

REGULAR COUNCIL MEETING MINUTES



JUNE 28, 2011

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, June 28, 2011, at 2:00 pm, in the Council Chamber, Third Floor, City Hall.

PRESENT:

- Mayor Gregor Robertson
- Councillor Suzanne Anton*
- Councillor David Cadman
- Councillor George Chow
- Councillor Heather Deal
- Councillor Kerry Jang*
- Councillor Geoff Meggs
- Councillor Andrea Reimer
- Councillor Tim Stevenson
- Councillor Ellen Woodsworth

ABSENT: Councillor Raymond Louie (Leave of Absence)

CITY MANAGER'S OFFICE: Penny Ballem, City Manager
Sadhu Johnston, Deputy City Manager

CITY CLERK'S OFFICE: Janice MacKenzie, Deputy City Clerk
Tina Hildebrandt, Meeting Coordinator

* Denotes absence for a portion of the meeting.

PRAYER

The proceedings in the Council Chamber were opened with a prayer read by Councillor Chow.

UPDATE - 2011 STANLEY CUP FINALS: RIOT REVIEW

MOVED by Councillor Anton
NOT SECONDED

THAT Council vary the agenda in order to consider a motion in relation to the Stanley Cup Riot, and hear the City Manager's report in the context of that motion as the first order of business.

not put

The Motion, having not received a SECONDER, was not put to vote.

Dr. Penny Ballem, City Manager, provided an overview on the status of the external review concerning the violence that followed Game 7 of the 2011 Stanley Cup Finals and advised that John Furlong, former head of the Vancouver Olympic committee, and Doug Keefe, a former deputy justice minister from Nova Scotia, have been appointed to Co-Chair the external review. Dr. Ballem also provided an overview on the internal reviews underway with the City, and responded to questions.

"IN CAMERA" MEETING

MOVED by Councillor Cadman
SECONDED by Councillor Deal

THAT Council will go into a meeting later this day and/or on Thursday, June 30, 2011, which is closed to the public, pursuant to Section 165.2(1) of the *Vancouver Charter*, to discuss matters related to paragraphs:

- (a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the city or another position appointed by the city;
- (c) labour relations or other employee relations;
- (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;
- (i) the receipt of advice that is subject to solicitor-client privilege, including communications necessary for that purpose;
- (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 Anton absent for the vote)

ADOPTION OF MINUTES

1. Regular Council - June 14, 2011

MOVED by Councillor Cadman
SECONDED by Councillor Woodsworth

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY
(Councillor Anton absent for the vote)

2. Special Council (Court of Revision) - June 14, 2011

MOVED by Councillor Cadman
SECONDED by Councillor Meggs

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY
(Councillor Anton absent for the vote)

3. Special Council (Public Hearing) - June 16, 2011

MOVED by Councillor Cadman
SECONDED by Councillor Woodsworth

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY
(Councillors Anton and Jang absent for the vote)

4. Special Council - June 20, 2011

MOVED by Councillor Cadman
SECONDED by Councillor Deal

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY
(Councillors Anton and Jang absent for the vote)

5. Special Council (Special City Services and Budgets) - June 20, 2011

MOVED by Councillor Cadman
SECONDED by Councillor Woodsworth

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY
(Councillors Anton and Jang absent for the vote)

COMMITTEE OF THE WHOLE

MOVED by Councillor Cadman
SECONDED by Councillor Woodsworth

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

CARRIED UNANIMOUSLY
(Councillors Anton and Jang absent for the vote)

MATTERS ADOPTED ON CONSENT

MOVED by Councillor Deal

THAT Council adopt Administrative Reports A1 to A4, and Policy Report P1, on consent.

CARRIED UNANIMOUSLY

(Councillors Anton and Jang absent for the vote)

REPORT REFERENCE

1. 2012-2014 Capital Plan: Draft Plan

Patrice Impey, General Manager, Financial Services and Chief Financial Officer, along with David McLellan, General Manager, Community Services Group, Malcolm Bromley, General Manager, Parks & Recreation, and Peter Judd, General Manager, Engineering Services, presented a Report Reference on the draft 2012-2014 Capital Plan. The presentation included an overview on capital planning, a context around the new capital project, financial implications and the recommendations of the Vancouver Services Review. The above-noted staff, along with the City Manager, Sandra Singh, City Librarian, Danica Djurkovic, Acting Director of Planning and Operations - Parks & Recreation, and Mairi Welman, Director of Corporate Communications, also responded to questions.

MOVED by Councillor Cadman

- A. THAT Council receive the 2012-2014 Draft Capital Plan, as outlined in the Administrative Report dated June 21, 2011, entitled "2012-2014 Capital Plan: Draft Plan", for information.
- B. THAT Council direct staff to obtain public feedback on the 2012-2014 Draft Capital Plan during July-August 2011, using a variety of engagement tools.
- C. THAT Council instruct staff to prepare a final report on the 2012-2014 Capital Plan for consideration by Council in September 2011.

CARRIED UNANIMOUSLY

ADMINISTRATIVE REPORTS

1. 1233 West Cordova Street (Unit 302) - Request for Building Permit extension June 2, 2011

THAT City Council approve an extension of Building Permit No. BU447120 for Unit 302 at 1233 West Cordova Street until November 6, 2011.

ADOPTED ON CONSENT

**2. Southeast False Creek - Naming of New Street and Street Extension
June 13, 2011**

- A. THAT the new public street extension in the Southeast False Creek Rail Yard neighbourhood, shown as "Road A" on the map attached to the Administrative Report dated June 13, 2011, entitled "Southeast False Creek - Naming of New Street and Street Extension", be named "Central Street".
- B. THAT the new public street in the Southeast False Creek Rail Yard neighbourhood, shown as "Road B" on the plan attached to the Administrative Report dated June 13, 2011, entitled "Southeast False Creek - Naming of New Street and Street Extension", be named "Switchmen Street".
- C. THAT the Director of Legal Services be instructed to bring forward the appropriate amendments to the Street Name By-law.

ADOPTED ON CONSENT

**3. Renaming of Rolston Crescent
June 13, 2011**

- A. THAT the new street to be created by the reconfiguration of Rolston Crescent, shown as "Road A" on the map attached to the Administrative Report dated June 13, 2011, entitled "Renaming of Rolston Crescent", be named "Rolston Street".
- B. THAT the new street to be created by the reconfiguration of Rolston Crescent, shown as "Road B" on the map attached to the Administrative Report dated June 13, 2011, entitled "Renaming of Rolston Crescent", be named "Neon Street".
- C. THAT the new street to be created by the reconfiguration of Rolston Crescent, shown as "Road C" on the map attached to the Administrative Report dated June 13, 2011, entitled "Renaming of Rolston Crescent", be named "Continental Street".
- D. THAT the former street name "Rolston Crescent" be cancelled and removed from the Official Street Name Map of the City of Vancouver.
- E. THAT the Director of Legal Services be instructed to bring forward the appropriate amendments to the Street Name By-law.

ADOPTED ON CONSENT

4. 1410 East 58th Avenue: Establishment of City land for Road Purposes
June 8, 2011

THAT Council approve the establishment of a 87.7 square metre (944 sq ft) portion of City-owned land for road purposes from 1410 East 58th Avenue, legally described as Parcel Identifier: 009-952-748, Lot A of Lot 4 Blocks 21 and 22 District Lot 200 Plan 8728, as shown on Appendix A of the Administrative Report dated June 8, 2011, entitled "1410 East 58th Avenue: Establishment of City land for Road Purposes".

ADOPTED ON CONSENT

POLICY REPORTS

1. CD-1 Rezoning - 105-167 West 2nd Avenue
June 20, 2011

- A. THAT the application, by Walter Francl Architecture Inc. on behalf of 0742012 BC Ltd. (Executive Group of Companies), to rezone 105-159 West 2nd Avenue (Lots A, B, C and D, Block 10, DL 200A, Plan 197 and 3748; PIDs: 005-709-784, 005-709-792, 005-709-814 and 005-709-776 respectively) and 167 West 2nd Avenue (Lots 22, 23 and 24, Block 10, DL 200A, Plan 197; PIDs: 005-709-733, 005-709-741 and 005-709-768 respectively) from M-2 (Industrial) District to CD-1 (Comprehensive Development) District to permit a mixed-use development comprised of three residential towers over a residential podium with commercial uses at grade and a childcare centre at the podium roof level and with a total floor area of 36 754 m² (395,625 sq. ft.), be referred to a public hearing, together with:
- (i) plans prepared by Walter Francl Architecture Inc., received July 26, 2010, presented in Appendix E of the Policy Report dated June 20, 2011, entitled "CD-1 Rezoning - 105-167 West 2nd Avenue";
 - (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the above-noted Policy Report; and
 - (iii) the recommendation of the Director Planning to approve the application, subject to conditions contained in Appendix B of the above-noted 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 above-noted Policy 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 (DD), as set out in Appendix C of the Policy Report dated June 20, 2011, entitled "CD-1 Rezoning - 105-167 West 2nd Avenue", 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 above-noted Policy 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 Comprehensive District in Schedule B as set out in Appendix C of the Policy Report dated June 20, 2011, entitled "CD-1 Rezoning - 105-167 West 2nd Avenue";

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, should the application be referred to a public hearing, the registered property owner shall submit confirmation prior to the public hearing, in the form of a "Letter A", that an agreement has been reached with the registered owner of the proposed donor site (388 W 1st Avenue, being the former "Best Building") for the purchase of heritage bonus density as described in the Policy Report dated June 20, 2011, entitled "CD-1 Rezoning - 105-167 West 2nd Avenue".

- E. THAT, subject to approval in principle of the rezoning at the public hearing, the Director of Planning be instructed to make application to bring forward consequential amendments to the Southeast False Creek Official Development Plan (By-law No. 9073) to increase the maximum total floor area by 12 291 m² and the maximum residential floor area by 3 587 m² for Area 2B and for the whole of the Southeast False Creek area and to increase the maximum height for the west tower from 44.35 m to 46.00 m, as set out in Appendix C of the Policy Report dated June 20, 2011, entitled "CD-1 Rezoning - 105-167 West 2nd Avenue", and that, before enactment of the CD-1 By-law, the Southeast False Creek Official Development Plan amendments be referred to another public hearing, with the recommendation of the Director of Planning that they be approved;

FURTHER THAT the Director of Legal Services be instructed to prepare the necessary amending By-law generally in accordance with Appendix C of the above-noted Policy Report for consideration at the public hearing.

- F. THAT A to E 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

MOVED by Councillor Woodsworth

THAT Council refer the following Policy Reports P2 to P4 to the Council Meeting immediately following the Standing Committee on Planning and Environment meeting on Thursday, June 30, 2011, as Unfinished Business.

CARRIED UNANIMOUSLY

2. CD-1 Rezoning: 138 East 7th Avenue
June 24, 2011
3. CD-1 Rezoning: 8440 Cambie Street (Marine Gateway)
June 24, 2011
4. CD-1 Rezoning and Heritage Revitalization Agreement at 7101-7201 Granville Street (Shannon Mews)
June 24, 2011

RISE FROM COMMITTEE OF THE WHOLE

MOVED by Councillor Cadman

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

ADOPT REPORT OF COMMITTEE OF THE WHOLE

MOVED by Councillor Cadman
SECONDED by Councillor Jang

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

CARRIED UNANIMOUSLY

BY-LAWS

MOVED by Councillor Deal
SECONDED by Councillor Jang

THAT Council, except for those members ineligible to vote as noted below, enact the by-laws listed on the agenda for this meeting as numbers 1 to 7 inclusive, and authorize the Mayor and City Clerk to sign and seal the enacted by-laws.

CARRIED UNANIMOUSLY

1. A By-law to contract a debt by the issue and sale of Debentures in the aggregate principal amount of \$949,624.24, for certain local improvement street work projects, including pavement, curbs, trees and bulges, cement walks, lane pavement, and speed humps, and for imposing an annual special rate on real property specially benefited by such local improvements (By-law No. 10300)
2. A By-law to contract a debt by the issue and sale of Debentures in the aggregate principal amount of \$2,940.81, for certain local improvement lane lighting projects, and for imposing an annual special rate on real property specially benefited by such local improvements (By-law No. 10301)
3. A By-law to amend Development Permit Board and Advisory Panel By-law No. 5869 regarding miscellaneous text amendments (By-law No. 10302)
4. A By-law to amend Board of Variance By-law No. 10200 regarding housekeeping amendment ("No re-hearing of appeal") (By-law No. 10303)
5. A By-law to authorize Council entering into a Heritage Revitalization Agreement with the Owner of Heritage Property (2305 and 2325 West 7th Avenue - St. George's Greek Orthodox Church and The Hay House) (By-law No. 10304)
6. A By-law to designate certain real property as protected heritage property (2305 and 2325 West 7th Avenue - St. George's Greek Orthodox Church and The Hay House) (By-law No. 10305)
7. A By-law to amend Zoning and Development By-law No. 3575 to rezone an area to CD-1 (970 Union Street) (By-law No. 10306)
(Councillors Cadman, Deal, Stevenson and Mayor Robertson ineligible for the vote)

MOTIONS

A. Administrative Motions

1. Special Relief Resolution - Pavement, Curbs, Trees and Bulges - Pandora Street from Templeton Drive to Nanaimo Street (Lot 10 W ½, Block 31, District Lot 184, Plan 178)

MOVED by Councillor Woodsworth
SECONDED by Councillor Jang

PREAMBLE

On June 12, 2008, Council approved a Council initiated pavement, curbs, trees and bulges project (the "project").

The City Engineer has certified the project as complete, and Council has enacted a By-law specially assessing, for part of the project costs, the real properties that will benefit from the project.

On October 5, 1971, Council approved giving relief on local improvements charges to homes on flanking higher-zoned lots, so that they pay a rate according to their zoning, but with a residential level of flankage relief; that the relief be limited to owner-occupied single family dwellings, the ownership of which precedes the assessment of the local improvement charge; and, that the relief apply to local improvements for pavement, curbs, and sidewalks.

On July 22, 1980, Council approved giving special local improvement relief to underdeveloped properties, which front on pavement and curb improvements, with the relief to be such that the owners pay only 75% of the rate for their zoning; the relief to be limited to owner-occupied single-family dwellings, the ownership of which precedes the assessment of the local improvement; the relief to be given on a year-to-year basis, so long as the properties remain eligible; and the relief to commence with projects placed on the tax roll in 1980 for the first time; and, for the Collector of Taxes to be instructed to bring forward each year the list of properties in a formal resolution under section 10.16 of By-law No. 3614, as amended to give effect to the policy.

On October 16, 1982, Council approved current policies for local improvements remaining in effect, except that property owners' rates must never be adjusted lower than residential rates.

On July 16, 1990, Council approved giving additional special relief, being the basis for the relief referred to in the preceding paragraph of this preamble, for local improvements in the West End, for owner-occupied multiple conversion dwellings having no more than four suites, including the owner's suites affected by the West End Improvement Project (East of Denman), according to the relief formula set out in the City Manager's report dated February 9, 1983.

The annual special rate levied by the By-law imposing the local improvement tax expires in 2025.

That certain parcel of real property described as:

- (a) Lot 10 W 1/2, Block 31, District Lot 184, Plan 178 ("Lot 10 W 1/2"), which includes three dwellings, abuts the project.

The owner of Lot 10 W 1/2 has applied for special relief by way of a reduction in taxes.

The zoning for Lot 10 W 1/2 is RM-3A under the Zoning and Development By-law.

The Collector of Taxes is satisfied that, under the Council approvals cited in this By-law, Lot 10 W 1/2 is eligible for the relief requested.

A special annual assessment for the project imposed on Lot 10 W 1/2 for 15 years, if assessed as RM-3A, would be \$662.74.

THEREFORE COUNCIL RESOLVES, by the votes of not less than two-thirds of its members, to:

- (a) deem and declare, for the reasons set out in the preamble to this special resolution, that Lot 10 W 1/2 is especially inequitably or unjustly affected by such special annual assessment, and, having met the criteria required by the approvals cited in the preamble, will be subject to a reduced special assessment for the year 2011, and each following year up to and including 2025, of \$579.90;
- (b) direct the Collector of Taxes, so long as the Collector is satisfied that Lot 10 W 1/2 remains eligible to enter onto the tax rolls against Lot 10 W 1/2, the amount of the reduced special assessment; and
- (c) provide for the difference between the original and reduced amounts for Lot 10 W 1/2, out of the general funds of the City.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY

2. Special Relief Resolution - Pavement, Curbs, Trees and Bulges - Pandora Street from Templeton Drive to Nanaimo Street (Lot D of 10-12, Block 32, District Lot 184, Plan 4093)

MOVED by Councillor Woodsworth
SECONDED by Councillor Jang

PREAMBLE

On June 12, 2008, Council approved a Council initiated pavement, curbs, trees and bulges project (the "project").

The City Engineer has certified the project as complete, and Council has enacted a By-law specially assessing, for part of the project costs, the real properties that will benefit from the project.

On October 5, 1971, Council approved giving relief on local improvements charges to homes on flanking higher-zoned lots, so that they pay a rate according to their zoning, but with a residential level of flankage relief; that the relief be limited to owner-occupied single family dwellings, the ownership of which precedes the assessment of the local improvement charge; and, that the relief apply to local improvements for pavement, curbs, and sidewalks.

On July 22, 1980, Council approved giving special local improvement relief to underdeveloped properties, which front on pavement and curb improvements, with the relief to be such that the owners pay only 75% of the rate for their zoning; the relief to be limited to owner-occupied single-family dwellings, the ownership of which precedes the assessment of the local improvement; the relief to be given on a year-to-year basis, so long as the properties remain eligible; and the relief to commence with projects placed on the tax roll in 1980 for the first time; and, for the Collector of Taxes to be instructed to bring forward each year the list of properties in a formal resolution under section 10.16 of By-law No. 3614, as amended to give effect to the policy.

On October 16, 1982, Council approved current policies for local improvements remaining in effect, except that property owners' rates must never be adjusted lower than residential rates.

On July 16, 1990, Council approved giving additional special relief, being the basis for the relief referred to in the preceding paragraph of this preamble, for local improvements in the West End, for owner-occupied multiple conversion dwellings having no more than four suites, including the owner's suites affected by the West End Improvement Project (East of Denman), according to the relief formula set out in the City Manager's report dated February 9, 1983.

The annual special rate levied by the By-law imposing the local improvement tax expires in 2025.

That certain parcel of real property described as:

- (a) Lot D of 10-12, Block 32, District Lot 184, Plan 4093 ("Lot D"), which includes two dwellings, abuts the project.

The owner of Lot D has applied for special relief by way of a reduction in taxes.

The zoning for Lot D is RM-3A under the Zoning and Development By-law.

The Collector of Taxes is satisfied that, under the Council approvals cited in this By-law, Lot D is eligible for the relief requested.

A special annual assessment for the project imposed on Lot D for 15 years, if assessed as RM-3A, would be \$1,945.11.

THEREFORE COUNCIL RESOLVES, by the votes of not less than two-thirds of its members, to:

- (a) deem and declare, for the reasons set out in the preamble to this special resolution, that Lot D is especially inequitably or unjustly affected by such special annual assessment, and, having met the criteria required by the approvals cited in the preamble, will be subject to a reduced special assessment for the year 2011, and each following year up to and including 2025, of \$972.52;
- (b) direct the Collector of Taxes, so long as the Collector is satisfied that Lot D remains eligible to enter onto the tax rolls against Lot D, the amount of the reduced special assessment; and
- (c) provide for the difference between the original and reduced amounts for Lot D, out of the general funds of the City.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY

3. **Special Relief Resolution - Pavement, Curbs, Trees and Bulges - Pandora Street from Templeton Drive to Nanaimo Street (Lot A of 15-16, Block 31, District 184, Plan 178)**

MOVED by Councillor Woodsworth
SECONDED by Councillor Jang

PREAMBLE

On June 12, 2008, Council approved a Council initiated pavement, curbs, trees and bulges project (the "project").

The City Engineer has certified the project as complete, and Council has enacted a By-law specially assessing, for part of the project costs, the real properties that will benefit from the project.

On October 5, 1971, Council approved giving relief on local improvements charges to homes on flanking higher-zoned lots, so that they pay a rate according to their zoning, but with a residential level of flankage relief; that the relief be limited to owner-occupied single family dwellings, the ownership of which precedes the assessment of the local improvement charge; and, that the relief apply to local improvements for pavement, curbs, and sidewalks.

On July 22, 1980, Council approved giving special local improvement relief to underdeveloped properties, which front on pavement and curb improvements, with the relief to be such that the owners pay only 75% of the rate for their zoning; the relief to be limited to owner-occupied single-family dwellings, the ownership of which precedes the assessment of the local improvement; the relief to be given on a year-to-year basis, so long as the properties remain eligible; and the relief to commence with projects placed on the tax roll in 1980 for the first time; and, for the Collector of Taxes to be instructed to bring forward each year the list of properties in a formal resolution under section 10.16 of By-law No. 3614, as amended to give effect to the policy.

On October 16, 1982, Council approved current policies for local improvements remaining in effect, except that property owners' rates must never be adjusted lower than residential rates.

On July 16, 1990, Council approved giving additional special relief, being the basis for the relief referred to in the preceding paragraph of this preamble, for local improvements in the West End, for owner-occupied multiple conversion dwellings having no more than four suites, including the owner's suites affected by the West End Improvement Project (East of Denman), according to the relief formula set out in the City Manager's report dated February 9, 1983.

The annual special rate levied by the By-law imposing the local improvement tax expires in 2025.

That certain parcel of real property described as:

- (a) Lot A of 15-16, Block 31, District Lot 184, Plan 178 ("Lot A"), which includes three dwellings, abuts the project.

The owner of Lot A has applied for special relief by way of a reduction in taxes.

The zoning for Lot A is RM-3A under the Zoning and Development By-law.

The Collector of Taxes is satisfied that, under the Council approvals cited in this By-law, Lot A is eligible for the relief requested.

A special annual assessment for the project imposed on Lot A for 15 years, if assessed as RM-3A, would be \$1,988.22.

THEREFORE COUNCIL RESOLVES, by the votes of not less than two-thirds of its members, to:

- (a) deem and declare, for the reasons set out in the preamble to this special resolution, that Lot A is especially inequitably or unjustly affected by such special annual assessment, and, having met the criteria required by the approvals cited in the preamble, will be subject to a reduced special assessment for the year 2011, and each following year up to and including 2025, of \$1,242.64;
- (b) direct the Collector of Taxes, so long as the Collector is satisfied that Lot A remains eligible to enter onto the tax rolls against Lot A, the amount of the reduced special assessment; and
- (c) provide for the difference between the original and reduced amounts for Lot A, out of the general funds of the City.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY

4. Special Relief Resolution - Pavement, Curbs, Trees and Bulges - Templeton Drive from Triumph Street to Pandora Street (Lot A of 15-16, Block 31, District Lot 184)

MOVED by Councillor Woodsworth
SECONDED by Councillor Jang

PREAMBLE

On June 8, 2005, Council approved a Council initiated pavement, curbs, trees and bulges project (the "project").

The City Engineer has certified the project as complete, and Council has enacted a By-law specially assessing, for part of the project costs, the real properties that will benefit from the project.

On October 5, 1971, Council approved giving relief on local improvements charges to homes on flanking higher-zoned lots, so that they pay a rate according to their zoning,

but with a residential level of flankage relief; that the relief be limited to owner-occupied single family dwellings, the ownership of which precedes the assessment of the local improvement charge; and, that the relief apply to local improvements for pavement, curbs, and sidewalks.

On July 22, 1980, Council approved giving special local improvement relief to underdeveloped properties, which front on pavement and curb improvements, with the relief to be such that the owners pay only 75% of the rate for their zoning; the relief to be limited to owner-occupied single-family dwellings, the ownership of which precedes the assessment of the local improvement; the relief to be given on a year-to-year basis, so long as the properties remain eligible; and the relief to commence with projects placed on the tax roll in 1980 for the first time; and, for the Collector of Taxes to be instructed to bring forward each year the list of properties in a formal resolution under section 10.16 of By-law No. 3614, as amended to give effect to the policy.

On October 16, 1982, Council approved current policies for local improvements remaining in effect, except that property owners' rates must never be adjusted lower than residential rates.

On July 16, 1990, Council approved giving additional special relief, being the basis for the relief referred to in the preceding paragraph of this preamble, for local improvements in the West End, for owner-occupied multiple conversion dwellings having no more than four suites, including the owner's suites affected by the West End Improvement Project (East of Denman), according to the relief formula set out in the City Manager's report dated February 9, 1983.

The annual special rate levied by the By-law imposing the local improvement tax expires in 2023.

That certain parcel of real property described as:

- (a) Lot A of 15-16, Block 31, District Lot 184, Plan 178 ("Lot A"), which includes three dwellings, abuts the project.

The owner of Lot A has applied for special relief by way of a reduction in taxes.

The zoning for Lot A is RM-3A under the Zoning and Development By-law.

The Collector of Taxes is satisfied that, under the Council approvals cited in this By-law, Lot A is eligible for the relief requested.

A special annual assessment for the project imposed on Lot A for 13 years, if assessed as RM-3A, would be \$930.40.

THEREFORE COUNCIL RESOLVES, by the votes of not less than two-thirds of its members, to:

- (a) deem and declare, for the reasons set out in the preamble to this special resolution, that Lot A is especially inequitably or unjustly affected by such special annual assessment, and, having met the

criteria required by the approvals cited in the preamble, will be subject to a reduced special assessment for the year 2011, and each following year up to and including 2023, of \$814.10;

- (b) direct the Collector of Taxes, so long as the Collector is satisfied that Lot A remains eligible to enter onto the tax rolls against Lot A, the amount of the reduced special assessment; and
- (c) provide for the difference between the original and reduced amounts for Lot A, out of the general funds of the City.

CARRIED UNANIMOUSLY AND
BY THE REQUIRED MAJORITY

5. **Establishing road on the west side of Knight Street, between 58th Avenue and 59th Avenue, adjacent to 1410 East 58th Avenue, for the implementation of left turn bays at Knight Street and 57th Avenue**

MOVED by Councillor Jang
SECONDED by Councillor Woodsworth

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 A of Lot 4, Blocks 21 and 22, District Lot 200, Plan 8728, as shown heavy outlined on a plan of survey completed February 11, 2011, attested to by James E. Gregson, B.C.L.S. and marginally numbered LD5058.

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

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

CARRIED UNANIMOUSLY

B. Motions on Notice

None.

NOTICE OF MOTION

1. Public Involvement in Street Naming

Councillor Reimer submitted the following Notice of Motion. The Motion will be placed on the Agenda of the Regular Council meeting to be held July 12, 2011, as a Motion on Notice.

MOVER: Councillor Andrea Reimer

SECONDER: Councillor

WHEREAS existing City policy on street naming gives the authority to a Street Naming Committee comprised of staff, and which does not have a mandate to consult with the public and/or stakeholders in considering the naming of new streets;

WHEREAS expectations for greater public involvement in the naming of prominent public assets such as streets has led to changes in policies in other public bodies to accommodate greater involvement by the public and stakeholders in the naming process.

THEREFORE BE IT RESOLVED THAT the City Clerk be requested to investigate best practices in street naming policies and bring recommendations back for Council's consideration for changes to the Street Naming Policy to allow for greater public and/or stakeholder involvement.

notice

NEW BUSINESS

1. Document Preservation for 2011 Stanley Cup Riot Inquiry

MOVED by Councillor Anton

SECONDED by Councillor Deal

WHEREAS

1. All British Columbians are deeply saddened at the damage to property and the damage to reputation caused in Vancouver by the rioters in our city's downtown on June 15, 2011;
2. There was an outstanding response by police, fire fighters, front line health workers, City staff and individual good samaritans during the riot and in the days following;
3. Vancouver is a city where people like to be able to celebrate downtown, particularly since the success of the street festivals and celebrations during the 2011 Winter Olympics;
4. It is critical that all steps be taken to ensure such a riot does not happen again;
5. The Province, the City and the Police Board have authorized an independent inquiry to report by August 31, 2011; and

6. This Council is committed to openness and transparency.

THEREFORE BE IT RESOLVED THAT, to assist the inquiry, the Mayor, his office, and City Councillors immediately preserve and release to the Freedom of Information Officer of the City of Vancouver all correspondence and documentation related to their roles in the planning of celebrations associated with this year's Stanley Cup final for future reference by the Independent Inquiry.

CARRIED UNANIMOUSLY

2. Request for Leave of Absence - Councillor Jang

This item was withdrawn from the Agenda.

3. 2011 Stanley Cup Riot

MOVED by Councillor Anton
NOT SECONDED

WHEREAS

1. The City of Vancouver conducted an internal review and public consultation after the 1994 Stanley Cup riot;
2. The findings of that 1994 report provided many recommendations on how to prevent another riot during large events;
3. Large events occur regularly in Vancouver;
4. Stakeholders from the general public, downtown merchants, youth, liquor related businesses, large event planners, media and transit should have the opportunity to provide their perspectives on the events surrounding the 2011 Stanley Cup riot.

THEREFORE BE IT RESOLVED

- A. THAT the City of Vancouver conduct an internal review of the preparations surrounding the big screen viewing parties held downtown during the Stanley Cup final of 2011;

FURTHER THAT staff engage all stakeholders in the review, with a particular emphasis on opportunities for members of the public to provide their observations and advice.

- B. THAT staff report back to Council with recommendations as to how to hold large events safely in the City of Vancouver.

not put

The Motion, having not received a SECONDER, was not put to vote.

ENQUIRIES AND OTHER MATTERS

1. Increase in Heavy Trucks on Nanaimo Street

Councillor Cadman enquired on the increase in heavy truck traffic on Nanaimo Street and asked the City Manager to follow-up with Engineering Services to determine why there is such an increase and how to mitigate the matter. The City Manager agreed to follow-up with the Director of Transportation.

2. Suspension of Rules

Councillor Reimer requested a memorandum from the City Clerk clarifying the practice of suspending rules of order in Council meetings.

The Council adjourned at 5:01 pm.

* * * * *