



FONVCA AGENDA

THURSDAY April 20th 2006

Place: DNV Hall 355 W. Queens Rd V7N 2K6

Time: 7:00-9:00pm

Chair: Diana Belhouse, Delbrook Community Association. Tel: 604-987-1656

1. Order/content of Agenda

2. Adoption of Minutes of March 16th

3. Old Business

3.1 Shirtsleeve Session with Council

Review of scheduled (Wed April 19th) meeting with council. In which topics to be discussed were:

- Role/representation of Associations
- Makeup and Funding of NVRC

3.2 Update on Use Changes in RM Zones

- Comments on Public hearing held April 18th on Grouse Woods amendments.

4. Correspondence Issues

4.1 Business arising from 5 regular emails:

4.2 Non-Posted letters

0 this period.

4.3 FONVCA letter - Translink Democracy

Letter sent to Mayor Walton as per 6.2 of minutes.

<http://www.fonvca.org/agendas/apr2006/FONVCA-motion-all.pdf>

5. New Business

Council and other District issues.

5.1 Improving Public Participation

<http://www.reason.org/ps292.pdf>

5.2 Improving the Budget Process

Worth examining the "Participatory Budget" process of Quelfh, Ontario?

<http://www.alternatives.ca/article685.html>

<http://www.tni.org/newpol-docs/pbcanada.htm>

5.3 Commercial dog walking in parks

See comments by Lyle Craver at

http://www.fonvca.org/letters/2006/13mar-to/Lyle_Craver_6apr2006.pdf

http://www.fonvca.org/letters/2006/13mar-to/Lyle_Craver_8apr2006.pdf

See staff recommendation at

http://www.dnv.org/upload/documents/Council_Reports/641398.pdf

Question: Should there be any commercial uses in public parks – particularly on trails?

- impact on quality of traditional public use?
- Impact on leave no trace policy?

For template of park commercial use see eg.

http://www.ci.boulder.co.us/openspace/pdf_commercialuse/Rationale.pdf

Specifically for dogs see:

<http://www.ci.boulder.co.us/openspace/visitor/dogs.htm>

http://www.ci.boulder.co.us/openspace/pdf_brochures/dogbrochure.pdf

6. Any Other Business

6.1 Legal Issues

Referenda in Maine USA

http://www.memun.org/public/local_govt/general_interest.htm

where 10% rule is 10% of # who last voted, NOT, as we have here, 10% of those who can vote!

7. Chair & Date of next meeting.

May 18th 2006

Attachments

ONLY NEW ENTRIES

OUTSTANDING COUNCIL ITEMS

-Cat Regulation Bylaw

-Review of Zoning Bylaw

-Securing of vehicle load bylaw

-District-wide OCP

-Snow removal for single family homes bylaw

Correspondence/Subject Ordered by Date
13 March 2006 → 16 April 2006

http://www.fonvca.org/letters/2006/13mar-to/Monica_Craver_3apr2006.pdf	Mountain biking/Parking issue/Alpine Plan /Pay Parking
http://www.fonvca.org/letters/2006/13mar-to/Monica_Craver_8apr2006.pdf	Herbicides & Pesticides
http://www.fonvca.org/letters/2006/13mar-to/John_Hunter_20mar2006.pdf	New Lynn Valley Library / 1996 Referendum
http://www.fonvca.org/letters/2006/13mar-to/Lyle_Craver_6apr2006.pdf	Dogs / Cats Licences/Issues
http://www.fonvca.org/letters/2006/13mar-to/Lyle_Craver_8apr2006.pdf	Dogs / Cats Licences/Issues

For details/history see

<http://www.fonvca.org/letters/index-letters-total-apr2006.html>

FONVCA

Minutes of March 16th 2006

Attendees:

Eric Andersen(Chair Pro-Tem) Blueridge C.A.
Maureen Bragg Save Lynn Canyon Park
David Knee Norgate Park C.A.
John Miller Lower Capilano C.R.A.
Brian Platts Edgemont C.A.
Diana Belhouse Delbrook C.A.
Val Moller Lions Gate N.A.
Corrie Kost Edgemont C.A.
Dan Ellis Lynn Valley C.A.
Monica Craver Upper Lynn Valley R.A.

Jenny Knee Notetaker

Meeting started: 7:05pm

1. ORDER/CONTENT OF AGENDA

Add: 6.2 TRANSLINK response to FONVCA letter
6.3 Waterfront Street-ends – Diana
6.4 FONVCA Mandate and item 5.3 of Feb16

2. ADOPTION of Jan 19th MINUTES

Adoption of Minutes of Feb 16/2006 (with correction that Jan 19/2005 be corrected to Jan 19/2006) moved by John, seconded by Val – carried unanimously.

3. OLD BUSINESS

3.1 Shirtsleeve Session with Council

Again discussed topics for confirmed date of Wed April 19th/2006.

CHAIR: Cathy has suggested FONVCA should appoint a chair; Brian volunteered to chair the meeting if Mayor Walton declined.

Choice of Topics - Cathy had a suggestion from Councillor Lisa Muri that a topic of interest to council would be re:

- staff time/resources used by public and community associations.
- District procedures on role/representation of associations

This could be part of topic 1 of 3 suggested topics:

- 1. Role/representation of Associations.**
- 2. Budget process.**
- 3. Makeup & Funding of Recreation Commission.**

Brian to communicate topics and chair selection to Cathy who would communicate this to Council.

3.2 Update on Secondary Suites in RM Zones in Grousewoods.

Corrie had expressed concern that:

- Other uses such as B&B were missing from proposal
- Waiving public hearing would be contrary to Community Charter as the proposed bylaw seemed inconsistent with the local area plan.
- That such waiving did not have prior agenda notification and
- Such procedures would set a bad precedence as the changes were not minor.

http://www.civicinfo.bc.ca/LocalGovernmentAct/data/qs/doc150_1092.html

Staff response: Include B&B use but still not allow public hearing despite rezoning of RM uses of Grousewoods.

4. CORRESPONDENCE ISSUES

4.1 Business arising from 6 regular emails

The listing of emails attached to Agenda was revised as shown in March 16th Agenda. One (http://www.fonvca.org/letters/2006/13feb-to/Brian_Platts_4mar2006.pdf) was the letter to council by Brian Platts, as per 5.4 of FONVCA minutes of Feb 16 requesting Council give prior notice when an agenda item intends to waive a public hearing. No response to this request as yet.

4.2 Non-posted letters: 0 this period.

No discussion.

5. NEW BUSINESS

5.1 TRANSLINK to undergo review.

The proposed review of Translink's makeup was discussed. Val urged the retention of municipal representation – not necessarily via the Mayor, but at least via a member of council, as they could be held somewhat accountable via elections and would be aware of local issues.

5.2 Management of Alpine Recreational Strategic Plan:

Monica reported that nothing seems to have changed - trail building seems to have been started with staff approval before the trails have been assessed (and in contradiction with the process as prescribed by the

Alpine Plan) . April 9 2006 is the proposed start of the trail rebuilding program. Monica questioned whether this program should continue on to Seymour if there is no monitoring or accountability. Corrie suggested watching for funding for associated projects in the upcoming budget process. Bylaw enforcement seemed to be lacking (although acknowledged to be problematic).

5.3 Development Cost Charges:

Corrie - reported Surrey had increased its charges ~ 50% and felt review of DNV DCC were long overdue. He will personally bring this to the attention of council.

5.4 Bigger is Worsen:

Corrie distributed handout (see references of Agenda) which illustrated how amalgamation in Montreal (as in Toronto) did not result in savings to the taxpayers.

5.5 Core Values for Public Participation

The 8 core values recently discussed by the International Association for Public Participation led to the 7 following:

1. The public should have a say in decisions about actions that *could* affect their lives
2. Public participation includes the promise that the public's contribution will influence the decision.
3. Public participation *promotes sustainable decisions by recognizing* and communicating the needs *and interests* of all participants, *including decision makers*.
4. Public participation seeks out and facilitates the involvement of those potentially affected *by or interested in a decision*.
5. Public participation seeks *input from* participants in designing how they participate.
6. Public participation provides participants with the information they need to participate in a meaningful way.
7. Public participation communicates to participants how their input affected the decision.

Corrie commented how most, but not all, of these core values are promoted by the DNV municipal council.

5.6 Budget Meetings (11) – 1 public input

Some felt it was inappropriate not to have copies of the budget available at the March 20th council meeting. It was questioned whether this breached the requirements of the Community Charter. It was felt that a 5 minutes restriction was inadequate for public input - suggested a time of up to 30 minutes/participant was required to adequately comment on the budget.

Corrie noted that the Community Charter was breached last year when one week period prior to budget tabling by June 30th was not observed. As well, he noted that the reporting requirements are far more stringent this year.

6. ANY OTHER BUSINESS

6.1 Legal Issues

Nice Handbook for Municipal Councillors

- hard copies were distributed to interested members (see agenda link for source)

6.2 Translink response to FONVCA letter:

Brian's letter re: unelected municipal representatives voting on financial issues from Pat Jacobsen clarified the legal position but failed to address the ethical/moral issue. Discussion followed re: necessity of a follow up at this point - Motion Val/Diane that we *request Mayor Walton as our Translink representative to address this ethical/moral issue through appropriate changes to TRANSLINK's terms of reference*.

Unanimous (with one abstention). **ACTION ITEM**

6.3 Waterfront Street ends

- Diana requested an update and Maureen replied that Kevin Bell was monitoring the situation with James Ridge and the illegal work has stopped. Maureen will keep FONVCA informed .

6.4 FONVCA Mandate

A discussion took place of the appropriateness of Agenda item 5.3 of Feb 16/2006. No action was taken.

6.5 Update on filing with Ombudsman:

With reference to conflict/flawed process issues at public hearing with Translink bus depot in Norgate. Dave reported that Cathy had not been able to contact the office but that file was still active but no longer urgent in light of recent council decision.

7. CHAIR AND DATE OF NEXT MEETING

Next Meeting on the usual 3rd Thursday of month:

April 20th, 2006.

Pro-tem Chair will be **Diana Belhouse** – Delbrook Community Assoc. Tel: 604-987-1656

Meeting adjourned 9:45pm

NOTE: All FONVCA MEMBERS ARE URGED TO ATTEND APRIL 19th SHIRTSLEEVE MEETING WITH COUNCIL

Subject: FONVCA Motion re: Translink Terms of Reference
From: Brian Platts <bplatts@shaw.ca>
Date: Mon, 17 Apr 2006 16:23:14 -0700
To: "Richard Walton, Mayor" <mayorwalton@dnv.org>
CC: FONVCA <fonvca@fonvca.org>

Dear Mayor Walton,

Further to our e-mail correspondence regarding the Translink Board (see attached PDF file) in which I initially wrote on behalf of FONVCA to express our concern over the legal, ethical, and moral validity of a Translink Board vote on December 7, 2005.

On February 28, 2006 I received a reply from Ms. Pat Jacobsen, CEO of Translink where she referred to Section 8(6) of the GVTA Act which addresses the issue of directors who cease to hold elected office (see the second attached PDF file). This letter was discussed at the subsequent FONVCA meeting in March and it was agreed that while Ms. Jacobsen clarified the legality of the issue, she failed to address the ethical/moral issues surrounding the legitimacy of the vote that took place.

In light of the above, it was unanimously moved, seconded and carried "/That FONVCA request that Mayor Walton, as the NS Translink representative, address this ethical/moral issue though appropriate amendments to Translink's terms of reference/."

FONVCA recognizes that as just one member of the Board you are limited in what you can do to ensure that the appropriate changes to the terms of reference are implemented; however, the intent of our request is to appeal to you to make the sort of recommendation to the Translink Board that would aim to prevent what took place at the Dec 7/05 meeting.

Sincerely,
Brian Platts
/*Federation of NV Community Associations*/
Ph. 604-985-5104

Richard_Walton_1feb2006.pdf	Content-Type: application/pdf Content-Encoding: base64
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Translink Reply 06_0001.pdf	Content-Type: application/pdf Content-Encoding: base64
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Subject: [Fwd: RE: FONVCA Letter re: Translink Board]
From: Brian Platts <bplatts@shaw.ca>
Date: Wed, 01 Feb 2006 22:00:30 -0800
To: Corrie Kost <kost@triumf.ca>

Attached FYI.

-Brian

----- Original Message -----

Subject: RE: FONVCA Letter re: Translink Board
Date: Wed, 01 Feb 2006 19:24:55 -0800
From: "Richard Walton, Mayor" <mayorwalton@dnv.org>
To: Brian Platts <bplatts@shaw.ca>

Brian, I asked that question at my first Translink Meeting and it was explained by the Corporate Secretary of Translink that the January turnover date was esconced in the defining legislation for both GVRD and Translink and the provincial govt would be involved in amending the governing documents. Since Kevin Falcon had indicated his intent to review the governance of Translink but has not provided any further explanation for several years, it is likely this apparently conscious anomaly will only be addressed if the governance is reviewed. I agree with your comments and was taken aback with my delayed start. Best wishes, Richard

From: Brian Platts [<mailto:bplatts@shaw.ca>]
Sent: Tuesday, January 31, 2006 2:13 PM
To: Richard Walton, Mayor; Alan Nixon; Janice Harris; Lisa Muri; Mike Little; Doug MacKay-Dunn; Robin Hicks; DNVCouncil
Cc: James Ridge; FONVCA
Subject: FONVCA Letter re: Translink Board

Mayor & Council:

At the December meeting of the *Federation of NV Community Associations* (FONVCA), a lengthy discussion took place regarding a particular meeting of the Translink Board that took place on December 7th, 2005. The concern expressed by members of FONVCA was that only 9 of the 12 Translink board members were present, and of those, only 5 were duly elected municipal officials.

As a result of FONVCA's discussion, the following motion was moved and carried unanimously:

"That FONVCA would like to know the legal, ethical and moral validity of decisions made at the Dec 7th Translink Board meeting which were made by citizens no longer elected, involving expenditures of \$3.2 billion."

In light of the above motion, we respectfully request that District Staff pursue FONVCA's inquiry in the attempt to obtain some direct answers from Translink with respect to how those who longer held office were permitted to continue to serve on the Board and vote on issues.

Sincerely,
Brian Platts
Federation of NV Community Associations
3187 Beverly Crescent

North Vancouver, B.C.
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February 28, 2006

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Dianne Watts

Maxine Wilson

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Pat Jacobsen

Mr. Brian Platts
Federation of NV Community Associations
3187 Beverley Crescent
North Vancouver, BC V7R 2W4

Dear Mr. Platts:

Your e-mail to the Mayor and Council of the District of North Vancouver has been forwarded to me for response. I understand that the members of the Federation of North Vancouver Community Associations (FONVCA) are concerned about the fact that only five of the directors were duly elected officials at the time that they rendered decisions at the December 7, 2005 TransLink Board meeting.

The Greater Vancouver Regional District (GVRD) appoints 12 directors to the TransLink Board for a term of one year, pursuant to Section 8(5)(a)(ii) of the *GVTA Act*. The directors who voted at the December 7, 2005 meeting were appointed on January 5, 2005 and were therefore, authorized to make decisions as directors at that meeting.

In addition, Section 8(6) of the *GVTA Act* addresses the issue of directors who cease to hold elected office and states that if an individual ceases to hold elected office, "that individual continues as a director until the earlier of (a) the appointment of another director in his or her place, and (b) the expiration of 90 days after that individual ceases to satisfy the requirements". As the GVRD did not appointment replacement directors following the November 19, 2006 civic elections, those directors who were appointed on January 5, 2005 continued as directors.

I trust this clarifies the issue.

Yours truly,


Pat Jacobsen
Chief Executive Officer

cc: District of North Vancouver Mayor and Council
James Ridge, Chief Administrative Officer, District of North Vancouver