

1989 SEPTEMBER 11

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1989 September 11 at 7:00 p.m.

PRESENT: Mayor W.J. Copeland (In the Chair)
Alderman R.G. Begin
Alderman D.R. Corrigan
Alderman D.P. Drummond (Arrived at 7:59 p.m.)
Alderman E. Nikolai
Alderman F.G. Randall
Alderman J.M. Sawicki
Alderman J. Young

ABSENT: Alderman L.A. Rankin

STAFF: Mr. E.E. Olson, Municipal Manager
Mr. R.H. Moncur, Director Administrative and Community Services
Mr. W.C. Sinclair, Acting Director Engineering
Mr. D.G. Stenson, Deputy Director Planning & Building Inspection
Mr. J.G. Plesha, Administrative Assistant to Manager
Mr. C.A. Turpin, Municipal Clerk
Mrs. D.R. Comis, Deputy Municipal Clerk

M I N U T E S

1. The minutes of the regular Council Meeting held on 1989 September 05 then came forward for adoption.

MOVED BY ALDERMAN NIKOLAI:

SECONDED BY ALDERMAN YOUNG:

"THAT the minutes of the regular Council Meeting held on 1989 September 05 be now adopted."

CARRIED UNANIMOUSLY

C O R R E S P O N D E N C E A N D P E T I T I O N S

MOVED BY ALDERMAN CORRIGAN:

SECONDED BY ALDERMAN NIKOLAI:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 56, 1989 September 11 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

1. Province of British Columbia,
Ministry of Labour and Consumer
Services, 1989 August 29, Re:
Rental housing supply and rent
increases

A letter dated 1989 August 29 was received from the Honourable Lyall Hanson, Minister of Labour and Consumer Services responding to Council's concerns regarding rental housing supply and rent increases in the Lower Mainland.

2. W. Muche, 1989 September 04,
Re: Maintenance at Swangard
Stadium on weekends

A letter dated 1989 September 04 was received from Mr. W. Muche complaining of noise associated with early Sunday morning maintenance in and around Swangard Stadium.

His Worship, Mayor W.J. Copeland advised that the letter from Mr. Muche will be considered by the Parks and Recreation Commission on 1989 September 20. Mr. Muche will be so advised.

3. City of Quesnel, Mayor, 1989
August 31, Re: Federal Government's
proposed Goods and Services Tax

A letter dated 1989 August 31 was received from Mayor Michael Pearce, City of Quesnel requesting Council's support for a petition to the Federal Government requesting that the proposed Goods and Services Tax be abandoned.

MOVED BY ALDERMAN SAWICKI:
SECONDED BY ALDERMAN BEGIN:

"THAT Council amend the petition as presented by the City of Quesnel and express support for the following resolution:

"I hereby petition the Government of Canada to abandon plans to impose the controversial Goods and Services Tax and to consider other options for deficit reduction. Primarily through decreasing government expenditures.

It is also felt that administration of the proposed tax will add yet another costly and cumbersome level of bureaucracy; that the tax is too broad and covers too many essential goods and services and that there is no mechanism to force manufacturers to pass along savings to the consumer as a result of the discontinuation of the present manufacturers' tax."

MOVED BY ALDERMAN CORRIGAN:
SECONDED BY ALDERMAN SAWICKI:

"THAT the resolution regarding the Goods and Services Tax be **REFERRED** to the Finance Committee for further information on the impact of the Goods and Services Tax on municipal budgets and issues."

CARRIED UNANIMOUSLY

R E P O R T S

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN CORRIGAN:

"THAT Council do now resolve itself into a Committee of the Whole."

CARRIED UNANIMOUSLY

A.1 Environment and Waste Management Committee
Re: Recycling of Old Newsprint

The Environment and Waste Management Committee submitted a report advising of a request from International Paper Industries for a \$40/tonne subsidy to offset the operating costs of the newspaper recycling program.

The Environment and Waste Management Committee recommended:

- 1) THAT the request from International Paper Industries for a \$40/tonne subsidy to continue old newsprint pick-up be denied.

MOVED BY ALDERMAN RANDALL:
SECONDED BY ALDERMAN YOUNG:

"THAT the recommendation of the Environment and Waste Management Committee be adopted."

CARRIED UNANIMOUSLY

The Municipal Manager presented Report No. 56, 1989 September 11 on the matters listed following as Items 1 to 10 either providing the information shown or recommending the courses of action indicated for the reasons given.

1. Rezoning Reference No. 76/89
4519 and 4535 Canada Way

The Municipal Manager submitted a report from the Director Planning and Building Inspection requesting Council's authority to proceed to rezone subject properties for the purpose of establishing guidelines for the development of subject Municipal lands in Willingdon Green Executive Park.

The Municipal Manager recommended:

- 1) THAT the Rezoning Bylaw be given First Reading and advanced to a Public Hearing on 1989 September 26 at 7:30 p.m. and that the following be established as prerequisites to the completion of rezoning:
 - a) The consolidation of the net project site into one legal parcel.
 - b) The approval of the Ministry of Transportation and Highways to the rezoning.
 - c) The dedication of a portion of the subject site adjacent to Canada Way for road widening.

MOVED BY ALDERMAN NIKOLAI:

SECONDED BY ALDERMAN CORRIGAN:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

2. Letter from Allan Keenleyside which
appeared on the Agenda for the
September 05 Meeting of Council

The Municipal Manager submitted a report from the Acting Director Engineering prepared in response to correspondence received expressing concern regarding speeding vehicles on Armstrong and the design of the Cariboo/Armstrong/Holmes intersections. The Engineering Department advises that improvements will be made in conjunction with the current upgrading of Cariboo Road. Armstrong will be realigned so that it intersects Cariboo at Holmes to form a conventional intersection and traffic signals will also be installed at the new intersection.

The Municipal Manager recommended:

- 1) THAT a copy of the report be sent to Allen Keenleyside, 8548 Armstrong Avenue, Burnaby, B.C., V3N 2H3.

MOVED BY ALDERMAN NIKOLAI:

SECONDED BY ALDERMAN RANDALL:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

3. Road Improvements:
North Road - Broadway to Rathburn Drive

The Municipal Manager submitted a report from the Acting Director Engineering advising Council of a proposal to rehabilitate and upgrade North Road from Broadway to Rathburn Drive.

The Municipal Manager recommended:

- 1) THAT Council approve the construction of curb and gutter on the west side of North Road between Broadway and Rathburn Drive.

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN RANDALL:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

4. Lot 7, D.L. 152, Plan 2001
Proposed B.C. Hydro Right of
Way on a Portion of Lot 7
(Portion of Bonsor Park)

The Municipal Manager submitted a report from the Municipal Solicitor providing Council with further details regarding the status of the agreement between B.C. Hydro and the Municipality for the above noted right of way.

The Municipal Manager recommended:

- 1) THAT Council authorize the granting of a right of way to B.C. Hydro and Power Authority over a portion of Lot 7, D.L. 152, Plan 2001, which is a part of the Bonsor Park site, for a proposed underground wiring connection from Brief Street to the Sears Auto Centre site.

MOVED BY ALDERMAN CORRIGAN:
SECONDED BY ALDERMAN RANDALL:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

5. Supplementary Information Requested
by Council - 5608 Halley Avenue

The Municipal Manager submitted a report from the Director Planning and Building Inspection prepared in response to Council's request for additional information regarding the options available in connection with development of the portion of Metrotown Area 11 between Halley and Chaffey Avenues.

The Municipal Manager recommended:

- 1) THAT the adopted Community Plan for Metrotown - Area 11 be amended to provide for a road linking Halley Avenue and Chaffey Avenue, as indicated in Section 3.0 Item 29, Manager's Report #55, 1989 September 05, attached to the report.
- 2) THAT the Municipal Solicitor be authorized to enter into negotiations to acquire the property at 5608 Halley Avenue for road purposes.
- 3) THAT a copy of the report be sent to Mr. Dean Nontell, 5608 Halley Avenue, Burnaby, B.C., V5H 2P8.

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN CORRIGAN:

"THAT the recommendations of the Municipal Manager be adopted."

MOVED BY ALDERMAN SAWICKI:
SECONDED BY ALDERMAN CORRIGAN:

"THAT the motion as moved by Alderman Nikolai and seconded by Alderman Corrigan being, 'THAT the recommendations of the Municipal Manager be adopted,' be now **TABLED**."

CARRIED UNANIMOUSLY

This item was tabled to allow Alderman Drummond to be present for the debate of the report.

6. Policy Concerning Proposals to Acquire
Municipal Land where a Zoning or Land
Assembly is proposed

The Municipal Manager submitted a report from the Director Planning and Building Inspection prepared in response to Council's request for a procedure to protect confidentiality when reporting on requests to purchase Municipal Land, where a zoning change or land assembly is proposed.

Staff propose to submit an "In Camera" report to Council at an early stage of discussions with persons interested in acquiring Municipally-owned lands, with a subsequent report to follow on an open Council Agenda.

The Municipal Manager recommended:

- 1) THAT Council concur in the procedure outlined in Section 3.0 of the report.
- 2) THAT a copy of the report be sent to Apac Service Inc., P.O. Box 81065, South Burnaby, B.C., V5H 4K2.

MOVED BY ALDERMAN BEGIN:

SECONDED BY ALDERMAN NIKOLAI:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

7. Canada Way - Wayburne/Westminster

The Municipal Manager submitted a report from the Acting Director Engineering advising Council of the results of an investigation into the possible signalization of the intersection of Canada Way/Wayburne/Westminster.

The investigation indicates that there is a traffic signal warrant at the intersection of Canada Way/Westminster. It is staff's intent to include funding in the 1990 Capital Budget (major roads) for necessary property acquisition, design and reconstruction of the intersection including new traffic signal installation.

The Municipal Manager recommended:

- 1) THAT a copy of the report be sent to Steffan Jobi, Box 80466, South Burnaby, V5H 3X9.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN NIKOLAI:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

8. Train Whistle Noise in Metrotown

The Municipal Manager submitted a report from the Acting Director Engineering advising Council of the implications of enacting an Anti-Whistling Bylaw for the Southern Railway of B.C. operation in Burnaby.

The Municipal Manager recommended:

- 1) THAT the report be sent to Mr. Walt Harris, 2101 - 4350 Beresford, Burnaby, B.C., V5H 4K9; and to Mr. Herb Davis, 2106 - 4350 Beresford, Burnaby, B.C., V5H 4K9.

- 2) THAT a copy of the report be sent to Mr. F.H. Christensen, P. Eng., Chief Inspecting Engineer, Ministry of Municipal Affairs, Recreation and Culture, Suite 245, 4299 Canada Way, Burnaby, B.C., V5G 1H9 and Mr. G. Stevenson, President, Southern Railway of B.C., 5935 Glover Road, Langley, B.C., V3A 4B5, for review and comment.

MOVED BY ALDERMAN BEGIN:

SECONDED BY ALDERMAN YOUNG:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

Arising from the discussion Council requested that staff investigate the legality of the agreement between B.C. Transit and Southern Railway which allows Southern Railway to use the railway track which passes through the Joyce Station bus loop between 2:00 a.m. and 5:00 a.m. Council questions the validity of an agreement which negatively affects third parties without the third parties being advised of the contents of the agreement.

In addition, Council requested that His Worship, Mayor W.J. Copeland and the Municipal Manager, Mr. E.E. Olson meet with Mr. Gerry Stevenson, President of Southern Railway to discuss the negative effects of the train whistle on residents of Metrotown.

9. Burnaby Recreation Facility and
Equipment Fees Bylaw

The Municipal Manager submitted a report from the Director Recreation and Cultural Services requesting Council's authority to amend the 1989 Burnaby Recreation Facility and Equipment Fees Bylaw and to bring forward the 1990 Burnaby Recreation Facility and Equipment Fees Bylaw for Council's consideration.

The Municipal Manager recommended:

- 1) THAT the Municipal Solicitor be requested to bring forward the amendment to the 1989 Burnaby Recreation Facility and Equipment Fees Bylaw as detailed on Attachment #1 of the report.
- 2) THAT the Municipal Solicitor be requested to bring forward the 1990 Burnaby Recreation Facility and Equipment Fees Bylaw as detailed on Attachment #3 of the report.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN BEGIN:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

10. Barnet Beach Washroom Facility

The Municipal Manager submitted a report from the Major Civic Building Project Co-ordination Committee requesting Council's authority to engage an architectural firm for the design and construction of a second washroom facility at the Barnet Beach Marine Park.

The Municipal Manager recommended:

- 1) THAT Council authorize the execution of a Client/Architect Agreement based upon the proposal received from the firm of Downs Archambault & Partners, architects and planners for the design of a new washroom facility at Barnet Beach Marine Park.

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN BEGIN:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

Alderman Drummond entered the Council Chamber at 7:59 p.m. and took his place at the Council table.

Council agreed to consider Item 5, Municipal Manager's Report No. 56, 1989 September 11 at this time.

5. Supplementary Information Requested
by Council - 5608 Halley Avenue

The following item was TABLED earlier in the meeting:

5. Supplementary Information Requested
by Council - 5608 Halley Avenue

The Municipal Manager submitted a report from the Director Planning and Building Inspection prepared in response to Council's request for additional information regarding the options available in connection with the portion of Metrotown Area 11 between Halley and Chaffey Avenues.

The Municipal Manager recommended:

- 1) THAT the adopted Community Plan for Metrotown - Area 11 be amended to provide for a road linking Halley Avenue and Chaffey Avenue, as indicated in Section 3.0 Item 29, Manager's Report #55, 1989 September 05, attached to the report.
- 2) THAT the Municipal Solicitor be authorized to enter into negotiations to acquire the property at 5608 Halley Avenue for road purposes.
- 3) THAT a copy of the report be sent to Mr. Dean Nontell, 5608 Halley Avenue, Burnaby, B.C., V5H 2P8.

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN CORRIGAN:

"THAT the recommendations of the Municipal Manager be adopted."

MOVED BY ALDERMAN SAWICKI:
SECONDED BY ALDERMAN CORRIGAN:

"THAT the motion as moved by Alderman Nikolai and seconded by Alderman Corrigan being, 'THAT the recommendations of the Municipal Manager be adopted,' be now TABLED."

CARRIED UNANIMOUSLY

This item was tabled to allow Alderman Drummond to be present for the debate of the report.

MOVED BY ALDERMAN RANDALL:
SECONDED BY ALDERMAN BEGIN:

"THAT the motion as moved by Alderman Nikolai and seconded by Alderman Corrigan being, 'THAT the recommendations of the Municipal Manager be adopted,' be now LIFTED from the table'"

CARRIED UNANIMOUSLY

The motion was now before the meeting.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN YOUNG:

"THAT the motion as moved by Alderman Nikolai and seconded by Alderman Corrigan being, 'THAT the recommendations of the Municipal Manager be adopted.' be now REFERRED to the 'In Camera' portion of the meeting."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN CORRIGAN:
SECONDED BY ALDERMAN RANDALL:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN CORRIGAN:
SECONDED BY ALDERMAN RANDALL:

"THAT the report of the Committee be now adopted."

CARRIED UNANIMOUSLY

T A B L E D M A T T E R S

1. Taxi Stands

Council chose not to deal with this item of business at this time.

2. Proposed B.C. Hydro Right-of-Way
on Portion of Lot 7 (Portion of
Bonsor Park)

This tabled matter was superceded by Item 4, Municipal Manager's Report No. 56, 1989 September 11.

B Y L A W S

FIRST READING:

#9267	7842 Welsley Drive	RZ #46/89
#9268	4519 and 4535 Canada Way	RZ #76/89

MOVED BY ALDERMAN YOUNG:
SECONDED BY ALDERMAN BEGIN:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 60, 1989 9267

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 61, 1989 9268

be now introduced and read a first time."

CARRIED UNANIMOUSLY

FIRST, SECOND AND THIRD READING:

MOVED BY ALDERMAN YOUNG:
SECONDED BY ALDERMAN BEGIN:

"THAT

Burnaby Highway Exchange Bylaw No. 13, 1989 9265

Burnaby Waterworks Regulation Bylaw 1953, Amendment Bylaw 1989 9266

be now introduced and read three times."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

#8018	4116, 4136 Norland Avenue	RZ #148/81
#8085	7855 Nineteenth Avenue	RZ #32/83
#9178	5925 Ninth Avenue; 6013 and 6074 Thorne Avenue; 6139 Trapp Avenue; Portion of 6160 Trapp Avenue	RZ #99/88

MOVED BY ALDERMAN YOUNG:

SECONDED BY ALDERMAN CORRIGAN:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 75, 1982	8018
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 34, 1983	8085
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 25, 1989	9178
Burnaby Highway Exchange Bylaw No. 11, 1989	9255

be now reconsidered and finally adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto."

CARRIED UNANIMOUSLY

N E W B U S I N E S S

There were no items of New Business brought before Council at this time.

E N Q U I R I E S

Alderman Drummond

Alderman Drummond requested that Municipal staff contact Greater Vancouver Regional District staff to discuss the proposed road through the Coquitlam Watershed to Pemberton and Whistler.

Alderman Drummond would like clarification as to why the Provincial Government cannot work with the gas company to choose an alternate route for the road and pipeline construction without going through Lower Mainland Watersheds.

The Municipal Manager, Mr. E.E. Olson advised that staff will provide Council with a response to the enquiry.

MOVED BY ALDERMAN NIKOLAI:

SECONDED BY ALDERMAN CORRIGAN:

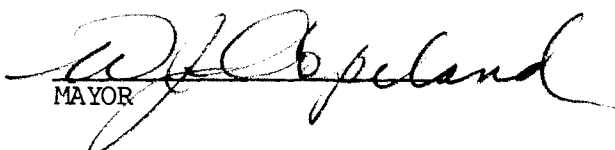
"THAT this regular Council Meeting do now adjourn."

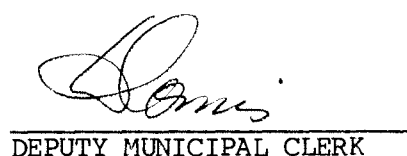
CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 8:06 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY MUNICIPAL CLERK