

1990 APRIL 23

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday 1990 April 23 at 7:00 p.m.

PRESENT: His Worship, Mayor W.J. Copeland (In the Chair)
Alderman R.G. Begin
Alderman D.R. Corrigan
Alderman D.P. Drummond
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. W.C. Sinclair, Director Engineering
Mr. A.L. Parr, Director Planning & Building Inspection
Mr. J.G. Plesha, Administrative Assistant to Manager
Mr. C.A. Turpin, Municipal Clerk
Mrs. M.I. Pasqua, Administrative Officer I

His Worship, Mayor W.J. Copeland opened the meeting with an introduction and welcome for the Burnaby Girl Guides 8th Pack under the leadership of Marlene Lepper attending the meeting as part of their citizenship program.

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

1. Burnaby Arts Council, President
Re: Artscape '90
Presenter - Elizabeth Elwood

Mrs. Elizabeth Elwood, 8134 - 14th Avenue, Burnaby, B.C. appeared before Council on behalf of the Burnaby Arts Council providing an overview of the week's events for 'Artscape' from 1990 April 20 to 28.

Mrs. Elwood expressed appreciation to the volunteers, Municipal Council, staff, media and citizens of Burnaby for their support of this event.

M I N U T E S

1. The minutes of the regular Council Meeting and Caucus Meeting "In Camera" held on 1990 April 09 then came forward for adoption.

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN RANDALL:

"THAT the minutes of the regular Council Meeting and Caucus Meeting 'In Camera' held on 1990 April 09 be now adopted."

CARRIED UNANIMOUSLY

D E L E G A T I O N S

The following wrote requesting an audience with Council:

1. Mr. Craig Barnsley, 1990 April 17,
Re: Local Improvement Project
#89-020 (4200 Block William Street)
Speaker - Craig Barnsley
2. VanCity Enterprises Ltd., President,
1990 April 18, Re: Rezoning application
for the land bounded by Kingsway,
Willingdon, Kingsborough and McKay
Speaker - Wilson Parasiuk, President

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN YOUNG:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

1. Mr. Craig Barnsley, 4295 William Street, Burnaby, B.C. appeared before Council to express support for Local Improvement Project No. 89-020 (4200 block William Street). The purpose of the project is to construct a curb and sidewalk on the south side of William Street from Carlton Avenue to Madison Avenue.
2. VanCity Enterprises Ltd., Mr. Wilson Parasiuk, President, VanCity Enterprises, 239 North Gamma Avenue, Burnaby, B.C. appeared before Council requesting support for a development proposal based on two optional approaches. Option A calls for two office towers with hotel tower and ancillary facilities, an apartment tower, institutional use and retail/market/restaurant use included in the development. Option B calls for the construction of a single office tower with hotel tower and ancillary facilities, an apartment tower, institutional uses, a seniors' care facility and retail/market/restaurant uses included in the development.

MOVED BY ALDERMAN CORRIGAN:
SECONDED BY ALDERMAN YOUNG:

"THAT Item No. 4, Manager's Report No. 29, 1990 April 23 be brought forward for consideration at this time"

CARRIED UNANIMOUSLY

4. Proposed Development
North Portion of Metrotown, Area 14
Bounded Willingdon Avenue, Kingsway,
McKay Avenue and Kingsborough Street
Rezoning Reference No. 99/89

The Municipal Manager submitted a report from the Director Planning and Building Inspection providing Council with detailed information regarding a rezoning application submitted by VanCity Enterprises Ltd. for the northern portion of Metrotown Area 14. The purpose of the rezoning is to construct an office tower development on an area which would incorporate privately owned and Municipally owned properties. The subject site encompasses the block bounded by Kingsway, McKay Avenue, Kingsborough Street and Willingdon Avenue.

The Municipal Manager recommended:

- (1) THAT the amendment to the Metrotown Development Plan, Sub-area 14 as entailed by the development concept outlined in Section 4.0 of this report be approved.
- (2) THAT staff be authorized to work with applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing.
- (3) THAT Council indicate its willingness to include the Municipally-owned property within the subject development and that the Municipal Solicitor be authorized to pursue preliminary discussions with the developer relative to the offering of the Municipal properties for sale for inclusion in the project in line with the development options outlined in this report.

MOVED BY ALDERMAN CORRIGAN:
SECONDED BY ALDERMAN RANDALL:

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

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN CORRIGAN:

"THAT Item No. 4, Municipal Manager's Report No. 29, 1990 April 23 be REFERRED to the informal meeting between Council and staff for discussion of Metrotown rezonings."

CARRIED UNANIMOUSLY

REPORTS

MOVED BY ALDERMAN CORRIGAN:
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

Alderman Corrigan retired from the Council Chambers at 7:46 p.m.

- 1. Municipal Clerk
Re: Certificate of Sufficiency
1989 Local Improvement Program

The Municipal Clerk submitted a report in accordance with Section 656(1) of the Municipal Act of B.C. regarding the results of petitions received relative to proposed local improvement projects to be conducted at various locations in Burnaby.

The Municipal Clerk recommended:

- (1) THAT Council receive the Municipal Clerk's Certificate of Sufficiency covering the 1989 Local Improvement Program;
- (2) THAT Council authorize the preparation of Local Improvement Construction bylaws for each of the surviving projects.

MOVED BY ALDERMAN RANDALL:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

- 2. Municipal Clerk
Re: Certificate of Sufficiency
Construction and Paving of
Hythe Avenue south from Hastings
Street to Dundas Street

The Municipal Clerk submitted a report advising of a petition to alter a local improvement project to allow for the construction and paving of Hythe Avenue south from Hastings Street to Dundas Street.

The Municipal Clerk recommended:

- (1) THAT the Municipal Clerk's Certificate of Sufficiency covering Hythe Avenue south from Hastings Street to Dundas Street be received.
- (2) THAT the Director Engineering prepare a project estimate.
- (3) THAT the Local Improvement Assessor assess the project.
- (4) THAT the Director Finance prepare a cost report under Section 662 of the Municipal Act.
- (5) THAT on receipt of the cost report, the Municipal Solicitor prepare a Local Improvement Construction Bylaw for this project.

MOVED BY ALDERMAN RANDALL:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

3. The Municipal Manager presented Report No. 29, 1990 April 23 on the matters listed following as Items 1 to 8 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Computer Capital Equipment

The Municipal Manager submitted a report from the Information Services Director requesting authority to purchase equipment to meet the computing needs of the new Metrotown Library and to undertake the postponed expansion of the Municipal Hall computer site.

The Municipal Manager recommended:

- (1) THAT Council authorize expenditures of \$1,676,656 for purchase of the equipment specified in Appendix A to meet the expanded computing needs of the new Metrotown Library and the Municipal Hall Computer Cluster.
- (2) THAT a purchase order be issued to BTE for the equipment shown on Appendix-B at an estimated cost of \$1,291,630 with terms and conditions to be finalized by the Purchasing Agent.

MOVED BY ALDERMAN YOUNG:
SECONDED BY ALDERMAN DRUMMOND:

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

Alderman Corrigan returned to the Council Chambers at 7:59 p.m. and took his place at the Council table.

CARRIED UNANIMOUSLY

Mr. Ron Taylor, Information Services Director attended the podium to respond to questions of Council.

2. Desirability and Feasibility of Collecting Development Cost Charges for Establishment of Child Care Facilities and Other Social Amenities

The Municipal Manager submitted a report from the Director Planning and Building Inspection prepared in response to Council's request for an investigation of the desirability and feasibility of seeking Provincial authority to collect development cost charges to be used for establishment of child care facilities and other social amenities and to provide information on how to ensure child care facilities are equipped and operated once they have been secured through the rezoning process.

Municipal staff recommend that Burnaby Council endorse a resolution to the 1990 U.B.C.M convention requesting the Minister of Municipal Affairs amend Section 985 of the Municipal Act to give municipalities authority to collect development cost charges for child care facilities and other social amenities as deemed necessary by the Municipality. In addition, staff recommend that the Municipality rely on restrictive covenants, registered under Section 215 of the Land Title Act to ensure that child care facilities are operating once they have been secured through the rezoning process.

The Municipal Manager recommended:

- (1) THAT Council endorse the proposed resolution for the 1990 UBCM Convention, appearing elsewhere on this agenda, which requests the Minister of Municipal Affairs to amend Section 985 of the Municipal Act to give municipalities authority to collect development cost charges for child care facilities and other social amenities as deemed necessary by the Municipality.
- (2) THAT staff be authorized to develop a policy to govern the establishment and ongoing operation of child care facilities once such facilities have been secured through the rezoning process.

MOVED BY ALDERMAN CORRIGAN:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

3. 1990 UBCM Resolutions

The Municipal Manager submitted a report from the Director Planning and Building Inspection presenting for Council's consideration a number of resolutions for submission to the Lower Mainland Municipal Association and the 1990 UBCM Convention and to provide a brief update of active resolutions previously submitted by the Municipality of Burnaby. The five resolutions proposed for the 1990 UBCM Convention request amendments to the Municipal Act and/or other provincial legislation/policies concerned with:

- .Development cost charges for "social" services and amenities
- .Rental tenure land use control
- .Recycled content and procurement of manufactured goods
- .Regulating the expansion of existing hazardous industries
- .Municipal authority to enact standards of maintenance bylaws

The Municipal Manager recommended:

- (1) THAT Council approve the submission of the resolutions contained in Section 2.0 of this report to the Lower Mainland Municipal Association and the 1990 UBCM Convention.
- (2) THAT Council approve the resubmission of the resolution contained in Section 3.0 of this report concerning municipal authority to enact standards of maintenance by-laws to the Lower Mainland Municipal Association and the 1990 UBCM Convention.
- (3) THAT a copy of this report be forwarded to the UBCM, Suite 15, 1055 Shellbridge Way, Richmond, B.C., V6X 2W9.

MOVED BY ALDERMAN YOUNG:
SECONDED BY ALDERMAN NIKOLAI:

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

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN SAWICKI:

"THAT Item No. 3, Manager's Report No. 29, 1990 April 23 be **AMENDED** by the deletion of Section 2.4 'Regulating the Expansion of Existing Hazardous Industries' and further, that Section 2.4 be **REFERRED** to the Executive Committee of Council for further review."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN RANDALL:

"THAT Item No. 3, Manager's Report No. 29, 1990 April 23 be **AMENDED** by the deletion of Section 5.0 'Non Active Resolution: Inclusion of the Cost of Off-Street Parking in the Rent Structure of Multiple Family Dwellings' and further, that Section 5.0 be **REFERRED** to the Executive Committee of Council for further review."

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Alderman Young and Seconded by Alderman Nikolai being, "THAT the recommendations of the Municipal Manager be adopted, **AS AMENDED**" and same was **CARRIED UNANIMOUSLY**.

Council requested that staff prepare two background papers for Council Members on the subjects of Recycled Content and Procurement of Manufactured Goods and Rental Tenure Land Use Control for use during debate at the 1990 UBCM Convention.

- 4. Proposed Development
North portion of Metrotown, Area 14
Bounded Willingdon Avenue, Kingsway,
McKay Avenue and Kingsborough Street
Rezoning Reference No. 99/89

This item was dealt with previously in the meeting in conjunction with Item 2, Delegations.

- 5. Return of Simon Fraser Lands
Outside of Ring Road

The Municipal Manager submitted a report from the Director Recreation and Cultural Services advising Council of the Parks and Recreation Commission's support for dedicating the Simon Fraser University Lands as urban park land.

The Municipal Manager recommended:

- (1) THAT Council continue discussions with Simon Fraser University for the return of the Burnaby Mountain Conservation lands outside the ring road.

MOVED BY ALDERMAN YOUNG:
SECONDED BY ALDERMAN NIKOLAI:

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

Alderman Sawicki retired from the Council Chambers at 8:49 p.m.

Alderman Corrigan retired from the Council Chambers at 8:50 p.m.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN NIKOLAI:

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

CARRIED UNANIMOUSLY

This item was tabled to the 1990 April 30 Council Meeting in order to allow a delegation an opportunity to appear before Council in response to the staff report.

6. Construction of Washrooms -
Barnet Marine Park

The Municipal Manager submitted a report from the Director Recreation and Cultural Services requesting prior approval for the expenditure of capital funds and for the awarding of a contract for construction of washrooms at Barnet Marine Park. The funds are to cover design fees, building costs, site preparation, servicing, landscaping and walkways.

The Municipal Manager recommended:

- (1) THAT prior approval be given to the re-allocation and expenditure of \$50,000 from the Parks and Recreation Department 1990 - 1994 Capital budget to provide additional required funds for the construction of washrooms at Barnet Marine Park.
- (2) THAT a contract in the amount of \$192,480 be awarded to Schultz Ritter for the construction of washrooms at Barnet Marine Park.

The Municipal Manager requested that Recommendation No. 2 be deleted as it will be the subject of a more detailed report to be submitted to Council at the regular meeting on 1990 April 30.

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN RANDALL:

"THAT Recommendation No. 1, Item No. 6, Municipal Manager's Report No. 29, 1990 April 23 be now adopted."

Alderman Sawicki returned to the Council Chambers at 8:51 p.m. and took her place at the Council table.

Alderman Corrigan returned to the Council Chambers at 8:54 p.m. and took his place at the Council table.

CARRIED UNANIMOUSLY

7. Process for November 1990
Dedication of Parklands

The Municipal Manager submitted a report from the Director Recreation and Cultural Services advising Council of the process for dedication of park areas in the November civic election. Parks and public use areas currently under consideration for dedication in November 1990 include: the ravines of the South Slope, the Fraser River Foreshore Park, Deer Lake, Robert Burnaby Park, Burnaby Mountain Park and Burnaby Mountain Conservation Area, Barnet Marine Park and other Municipal properties strategically located along Burrard Inlet and Central Park. Those properties currently under the jurisdiction of the Provincial Government which include Central Park and a 25 acre Provincially owned parcel within the Burnaby Mountain Conservation Area will be included on the November ballot if negotiations have been concluded for free crown grants to transfer subject properties from the Provincial Government to the Municipality.

The Municipal Manager recommended:

- (1) THAT this report be received for information purposes.

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN CORRIGAN:

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

CARRIED UNANIMOUSLY

8. Provincial Announcement of Transportation
Improvements for the N.E. Sector

The Municipal Manager submitted a report from the Director Planning and Building Inspection providing an evaluation of the recent Provincial announcement of transportation improvements for the Northeast Sector relative to Council's requirements for the Barnet, Hastings, Hastings/Gaglardi and Broadway projects. The report includes a draft letter addressed to the Minister of Transportation and Highways outlining Council's interests and concerns with regard to the proposed improvements.

The Municipal Manager recommended:

- (1) THAT Council approve the letter attached to the report be forwarded to the Minister of Transportation and Highways, the Honourable Rita Johnston.

MOVED BY ALDERMAN NIKOLAI:
SECONDED BY ALDERMAN RANDALL:

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

MOVED BY ALDERMAN SAWICKI:
SECONDED BY ALDERMAN YOUNG:

"THAT the letter to be submitted to the Minister of Transportation and Highways with regard to improvements to the Northeast Sector be **AMENDED** to reflect Council's request for inclusion of high vehicle occupancy and transit lanes on Highway 1 and the Lougheed Highway."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN YOUNG:

"THAT Item No. 8, Manager's Report No. 29, 1990 April 23 be **AMENDED** to include the following:

- 2. THAT the Hastings Street Advisory Committee receive a copy of the letter to the Minister of Transportation and Highways."

A vote was then taken on the motion as moved by Alderman Nikolai, and seconded by Alderman Randall being, "THAT the recommendation of the Municipal Manager be adopted, as **AMENDED** and same was **CARRIED UNANIMOUSLY**."

Arising from the discussion Alderman Begin was granted leave by Council to introduce the following motion:

MOVED BY ALDERMAN BEGIN:
SECONDED BY ALDERMAN RANDALL:

"THAT Burnaby Council request a meeting with the Honourable Rita Johnston, Minister of Transportation and Highways to present the correspondence outlining Council's concerns with regard to the proposed transportation improvements to the Northeast Sector."

CARRIED UNANIMOUSLY

Council requested that copies of the correspondence be provided to Council members before it is submitted to the Provincial Government.

MOVED BY ALDERMAN CORRIGAN:
SECONDED BY ALDERMAN DRUMMOND:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN CORRIGAN:
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

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

- 1. Road Improvement - 16th Avenue
2nd Street to 4th Street
(Item 14, Manager's Report No. 27,
1990 - Council 1990 April 09)

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

B Y L A W S

FIRST, SECOND AND THIRD READING

MOVED BY ALDERMAN RANDALL:
SECONDED BY ALDERMAN DRUMMOND:

"THAT

Burnaby Highway Exchange Bylaw No. 6, 1990	#9378
Burnaby Waterworks Sinking Fund Surplus Appropriation Bylaw 1990	#9379
Burnaby Frontage-Tax Bylaw 1990	#9380
Burnaby Highway Exchange Bylaw No. 7, 1990	#9381

be now introduced and read three times."

CARRIED UNANIMOUSLY

CONSIDERATION AND THIRD READING

#9208	3711/19/25/35/39/45/55 Thurston Street and 5360 Boundary Road	RZ #26/89
#9284	6142/58/76/92/6208/26/50 Patterson Avenue and 6155/65/79/95 Wilson Avenue	RZ #73/89
#9309	6450 Nelson Avenue	RZ #87/89

MOVED BY ALDERMAN RANDALL:
SECONDED BY ALDERMAN NIKOLAI:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 38, 1989	#9208
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 69, 1989	#9284
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 79, 1989	#9309

be now read a third time."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION

#9206 4341 Rumble Street, 7451 Sussex Avenue
and southerly 52' of 7401 Sussex Avenue RZ #105/88

This bylaw was withdrawn from the Council Agenda prior to the Council Meeting.

NEW BUSINESS

Alderman Randall

Alderman Randall enquired as to the process to be followed by the Lumbermen's Club in order to come forward as a delegation with regard to their hours of operation.

His Worship, Mayor W.J. Copeland advised that unanimous consent of Council is required to bring the subject back for further consideration.

The Municipal Clerk, Mr. C.A. Turpin recommended that Council wait for full attendance by Council members before the subject is brought back for consideration.

ENQUIRIES

Alderman Nikolai

Alderman Nikolai advised that he had seen an article in the April 18 edition of "Burnaby Now" with regard to an application to the Ministry of Environment for storage of special wastes on a site located on Production Way in Burnaby. The Municipal Manager, Mr. E.E. Olson advised that staff will investigate and provide a report on this situation to Council members.

Alderman Randall

Alderman Randall requested that Municipal staff investigate the possibility of closing in the ends of bus shelters in Burnaby.

The Director Engineering, Mr. W.C. Sinclair advised that four years remain on the current contract with Seaboard Advertising, the provider of Burnaby's bus shelters and that staff will request them to consider closing in the ends of the shelters.

Alderman Randall enquired into the status of the investigation into the circumstances surrounding the Save On Foods employee injured in the store roof collapse.

The Municipal Manager, Mr. E.E. Olson advised that staff are working on a report to Council.

Alderman Young

Alderman Young requested that staff report on a building permit issued for the construction of an oversized house in the 4700 or 4800 block Southlawn. Residents of the neighbourhood are concerned with the impact of the oversized construction on the neighbourhood.

MOVED BY ALDERMAN CORRIGAN;
SECONDED BY ALDERMAN RANDALL;

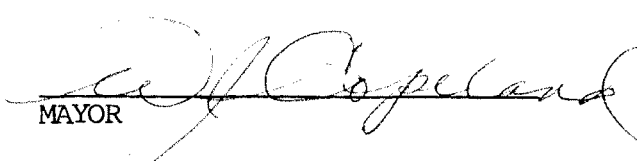
"THAT this regular Council Meeting do now adjourn."

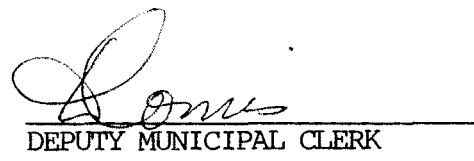
CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 9:50 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY MUNICIPAL CLERK