



COUNCIL MEETING

MINUTES

Monday, March 25, 2024, 5:00 p.m.

Council Chamber, City Hall

4949 Canada Way, Burnaby, BC

PRESENT: Mayor Mike Hurley
Councillor Pietro Calendino
Councillor Sav Dhaliwal
Councillor Alison Gu
Councillor Joe Keithley
Councillor Richard T. Lee
Councillor Maita Santiago
Councillor Daniel Tetrault
Councillor James Wang

STAFF: Leon Gous, Chief Administrative Officer
Bob Klimek, Acting Chief Financial Officer
Scott Houston, Acting General Manager Community Safety
Juli Halliwell, General Manager Corporate Services
Forrest Smith, Acting General Manager Engineering
Charles Allen, Acting General Manager Lands & Facilities
Mary Morrison-Clark, General Manager Parks, Recreation & Culture
Ed Kozak, General Manager Planning & Development
May Leung, City Solicitor
Nikki Best, Director Legislative Services / Corporate Officer
Blanka Zeinabova, Sr. Manager Legislative Services

1. **CALL TO ORDER**

Mayor Hurley called the Open Council meeting to order at 5:04 p.m.

THAT the Open Council meeting reconvene at 5:04 p.m.

CARRIED UNANIMOUSLY

2. LAND ACKNOWLEDGEMENT

Mayor Hurley recognized the ancestral and unceded homelands of the hən̓q̓əmi̓n̓əm̓ and Skwxwú7mesh speaking peoples, and extended appreciation for the opportunity to hold a meeting on this territory.

3. ADOPTION OF AGENDA

Mayor Hurley advised that there will be a congratulatory announcement under Other Business.

3.1 Open Council Meeting Agenda for March 25, 2024

THAT the agenda for the Open Council meeting of Monday, March 25, 2024 be adopted, **AS AMENDED**.

CARRIED UNANIMOUSLY

4. ADOPTION OF MINUTES

4.1 Open Council Meeting held March 11, 2024

4.2 Special Open Council Meeting held March 12, 2024

4.3 Parcel Tax Roll Review Panel held March 14, 2024

Resolution No. 2024 - 112

THAT the minutes of the Open Council meeting held on March 11, 2024, the Special Open Council meeting held on March 12, 2024, and the Parcel Tax Roll Review Panel held on March 14, 2024, be now adopted.

CARRIED UNANIMOUSLY

5. DELEGATIONS AND INVITED PRESENTATIONS

**5.1 Delegation: Burnaby Association for the South East Side (BASES) - Re: Community Projects and Out of School Program Update
Speakers: Peggy Woodruff, President, and Al Post, Board Member**

Peggy Woodruff, President, and Emily Sutherland, Burnaby Association for the South East Side (BASES), appeared before Council providing an update on the community projects and the out-of-school programs supported by the Association in Burnaby Schools.

Peggy Woodruff provided a PowerPoint presentation noting that BASES Family Thrift Store benefit community financially, socially and environmentally; however, due to significant, unsustainable annual increases in commercial rent, BASES can no longer afford paying market rental rates, and requested Council support to help finding a suitable and affordable location.

Resolution No. 2024 - 113

THAT staff be directed to work with the Burnaby Association for the South East Side (BASES) to explore ways the City can support their efforts to find a new affordable space.

CARRIED UNANIMOUSLY

5.2 Delegation: Anaconda Systems Ltd. - Re: Anaconda Systems Technology in Burnaby

Speaker: Crystal Dauphinee, Director of Capital Projects

Russel Zishiri, CEO, and Brian Chau, Vice President Finance, Anaconda Systems Ltd., appeared before Council seeking approval to develop a state-of-the-art aerobic composting facility at 5210/5280 Byrne Road.

Russel Zishiri provided a company overview and highlights, and outlined proposed composting facility on the subject site, noting that Anaconda's patented technology offers a cleaner, more efficient way to process organic waste with no environmental contamination or odor, and at 1/3 the capital cost of anaerobic solutions.

5.3 Delegation: Nikkei Place Foundation - Re: Cherry Blossom-Maple Lane Project along Highland Park Line Trail

Speakers: Keiko Funahashi, Executive Director, and Henry Wakabayashi, Project Advisor

Keiko Funahashi, Executive Director, and Henry Wakabayashi, Project Advisor, Nikkei Place Foundation, appeared before Council seeking Council support for a community initiative to plant cherry blossom and Japanese maple trees along an existing urban trail, and the City's support in maintenance over the years after the trees are planted.

The speaker noted that the cherry blossom trees and Japanese maples represent both Japan and Canada and the cultural diversity of Burnaby. It is proposed to plant the trees along Hawthorn Lane and by Magnolia Lane.

Keiko Funahashi outlined benefits of tree planting noting that it contributes to Burnaby's urban forest enhancement initiative; beautification of the area; enhances cultural events in Burnaby; opportunity to name this lane after the City's sister city Kushiro during the 60th anniversary in 2025; and as a long-lasting gift to the community.

In conclusion, the speaker noted that they are working with BC Hydro, Fortis BC and the City, and seeking final approvals from the stakeholders.

Resolution No. 2024 - 114

THAT the delegation's presentation be **REFERRED** to staff to work with Nikkei Place on the feasibility and process of the Cherry Blossom/Japanese Maple Lane Project.

CARRIED UNANIMOUSLY

6. ADMINISTRATIVE REPORTS

6.1 BURNABY MOUNTAIN BIKE SKILLS COURSE

The Deputy General Manager Parks, Recreation and Culture submitted a report seeking Council approval to proceed with redevelopment of the Burnaby Mountain Bike Skills Course.

The General Manager Parks, Recreation and Culture provided opening remarks and introduced Andre Isakov, Director PRC Planning, and Heather Edwards, Manager Planning, Design & Development, who provided a PowerPoint presentation summarizing the report.

**Councillor Keithley left at 5:55 p.m. and returned at 5:57 p.m.*

Resolution No. 2024 - 115

THAT approval be given to the final design of the Burnaby Mountain Bike Skills Course with a Class 'C' cost estimate of \$4,720,000 (excluding GST).

CARRIED UNANIMOUSLY

6.2 BARNET MARINE PARK PARKING RESERVATION PROGRAM

The General Manager Parks, Recreation and Culture submitted a report seeking Council approval for the proposed two-year plan to implement a free parking reservation program at Barnet Marine Park.

The General Manager Parks, Recreation and Culture provided opening remarks and introduced Steve Bruneau, Director Recreation, and Andre Kolber, Manager Parks Operations, who provided a PowerPoint presentation summarizing the report.

Council expressed concerns with free parking reservation program, and inquired regarding possibility to collect a deposit, that will be refunded.

Resolution No. 2024 - 116

THAT the proposed Parking Reservation Program, as outlined in this report titled “Barnet Marine Park Parking Reservation Program” dated March 25, 2024 be approved; and

THAT the City Solicitor be authorized to bring forward amendments to the Burnaby Parks Parking Regulation Bylaw 1991 and Burnaby Bylaw Notice Enforcement Bylaw 2009, as described in the report.

CARRIED UNANIMOUSLY

6.3 TAX SALE MANDATED PROCEDURAL CHANGES 2024

The Deputy Chief Administrative Office/Chief Financial Officer submitted a report providing information pertaining to the Tax Sale changes proposed through Bill 3 and 42, and request Council to write a letter to the Ministry of Municipal Affairs to raise concerns about the changes being implemented which will not help homeowners facing tax sale.

Resolution No. 2024 - 117

THAT the report titled “Tax Sale Mandated Procedural Changes 2024”, dated March 25, 2024, be received for information; and

THAT a letter be written to the Ministry of Municipal Affairs to raise concerns regarding the challenges faced by the City in implementing the changes proposed as outlined in section 3.4 of this report; and

THAT a copy of the letter be sent to neighbouring municipalities.

CARRIED UNANIMOUSLY

6.4 DEVELOPMENT FUNDING PROGRAM (DFP) - DEVELOPMENT COST CHARGES (DCC) BYLAW AND AMENITY COST CHARGES (ACC) BYLAW AND RELATED BYLAWS AND BYLAW AMENDMENTS

The Deputy Chief Administrative Office/Chief Financial Officer submitted a report seeking Council approval of a new Development Cost Charges Bylaw, Amenity Cost Charges Bylaw, and related consequential bylaws and bylaw amendments.

Resolution No. 2024 - 118

THAT the City Solicitor be authorized to bring forward a Development Cost Charges Bylaw (the “**New DCC Bylaw**”) to impose development cost charges substantially in the form in Attachment 1 to the report titled “Development Funding Program (DFP) - Development Cost Charges Bylaw and Amenity Cost Charges Bylaw and Related Bylaws and Bylaw Amendments” dated March 25, 2024;

THAT the City Solicitor be authorized to bring forward an amendment to *Burnaby Development Cost Charges Bylaw 1979* (the “**Existing DCC Bylaw Amendment**”), substantially in the form in Attachment 2 to the report;

THAT the City Solicitor be authorized to bring forward a bylaw to establish development cost charges reserve funds substantially in the form in Attachment 3 to the report;

THAT the City Solicitor be authorized to bring forward an Amenity Cost Charges Bylaw to impose amenity cost charges substantially in the form in Attachment 4 to the report;

THAT the City Solicitor be authorized to bring forward a bylaw substantially in the form in Attachment 5 to the report to establish a statutory amenity cost charges reserve fund; and

THAT after Council has given three readings to the New DCC Bylaw and Existing DCC Bylaw Amendment, staff be directed to submit the New DCC Bylaw and Existing DCC Bylaw Amendment to the Inspector of Municipalities for approval.

CARRIED UNANIMOUSLY

6.5 REZ #23-22 - 4567 CANADA WAY - BCAA SKYSIGNS

The General Manager Planning and Development submitted a report seeking Council approval to facilitate the installation of two new BCAA skysigns on the north and south elevations of an existing building on site.

Resolution No. 2024 - 119

THAT a Rezoning Bylaw for REZ #23-22 be prepared and advanced to First and Second Reading at a future Council meeting;

THAT a Public Hearing not be held for the Rezoning Bylaw for REZ #23-22, as it is consistent with the Burnaby Official Community Plan; and

THAT the items listed (see Attachment 2: Rezoning Prerequisites) to the report titled "REZ #23-22 – 4567 Canada Way – BCAA Skysigns" dated March 25, 2024, be established as prerequisites to consideration of Final Adoption of the Rezoning Bylaw for REZ #23-22.

CARRIED UNANIMOUSLY

6.6 TUP #23-04 - 5609 IMPERIAL STREET - RETAIL GROCERY STORE

The General Manager Planning and Development submitted a report seeking Council approval for Temporary Use Permit (TUP) #23-04 to permit the use of a retail grocery store that is approximately 596 m² on the subject site for a maximum of three (3) years.

Resolution No. 2024 - 120

THAT the issuance of Temporary Use Permit #23-04, included as Attachment 2 to the report titled "TUP #23-04 - 5609 Imperial Street – Retail Grocery Store" dated March 25, 2024, be approved.

CARRIED UNANIMOUSLY

6.7 NOISE VARIANCE - AUTHORIZATION FOR SPECIAL OUTDOOR EVENTS 2024

The General Manager Parks, Recreation and Culture submitted a report seeking Council authorization, required under the Burnaby Noise and Sound Abatement Bylaw, for outdoor events at specific locations.

The General Manager Parks, Recreation and Culture provided opening remarks.

Resolution No. 2024 - 121

THAT approval be given for up to 58 events at Deer Lake Park, at Central Park and Swangard Stadium between April 1, 2024 and November 1, 2024.

CARRIED UNANIMOUSLY

6.8 2024 HERITAGE BC CONFERENCE

The General Manager Corporate Services submitted a report seeking Council approval for members of the Community Heritage Commission to attend the 2024 Annual Heritage Conference in Nelson, BC.

Resolution No. 2024 - 122

THAT an expenditure of up to \$5,000 for up to two (2) Community Heritage Commission members to attend the 2024 BC Heritage Conference in Nelson, BC from May 1-3, 2024, be approved.

CARRIED UNANIMOUSLY

7. COMMITTEE REPORTS

7.1 EXECUTIVE COMMITTEE OF COUNCIL - RE: BURNABY NEIGHBOURHOOD HOUSE CONTRIBUTION AGREEMENT

The Executive Committee of Council submitted a report seeking Council approval for a new contribution agreement with the Burnaby Neighbourhood House Society.

Resolution No. 2024 - 123

THAT the Burnaby Neighbourhood House Society Contribution Agreement included as Attachment 2 to the report titled "Burnaby Neighbourhood House Contribution Agreement" dated March 6, 2024, be approved.

CARRIED UNANIMOUSLY

7.2 PLANNING AND DEVELOPMENT COMMITTEE - RE: LIQUOR AND CANNABIS POLICY REVIEW - RECOMMENDED ACTIONS

The Planning and Development Committee submitted a report seeking Council approval on the recommended liquor and cannabis policy directives.

Councillor Gu introduced the following amendment to the motion provided in the report:

THAT staff be directed to explore an annual business licence fee for cannabis stores commensurate with neighbouring municipalities.

CARRIED UNANIMOUSLY

Resolution No. 2024 - 124

THAT the report titled "Liquor and Cannabis Policy Review - Recommended Actions" be **REFERRED** to staff to further include considerations and feasibility related to:

- adding a maximum number of new public and private liquor licences over a specific span of years;
- adding a maximum number of new public and private cannabis licences over a specific span of years;
- that the policy provide additional information on the intake process, prioritization and selection criteria;

THAT the draft policy be sent back to the Planning and Development Committee for further review and discussion; and

THAT staff be directed to explore an annual business licence fee for cannabis stores commensurate with neighbouring municipalities.

CARRIED
(Opposed: Councillor Lee)

7.3 TRANSPORTATION COMMITTEE - RE: NOM: IMPROVING TRAFFIC SAFETY

The Transportation Committee submitted a report seeking Council support of the Notice of Motion (NOM) for staff to be directed to explore the feasibility assessment to review the implementation of pedestrian safety measures at signalized intersections.

Resolution No. 2024 - 125

THAT staff be directed to undertake a feasibility assessment to review the implementation of pedestrian safety measures such as no right turn on red lights at all intersections where there were over 5 or more casualty crashes involving pedestrians from 2018 – 2022.

CARRIED UNANIMOUSLY

8. CONSENT AGENDA

Resolution No. 2024 - 126

THAT resolutions for Items 8.1 and 8.3. on the Consent Agenda on the Open Council Meeting of March 25, 2024, be approved.

CARRIED UNANIMOUSLY

8.1 CONSERVATION OF LANDS WITHIN CARIBOO HEIGHTS COMMUNITY PLAN AREA

Resolution No. 2024 - 127

THAT the report titled "Conservation of Lands Within Cariboo Heights Community Plan Area", dated March 25, 2024, be received for information.

CARRIED UNANIMOUSLY

8.3 PLANNING AND DEVELOPMENT COMMITTEE - RE: BURNABY 2050 PROJECT UPDATE Q1 2024

Resolution No. 2024 - 128

THAT the report titled "Burnaby 2050 Project Update Q1 2024" dated March 13, 2024, be received for information.

CARRIED UNANIMOUSLY

9. ITEMS REMOVED FROM CONSENT AGENDA

8.2 PLANNING AND DEVELOPMENT COMMITTEE - RE: OCP RESEARCH - COMMUNITY AND SOCIAL INFRASTRUCTURE NEEDS ASSESSMENT - PROJECT INITIATION

The Planning and Development Committee submitted a report formally initiating the Community and Social Infrastructure Needs Assessment project.

Councillor Dhaliwal introduced the following amendment to the motion provided in the report:

THAT the report be forwarded for information to the Social Planning Committee and the Parks, Recreation and Culture Committee for review and discussion.

CARRIED UNANIMOUSLY

Resolution No. 2024 - 129

THAT the report titled "OCP Research - Community and Social Infrastructure Needs Assessment - Project Initiation" dated March 13, 2024, be received for information; and

THAT the report be forwarded for information to the Social Planning Committee and the Parks, Recreation and Culture Committee for review and discussion.

CARRIED UNANIMOUSLY

10. INFORMATION REPORTS

No Information Reports were received.

11. BYLAWS

11.1 FIRST AND SECOND READING

11.1.1 #14640 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 2, 2024 - REZ #23-13 (6505 Sussex Avenue)

11.1.2 #14641 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 3, 2024 - REZ #23-21 (4244 Norland Avenue)

Resolution No. 2024 - 130

THAT Bylaw No. 14640 and 14641 be now read a first and second time.

CARRIED UNANIMOUSLY

11.2 FIRST, SECOND AND THIRD READING

11.2.1 #14643 - Burnaby Parks Parking Regulation Bylaw 1991, Amendment Bylaw No. 1, 2024

11.2.2 #14644 - Burnaby Bylaw Notice Enforcement Bylaw 2009, Amendment Bylaw No. 1, 2024

11.2.3 #14645 - Burnaby Development Cost Charges Bylaw 2024

11.2.4 #14646 - Burnaby Amenity Cost Charges Bylaw 2024

11.2.5 #14647 - Burnaby Development Cost Charges Bylaw 1979, Amendment Bylaw No. 1, 2024

11.2.6 #14648 - Burnaby Development Cost Charges Reserve Funds Bylaw 2024

11.2.7 #14649 - Burnaby Amenity Cost Charges Reserve Fund Bylaw 2024

Resolution No. 2024 - 131

THAT Bylaw No. 14643, 14644, 14645, 14646, 14647, 14648 and 14649 be now read a first, second and third time.

CARRIED UNANIMOUSLY

11.3 FINAL ADOPTION

11.3.1 #14385 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 28, 2021 - Rez. #18-03 (6280 & 6350 Willingdon Avenue)

11.3.2 #14642 - Burnaby Waterworks Regulation Bylaw 1953, Amendment Bylaw No. 1, 2024

Resolution No. 2024 - 132

THAT Bylaw No. 14385 and 14642 be now read a final time and adopted.

CARRIED UNANIMOUSLY

12. CORRESPONDENCE

No items of correspondence were received for Council's decision. All other items of correspondence were published in the Council Correspondence and Public Notice Submissions package dated March 25, 2024.

13. OTHER BUSINESS

13.1 MOTION: Cancellation of the April 30, 2024, Public Hearing

Resolution No. 2024 - 133

THAT due to there being no items of business, the Public Hearing scheduled to be held on Tuesday, April 30, 2024, at 5:00 p.m. in the Council Chamber, be **CANCELLED**.

CARRIED UNANIMOUSLY

Congratulatory Announcement

Councillor Santiago provided a congratulatory announcement to Karissa Narukami. The following were Councillor Santiago's remarks:

"On March 23rd, I had the opportunity to attend an art class hosted by the Karissa Narukami Autism Foundation. For those who aren't familiar, Karissa is a Burnaby South Secondary School graduate, who pursued her dreams and her talents to the highest levels of the art world. Since graduating, Karissa has hosted numerous gallery openings across Metro Vancouver, and had her art recognized at very prestigious events.

And most recently, her work was selected for inclusion in the Lunar Codex Polaris Collection, which means her art will be preserved among the stars in a time capsule bound for the moon. The Lunar Codex project is a way of preserving the works of artists, writers, musicians and filmmakers from across the world. In November, Karissa's art will be included in a specialized capsule, bound of the Lunar South pole on a NASA flight. It's truly an incredible honour, and we are so thrilled for Karissa.

On behalf of Burnaby City Council, I wanted to take this opportunity to congratulate Karissa. Thank you for sharing your gifts with our community, and for hosting this class to help inspire the next generation of great artists in Burnaby, our region and the Province."

14. RELEASE OF CLOSED MEETING DECISIONS

14.1 RELEASE ITEMS FROM MARCH 11, 2024

14.1.1 Item 5.4. - Resolution No. C2024 – 025

Recommendation:

THAT Sonny Senghera be appointed to the Access Advisory Committee for a three (3) year term; and

THAT this information be released to the Open Council meeting on March 25, 2024.

CARRIED UNANIMOUSLY

14.1.2 Item 6.1. - Resolution No. C2024 – 026

Recommendation:

THAT Len Soet be approved as Burnaby's 2023 Outstanding Citizen of the Year, and that the Kushiro Cup presentation take place at the 2024 City Appreciation Dinner on May 3, 2024;

THAT the report titled “2023 Citizen of the Year – Kushiro Cup Award”, dated March 11, 2024, be released at the March 25, 2024, Open Council meeting; and

THAT staff be authorized to contact the recipient and nominators prior to Council’s Open meeting.

CARRIED UNANIMOUSLY

Note from Legislative Services:

Len Soet has been an active volunteer in Burnaby for over 16 years and has demonstrated remarkable dedication and passion for community service through active involvement with numerous non-profit organizations. From serving on the Board of Directors at Journey Home, to serving meals to individuals experiencing homelessness as a volunteer at The Society to End Homelessness, to teaching ESL to new immigrants as they acclimate to their new Burnaby Community at Willingdon Church, Len exemplifies volunteerism.

Len Soet’s nominees note that “Len was born to volunteer! He has given generously of his time to volunteer in his community for causes he has a passion for. When it comes to volunteering Len steps up.”

RELEASE ITEMS FROM MARCH 25, 2024

Item 6.1 - Resolution No. C2024 – 036

Recommendation:

THAT Council grant a bursary award to the following secondary school students:

- Jilian Tolzmann, École Alpha Secondary School;
- Alina Huang, Burnaby Central Secondary School;
- Sonia Shibary, Burnaby Mountain Secondary School;
- Hu (Tiger) Du, Burnaby North Secondary School;
- Ermira Proгри, Burnaby South Secondary School;
- Anita Nambuuza, Byrne Creek Community School;
- Sania Shenasa, École Cariboo Hill Secondary School; and,
- Aaria Ahmad, École Moscrop Secondary School;

THAT staff be authorized to contact recipients and secondary school principals to advise them of the award; and

THAT the award recipients be announced at the April 15, 2024 Open Council meeting.

CARRIED UNANIMOUSLY

Item 6.2 - Resolution No. C2024 – 037

Recommendation:

THAT the covered sports box located in Confederation Park be named the "Sohen Gill Sports Box"; and

THAT the covered sports box in Riverway facility be named the "Jack Crosby Sports Box".

CARRIED UNANIMOUSLY

Item 7.1 - Resolution No. C2024 – 038

Recommendation:

THAT the report titled "Update on Non-Market Housing Developments on City-owned Lands" dated March 13, 2024, be received for information.

CARRIED UNANIMOUSLY

Note from Legislative Services:

Planning staff will bring forward an open report containing the non-market housing development, as discussed in this closed report.

15. ADJOURNMENT

By unanimous consent, and without objection, the Open Council meeting recessed at 6:53 p.m.

By unanimous consent, and without objection, the Open Council meeting reconvened and adjourned at 7:54 p.m.

Mike Hurley, MAYOR

Nikki Best, CORPORATE OFFICER

Adopted at the Open Council meeting held on April 16, 2024

Signed original on file in Legislative Services