City and all its officials, including the Approving Officer, shall not in any way be limited or directed in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

ADOPTED ON CONSENT

4. **CD-1 Text Amendment: 749 West 33rd Avenue - St. Vincent's Heather Campus of Care
June 24, 2008**

THAT the application by Tony Gill, IBI Group/Henriquez, to amend CD-1 By-law No.4671 for 749 West 33rd Avenue (Block 1170, D.L. 526, Plan 14699, P.I.D. 007-755-414) to increase the density from 1.0 FSR to 1.4 FSR to accommodate a Campus of Care eldercare facility comprising hospital and related uses be referred to a Public Hearing, together with:

- (i) plans received May 31, 2007;
- (ii) draft CD-1 amending By-law provisions, generally as presented in Appendix A of the Policy Report "*CD-1 Text Amendment: 749 West 33rd Avenue - St. Vincent's Heather Campus of Care*" dated June 24, 2008; and
- (iii) the recommendation of the Director of Planning to approve, subject to conditions contained in Appendix B of the Policy Report;

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

ADOPTED ON CONSENT

5. **CD-1 Rezoning: 745 Thurlow Street
July 8, 2008**

- A. THAT the application by Musson Cattell Mackey Partnership, to rezone 745 Thurlow Street (Lots 18, 19, S½ 20, N½ 20, Block 18, Plan 92, DL 185; P.I.D. 009393421, 439, 366, 463) from DD (Area O) to CD-1, to increase the maximum floor space ratio from 7.0 to 15.4 for an office building of 22 storeys, be referred to a Public Hearing, together with:
- (i) plans received June 13, 2007;
 - (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report "*CD-1 Rezoning: 745 Thurlow Street*" dated July 8, 2008; and
 - (iii) the recommendation of the Director of Planning to approve, subject to conditions contained in Appendix B 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 Public Hearing.

- B. THAT, if the application is referred to a Public Hearing, the sign by-law amendment application, dated June 13, 2007, to establish regulations for this CD-1 in accordance with Schedule E [assigned Schedule "B" (DD)], be referred to the same Public Hearing.
- C. THAT, subject to approval of the rezoning at a Public Hearing, the Noise Control By-law be amended to include this Comprehensive Development District in Schedule B generally as set out in Appendix C of the Policy Report;

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendment to the Noise Control By-law at the time of enactment of the CD-1 By-law.

- D. THAT A to C above be adopted on the following conditions:
- (i) THAT the passage of the above resolutions creates no legal rights for the applicant or any other person, or obligation on the part of the City, and any expenditure of funds or incurring of costs is at the risk of the person making the expenditure or incurring the cost;
 - (ii) THAT any approval that may be granted following the public hearing shall not obligate the City to enact a by-law rezoning the property, and any costs incurred in fulfilling requirements imposed as a condition of rezoning are at the risk of the property owner; and

- (iii) THAT the City and all its officials, including the Approving Officer, shall not in any way be limited or directed in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

ADOPTED ON CONSENT

6. East Fraser Lands - CD-1 Rezoning
July 4, 2008

A. THAT the Director of Planning apply to rezone:

(a) certain lands described as:

- (i) 3450 to 3512 East Kent North,
- (ii) 3151 to 3680 Marine Way,
- (iii) 3505 to 3515 Preston Avenue, and
- (iv) 3699 Marine Way (see legal descriptions contained in Appendix C of the Policy Report "*East Fraser Lands - CD-1 Rezoning*" dated July 4, 2008),

from their current industrial or comprehensive development zoning to a CD-1 comprehensive development zone that will permit multiple dwellings, public schools, and day care facilities, and

(b) certain lands described as PID: 007-051-883 Lot 119 District Lot 331 Plan 18928 and PID: 013-594-648 Lot 34 and PID 013-594-681 Lot 35, both of Blocks 9, 10 and 16 to 19, District Lots 330 & 331, Plan 2593 from its current industrial zoning to a CD-1 comprehensive development zone that will permit multiple dwellings and retail, service, manufacturing, institutional, and cultural and recreational uses.

AND THAT these applications be referred to Public Hearing, together with:

- (a) draft CD-1 By-laws, generally in accordance with Parts 1 and 2 of Appendix A of the Policy Report; and
- (b) the recommendation of the Director of Planning to approve, subject to conditions contained in Appendix B of the Policy Report.

FURTHER THAT the Director of Legal Services be instructed to prepare necessary CD-1 By-laws, generally in accordance with Parts 1 and 2 of Appendix A of the Policy Report, for consideration at Public Hearing.

- B. THAT A above be adopted on the following conditions:
- (i) THAT the passage of the above resolutions creates no legal rights for the applicant or any other person, or obligation on the part of the City, any expenditure of funds or incurring of costs is at the risk of the person making the expenditure or incurring the cost;
 - (ii) THAT any approval that may be granted following the public hearing shall not obligate the City to enact a by-law rezoning the property, and any costs incurred in fulfilling requirements imposed as a condition of rezoning are at the risk of the property owner; and
 - (iii) THAT the City and all its officials, including the Approving Officer, shall not in any way be limited or directed in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

ADOPTED ON CONSENT

7. **CD-1 Rezoning: 3350 to 3650 and 3699 Marine Way; 3505 to 3515 Preston Avenue; and 3450 to 3512 East Kent Avenue South (East Fraser Lands)
July 8, 2008**

- A. THAT the application by Parklane Homes to carry out the following three rezonings at East Fraserlands be referred to a Public Hearing:

Rezone the lands located at 3350 and 3320 Marine Way, and 3505 and 3515 Preston Avenue, all as described by legal descriptions contained in Appendix K of the Policy Report "*CD-1 Rezoning: 3350 to 3650 and 3699 Marine Way; 3505 to 3515 Preston Avenue; and 3450 to 3512 East Kent Avenue South (East Fraser Lands)*" dated July 8, 2008, to CD-1 (Comprehensive Development District), together with:

- i. plans prepared on behalf of Parklane Homes received June 12, 2008, represented in Appendix I of the Policy Report;
- ii. draft CD-1 By-law, generally as presented in Appendix A - Town Square Precinct of the Policy Report;
- iii. the recommendation of the Director of Planning to approve the application, subject to approval of conditions contained in Appendix D of the Policy Report;
- iv. draft East Fraserlands Design Guidelines, generally as presented in Appendix J of the Policy Report (limited distribution to Council members only);

Rezone the lands located at 3450 and 3512 Kent Avenue South, all as described by legal descriptions contained in Appendix K of the Policy Report, to CD-1 (Comprehensive Development District), together with:

- v. plans prepared on behalf of Parklane Homes received June 12, 2008, represented in Appendix I of the Policy Report;
- vi. draft CD-1 By-law, generally as presented in Appendix B - Waterfront Precinct, of the Policy Report;
- vii. the recommendation of the Director of Planning to approve the application, subject to approval of conditions contained in Appendix E of the Policy Report;
- viii. draft East Fraserlands Design Guidelines, generally as presented in Appendix J of the Policy Report;

Rezone the lands located at 3520, 3620 and 3699 Marine Way, all as described by legal descriptions contained in Appendix K of the Policy Report, to CD-1 (Comprehensive Development District), together with:

- ix. plans prepared on behalf of Parklane Homes received June 12, 2008, represented in Appendix I of the Policy Report;
- x. draft CD-1 By-law, generally as presented in Appendix C - Park Precinct of the Policy Report;
- xi. the recommendation of the Director of Planning to approve the application, subject to approval of conditions contained in Appendix F of the Policy Report;
- xii. draft East Fraserlands Design Guidelines, generally as presented in Appendix J of the Policy Report;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary CD-1 By-laws generally in accordance with Appendices A, B and C of the Policy Report for consideration at Public Hearing;

AND FURTHER THAT the Director of Legal Services be instructed to prepare a consequential amendment to the Sign By-law to establish regulations for these CD-1 By-laws in accordance with Schedule B (C-2) of the Sign By-law as set out in Appendix G of the Policy Report for consideration at the Public Hearing.

- B. THAT consequential amendments to the East Fraserlands Official Development Plan By-law, generally as presented in Appendix G of the Policy Report, be referred to a Public Hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary amendments to the East Fraserlands Official Development Plan By-law generally in accordance with the draft amendments contained in Appendix G of the Policy Report for consideration at Public Hearing.

- C. THAT, subject to approval of the rezoning at a Public Hearing, the Noise Control By-law be amended to include these CD-1 By-laws in Schedule B as set out in Appendix G of the Policy Report; and

FURTHER THAT the Director of Legal Services be instructed to bring forward the enactment to the Noise Control By-law at the time of enactment of the CD-1 By-laws.

- D. THAT A and B above be adopted on the following conditions:
- i. THAT the passage of the above resolutions creates no legal rights for the applicant or any other person, or obligation on the part of the City and any expenditure of funds or incurring of costs is at the risk of the person making the expenditure or incurring the cost;
 - ii. THAT any approval that may be granted following the Public Hearing shall not obligate the City to enact a by-law rezoning the property, and any costs incurred in fulfilling requirements imposed as a condition of rezoning are at the risk of the property owner; and
 - iii. THAT the City and all its officials, including the Approving Officer, shall not in any way be limited or directed in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

ADOPTED ON CONSENT

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Chow

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Lee
SECONDED by Councillor Ball

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

CARRIED UNANIMOUSLY

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-laws listed on the agenda for this meeting as numbers 1 to 12 inclusive, and authorize the Mayor and City Clerk to sign and seal the enacted by-laws.

CARRIED UNANIMOUSLY

1. **A By-law to amend CD-1 By-law No. 9275 (re miscellaneous amendments for 101 and 149 West Hastings Street and 150 West Cordova Street) (By-law No. 9698)**
(Councillors Ball and Louie ineligible to vote)
2. **A By-law to amend Heritage By-law No. 4837 (re miscellaneous amendments for 351 Abbott Street and 151 - 155 West Hastings Street) (By-law No. 9699)**
(Councillors Ball and Louie ineligible to vote)
3. **A By-law to amend Heritage Revitalization Agreement By-law No. 9269 (re miscellaneous amendments for 351 Abbott Street) (By-law No. 9700)**
(Councillors Ball and Louie ineligible to vote)
4. **A By-law to authorize Council entering into a Heritage Revitalization Agreement with the owner of Heritage Property (re 3979 West Broadway) (By-law No. 9701)**
(Councillors Ball and Louie ineligible to vote)
5. **A By-law to designate certain real property as protected heritage property (re 3979 West Broadway) (By-law No. 9702)**
(Councillors Ball and Louie ineligible to vote)
6. **A By-law to designate certain real property as protected heritage property (re 1955 Wylie Street) (By-law No. 9703)**
(Councillors Ball and Louie ineligible to vote)
7. **A By-law to amend Building By-law No. 9419 regarding a new energy standard for Part 3 buildings (By-law No. 9704)**
8. **A By-law to amend Impounding By-law No. 3519 regarding impounding charges (re increases in impounding charges) (By-law No. 9705)**
9. **A By-law to amend Mountain View Cemetery By-law No. 8719 regarding fees and cancellation of interment rights (By-law No. 9706)**
10. **A By-law to amend Zoning and Development By-law No. 3575 to rezone an area to CD-1 (re 311 West 2nd Avenue) (By-law No. 9707)**
11. **A By-law to amend Sign By-law No. 6510 (re 311 West 2nd Avenue) (By-law No. 9708)**
12. **A By-law to amend Parking By-law No. 6059 (Relaxation and Payment -in-lieu 1020 Hamilton Street) (By-law No. 9709)**

MOTIONS

A. Administrative Motions

1. Form of Development: 311 West 2nd Avenue (now known at 1887 Crowe Street)

MOVED by Councillor Capri
SECONDED by Councillor Lee

THAT the form of development for the CD-1 zoned site known as 311 West 2nd Avenue (now known as 1887 Crowe Street) be approved generally as illustrated in Development Application No. DE 411286 prepared by IBI/HB Architects, and stamped "Received, City of Vancouver Planning Department, April 17, 2008", provided that the Director of Planning may approve design changes which would not adversely affect either the development character and/or liveability of this site or adjacent properties.

CARRIED UNANIMOUSLY

2. Establishing Road on the east side of Knight Street, between 49th Avenue and 51st Avenue, adjacent to 1404 East 49th Avenue, for a widening strip for the installation of left turn bays on Knight Street at 49th Avenue

MOVED by Councillor Stevenson
SECONDED by Councillor Lee

THAT WHEREAS the registered owner, the City of Vancouver, wishes to establish for road purposes lands in the City of Vancouver, Province of British Columbia, more particularly known and described as follows:

All that portion of Lot 1, Except (A) the North 7 feet now Road, and (B) Part in Explanatory Plan 10806, Block 9, West ½ of District Lot 738, Plan 1681, Group 1, New Westminster District, as shown heavy outlined on a plan of survey completed May 25, 2007, attested to by Eric I. Kaardal, B.C.L.S. and marginally numbered LB 897.

AND WHEREAS it is deemed expedient and in the public interest to allocate the said lands for road purposes.

BE IT RESOLVED that the above described lands are hereby allocated for road purposes and declared to form and to constitute a portion of a road.

CARRIED UNANIMOUSLY
(Councillor Capri absent for the vote)

3. **Establishing Road on the north side of 70th Avenue between Shaughnessy Street and Oak Street, adjacent to 8591 Shaughnessy Street, for road widening purposes**

MOVED by Councillor Stevenson
SECONDED by Councillor Lee

THAT WHEREAS the registered owner, the City of Vancouver, wishes to establish for road purposes lands in the City of Vancouver, Province of British Columbia, more particularly known and described as follows:

All that portion of Lot 24, except the West 10 Feet now Lane, of Lot 31, Block B, District Lots 319, 323 and 324, Plan 1997, Group 1, New Westminster District, as shown heavy outlined on plan of survey completed on February 25, 2008, certified by A. Di Nozzi, B.C.L.S. and marginally numbered LD 4714.

AND WHEREAS it is deemed expedient and in the public interest to allocate the said lands for road purposes.

BE IT RESOLVED that the above described lands are hereby allocated for road purposes and declared to form and to constitute a portion of a road.

CARRIED UNANIMOUSLY
(Councillor Capri absent for the vote)

4. **Establishing Road at the north side of East 37th Avenue between Elgin Street and Ross Street, adjacent to 5370 Elgin Street, for road (greenway) purposes**

MOVED by Councillor Stevenson
SECONDED by Councillor Lee

THAT WHEREAS the registered owner, the City of Vancouver, wishes to establish for road purposes lands in the City of Vancouver, Province of British Columbia, more particularly known and described as follows:

All that portion of Amended Lot 18 (See 525575L), Block 14, District Lots 668 to 670, Plan 1369 as shown heavy outlined on plan of survey completed on May 23, 2008, certified by Daniel R. Parker, B.C.L.S. and marginally numbered LD 4788.

AND WHEREAS it is deemed expedient and in the public interest to allocate the said lands for road purposes.

BE IT RESOLVED that the above described lands are hereby allocated for road purposes and declared to form and to constitute a portion of a road.

CARRIED UNANIMOUSLY
(Councillor Capri absent for the vote)

B. Motions on Notice

1. Bottled Water

The following motion reflects amendments and additions to the Motion on Notice.

MOVED by Councillor Stevenson

SECONDED by Councillor Louie

WHEREAS 80% of waste from plastic bottles end up in landfills;

WHEREAS the delivery of bottled water burns substantially more fossil fuel than tap water;

WHEREAS the manufacturing of plastic bottles generates 100 times the toxic emissions that are produced in the manufacturing of glass bottles;

WHEREAS the removal of water for bottling is not an environmentally sustainable practice, as the water is withdrawn from its source but is not returned to its local ecosystem;

WHEREAS bottled water is not required to meet the same health standards as municipally provided water;

WHEREAS the Drinking Water Management Plan, which dictates the Metro Vancouver's Drinking water initiatives, makes sure that our water is delivered in an environmentally sustainable way that maintains a healthy watershed ecosystem;

WHEREAS the City has to pay several times more for bottled water than it does for tap water;

AND WHEREAS the Mayor, in his inaugural speech, declared that one of his priorities was to make the city a leader in the development of sustainable social and environmental legacies leading up to and beyond 2010;

THEREFORE BE IT RESOLVED THAT:

- A. Staff provide a report to Council on eliminating bottled water being sold to/available from all City departments and services; and
- B. The City using a small portion of the money saved to invest in reusable water containers for employee use.
- C. Council, in collaboration with Metro Vancouver, work to promote awareness about the environmental and health benefits of tap water over bottled water.
- D. The City Manager forward this motion to the Park Board, Police Board and Library Board for their consideration to adopt.

- E. Staff report back on preferred options for increasing the number of publicly accessible drinking fountains in the city.

CARRIED UNANIMOUSLY

2. Motion to Provide Marketing Grant to Tourism Vancouver

MOVED by Councillor Stevenson

SECONDED by Councillor Deal

WHEREAS Vancouver is the fourth-most preferred place to travel for gay and lesbian travelers in the US;

WHEREAS Vancouver is the number one international destination for lesbian travelers in the US;

WHEREAS some of the funding used by Tourism Vancouver to focus on the GLBT market comes from Tourism BC's City Stay program, which may soon be mandated to develop mainstream markets for the 2010 Olympic audience;

WHEREAS Toronto and Montreal invest anywhere from three to six times as much in an annual GLBT marketing budget;

AND WHEREAS Tourism Vancouver's budget commitments to the GLBT market are maximized based on the current funding model, and partner support is also uncertain for the remainder of 2008 and into next year;

THEREFORE BE IT RESOLVED THAT

The City of Vancouver provide a one-time investment of \$25,000 to Tourism Vancouver to undertake a campaign to strengthen our city's positioning around the lesbian tourism market in the United States.

referred

The Chair noted that requests to speak on Motion B.2 have been received. Council agreed to refer consideration of the motion to the Standing Committee on City Services and Budgets meeting on July 24, 2008 in order to hear the speakers.

* * * * *

Council recessed at 6:05 p.m., and following an In-Camera meeting in the Mayor's Office, reconvened in open session at 7:22 p.m. with Councillors Anton and Chow absent.

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3. JUNO Celebrations 2009

MOVED by Councillor Ball
SECONDED by Mayor Sullivan

WHEREAS:

1. The 2009 Juno Awards were awarded to Vancouver earlier this year by the Canadian Academy of Recording Arts and Sciences. Celebrations are scheduled to take place March 26-29, 2009.

THEREFORE BE IT RESOLVED THAT:

1. Council ask City staff to work with the JUNO Organizing Committee to explore the feasibility of:
 - select road closures for special events & pre-awards music festival - including Granville Street Entertainment District;
 - providing incentives for bar owners to program live music by local artists and bands through temporary approvals for changes to operating hours during the JUNO celebrations in consultation with VPD, Barwatch, Translink and taxi companies;
 - encouraging venue operators to program live music by local artists and bands during the JUNO celebrations;
 - access to banners and flags under the City's Banner and Flag Program.
2. Council invite the Vancouver School Board to work with the JUNO Organizing Committee through the Education Initiatives Committees in order to encourage youth participation in live music.
3. Council invite the Government of Canada to join with the City and Province in contributing \$500,000 in support of this important celebration of Canada's growing music scene, which includes both education and industry.

carried

AMENDMENT MOVED by Councillor Cadman

THAT the second bullet in Resolve 1 of the motion be amended by adding the words "and with a full consultation with the neighbours".

lost

AMENDMENT TO THE AMENDMENT MOVED by Councillor Deal

THAT the following be added as the fourth resolve to the motion:

4. Staff to report back in a timely fashion with an update to progress on plans for the Juno awards ceremonies and celebrations including the items in this motion.

LOST

(Councillors Ball, Capri, Ladner, and Lee and the Mayor opposed)
(Councillors Anton and Chow absent for the vote)

The amendment to the amendment having lost, the amendment was put and LOST with Councillors Anton, Ball, Capri, Ladner and Lee and the Mayor opposed and Councillor Chow absent for the vote.

AMENDMENT MOVED by Councillor Louie

THAT the issues in Resolves 1 to 3 in the motion be reported back to Council by staff.

LOST

(Councillors Anton, Ball, Capri, Ladner and Lee, and the Mayor opposed)
(Councillor Chow absent for the vote)

The amendments having lost, the motion was put and CARRIED with Councillors Cadman, Deal, Louie and Stevenson opposed, and Councillor Chow absent for the vote.

The Council adjourned at 7:45 p.m.

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