



## REGULAR COUNCIL MEETING MINUTES

OCTOBER 14, 2014

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, October 14, 2014, at 9:35 am, in the Council Chamber, Third Floor, City Hall.

<b>PRESENT:</b>	Mayor Gregor Robertson Councillor Elizabeth Ball Councillor Adriane Carr Councillor Heather Deal Councillor Kerry Jang Councillor Raymond Louie Councillor Geoff Meggs Councillor Andrea Reimer Councillor Tim Stevenson Councillor Tony Tang*
<b>ABSENT:</b>	Councillor George Affleck (Leave of Absence)
<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 Laura Kazakoff, Meeting Coordinator

\*Denotes absence for a portion of the meeting.

### WELCOME

The proceedings in the Council Chamber were opened with welcoming comments from Councillor Tang.

### PROCLAMATION - HOMELESSNESS ACTION WEEK

The Mayor proclaimed the week of October 12 to 18, 2014, as Homelessness Action Week in the City of Vancouver.

### PRESENTATION - SPECIAL OLYMPICS

Cathy Priestner Allinger, Games Chair, Special Olympics Canada, provided a presentation regarding the 2014 Summer Games which were held in Vancouver in July. Shane Carr, BC Team Special Olympics Athlete, spoke about his experiences as an athlete in the games, and along with Ms. Priestner Allinger, presented Mayor Robertson with a set of framed medals from the games.

## "IN CAMERA" MEETING

MOVED by Councillor Carr  
SECONDED by Councillor Deal

THAT Council will go into meetings later this week which are 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;

(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

## ADOPTION OF MINUTES

### 1. Regular Council - September 30, 2014

MOVED by Councillor Deal  
SECONDED by Councillor Carr

THAT the Minutes of the Regular Council meeting of September 30, 2014, be approved.

CARRIED UNANIMOUSLY

### 2. Business Licence Hearing - September 30, 2014

MOVED by Councillor Louie  
SECONDED by Councillor Reimer

THAT the Minutes of the Business Licence Hearing of September 30, 2014, be approved.

CARRIED UNANIMOUSLY

**3. Regular Council (Planning, Transportation and Environment) - October 1, 2014**

MOVED by Councillor Deal  
SECONDED by Councillor Carr

THAT the Minutes of the Regular Council meeting following the Standing Committee on Planning, Transportation and Environment meeting of October 1, 2014, be approved.

CARRIED UNANIMOUSLY

**COMMITTEE OF THE WHOLE**

MOVED by Councillor Tang  
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 Louie

THAT Council adopt Administrative Reports 1 to 3 on consent.

CARRIED UNANIMOUSLY

**REPORT REFERENCE**

**1. Pop Up City Hall and Doors Open Vancouver: Taking the City to the People and Inviting the People into the City**

Rena Kendall-Craden, Director of Corporate Communications, and Darcy Wilson, 311 Contact Centre Manager, provided an overview of Pop Up City Hall and the recent Doors Open Vancouver event and, along with Corporate Communications staff, responded to questions.

## ADMINISTRATIVE REPORTS

1. **141 - 2050 Scotia Street - Artist Production Studio: Long-term Lease to Dusty Flowerpot Cabaret Society  
September 15, 2014**
  - A. THAT Council approve Dusty Flowerpot Cabaret Society ("Dusty Flowerpot") as the not-for-profit tenant (the "Tenant") of the City-owned strata lot at #141 - 2050 Scotia Street, Vancouver, legally described as PID 024-037-117, Strata Lot 34, District Lot 200A, Group 1, New Westminster District, Strata Plan LMS3101, together with an interest in the common property in proportion to the unit entitlement of the strata lot as shown on Form 1 (the "Premises").
  - B. THAT Council authorize the Director of Real Estate Services to negotiate and execute a lease agreement (the "Lease") with Dusty Flowerpot, as the not-for-profit cultural tenant of the Premises on the following terms and conditions and as set out in the basic lease terms attached as Appendix B to the Administrative Report dated September 15, 2014, entitled "141 - 2050 Scotia Street - Artist Production Studio: Long-term Lease to Dusty Flowerpot Cabaret Society", and upon such other terms and conditions as are satisfactory to the Director of Legal Services in consultation with the General Manager of Real Estate and Facilities Management and the Managing Director of Cultural Services.
    - i) Term: Three (3) years, with three (3) options to renew each for a further term of five (5) years, for a total tenure of eighteen (18) years;
    - ii) Basic Rent: Nominal Rent of One Dollar (\$1.00) per year for the term or any renewal term payable in advance, inclusive of an amount in lieu of property taxes, as if levied, plus applicable sales taxes.
  - C. THAT no legal rights or obligations be created or arise by Council's adoption of A and B above until the Lease has been executed by all parties.

ADOPTED ON CONSENT AND  
BY THE REQUIRED MAJORITY

2. **6475 and 6485 Balaclava Street - Heritage Revitalization Agreement Amendment  
September 30, 2014**
  - A. THAT Council instruct the Director of Legal Services to bring forward for enactment, pursuant to Section 592(4) of the Vancouver Charter, a by-law to enter into an agreement to amend the Heritage Revitalization Agreement (the "HRA") entered into pursuant to Heritage Revitalization Agreement By-law No. 9307 and noted on title to property having a civic address of 6475 Balaclava Street (PID: 026-760-967; Lot 1, Block O, District Lot 321, Group 1, New Westminster District Plan BCP25166 (the "North Parcel")) together with the adjacent property having a civic address of 6485 Balaclava Street

(PID: 026-760-975; Lot 2, Block O, District Lot 321, Group 1, New Westminster District Plan BCP25166 (the "South Parcel")) in respect of the heritage building known as the Magee House located wholly within the North Parcel, in order to allow a new One-Family Dwelling to be built on the South Parcel while at the same time retaining the benefit of by-law variances as provided for in the HRA, generally in accordance with Appendix A of the Administrative Report dated September 30, 2014, entitled "6475 and 6485 Balaclava Street - Heritage Revitalization Agreement Amendment".

- B. THAT the agreement to amend the HRA shall be prepared, completed, registered and given priority on title to the lands described above to the satisfaction of the Director of Legal Services and the Director of Planning.
- C. 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 in relation thereto is at the risk of the person making the expenditure or incurring the cost; and
  - ii. THAT the City and all its officials shall not in any way be limited or restricted in the exercise of their authority or discretion, regardless of when they are called upon to exercise such authority or discretion.

ADOPTED ON CONSENT

**3. Boundary Road Maintenance Agreement Renewal  
October 3, 2014**

- A. THAT Council approve the new Boundary Road maintenance agreement including the indemnity granted by the City of Vancouver to the City of Burnaby, substantially in the form attached as Appendix A to the Administrative Report dated October 3, 2014, entitled "Boundary Road Maintenance Agreement Renewal", and that Council authorize the General Manager of Engineering Services to negotiate any further minor changes to the agreement, and to execute the agreement.
- B. THAT Council authorize the Director of Legal Services to bring forward a by-law authorizing the maintenance agreement for Boundary Road, between Vancouver and Burnaby, to be effective on adoption of a by-law by each of Vancouver and Burnaby.

ADOPTED ON CONSENT

## **RISE FROM COMMITTEE OF THE WHOLE**

MOVED by Councillor Stevenson

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY  
(Councillor Tang absent for the vote)

## **ADOPT REPORT OF COMMITTEE OF THE WHOLE**

MOVED by Councillor Louie  
SECONDED by Councillor Deal

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

CARRIED UNANIMOUSLY  
(Councillor Tang absent for the vote)

## **BY-LAWS**

Councillor Jang advised he had reviewed the proceedings with regard to By-law 2 and he would therefore be voting on its enactment.

Councillors Deal and Louie advised they had reviewed the proceedings with regard to By-law 4 and they would therefore be voting on its enactment.

Councillor Ball advised she had reviewed the proceedings with regard to By-law 9 and she would therefore be voting on its enactment.

Councillors Ball, Jang, Louie, Reimer and Stevenson advised they had reviewed the proceedings with regard to By-law 10, and they would therefore be voting on its enactment.

MOVED by Councillor Louie  
SECONDED by Councillor Jang

THAT Council, except for those members ineligible to vote as noted below, enact the by-laws listed on the updated agenda for this meeting as numbers 1 to 15 inclusive, and authorize the Mayor and City Clerk to sign and seal the enacted by-laws.

CARRIED UNANIMOUSLY

1. A By-law to amend Noise Control By-law No. 6555 (201 West 2nd Avenue)  
(By-law No. 11081)

2. A By-law to amend Sign By-law No. 6510 (201 West 2nd Avenue) (By-law No. 11082)  
*Mayor Robertson ineligible for the vote*
3. A By-law to amend CD-1 By-law No. 7389 (2124 Burrard Street and 1798 West 5<sup>th</sup> Avenue - 5<sup>th</sup> Avenue Cinemas) (By-law No. 11083)  
*Mayor Robertson ineligible for the vote*
4. A By-law to amend Zoning and Development By-law No. 3575 to rezone an area to CD-1 (1870 East 1st Avenue and 1723 Victoria Drive) (By-law No. 11084)
5. A By-law to amend Noise Control By-law No. 6555 (7249 Cypress Street) (By-law No. 11085)
6. A By-law to amend Sign By-law No. 6510 (7249 Cypress Street) (By-law No. 11086)
7. A By-law to exempt from taxation certain lands and improvements pursuant to section 396 of the Vancouver Charter (By-law No. 11087)
8. A By-law to enact a Housing Agreement for 1229-1281 Hornby Street (By-law No. 11088)
9. A By-law to amend Zoning and Development By-law No. 3575 to rezone an area to CD-1 (4412-4488 Cambie Street) (By-law No. 11089)
10. A By-law to amend Zoning and Development By-law No. 3575 to rezone an area to CD-1 (458-476 West 41<sup>st</sup> Avenue) (By-law No. 11090)
11. A By-law to amend License By-law 4450 regarding food waste (By-law No. 11091)
12. A By-law to amend Solid Waste By-law No. 8417 regarding organic waste (By-law No. 11092)
13. A By-law to amend Ticket Offences By-law No. 9360 regarding certain offences pursuant to the Solid Waste By-law (By-law No. 11093)
14. A By-law to enact a Housing Agreement for 2975 Oak Street (By-law No. 11094)
15. A By-law to Contract a Debt by the Issue and Sale of 3.05% Sinking Fund Debentures in the Aggregate Principal Amount of \$105,000,000 for the Objects Set Out in Schedule "B" (By-law No. 11080)

## MOTIONS

### A. Administrative Motions

#### 1. Approval of Form of Development - 7250 East Boulevard, formerly 7249 Cypress Street

MOVED by Councillor Louie

SECONDED by Councillor Stevenson

THAT the form of development for this portion of the site known as 7250 East Boulevard, formerly 7249 Cypress Street, be approved generally as illustrated in the Development Application Number DE417540, prepared by Matrix Architecture & Planning Inc., and stamped "Received, Community Services, Development Services", on July 25, 2014, 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. Recognizing Jim Deva's Legacy

Brian Jackson, General Manager of Planning and Development Services, responded to questions concerning community support for the creation of a public plaza at the intersection of Davie and Bute Streets, and also confirmed that any report back on this matter would include a number of options for the plaza as well as options for funding.

*The following motion contains additional wording to the original Motion on Notice, which was accepted by the Council.*

MOVED by Mayor Robertson

SECONDED by Councillor Stevenson

#### WHEREAS

1. The passing of Jim Deva has prompted a remarkable outpouring of community reflection on his life and legacy as a champion for LGBTTO equality, free expression, and social justice;
2. Vancouver City Council is immensely grateful for Jim Deva's outstanding role in shaping the city that Vancouver is today, and a lifetime of leadership and advocacy for human rights that echoed all the way to Supreme Court of Canada;



3. The City of Vancouver is committed to building on Jim Deva's legacy by continuing and expanding its leading advocacy for LGBTTO equality, rights, and inclusion;
4. The community-driven West End Plan recently approved by Council recognizes the Davie Village as a 'culturally and historically important hub for Vancouver's LGBTTO community', identifies Davie and Bute as the heart of Davie Village, and extensive consultation has now been completed on the recommendation of an enhanced, permanent plaza at Davie and Bute.

THEREFORE BE IT RESOLVED

- A. THAT staff be directed to report back on options to identify an appropriate place or civic asset to be named in recognition of Jim Deva and his lifetime of advocacy, working with the input of Jim Deva's family, the City of Vancouver's LGBTQ Advisory Committee, the Park Board, and the Civic Asset Naming Committee.
- B. THAT staff be directed to report back on the results of recent consultation done as part of the West End Community Plan on the future of an enhanced, permanent plaza at Davie and Bute, with a view to exploring this plaza as one potential option for recognition of Jim Deva's life and legacy and the history and contributions of the LGBTTO community in Vancouver.

CARRIED UNANIMOUSLY

2. Endorsing the Recommendations from the Fresh Voices Report

MOVED by Councillor Reimer  
SECONDED by Councillor Deal

WHEREAS

1. The Fresh Voices from Long Journeys project is a joint initiative of Vancouver Foundation and the BC Representative for Children and Youth to provide a voice to immigrant and refugee youth;
2. In 2013 the Fresh Voices from Long Journeys initiative culminated in a "Fresh Voices Report" (<http://make-it-count.ca/wp-content/uploads/2013/10/FreshVoices-Web-report-2013.pdf>) which contained 16 policy recommendations on pages 13 to 17, including support for the Make It Count Campaign (recommendation 1);
3. The "Fresh Voices Report" was presented to City Council by youth from the Vancouver Foundation on February 19, 2014, and there was broad agreement from Council that it would welcome advice from the City's Children, Youth and Families Advisory Committee (CYFA) on the recommendations;

4. CYFA is a civic agency appointed by Vancouver City Council to provide advice and recommendations to Council on matters that relate to children, youth and families;
5. At its meeting on May 22, 2014, CYFA approved requesting Mayor and Council to support the recommendations of the Fresh Voices Report and Make It Count Campaign.

THEREFORE BE IT RESOLVED

- A. THAT City Council thank the Children, Youth and Families Advisory Committee (CYFA) for their time to review the recommendations in the Fresh Voices Report and provide advice to City Council.
- B. THAT City Council endorse the 16 recommendations from the Fresh Voices Report including support for the Make It Count Campaign (recommendation 1).

CARRIED UNANIMOUSLY

**ENQUIRIES AND OTHER MATTERS**

**1. Statue Pedestal on Clark Drive**

Councillor Deal enquired regarding the statue pedestal on Clark Drive in East Vancouver, which was the site of two recent non-City-commissioned public art placements. She requested staff provide an information memo on options for the use of that site and also whether there are options for a "pop-up public art" site somewhere in the city.

Councillor Deal further noted that the two pieces were being held by City staff and the artists should contact the City by calling 3-1-1 if they wished to retrieve them.

**2. Dragon Boat Storage Facilities**

Councillor Louie acknowledged the recent fire in the dragon boat storage facility and trailer on Southeast False Creek and requested information regarding City support for the organization, including the option to relocate the facilities behind the adjacent parking lot fence, help with any electrical issues and, if there are any permits required, that they be expedited if possible.

Penny Ballem, City Manager, provided information regarding options for providing assistance to the organization and noted the City will be doing all it can to address the situation.

### **3. Deployment of Fire and Rescue Services Resources**

Councillor Carr noted a recent fire at West 49<sup>th</sup> Avenue and Granville Street and requested an information memo regarding staff deployment and the subsequent staffing at several fire halls in relation to that fire.

The City Manager responded and also noted that the Fire Chief would provide an information memo.

### **4. Provincial Announcement Regarding Non-Profit Housing Agencies**

Councillor Meggs noted the recent announcement by the Provincial Government regarding its decision to transfer ownership of certain provincially-owned properties to the non-profit housing agencies that currently lease the properties, through mortgages which the Province would help secure. He enquired as to whether City staff have reviewed this policy change and if steps need to be taken by the City to protect affordable housing stock in the city.

The City Manager responded and noted that Housing staff have been asked to review the matter.

### **5. Condolences - Bea Leinbach**

Councillor Ball noted the recent passing of Bea Leinbach and acknowledged her many years of service to the arts community in Vancouver through her involvement in running the Kitsilano Showboat.

### **6. Leaves on Sidewalks**

Councillor Ball noted that the accumulation of leaves on sidewalks can lead to dangerous situations, especially for seniors, and enquired if homeowners and apartment managers could be reminded of the need to keep city sidewalks clear. The City Manager noted the City is working on its fall leaf strategy which will include communication to the public to ensure they do their part in clearing sidewalks in front of their property.

### **7. National Day of Vigils to Honour and Remember the Missing and Murdered Aboriginal Women and Girls**

Councillor Reimer noted that October 4, 2014, was the National Day of Vigils to Honour and Remember the Missing and Murdered Aboriginal Women and Girls.

**ADJOURNMENT**

MOVED by Councillor Stevenson  
SECONDED by Councillor Ball

THAT the meeting be adjourned.

CARRIED UNANIMOUSLY

The Council adjourned at 11:08 am

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