



REGULAR MEETING OF CITY COUNCIL

November 28, 2016 at 12:30 p.m.
With immediate adjournment to Closed Meeting
**Regular Council reconvenes immediately following
the Public Hearing which begins at 6:00 p.m.**

MINUTES

PRESENT:

Mayor Jonathan Côté
Councillor Bill Harper
Councillor Patrick Johnstone
Councillor Jaimie McEvoy
Councillor Chuck Puchmayr
Councillor Mary Trentadue
Councillor Lorrie Williams

STAFF:

Ms. Lisa Spitale	- Chief Administrative Officer
Ms. Jan Gibson	- City Clerk
Mr. Dean Gibson	- Director of Parks, Culture and Recreation
Mr. Gary Holowatiuk	- Director of Finance & Information Technology
Mr. Jim Lowrie	- Director of Engineering Services
Ms. Jackie Teed	- Acting Director of Development Services
Mr. Philip Lo	- Council and Committee Clerk

The meeting was called to order at 12:36pm.

REMOVAL OF ITEMS FROM THE CONSENT AGENDA

1. MOVED and SECONDED

THAT item 16b be removed from the Consent Agenda.

CARRIED.

All members of Council present voted in favour of the motion.

EXCLUSION OF THE PUBLIC

2. MOVED and SECONDED

THAT pursuant to Section 90 of the Community Charter, members of the public be excluded from the Closed Meeting of Council immediately following the Regular Meeting of Council on the basis that the subject matter of all agenda items to be considered relate to matters listed under Sections 90(1)(a), 90(1)(c), 90(1)(e), 90(1)(k) and 90(2)(b) of the Community Charter:

- (a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality;*
- (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 municipality;*
- (k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public;*

90(2)

- (b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party;*

Purpose of the meeting:

Personal, property, and negotiations matters

CARRIED.

All members of Council present voted in favour of the motion.

ADJOURNMENT

3. MOVED and SECONDED

THAT the Regular Council meeting in Open Session be adjourned and proceed to Closed Session.

CARRIED.

All members of Council present voted in favour of the motion.

RECONVENE TO REGULAR COUNCIL

4. MOVED and SECONDED

THAT the Regular Council meeting be reconvened in Council Chamber.

CARRIED.

All members of Council present voted in favour of the motion.

REVIEW AND ADOPTION OF CONSENT AGENDA

5. Item 16b was removed from the Consent Agenda.

MOVED and SECONDED

THAT the remaining items on the Consent Agenda be approved.

CARRIED.

All members of Council present voted in favour of the motion.

ADDITIONS TO THE AGENDA

Urgent/time sensitive matters only

6. No additions to the Agenda.

BYLAWS CONSIDERED AT THE PUBLIC HEARING

7. Heritage Revitalization Agreement (1023 Third Avenue) Bylaw No. 7871, 2016

THIRD READING

MOVED and SECONDED

THAT Heritage Revitalization Agreement (1023 Third Avenue) Bylaw No. 7871, 2016 be given third reading.

CARRIED.

All members of Council present voted in favour of the motion.

8. Heritage Designation Bylaw (1023 Third Avenue) No. 7872, 2016
THIRD READING

MOVED and SECONDED

THAT Heritage Designation Bylaw (1023 Third Avenue) No. 7872, 2016 be given third reading.

CARRIED.

All members of Council present voted in favour of the motion.

9. Heritage Designation Repeal Bylaw (437 Seventh Street) No. 7873, 2016
THIRD READING

In response to questions from Council, Jackie Teed, Acting Director of Development Services advised that, per the procedures for Heritage Revitalization Agreement (HRA) applications in 2010, the heritage designation was adopted prior to Council's consideration of the adoption of the HRA Bylaw. Ms. Teed noted that current procedures mitigate similar situations, and that the property in question must be reconverted to a legally non-conforming duplex.

MOVED and SECONDED

THAT Heritage Designation Repeal Bylaw (437 Seventh Street) No. 7873, 2016 be given third reading.

CARRIED.

Councillors McEvoy and Puchmayr voted in opposition.

10. Zoning Amendment Bylaw No. 7880, 2016; Amendment to Comprehensive Development District (318 and 328 Agnes Street) (CD-63)
THIRD READING

MOVED and SECONDED

THAT Zoning Amendment Bylaw No. 7880, 2016; Amendment to Comprehensive Development District (318 and 328 Agnes Street) (CD-63) be given third reading.

CARRIED.

All members of Council present voted in favour of the motion.

**OPPORTUNITY TO BE HEARD AND
ISSUANCE OF DEVELOPMENT VARIANCE PERMITS**

11. Development Variance Permit No. DVP00616 for 217 Ninth Avenue

Required notification has been completed.

Attachments:

- i. Copy of Development Variance Permit notice
 - ii. Land Use and Planning Committee report dated November 7, 2016
- a. **Motion** to receive the following correspondence concerning this application:

Written Submissions				
Name	Correspondence Date	Date Received	In Support/Opposed / Concerns	#
None to date				

- b. Statement concerning the number of written submissions received and their distribution (City Clerk)

There were no written submissions.

- c. Invitation to those present to address the application

Mayor Cote asked three times for speakers. No one came forward

- d. **Motion** to approve/reject issuance of Development Variance Permit No. DVP00616.

MOVED and SECONDED

THAT Council approve the issuance of Development Variance Permit No. DVP00616 for 217 Ninth Avenue.

CARRIED.

All members of Council present voted in favour of the motion.

12. Development Variance Permit No. DVP00617 for 628 and 638 Columbia Street

Required notification has been completed.

Attachments:

- i. Copy of Development Variance Permit notice
- ii. Acting Director of Development Services' report dated November 7, 2016

- a. **Motion** to receive the following correspondence concerning this application:

Written Submissions				
Name	Correspondence Date	Date Received	In Support/Opposed / Concerns	#
None to date				

- b. Statement concerning the number of written submissions received and their distribution (City Clerk)

There were no written submissions.

- c. Invitation to those present to address the application

Ken Basil expressed concerns that going through construction twice at the same lot may negatively impact surrounding businesses, and that a more permanent business or commercial space may be preferred.

Jackie Teed, Acting Director of Development Services, noted that the proposed temporary sales centre would be a one-storey structure with no significant underground foundation, and that construction may be relatively quick.

Dan O’Hearn expressed concerns at the proposed duration of the sales centre at a premier downtown location and would instead like to see the land developed.

Ms. Teed noted that the five-year duration of the temporary sales centre accounts for the construction and deconstruction period of the building, and that the sales centre is expected to operate for two of the five years.

Ms. Teed advised that the BOSA development site on Quayside Drive would not be able to accommodate a sales centre due to the construction of the underground parking structure, which would span the entire construction site.

Rick Fabbro suggested that the temporary building land use may not be supported by the Downtown Community Plan, and that a

more permanent structure with character would be consistent with the vision contained in the Plan.

- d. **Motion** to approve/reject issuance of Development Variance Permit No. DVP00617.

Council noted the following in discussion:

- Concerns were expressed about the long term effects of a temporary use building, and about the site being unavailable should a more permanent and creative opportunity presents itself;
- The City can incentivize development, but cannot force a landowner to put the land through development;
- No other development proposals have come forward for this site, and it may take a number of years for future proposals to be realized;
- The rear half of the lot could be activated as a temporary parklet to promote street activity;
- The Downtown Business Improvement Association (BIA) could assist with programming the remainder of the space; and,
- And empty may not be conducive to development, and a one-storey building may not deter a developer from developing future plans for the site.

MOVED and SECONDED

THAT Council reject the issuance of Development Variance Permit No. DVP00617 for 628 and 638 Columbia Street.

DEFEATED

Mayor Cote, Councillors Johnstone, Trentadue and Williams voted in opposition.

MOVED and SECONDED

THAT Council approve the issuance of Development Variance Permit No. DVP00617 for 628 and 638 Columbia Street.

CARRIED.

Councillors Harper, McEvoy and Puchmayr voted in opposition.

UNFINISHED BUSINESS

13. No Items

REPORTS FOR ACTION

- 14. City Resources and Expenses Associated with the City Truck, Trailer and Chassis Usage in Parades**, Chief Administrative Officer (Tabled on November 7, 2016)

Jim Lowrie, Director of Engineering Services, suggested that long term storage of the vehicles beyond one year may not be feasible due to space limitations at the works yard.

Council suggested having a discussion with the Hyack Festival Association regarding long term storage of the vehicles after six months.

MOVED and SECONDED

THAT Council gift the Float, Trailer and the Truck to Hyack Festival Association and that the city make all necessary repairs (determined by the City of New Westminster Fleet Services in collaboration with an independent Diesel Mechanic and capped at \$7000.00) to the truck prior to gifting The Hyack Festival Association possession.

CARRIED.

All members of Council present voted in favour of the motion.

MOVED and SECONDED

THAT the Hyack Festival Association be allowed to store the vehicles at the City of New Westminster towing yard for the period of 12 months from the date that the Hyack Festival Association takes possession of the vehicles.

CARRIED.

All members of Council present voted in favour of the motion.

CONSENT AGENDA

- 15. DCC Expenditure Bylaw No. 7895, 2016**

MOVED and SECONDED

THAT Development Cost Charge Reserve Funds Expenditure Bylaw No. 7895, 2016 (Attachment 1) to authorize a total expenditure of \$15,515,160 from the Development Cost Charge Reserves, be forwarded to Regular Council for three readings.

CARRIED.

All members of Council present voted in favour of the motion.

Correspondence for Information

16. MOVED and SECONDED

THAT the following correspondence be received for information:

- a. TransLink letter dated November 23, 2016 regarding Pattullo Bridge Replacement: Phase 2 Consultation Summary Report**

CARRIED.

All members of Council present voted in favour of the motion.

ITEMS REMOVED FROM THE CONSENT AGENDA

Correspondence for Information:

16b. City of Richmond letter dated October 17, 2016 regarding George Massey Tunnel Replacement Project – Highway Infrastructure Features

Council expressed concerns regarding the potential tolling of the replacement bridge for the George Massey Tunnel, suggesting that this may induce additional traffic into New Westminster. Council expressed support for the City of Richmond's position on this matter.

MOVED and SECONDED

THAT a letter be sent to the City of Richmond in support of their position regarding the George Massey Tunnel Replacement Project; and

THAT a letter be sent to the Ministry of Transportation and Infrastructure in support of the City of Richmond's position regarding the George Massey Tunnel Replacement Project, and express concerns regarding potential tolling of the replacement crossing and its impact on New Westminster.

CARRIED.

All members of Council present voted in favour of the motion.

BYLAWS

17. Development Cost Charge Reserve Funds Expenditure Bylaw No. 7895, 2016

THREE READINGS

MOVED and SECONDED

THAT Development Cost Charge Reserve Funds Expenditure Bylaw No. 7895, 2016 be given first reading.

CARRIED.

All members of Council present voted in favour of the motion.

MOVED and SECONDED

THAT Development Cost Charge Reserve Funds Expenditure Bylaw No. 7895, 2016 be given second reading.

CARRIED.

All members of Council present voted in favour of the motion.

MOVED and SECONDED

THAT Development Cost Charge Reserve Funds Expenditure Bylaw No. 7895, 2016 be given third reading.

CARRIED.

All members of Council present voted in favour of the motion.

18. Bylaws for adoption:

- a. Five-Year Financial Plan (2016-2020) Amendment Bylaw No. 7891, 2016**

ADOPTION

MOVED and SECONDED

THAT Five-Year Financial Plan (2016-2020) Amendment Bylaw No. 7891, 2016 be adopted.

CARRIED.

All members of Council present voted in favour of the motion.

- b. Revenue Anticipation Borrowing Amendment Bylaw No. 7864, 2016**

ADOPTION

MOVED and SECONDED

THAT Revenue Anticipation Borrowing Amendment Bylaw No. 7864, 2016 be adopted.

CARRIED.

All members of Council present voted in favour of the motion.

- c. Engineering User Fees and Utility Rates Amendment Bylaw No. 7889, 2016**

ADOPTION

MOVED and SECONDED

THAT Engineering User Fees and Utility Rates Amendment Bylaw No. 7889, 2016 be adopted.

CARRIED.

All members of Council present voted in favour of the motion.

**d. Bylaw Notice Enforcement Amendment Bylaw No. 7868, 2016
ADOPTION**

MOVED and SECONDED

THAT Bylaw Notice Enforcement Amendment Bylaw No. 7868, 2016 be adopted.

CARRIED.

All members of Council present voted in favour of the motion.

**COMMUNITY ANNOUNCEMENTS / ANNOUNCEMENTS FROM
COUNCIL**

Councillor Puchmayr reported that the Green Jobs BC Conference was held on November 24 and 25, 2-16 at the Anvil Centre;

Councillor Puchmayr noted the current exhibition at the New Media Gallery at Anvil Centre titled “Children”, which runs from November 24, 2016 to January 22, 2017.

NEW BUSINESS

19. Update on the 2017 City Grant Programs – Allocation of Funds

Gary Holowatiuk, Director of Finance and Information Technology, noted that the new budget allocation as presented in the staff report meets all committee requirements while addressing Council’s request. Mr. Holowatiuk also noted that the \$225,000 budget for the Festivals Grant could address some, but not all, new grant requests for 2017.

MOVED and SECONDED

THAT Council receive the staff report dated November 28, 2016 for information and approves the 2017 grants budget and the budget allocation between the City’s grants programs as presented in this report, with the exception of the Festivals Grant; and

THAT staff provide a report to Council regarding the 2017 Festivals Grant Budget.

CARRIED.

All members of Council present voted in favour of the motion.

NEXT MEETING

December 5, 2016

A Regular Council meeting will convene at 2:00 p.m. and immediately adjourn to a Closed meeting, and then the Regular meeting will reconvene at 6:00 p.m. Both meetings will be held in the Council Chamber on the 2nd Floor at City Hall.

ADJOURNMENT

ON MOTION, the meeting was adjourned at 8:57pm.

JONATHAN COTÉ
MAYOR

JAN GIBSON
CITY CLERK