

REGULAR COUNCIL MEETING MINUTES



OCTOBER 4, 2011

A Regular Meeting of the Council of the City of Vancouver was held on Tuesday, October 4, 2011, at 2:05 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 Raymond Louie  
Councillor Geoff Meggs  
Councillor Andrea Reimer  
Councillor Tim Stevenson  
Councillor Ellen Woodsworth

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

**CITY CLERK'S OFFICE:** Marg Coulson, City Clerk  
Tina Hildebrandt, Meeting Coordinator

**PRAYER**

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

**CIVIC RECOGNITION - 2011 CLIMATE AND ENERGY ACTION AWARD**

In the absence of Mayor Robertson, Deputy Mayor Reimer recognized staff from various departments for winning the 2011 Climate and Energy Action Award.

*Mayor Robertson arrived during the photo session that took place following the recognition and assumed the Chair.*

**"IN CAMERA" MEETING**

MOVED by Councillor Reimer  
SECONDED by Councillor Cadman

THAT Council will go into a meeting later this day and/or on Thursday, October 6, 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.

CARRIED UNANIMOUSLY

#### **ADOPTION OF MINUTES**

##### **1. Special Council (Public Hearing) - September 19, 2011**

MOVED by Councillor Deal  
SECONDED by Councillor Cadman

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

##### **2. Regular Council (Transportation and Traffic) - September 20, 2011**

MOVED by Councillor Cadman  
SECONDED by Councillor Jang

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

##### **3. Regular Council - September 20, 2011**

MOVED by Councillor Deal  
SECONDED by Councillor Meggs

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

##### **4. Regular Council (City Services and Budgets) - September 22, 2011**

MOVED by Councillor Louie  
SECONDED by Councillor Cadman

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

**5. Regular Council (Planning and Environment) - September 22, 2011**

MOVED by Councillor Reimer  
SECONDED by Councillor Deal

THAT the foregoing Minutes be approved.

CARRIED UNANIMOUSLY

**COMMITTEE OF THE WHOLE**

MOVED by Councillor Cadman  
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 Reimer

THAT Council adopt Administrative Reports A1 to A8 and Policy Reports P1 and P2, on consent.

CARRIED UNANIMOUSLY

**REPORT REFERENCE**

**1. Team Vancouver: Developing a Volunteer Program for a Safer Vancouver**

Sadhu Johnston, Deputy City Manager, provided a Report Reference on a proposal for a volunteer program for the City of Vancouver in relation to emergency response and, along with Fire Chief John McKearney, Kevin Wallinger, Director of Emergency Management, and Daniel Stevens, Manager of Emergency Planning, responded to questions.

MOVED by Mayor Robertson

WHEREAS volunteer involvement in our emergency response capacity is a key to the effectiveness of our response;

WHEREAS our citizens are already involved as volunteers in many different activities across the City; and

WHEREAS a major legacy of hosting of the 2010 games is the significant number of volunteers who were involved and remain committed to continuing to contribute.

THEREFORE BE IT RESOLVED THAT

1. The Deputy City Manager be directed to continue leading the Team Vancouver volunteer initiative and ensure involvement of key partners.
2. Staff optimize existing resources and capacity to make this initiative successful.
3. The City Manager ensure that any appropriate incremental resource allocation necessary for success be included in the 2012 budget for consideration by Council.

CARRIED UNANIMOUSLY

**ADMINISTRATIVE REPORTS**

1. **Amendments to the Vehicles for Hire By-law regarding Carsharing  
September 19, 2011**
  - A. THAT Council approve amendments to the Vehicles for Hire By-law to exempt the operation of carsharing vehicles.
  - B. THAT Council instruct the Director of Legal Services to bring forward a By-law to amend the Vehicles for Hire By-law, generally in accordance with Appendix A of the Administrative Report dated September 19, 2011, entitled "Amendments to the Vehicles for Hire By-law regarding Carsharing".

ADOPTED ON CONSENT

2. **Property Tax Sale Manifest Error  
September 22, 2011**

THAT Council approve the refund of the purchase money paid to the City plus six percent interest in accordance with the tax sale provisions and Section 445 of the *Vancouver Charter* due to a manifest error in the 2010 Property Tax Sale to the purchasers of the two properties legally described as:

- PID No. 023-787-180 Strata Lot 16 District Lot 393 Group 1 New Westminster District Strata Plan LMS2835 and
- PID No. 023-787-929 Strata Lot 90 District Lot 393 Group 1 New Westminster District Strata Plan LMS2835

Source of funding for the interest of \$1,462.69 will be the 2011 Operating Budget.

ADOPTED ON CONSENT

**3. Debenture Program - 2011  
September 28, 2011**

A. THAT Council authorize the issuance of up to \$140 million City of Vancouver debentures, utilizing borrowing authorities approved as part of the 2009 and 2010 Capital Budgets and through special approvals (\$125 million) and unexercised borrowing authorities related to the energy neighborhood utility system (\$15 million) as follows:

|                                      |                       |
|--------------------------------------|-----------------------|
| • Waterworks                         | \$ 22,000,000         |
| • Sewers & Drainage                  | \$ 32,000,000         |
| • Public Works                       | \$ 15,000,000         |
| • Parks & Recreation                 | \$ 25,000,000         |
| • Public Safety & Civic Facilities   | <u>\$ 31,000,000</u>  |
|                                      | \$ 125,000,000        |
| • Neighborhood Energy Utility System | <u>\$ 15,000,000</u>  |
|                                      | <u>\$ 140,000,000</u> |

B. THAT, until the borrowing authorities established pursuant to A above are exercised, the Director of Finance, in consultation with the Mayor, the Chair of the City Services and Budgets Committee, and the City Manager, or a majority of them, be empowered to act and instruct the City's Fiscal Agent to proceed with the issuance of the debentures, and to set the interest rate, price, and other terms and conditions on which the debentures will be issued by the City.

It should be noted that once the Director of Finance instructs the Fiscal Agent to offer the debentures in the public market, Council will be required to enact the appropriate borrowing by-law to authorize issuance of the debentures.

ADOPTED ON CONSENT

**4. 2012 Engineering Fees  
September 20, 2011**

A. THAT Council approve increases of 2.00% in the Engineering Services Department permit fees totalling an estimated amount of \$92,000, as set out in Appendix A of the Administrative Report dated September 20, 2011, entitled "2012 Engineering Fees", to take effect on January 1, 2012.

B. THAT the Director of Legal Services be instructed to prepare by-laws to amend the Street and Traffic By-law No. 2849, Encroachment By-law No. 4243, Crossing By-law No. 4644, Street Distribution of Publications By-law No. 9350 and Street Vending By-law No. 4791, and all other license agreements referred to in Appendix A of the Administrative Report dated September 20, 2011, entitled "2012 Engineering Fees", all generally in accordance with Appendix A.

ADOPTED ON CONSENT

5. **2012 Permit, Licence and Service Fee Increases  
September 26, 2011**

- A. THAT Council approve an across-the-board 2.0% inflationary increase to compensate for increases to the City's costs for the following:
  - i. All Zoning and Development, Subdivision, Electrical, Secondary Suite Inspection, Gas, Sign, Tree Removal, Building and Miscellaneous Permit fees, generally in accordance with Appendix A of the Administrative Report dated September 26, 2011, entitled "2012 Permit, Licence and Service Fee Increases"; and
  - ii. Business, Vehicles for Hire, and Animal Control Licence Fees and service fees, generally in accordance with Appendix B of the above-noted Administrative Report.
- B. THAT Council approve increases in business licence fees for marina operators who host live-aboard boats, reflecting an increase in residential property taxes in 2011, as indicated in Appendix B of the Administrative Report dated September 26, 2011, entitled "2012 Permit, Licence and Service Fee Increases".
- C. THAT Council approve housekeeping amendments to the Vehicles for Hire By-law, Animal Control By-law and Electrical By-law, generally in accordance with Appendix C of the Administrative Report dated September 26, 2011, entitled "2012 Permit, Licence and Service Fee Increases".
- D. THAT Council approve Market-based increases to Cemetery fees, generally in accordance with Appendix D of the Administrative Report dated September 26, 2011, entitled "2012 Permit, Licence and Service Fee Increases".
- E. THAT the Director of Legal Services bring forward for enactment the necessary amendments to By-law Numbers 3507, 4450, 5208, 5563, 5585, 5664, 6066, 6510, 6553, 8719, 9150, 9419 and 9958, generally in accordance with Appendices A and B of the Administrative Report dated September 26, 2011, entitled "2012 Permit, Licence and Service Fee Increases", to be effective January 1, 2012.
- F. THAT the Director of Development Services and the Chief Building Official advise the development and building community of the Building and Development Permit changes.

ADOPTED ON CONSENT

**6. Capital Grant to Mount Pleasant Neighbourhood House  
September 22, 2011**

THAT Council approve a Capital Grant of \$30,784 to assist with completion of renovations to the community kitchen, childcare and second floor program space, subject to the conditions outlined in the Administrative Report dated September 22, 2011, entitled "Capital Grant to Mount Pleasant Neighbourhood House"; source of funds is the 2010 Capital Budget for Neighbourhood House Renewal.

ADOPTED ON CONSENT AND  
BY THE REQUIRED MAJORITY

**7. 2012-2014 Capital Plan: Financial Plan and Plebiscite Questions  
September 27, 2011**

A. THAT Council approve the proposed breakdown of funding sources for each program contained in the 2012-2014 Capital Plan as summarized in Appendix A of the Administrative Report dated September 27, 2011, entitled "2012 - 2014 Capital Plan: Financial Plan and Plebiscite Questions".

B. THAT the 2012-2014 Capital Plan borrowing plebiscite contain three questions in the following categories:

- Community Facilities and Parks: ..... \$65,800,000
- Transportation: ..... \$66,300,000
- Public Safety and Civic Facilities: ..... \$47,700,000;

FURTHER THAT the wording of the questions be generally as set out in Appendix B of the Administrative Report dated September 27, 2011, entitled "2012 - 2014 Capital Plan: Financial Plan and Plebiscite Questions", subject to any modifications required by Director of Legal Services to ensure consistency with the requirements of the Vancouver Charter.

ADOPTED ON CONSENT

**8. Assignment of Lease: Bantleman Court (600 Vernon Drive)  
September 15, 2011**

THAT Council approve the assignment of the lease for Bantleman Court at 600 Vernon Drive (PID 019-183-542; Lot C, Block A; District Lot 182 Group 1, NWD; Plan LMP22063) from Bantleman Court Housing Society to Pacific Community Resources Society, on terms and conditions to the satisfaction of the Director of Legal Services.

ADOPTED ON CONSENT

## POLICY REPORTS

**1. CD-1 Text Amendment: 999 Seymour Street  
September 21, 2011**

THAT, subject to enactment by Council of the CD-1 By-law for 999 Seymour Street (PID: 026-186-187; Parcel B, Block 73, DL 541, Group 1, NWD Plan BCP15761), which was approved in principle on January 15, 2008, the application by Acton Ostry Architects on behalf of Townline 999 Seymour Ltd., to amend the CD-1 By-law to allow an increase in the floor area exclusion for balconies from 8 to 12 percent, to allow larger open balconies as a passive design feature in a 22-storey mixed residential-commercial building, be referred to public hearing together with:

- (i) draft by-law amendments generally as presented in Appendix A of the Policy Report dated September 21, 2011, entitled "CD-1 Text Amendment: 999 Seymour Street"; and
- (ii) the recommendation of the Director of Planning to approve the application.

ADOPTED ON CONSENT

**2. CD-1 Rezoning: 5515-5665 Boundary Road, 5448-5666 Ormidale Street and 3690 Vanness Avenue  
September 20, 2011**

A. THAT the application, by GBL Architects on behalf of Wall Financial Corporation, to rezone the 33 legal parcels addressed as 5515-5665 Boundary Road, 5448-5666 Ormidale Street and 3690 Vanness Avenue, all as legally described in Appendix D of the Policy Report dated September 20, 2011, entitled "CD-1 Rezoning: 5515-5665 Boundary Road, 5448-5666 Ormidale Street and 3690 Vanness Avenue", from CD-1 #220 and CD-1 #224 to a new CD-1 by-law, to permit development of a mixed-use multi-family project containing 1,114 dwelling units at a density of 5.50 FSR, be referred to a Public Hearing, together with:

- (i) plans received September 16, 2011;
- (ii) draft CD-1 By-law provisions, generally as presented in Appendix A of the above-noted Policy Report
- (iii) the recommendation of the Director of Planning to approve, 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 Public Hearing.

B. THAT, if the application is referred to a Public Hearing, the application to amend the Sign By-law to establish regulations for this CD-1 in accordance with Schedule E (assigned Schedule "B" (C-1)) in Appendix C of the Policy Report dated September 20, 2011, entitled "CD-1 Rezoning: 5515-5665 Boundary Road, 5448-5666 Ormidale Street and 3690 Vanness 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 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; 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 Cadman

THAT the Committee of the Whole rise and report.

CARRIED UNANIMOUSLY

**ADOPT REPORT OF COMMITTEE OF THE WHOLE**

MOVED by Councillor Stevenson  
SECONDED by Councillor Cadman

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

CARRIED UNANIMOUSLY

#### **BY-LAWS**

Councillor Meggs rose and advised that he had reviewed the relevant proceedings in relation to By-law No. 4 and would therefore be voting on the By-law.

MOVED by Councillor Reimer  
SECONDED by Councillor Deal

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 11 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 (639 Commercial Drive) (By-law 10346)
2. A By-law to amend Sign By-law No. 6510 (639 Commercial Drive) (By-law No. 10347)
3. A By-law to amend Zoning and Development By-law 3575 to rezone an area to CD-1 (1650 Quebec Street) (By-law No. 10348)  
*(Councillors Deal, Louie and the Mayor ineligible for the vote)*
4. A By-law to amend Zoning and Development By-law No. 3575 to rezone an area to CD-1 (999 Seymour Street) (By-law No. 10349)  
*(Councillors Jang, Reimer, Woodsworth and the Mayor ineligible for the vote)*
5. A By-law to amend Zoning and Development By-law No. 3575 regarding deconstruction of one and two-family dwellings (By-law No. 10350)  
*(Councillors Chow, Reimer and the Mayor ineligible for the vote)*
6. A By-law to amend Building By-law No. 9419 regarding permits to demolish by deconstruction (By-law No. 10351)  
*(Councillors Chow, Reimer and the Mayor ineligible for the vote)*
7. A By-law to authorize Council entering into a Heritage Revitalization Agreement with the Owner of Heritage Property (1250 Salsbury Drive) (By-law No. 10352)  
*(Councillor Chow ineligible for the vote)*
8. A By-law to designate certain real property as protected heritage property (1250 Salsbury Drive) (By-law No. 10353)  
*(Councillor Chow ineligible for the vote)*
9. A By-law to authorize Council entering into a Heritage Revitalization Agreement with the Owner of Heritage Property (1795 Napier Drive) (By-law No. 10354)  
*(Councillor Chow ineligible for the vote)*
10. A By-law to designate certain real property as protected heritage property (1795 Napier Drive) (By-law No. 10355)  
*(Councillor Chow ineligible for the vote)*
11. A By-law to authorize questions for the assent of electors regarding the 2012-2014 Capital Plan (By-law No. 10356)

## MOTIONS

### A. Administrative Motions

#### 1. Approval of Form of Development: 1650 Quebec Street

MOVED by Councillor Woodsworth  
SECONDED by Councillor Louie

THAT the form of development for this portion of the site known as 1650 Quebec Street be approved generally as illustrated in the Development Application Number DE414744, prepared by Bosa Properties Inc., and stamped "Received, Community Services Group, Development Services", on August 8, 2011, 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. Request for Leave of Absence - Councillor David Cadman

MOVED by Councillor Woodsworth  
SECONDED by Councillor Deal

THAT Councillor Cadman be granted Leave of Absence for Civic Business from meetings to be held on November 29, 2011.

CARRIED UNANIMOUSLY

#### 2. New Members of Parliament for British Columbia

MOVED by Councillor Anton  
NOT SECONDED

#### WHEREAS

1. The Federal Government is considering changing the formula for allocation of seats in the House of Commons which would likely have the affect of adding new British Columbia seats, subject to the 2011 census data;
2. New seats will allow Vancouver and British Columbia residents to better achieve representation by population; and
3. Federal NDP leadership candidates have expressed opposition to decisions made by census data alone.

THEREFORE BE IT RESOLVED THAT the Mayor is requested to write to all of the federal parties indicating the support of the City of Vancouver for a census-based formula for assigning new House of Commons seats.

not put

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

## ENQUIRIES AND OTHER MATTERS

### 1. Nanaimo Street Truck Traffic

Councillor Louie noted the success of the pilot project in reducing truck traffic on Nanaimo Street and requested an update on next steps to ensure the truck traffic that has been reduced remains at that level on an ongoing basis.

The Deputy City Manager advised that staff have been engaged in discussions with the Port and the community, and would like to extend the pilot project until the New Year to ensure the results achieved through the pilot project are ongoing. He added that the intention is to report back to Council with a proposal that could be implemented prior to the expiry of the pilot project.

### 2. Olympic Village - Energy Costs

Councillor Woodsworth enquired regarding reports of excessive billings received by low income residents at the Olympic Village for various services and asked whether there is any long-term assurance that these residents can continue to afford to live there. She also expressed concern that advocates have not been invited to the meetings with the residents.

The Deputy City Manager responded on the matter, noting that all energy bills are currently on hold while staff address building technology issues. He added that it is likely the residents will continue to receive ongoing relief until a solution is identified. He also agreed to follow up on the involvement of advocates at upcoming meetings.

### 3. New Screens at BC Place Stadium

Councillor Meggs enquired on the new screens installed around BC Place Stadium and whether these screens were subjected to an approval process or review by the City.

The City Manager advised that the screens were not required to align with City by-laws and that discussions are underway to review the issue. The City Manager agreed to follow up.

The Council adjourned at 3:07 pm.

\* \* \* \* \*