

FONVCA

Minutes of February 16th 2006

Attendees:

Maureen Bragg(Chair Pro-Tem)
Save Lynn Canyon Park
David Knee Norgate Park C.A.
John Miller Lower Capilano C.R.A.
Diana Belhouse Delbrook C.A.
Hugh Murray Lower Capilano C.R.A.
Val Moller Lions Gate N.A.
Corrie Kost Edgemont C.A.
Cathy Adams Lions Gate N.A.
Eric Andersen Blueridge C.A.

Jenny Knee Notetaker

Meeting started: 7:10pm

1. ORDER/CONTENT OF AGENDA

Add: 6.2 Rental/lease of waterfront street-ends
Diana/Cathy moved/seconded adopting agenda –
carried unanimously

2. ADOPTION of Jan 19th MINUTES

Adoption of Minutes of Jan 19/2005 moved by Hugh,
seconded by Cathy – carried unanimously.

3. OLD BUSINESS

3.1 Shirtsleeve Session with Council

Discussed topics for confirmed date of Wed April
19th/2006. Possible subjects were:

- Makeup & funding arrangements (DNV vs CNV share) with rec. commission.
- Role/representation of associations
- Budget process

Due to prior commitment of Dan Ellis it was suggested
that Mayor Richard Walton chair meeting.

Val is to review list from last years and discuss with
FONVCA at March mtg.

3.2 Panorama Drive Street-End –

Alleged encroachments into street-end beside 2882
Panorama Dr. was discussed. Diana checked with the
land office if the part of the street end between 2788
and 2802 Panorama Drive, which is being occupied by
the adjacent owner, was leased from the district and
she was told there is no lease for that property.

Memorial to Bill Blakely has been moved from original
location – Deep Cove residents will have memorial re-
located to the new park (street-end) when it is
completed.

4. CORRESPONDENCE ISSUES

4.1 Business arising from 3 regular emails –
None.

4.2 Non-posted letters –0 this period.
No discussion.

4.3 FONVCA letter re: TRANSLINK Process:

There was a response from Mayor Walton – who will
investigate changing terms of reference. **ACTION
item:** FONVCA to review this in one year.

5. NEW BUSINESS

5.1 Legality of Bylaw 7549 (BC Rail Lands)

The issue of “staff bias” has been taken to Mayor
Walton by David Knee. Mayor took this to James Ridge
who took appropriate action against staff member.

The alleged conflict declared by a councilor in
Feb/2005 on this issue was not felt to be appropriately
clarified by Mayor at the Public Hearing.

Community has 45 days (after alleged violations
became known) to file appeal to BC Supreme Court –
requiring signature of 10 electors.

Cathy and David have filed a complaint with the
Ombudsman on Feb 15th 2006 (in a meeting in West
Vancouver). As this is time sensitive it is likely to be
fast-tracked. The report handed in on this issue was
comprised of over 30 pages.

5.2 Council Meeting of Feb 13th 2006- Issue
was transportation of Dangerous Goods. There was
zero background information available to the public at
start of meeting. Some FONVCA members in
attendance raised questions and provided comments in
response to presentation(s). New regulations are being
introduced by the Federal Government.

5.3 To “Key” or not to “Key”?

After a background discussion a secret ballot was
taken on whether, in the opinion of those present, the
Key to the DNV should be bestowed upon recently
retired Council Crist. The vote was 8 for, 1 opposed.

5.4 Secondary Suites in RM Zone

After some discussion of this issue – in which the waiving of a public hearing was not indicated in the agenda (as well as being of questionable validity) – It was moved/seconded by Hugh/Eric and carried unanimously that a letter be sent to Council:

To allow proper participation by members of the public on issues that come before council:

“That prior notice be given to the public when council intends to waive a public hearing so as to allow the public to have input on the appropriateness and/or validity of such a motion” - ACTION ITEM

6. ANY OTHER BUSINESS

6.1 Legal Issues to think about:

Ethics & Public Hearing References:

Corrie provided a list of (URL) references dealing with the issue of council members' conflict of interest and ethical conduct, as well as the Hubbard case of 2003 relating to new information provided to council after the close of a public hearing and how this has recently been made more pragmatic by the BC Court of Appeal in its judgment of Dec 21st 2005. However the key element remains - that if NEW information (the kind that should have been provided the public at the time of the hearing) is provided to council AFTER the close of a public hearing then a challenge could be made to the bylaw on the basis of a flawed public hearing process.

6.2 Rental/Lease of Waterfront Street-Ends

Diana reported that she had contacted land office and the street end (next to the one being now funded for opening by council) was not leased and has been used exclusively by the adjacent homeowner for 34 years with only a small footpath being available for public use. More information is needed on this issue.

7. CHAIR AND DATE OF NEXT MEETING

Next Meeting on the usual 3rd Thursday of month:

March 16th, 2006.

Pro-tem Chair will be **Eric Andersen** – Blueridge Community Association Tel: 604-929-6849 email: Andersen@sagafc.com

Meeting adjourned 9:25pm