



## REGULAR COUNCIL MEETING MINUTES

FEBRUARY 12, 2013

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, February 12, 2013, at 9:40 am, in the Council Chamber, Third Floor, City Hall.

<b>PRESENT:</b>	Mayor Gregor Robertson Councillor George Affleck Councillor Elizabeth Ball Councillor Adriane Carr Councillor Heather Deal Councillor Kerry Jang Councillor Geoff Meggs Councillor Tim Stevenson* Councillor Tony Tang
<b>ABSENT:</b>	Councillor Raymond Louie (Leave of Absence - Civic Business) Councillor Andrea Reimer (Leave of Absence - Civic Business)
<b>CITY MANAGER'S OFFICE:</b>	Penny Ballem, City Manager Sadhu Johnston, Deputy City Manager
<b>CITY CLERK'S OFFICE:</b>	Janice MacKenzie, City Clerk Terri Burke, Meeting Coordinator

\* Denotes absence for a portion of the meeting.

### WELCOME

The proceedings in the Council Chamber were opened with welcoming comments read by Councillor Stevenson.

### PROCLAMATION - LUNAR NEW YEAR

The Mayor proclaimed the week of February 10-17, 2013, as Lunar New Year Celebration Week in the city of Vancouver and invited the following individuals to the podium to accept the proclamation and say a few words:

Chinese Benevolent Association - James Chu  
Chinese Cultural Centre - Mike Jang  
SUCCESS - Queenie Choo  
Shon Yee - Chi Sheung Ng.

## "IN CAMERA" MEETING

MOVED by Councillor Jang  
SECONDED by Councillor Deal

THAT Council will go into a meeting later this day, and/or Wednesday, February 13, 2013, which is closed to the public, pursuant to Section 165.2(1) of the Vancouver Charter, to discuss matters related to paragraphs:

(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;

(j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 [disclosure harmful to business interests of a third party] of the Freedom of Information and Protection of Privacy Act;

(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

## ITEMS ARISING FROM THE "IN CAMERA" MEETING OF JANUARY 29, 2013

Council made the following appointments to Civic Agencies:

- Kim Maust to the Development Permit Board Advisory Panel (Vancouver Heritage Commission representative);
- Michael Kluckner to the First Shaughnessy Advisory Panel (Vancouver Heritage Commission representative);
- Phil Mondor to the Urban Design Panel (Vancouver City Planning Commission representative);
- Alan Davies to the Gastown Historic Area Planning Committee;
- Goran Ostojic to the Urban Design Panel.

## **ADOPTION OF MINUTES**

### **1. Regular Council - January 29, 2013**

MOVED by Councillor Deal  
SECONDED by Councillor Jang

THAT the Minutes of the Regular Council meeting of January 29, 2013, be approved.

CARRIED UNANIMOUSLY

### **2. Regular Council (City Finance and Services) - January 30, 2013**

MOVED by Councillor Ball  
SECONDED by Councillor Jang

THAT the Minutes of the Regular Council meeting following the City Finance and Services meeting of January 30, 2013, be approved.

CARRIED UNANIMOUSLY

## **COMMITTEE OF THE WHOLE**

MOVED by Councillor Stevenson  
SECONDED by Councillor Jang

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

CARRIED UNANIMOUSLY

## **MATTERS ADOPTED ON CONSENT**

MOVED by Councillor Deal

THAT Council adopt Administrative Report 1 and Policy Reports 4 and 5, on consent.

CARRIED UNANIMOUSLY

## REPORT REFERENCE

### 1. Greenest City Fund Update

Amanda Pitre-Hayes, Director of Sustainability, and Faye Wightman, Chief Executive Officer, Vancouver Foundation, provided a presentation on the Greenest City Fund Update; including Greenest City Neighbourhood Small Grants, Generation Green Grants, Greenest City Community Grants and the 2013 timeline. Ms. Wightman invited recipients from each of the grant categories to the podium to speak about their green initiatives.

Ms. Pitre-Hayes and Ms. Wightman responded to questions.

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*The Council recessed at 10:38 am in order to take a photo with the grants recipients, and reconvened at 10:46 am with the same members present.*

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### 2. Vancouver Housing and Homelessness Strategy - 2012 Report Card

Penny Ballem, City Manager, and Abigail Bond, Assistant Director, Housing Policy, provided a presentation on the Vancouver Housing and Homelessness Strategy - 2012 Report Card; including the three strategic directions of the Housing and Homelessness Strategy for 2012 - 2021, three and ten year targets, the six indicators of the Report Card structure and a summary of progress.

Ms. Bond, along with Brenda Prosen, General Manager, Community Services, and the City Manager, responded to questions.

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*The Council recessed at noon and reconvened at 2:06 pm with the same members present, except for Councillor Deal who was not in the Chamber.*

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## ADMINISTRATIVE REPORTS

### 1. Proposed Closure of Portions of Kingsway and Commercial Street Adjacent to 4338 Commercial Street January 21, 2013

- A. THAT Council authorize the Director of Legal Services to apply and raise title in the name of the City of Vancouver to the portions of Kingsway and Commercial Street that contain the encroachments of the existing building at 4338 Commercial Street (the "Road"), the said portions being shown on a reduced copy of a Reference Plan attached as Appendix A to the Administrative Report

dated January 21, 2013, entitled "Proposed Closure of Portions of Kingsway and Commercial Street Adjacent to 4338 Commercial Street".

- B. THAT all that volumetric portion of Road included within the heavy outline and illustrated isometrically on a plan of survey, a reduced copy of which is attached as Appendix B to the Administrative Report dated January 21, 2013, entitled "Proposed Closure of Portions of Kingsway and Commercial Street Adjacent to 4338 Commercial Street", be closed, stopped-up and that an easement be granted to the owner of abutting Lot A Block 13 District Lot 352 Group 1 New Westminster District Plan BCP45015 ("Lot A") to contain the portions of the existing building which encroach onto the Road. The easement is to be for the life of the encroaching portions of the existing building on Lot A, and to be to the satisfaction of the Director of Legal Services.
- C. THAT the fees for the document preparation, registration and use of the easement referred to in B above are to be in accordance with those charged for an agreement prepared pursuant to the Encroachment By-law.
- D. THAT the Director of Legal Services be authorized to execute all documents and plans required.

ADOPTED ON CONSENT

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*The Council dealt with Policy Report 2 prior to Policy Report 1. For ease of reference, the minutes are recorded in numerical order.*

\* \* \* \* \*

## POLICY REPORTS

- 1. **108 East 1st Avenue: CD-1 Text Amendment  
January 29, 2013**

MOVED by Councillor Deal

- A. THAT the application, by Cressey Quebec Street Holdings Ltd. to amend the text of CD-1 (522) By-law No. 10425 for 108 East 1st Avenue [PID: 028-767-659, Lot B Block 7 District Lot 200A Group 1 New Westminster District Plan BCP50146] to add 500 m<sup>2</sup> (5,382 sq. ft.) of light industrial floor area to the residential development approved for this site to accommodate a custom-built motor vehicle manufacturer, be referred to a public hearing together with:
  - (i) plans by Rafii Architects Inc. submitted August 15, 2012, and
  - (ii) the recommendation of the General Manager of Planning and Development Services to approve the application, subject to conditions contained in Appendix B of the Policy Report dated January 29, 2013, entitled "108 East 1st Avenue: CD-1 Text Amendment".

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary amending by-law, generally in accordance with Appendix A of the aforementioned report, for consideration at the public hearing.

- B. THAT, if the application is referred to a public hearing, a consequential amendment to the Southeast False Creek Official Development Plan, to replace Figure 5 with an amended Figure 5, be referred to the same public hearing.

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary amending by-law, generally in accordance with Appendix C of the Policy Report dated January 29, 2013, entitled "108 East 1st Avenue: CD-1 Text Amendment", for consideration at the public hearing.

- C. THAT, subject to the application being referred to public hearing, an application to amend Schedule E of the Sign By-law to establish regulations for this CD-1 (522) in accordance with Schedule B to the Sign By-law [assigning Schedule B (DD)], generally as set out in Appendix C of the Policy Report dated January 29, 2013, entitled "108 East 1st Avenue: CD-1 Text Amendment", be referred to the same public hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary by-law to amend the Sign By-law, generally as set out in Appendix C of the aforementioned report, for consideration at the public hearing.

- D. THAT A and 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; 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.

CARRIED UNANIMOUSLY

**2. Arts and Culture Indoor Event Pilot Program  
February 4, 2013**

MOVED by Councillor Jang

- A. THAT the Director of Planning be instructed to make an application to amend the Zoning and Development By-law regarding Arts and Culture Indoor Events and that the application be referred to Public Hearing, together with the draft

amendments as outlined in Appendix A of the Policy Report dated February 4, 2013, entitled "Arts and Culture Indoor Event Pilot Program";

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

AND FURTHER THAT the following recommendations below, B through G, be referred to Public Hearing for consideration along with A above.

- B. THAT Council approve the implementation of the Arts and Culture Indoor Event Pilot Program, as outlined in the Policy Report dated February 4, 2013, entitled "Arts and Culture Indoor Event Pilot Program".
- C. THAT subject to enactment of the proposed amendments to the Zoning and Development By-law, the License By-law be amended to permit Arts and Culture Indoor Events and to establish a fee for these events, generally as set out in Appendix B of the Policy Report dated February 4, 2013, entitled "Arts and Culture Indoor Event Pilot Program".
- D. THAT subject to enactment of the proposed amendments to the Zoning and Development By-law, the Building By-law be amended to regulate Arts and Culture Indoor Events, generally as set out in Appendix C of the Policy Report dated February 4, 2013, entitled "Arts and Culture Indoor Event Pilot Program".
- E. THAT subject to enactment of the proposed amendments to the Zoning and Development By-law, the Fire By-law be amended to regulate Arts and Culture Indoor Events, generally as set out in Appendix D of the Policy Report dated February 4, 2013, entitled "Arts and Culture Indoor Event Pilot Program".
- F. THAT the Director of Legal Services be instructed to bring forward the amendments to the License By-law, Building By-law and Fire By-law at the time of enactment of the amendments to the Zoning and Development By-law.
- G. THAT Council direct staff to report back after two years on the results of the Arts and Culture Indoor Event Pilot Program, including advice on: i) whether refinements should be made the Program; and ii) the potential expansion of the program to other types of events.

CARRIED UNANIMOUSLY

**3. CD-1 Rezoning: 1729-1735 East 33rd Avenue  
January 29, 2013**

MOVED by Councillor Jang

- A. THAT the application by Cedar Cottage Cohousing Corporation, to rezone:
- (i) 1729 East 33rd Avenue [PID: 013-861-581; The east 40 feet of Lot 12, except the north 10 feet and the south 7 feet now highway, south ½ of District Lot 706 Plan 2349] (“East Lot 12”);
  - (ii) 1733 East 33rd Avenue [PID: 013-861-247; Lot 11, except (a) the north 10 feet now lane and (b) the east 43 feet south ½ of District Lot 706 Plan 2349] (“West Lot 11”); and
  - (iii) 1735 East 33rd Avenue [PID: 013-632-531; The east 43 feet of Lot 11, except the north 10 feet, now lane, south ½ of District Lot 706 Plan 2349] (“East Lot 11”);

all from RS-1 (One-Family) District to CD-1 (Comprehensive Development) District, to increase the floor space ratio from 0.7 to 1.1, among other things, to permit the development of a three-storey multi-family residential building that will be used as a cohousing community, be referred to a Public Hearing together with:

- (a) plans received on January 7, 2013;
- (b) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated January 29, 2013, entitled “CD-1 Rezoning: 1729-1735 East 33rd Avenue”; and
- (c) the recommendation of the General Manager of Planning and Development Services to approve, subject to conditions contained in Appendix B of the aforementioned 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 aforementioned report for consideration at the public hearing.

- B. THAT, if after public hearing Council approves in principle this rezoning and the Housing Agreement described in section (c) of Appendix B of the Policy Report dated January 29, 2013, entitled “CD-1 Rezoning: 1729-1735 East 33rd Avenue”, the Director of Legal Services be instructed to prepare the necessary Housing Agreement By-law for enactment prior to enactment of the CD-1 By-law contemplated by the aforementioned report, subject to such terms and conditions as may be required at the discretion of the Director of Legal Services and the Managing Director of Social Development.
- C. THAT, subject to enactment of the rezoning By-law, the Subdivision By-law be amended as set out in Appendix C of the Policy Report dated January 29, 2013, entitled “CD-1 Rezoning: 1729-1735 East 33rd Avenue”;



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

- D. THAT A through 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.

CARRIED UNANIMOUSLY

**4. CD-1 Rezoning - 4533-4591 Cambie Street and 510 West 29th Avenue  
January 29, 2013**

- A. THAT the application by Ramsay Worden Architects, on behalf of Intergulf Development (QE Park) Corp, to rezone 4533-4591 Cambie Street (Lots 8 to 13, Block 760, District Lot 526, Plan 7131; PIDs: 011-491-825, 011-491-833, 011-465-077, 011-491-841, 011-491-868 and 011-491-876 respectively) and 510 West 29th Avenue (PID: 010-821-015; Lot 7, Block 760 District Lot 526, Plan 6960), from RS-1 (Residential) District to CD-1 (Comprehensive Development) District to provide for a combined floor space ratio of 2.50, to permit the development of three six-storey residential buildings containing 175 dwelling units be referred to a Public Hearing, together with:
- (i) plans received October 5, 2012;
  - (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated January 29, 2013, entitled "CD-1 Rezoning - 4533-4591 Cambie Street and 510 West 29th Avenue"; and
  - (iii) the recommendation of the General Manager of Planning and Development Services to approve, subject to conditions contained in Appendix B of the aforementioned 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 aforementioned report for consideration at the Public Hearing.

- B. THAT, subject to enactment of the CD-1 By-law, the Parking By-law be amended to include this CD-1 and to provide parking regulations generally as

set out in Appendix C of the Policy Report dated January 29, 2013, entitled "CD-1 Rezoning - 4533-4591 Cambie Street and 510 West 29th Avenue";

FURTHER THAT the Director of Legal Services be instructed to bring forward the necessary amendments to the Parking By-law at the time of enactment of the CD-1 By law.

- C. THAT, subject to enactment of the CD-1 By-law, the Subdivision By-law be amended generally as set out in Appendix C of the Policy Report dated January 29, 2013, entitled "CD-1 Rezoning - 4533-4591 Cambie Street and 510 West 29th Avenue";

FURTHER THAT the Director of Legal Services be instructed to bring forward the amendment to the Subdivision By-law at the time of enactment of the Zoning By-law.

- D. THAT A through 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; 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

**5. CD-1 Rezoning: 6361-6385 Cambie Street  
January 29, 2013**

- A. THAT the application by GBL Architects, on behalf of Wanson (Oakridge) Development Ltd., to rezone 6361-6385 Cambie Street (Lots 11 and 12 of Lot B Block 1008 District Lot 526 Plan 10803; PIDs: 009-301-089 and 007-578-962 respectively) from RT-1 (Residential) District to CD-1 (Comprehensive Development) District to provide for a floor space ratio of 3.30 to permit the development of an eight-storey mixed-use building containing 63 dwelling units and main-floor commercial uses, among other things, be referred to a Public Hearing, together with:
- (i) plans received October 17, 2012;
  - (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the Policy Report dated January 29, 2013, entitled "CD-1 Rezoning: 6361-6385 Cambie Street"; and

- (iii) the recommendation of the General Manager of Planning and Development Services to approve, subject to conditions contained in Appendix B of the aforementioned 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 aforementioned report for consideration at the Public Hearing.

- B. THAT, if the application is referred to a Public Hearing, the application to amend Schedule E of the Sign By-law to establish regulations for this CD-1 in accordance with Schedule B of the Sign By-law [assigned Schedule "B" (C-2)], generally as set out in Appendix C of the Policy Report dated January 29, 2013, entitled "CD-1 Rezoning: 6361-6385 Cambie Street", be referred to the same Public Hearing;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary by-law generally as set out in Appendix C of the aforementioned report for consideration at the Public Hearing.

- C. THAT, subject to enactment of the CD-1 By-law, the Noise Control By-law be amended to include this CD-1 in Schedule A, generally as set out in Appendix C of the Policy Report dated January 29, 2013, entitled "CD-1 Rezoning: 6361-6385 Cambie Street";

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, subject to enactment of the CD-1 By-law, the Parking By-law be amended to include this CD-1 and to provide parking regulations generally as set out in Appendix C of the Policy Report dated January 29, 2013, entitled "CD-1 Rezoning: 6361-6385 Cambie Street";

FURTHER THAT the Director of Legal Services be instructed to bring forward the necessary amendments to the Parking By-law at the time of enactment of the CD-1 By law.

- E. THAT A through D 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

**RISE FROM COMMITTEE OF THE WHOLE**

MOVED by Councillor Tang

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

**ADOPT REPORT OF COMMITTEE OF THE WHOLE**

MOVED by Councillor Jang  
SECONDED by Councillor Deal

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

CARRIED UNANIMOUSLY

**BY-LAWS**

None.

**MOTIONS**

**A. Administrative Motions**

1. **Proposed Closure of Portions of Kingsway and Commercial Street Adjacent to 4338 Commercial Street**

MOVED by Councillor Jang  
SECONDED by Councillor Tang

THAT WHEREAS:

1. The City of Vancouver is the owner of all the streets and lanes lying within the limits of the City of Vancouver;
2. Portions of the building constructed on Lot A Block 13 District Lot 352 Group 1 New Westminster District Plan BCP45015 encroach onto Kingsway and Commercial Street;

3. The portions of Kingsway and Commercial Street which are encroached upon, abutting said Lot A, were dedicated by the deposit of Reference Plan 2394 and Plan 1515, respectively;
4. To provide for the registration of an easement to contain the said encroachments onto Kingsway and Commercial Street, as required by Section 244 of the Strata Property Act, it is necessary to raise title to the portions of Kingsway and Commercial Street that are encroached upon;
5. To enable Council to grant the required easement to contain the said encroachments it is necessary for Council to close and stop-up the volumetric portions of Kingsway and Commercial Street that are encroached upon.

THEREFORE BE IT RESOLVED THAT the Director of Legal Services be authorized to make application on behalf of the City of Vancouver to raise title in the name of the City of Vancouver to those portions of road dedicated by the deposit of Plan 1515 and Reference Plan 2394 and included within the heavy bold outline on the Reference Plan, Plan EPP27607, completed and checked by Muliawan Koesoema, B.C.L.S., on the 23<sup>rd</sup> day of January, 2013, and numbered File: VCO-4338REF; and

BE IT FURTHER RESOLVED THAT all those volumetric portions of Kingsway and Commercial Street included within heavy bold outline and illustrated isometrically on the Explanatory Plan, Plan EPP27608, completed and checked by Muliawan Koesoema, B.C.L.S., on the 23<sup>rd</sup> day of January, 2013, and numbered File: VCO-4338EXP, be closed, stopped-up and that an easement be granted to the owner of abutting Lot A Block 13 District Lot 352 Group 1 New Westminster District Plan BCP45015 to contain the portions of the existing building which encroach onto Kingsway and Commercial Street; the said easement to be to the satisfaction of the Director of Legal Services.

CARRIED UNANIMOUSLY

**2. Approval of Form of Development - 3100 Riverwalk Avenue (Parcel 9B)**

MOVED by Councillor Jang  
SECONDED by Councillor Tang

THAT the form of development for this portion of the site known as 3100 Riverwalk Avenue be approved generally as illustrated in the Development Application Number DE416120, prepared by Dialog Architects, and stamped "Received, Community Services Group, Development Services", on January 22, 2013, provided that the Director of Planning may impose conditions and approve design changes which would not adversely affect either the development character of the site or adjacent properties.

CARRIED UNANIMOUSLY

**B. Motions on Notice**

**1. Support for Vancouver's Film and TV Industry**

The following motion contains an amendment to the original Motion on Notice.

MOVED by Mayor Robertson  
SECONDED by Councillor Deal

WHEREAS

1. Vancouver has a long-standing film and TV industry that is a major contributor to the City's economy;
2. Vancouver and British Columbia's ability to remain a competitive film and TV market requires support from the Provincial Government;
3. Ontario has overtaken BC to become North America's third-biggest production centre;
4. The competition between provinces for tax credits is creating a 'race to the bottom' situation for Canada's film and TV industry;
5. BC's film industry is worth an estimated \$1.19 billion, and employs 25,000 people;
6. The Motion Picture Production Industry Association of BC is predicting employment rates will be down at least 40% from last year in the first quarter of 2013;
7. There are significant concerns about the decline of Vancouver's film and TV industry, and the spin-off impacts it will have on other creative industries.

THEREFORE BE IT RESOLVED THAT the City Manager and the Vancouver Economic Commission provide an update to Vancouver City Council on the state of the film and TV industry in Vancouver, including direct and indirect economic impacts, what the City is doing to support the industry, and any actions it can take;

BE IT FURTHER RESOLVED THAT the Mayor write to the Premier, Leader of the Provincial Opposition, and the Prime Minister expressing concern for the industry, and urging a national approach that would see a level playing field across Canada in the film and TV industry.

CARRIED UNANIMOUSLY  
(Councillor Stevenson absent for the vote)

**2. Request for Leave of Absence - Councillor Tim Stevenson**

MOVED by Councillor Jang  
SECONDED by Councillor Deal

THAT Councillor Stevenson be granted Leave of Absence for Personal Reasons from the Court of Revision meeting to be held on February 20, 2013.

CARRIED UNANIMOUSLY

**3. Request for Leave of Absence - Councillor Heather Deal**

MOVED by Councillor Stevenson  
SECONDED by Councillor Jang

THAT Councillor Deal be granted Leave of Absence for Civic Business from the Court of Revision meeting to be held on February 20, 2013.

CARRIED UNANIMOUSLY

**NEW BUSINESS**

**1. Request for Leave of Absence - Councillor Elizabeth Ball**

MOVED by Councillor Jang  
SECONDED by Councillor Deal

THAT Councillor Ball be granted Leave of Absence for Medical Reasons from all meetings to be held on February 13, 2013.

CARRIED UNANIMOUSLY

**2. Risks to City Budget of Proposed Changes to Community Centre Operations**

MOVED by Councillor Carr  
SECONDED by Councillor Ball

**WHEREAS**

1. Vancouver's Community Centres are funded by tax dollars as allocated in the City of Vancouver budget passed by City Council, Community Centre fees, and additional fundraising by the not-for-profit Community Centre Associations that manage the finances, programs and services at the Community Centres;
2. For decades, Community Centre Associations have raised funds to build and improve Community Centres, buy equipment and deliver programs and services, thus saving the City from having to spend additional tax dollars;

3. Many Community Centre Associations are raising concerns that the Vancouver Park Board plan to shift management of the centres from the Community Centre Associations to the Park Board will negatively affect volunteerism, fundraising, program costs and fees, and may lead to loss of some programs and services;
4. Should the fundraising and cost savings provided by the volunteer Community Centre Associations not be available, the City may need to provide replacement funding in the City's budget, both for Community Centre capital expenditures and to maintain programs and services aligned with key city objectives, for example to meet the goal of the City, Park and School Boards' Joint Council on Childcare to add 500 childcare spaces by December 2014.

THEREFORE BE IT RESOLVED THAT the City Manager report back to Council within two months on the potential impacts on the City's budget due to the Park Board plan to shift management of Vancouver's Community Centres from Community Centre Associations to the Park Board including:

1. The average annual monies fundraised by Community Centre Associations, specifically including grants, to support their Centres' programs, services and capital improvements.
2. The estimated cost of potentially having to replace Community Centre Associations' volunteers with paid staff.
3. The number of childcare spaces currently managed by Community Centre Associations and the potential risks to those spaces.

not put

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*Councillors Affleck and Ball called Notice under Section 10.3(d) of the Procedure By-Law in order that the motion be placed on the agenda of the next Regular Council meeting as a "Motion on Notice".*

*Councillor Meggs immediately rose on a Point of Order to note that the motion was out of order regardless of notice being called. The Mayor advised that it was at his discretion to rule a motion out of order.*

*Councillor Carr then rose on a Point of Order under Section 10.3(d) of the Procedure By-Law which states the calling of notice is not debatable and the Chair must place the motion on the agenda for the next regular meeting. The Mayor advised that regardless of Section 10.3(d), Section 4.3 of the Procedure By-Law still applies. The Mayor then ruled the motion out of order, stating Section 4.3(a) of the Procedure By-Law; the motion is not compatible with the purposes and objects of the Vancouver Charter including the good rule and government of the City. The Mayor went on to provide three reasons for his ruling:*

*i) The Parks Board is currently involved in confidential negotiations with community associations regarding a new operating model for community centres;*



*ii) It is not appropriate for City Council to get involved because the Parks Board is currently involved and has clear jurisdiction;*  
*iii) The discussions that are taking place between the Parks Board and the Community Associations could be adversely affected, impacted or compromised by any Council discussion of matters that the motion raises.*

\* \* \* \* \*

*Councillor Carr challenged the ruling of the Chair.*

*The Chair then put the question:*

*Shall the ruling of the Chair be sustained?*

**CARRIED**

*(Councillors Affleck, Ball and Carr 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.*

\* \* \* \* \*

As the Motion was ruled out of order, the question was not stated.

\* \* \* \* \*

*Councillor Carr then rose on a Point of Information, requesting an information memo to clarify the process for motions being placed on a Regular Council agenda. The City Clerk agreed to circulate a memo.*

\* \* \* \* \*

## **ADJOURNMENT**

MOVED by Councillor Deal  
SECONDED by Councillor Jang

THAT this meeting be adjourned.

**CARRIED UNANIMOUSLY**

The Council adjourned at 3:04 pm.

\* \* \* \* \*