

1996 APRIL 15

A regular meeting of the City Council was held in the Council Chamber, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1996 April 15 at 7:00 p.m..

PRESENT: His Worship Mayor W.J. Copeland, In the Chair
Councillor D.R. Corrigan
Councillor D.P. Drummond
Councillor D.G. Evans
Councillor D.N. Johnston
Councillor D.A. Lawson
Councillor L.A. Rankin
Councillor C.M.H. Redman

ABSENT: Councillor J. Young

STAFF: Mr. R.H. Moncur, City Manager
Mr. C.A. Turpin, Deputy City Manager (Corporate Services)
Mr. G. Harvie, Deputy City Manager (Corp. Labour Relations)
Mr. W.C. Sinclair, Director Engineering
Mr. R. Earle, Director Finance
Mr. J. Belhouse, Deputy Director Planning & Building
Mrs. D.R. Comis, City Clerk
Mrs. A. Lorentsen, Administrative Officer I

PROCLAMATIONS

Councillor Drummond proclaimed April 24, 1996 as "*International Noise Awareness Day*" in the City of Burnaby.

Councillor Drummond proclaimed the week of April 21 - 27, 1996 as "*Volunteer Week*" in the City of Burnaby.

His Worship, Mayor W.J. Copeland acknowledged attendance of the *Fourth Southwest Burnaby Boy Scouts Troop* at the Council meeting this evening.

PRESENTATION

Ms. Holly Kennedy-Symonds, RN and Dr. Wolfgang Schamberger appeared before Council to introduce the *Burnaby Healthy Heart Program*. This program is a community cardiac prevention, rehabilitation and educational program in Burnaby serving people with cardiac risk,

post-heart attack and post-cardiac surgery. The speakers apprised Council of the components of the program which includes assessments by multi-disciplinary teams, health education programs, exercise training sessions and the promotion of confidence in health in order to better manage personal health care. The goal of the *Burnaby Healthy Heart Program* is to prevent the occurrence and reoccurrence of cardiac events and illness by providing a five phase continuum of preventive and rehabilitative services to those knowingly at risk and to those who have experienced cardiac events. The purpose of the program is to provide a regional integrated cardiac prevention and rehabilitation program for Burnaby residents seeking to prevent cardiac events.

In concluding their presentation, the speakers invited Council members to attend their Open House which is planned for the Fall of 1996.

1. **MINUTES**

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the minutes of the regular Council Meeting and Caucus Meeting "In Camera" held on 1996 April 01 be adopted."

CARRIED UNANIMOUSLY

2. **DELEGATIONS**

The following wrote requesting an audience with Council:

- a) Diane Gillis, 1996 April 03,
Re: Regulation of Tobacco Smoking
in Public Places
Speaker - Ms. Diane Gillis
- b) Secretary-Treasurer, United Fishermen
and Allied Workers' Union, Vancouver
Fish Local 1, 1996 April 03
Re: B.C. Fishing Industry
Speaker - Mr. Lorne Iverson
- c) John W. Motiuk, 1996 April 09,
Re: Re-naming of streets, recreation
facilities and other civic properties
Speaker - Mr. John Motiuk

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the delegations be heard."

CARRIED UNANIMOUSLY

- a) **Ms. Diane Gillis**, 6675 St. Charles Place, Burnaby, B.C. appeared before Council to discuss the impact of smoking regulations or lack thereof on persons suffering from respiratory ailments.

The speaker indicated her pleasure that the Medical Health Officer has indicated her support for the removal of smoking in public places. Ms. Gillis has frequented establishments in areas where smoking has been banned and she expressed how enjoyable the experience was when tobacco smoke was not around. Ms. Gillis suggested that the entire subject must take the entire population into consideration given the fact that an estimated 15% of the population suffers from respiratory illness as a result of the effects of secondhand smoke.

- b) **Mr. Lorne Iverson**, U.F.A.W.U., 160 - 111 Victoria Drive, Vancouver, B.C. appeared before Council to discuss the issue of area licensing as proposed by the Federal Government. Mr. Iverson advised that he had met with the Federal Government last year seeking a guaranteed share of resource, habitat protection, a continued salmon enhancement program, a single gear licensing and no stacking or area licensing. A vote was conducted in the industry and there was a 90% rejection on area licensing and stacking.

Mr. Iverson read the announcements made by Federal Minister Fred Mifflin regarding a plan which will reduce the commercial salmon fleet by some 60% and which is to come into effect less than six weeks from now, on May 10th. The Federal Minister justified this plan as necessary for the conservation of salmon and essential to the economic health of the industry. Mr. Iverson reminded Council of the East Coast experience where the fishing industry was destroyed under the guidance and management of the government.

The speaker suggested that many Burnaby fishermen will be unemployed, less money will be spent and there will be a greater strain on social services. Mr. Iverson requested Council join the fight to stop implementation of regulations that will destroy the fishing industry.

Arising from the delegation's presentation, Councillor Drummond was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR EVANS:

"THAT staff prepare a report for the next Council meeting on -

- Who sets fish quotas and who gets them?
- Habitat loss
- Reduction in Federal Fisheries staff, and
- The way the Federal Government has proposed to reduce fishing licenses and the fairness of this proposal."

CARRIED UNANIMOUSLY

- c) **Mr. John W. Motiuk**, 6700 Rumble Street, Burnaby, B.C. appeared before Council to discuss recognition of past and present Council members as set out in his letter. Mr. Motiuk believes that the contributions of past Council members and others who have provided long service to the community should be recognized by naming an appropriate road, or a park after them in order that there will be a permanent reminder to the citizens of Burnaby of their service.

Arising from the delegation's presentation, Councillor Johnston was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR REDMAN:

"THAT the delegation's proposal be **REFERRED** to the Civic Development Committee."

CARRIED UNANIMOUSLY

3. CORRESPONDENCE AND PETITIONS

Councillor Rankin retired from the Council Chamber at 8:05 p.m.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* all of the following listed items of correspondence be received and those items of the City Manager's Report No. 11, 1996 April 15 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

His Worship, Mayor W.J. Copeland read the following items of correspondence:

- a) Executive Director, Federation of
Canadian Municipalities, 1996 March 25
Re: Membership in FCM 1995-96

A letter dated 1996 March 25 was received from the Federation of Canadian Municipalities advising that membership fees for fiscal year 1996-97 brought important dividends through a vigorous campaign to protect the 57% Municipal GST rebate and to negotiate a new agreement on the payment of property taxes by the Federal Government. These two programs alone transfer \$1.2 billion each year to Canadian Municipal Governments.

Councillors Corrigan and Redman retired from the Council Chamber at 8:05 p.m.

- b) President, Society for Soundscape
Awareness and Protection, 1996 March
Re: International Noise Awareness Day
- 1996 April 24

A letter dated 1996 April 24 was received from the Society for Soundscape Awareness and protection announcing "*International Noise Awareness Day*" on April 24th, 1996 and requesting Burnaby to make the appropriate proclamation.

- c) President, Board of Directors, Crisis
Centre, 1996 March 29
Re: Request City of Burnaby to proclaim
the week of May 05 to 11 as 'Suicide
Awareness Week'

A letter dated 1996 March 29 was received from the Crisis Intervention and Suicide Prevention Centre for Greater Vancouver announcing "*Suicide Awareness Week*" May 5th to 11th and requesting Burnaby to make the appropriate proclamation.

A staff note advises that a copy of this letter has been forwarded to the Mayor's Office for preparation of the requested proclamation.

- d) B. Gervan, Animal Advocates
1996 March 25
Re: Animal Control Bylaw to
control care of animals

A letter dated 1996 March 25 was received from Bonnie Gervan inquiring if Council intends to adopt the Animal Control Bylaws as adopted by the City of Richmond, the City and District of North Vancouver, and the District of West Vancouver.

A staff note advises that a report to Council addressing this issue is anticipated within the next two weeks. In fact, it is on this evening's Council agenda on page 140. The writer has been contacted and advised.

Councillor Redman returned to the Council Chamber at 8:07 p.m. and took her place at the Council table.

- e) Vice-President, Finance & Administration,
Simon Fraser University, 1996 March 29
Re: Grant-in-lieu of property taxes for
post-secondary institutions

A letter dated 1996 March 29 was received from Simon Fraser University, Finance and Administration forwarding a cheque in the amount of \$200,000 representing a grant-in-lieu of property taxes for public post-secondary institutions.

A staff note advises that the 1994 Provincial Budget announced the intent to distribute about \$2 million in new grants-in-lieu of taxes on post secondary institutions in B.C. beginning in 1995. This is Burnaby's portion of the 1995 grant.

- f) Steve Mancinelli, 1996 March 25,
Re: Transportation Conference March 21 - 23,
Getting Around - Getting Along

A letter dated 1996 March 25 was received from Steve Mancinelli apprising Council of the information he received at a transportation conference entitled "Getting Around - Getting Along".

- g) President and Chief Executive Officer
BCTV, 1996 March 18
Re: Request support for application for
NEWS TV (BC)

A letter dated 1996 March 18 was received from the President and Chief Executive Officer of BCTV requesting Council's support for News TV (B.C.) application to the CRTC.

- h) Bruce C. Watson, 1996 March 16
Re: Collection of non-compostable
garden refuse and limit of garbage
can/bag pickup

A letter dated 1996 March 16 was received from Mr. Bruce C. Watson regarding Burnaby's initiative to limit the number of garbage cans and/or bags per household per week. Mr. Watson's concern relates to the collection of garden refuse which is non-

compostable and he requests the City give consideration to having a truck dedicated to the collection of such refuse on a weekly basis.

A staff note advises that the City's "*Think Three*" program for limiting the amount of garbage cans/bags for household per week is an education program that will be monitored, though not enforced, for the duration of the year. Residents are being provided with expanded options for dealing with yard waste through a number of alternatives: backyard composting; drop-off at the depot; and augmented curbside collection in clear bags April 29th to May 17th, and October 21st to November 8th. The demand for curbside collection of yard waste will be monitored by staff and recommendations will be made to Council at the end of the Education Program. Staff will contact Mr. Watson and review his concerns.

- i) Secretary, Metropolitan Board of Health,
1996 April 01
Re: Termination of the Metropolitan
Board of Health Agreement

A letter dated 1996 April 01 was received from the Metropolitan Board of Health advising of the termination of the Board's agreement with the City of Burnaby and other City Councils and School Boards in the Lower Mainland. The recommendation to terminate the agreement is made because the Regional Health Boards in Vancouver, Burnaby, Richmond and the North Shore are taking over responsibility for areas previously carried out by the Metropolitan Board of Health, namely Public Health and Mental Health.

A staff note recommends that Council pass a resolution to withdraw from the Metropolitan Board of Health as requested in this correspondence.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR EVANS:

"THAT Council withdraw from the Metropolitan Board of Health agreement and that the Chair of the Metropolitan Board of Health be so advised."

CARRIED UNANIMOUSLY

- j) Barry Jones, MLA Burnaby North,
1996 March 26
Re: Cuts in Federal funding for
post-secondary education

A letter dated 1996 March 26 was received from Barry Jones, MLA Burnaby North sharing Council's concerns over the cuts in Federal funding for post-secondary education.

- k) Svend J. Robinson, MP Burnaby-Kingsway
Re: Cuts in Federal funding for
post-secondary education

A letter dated 1996 March 26 was received from Svend Robinson, MP Burnaby-Kingsway sharing Council's concerns regarding Federal cuts to transfer payments for post-secondary education.

- l) GVRD, The Board in Brief,
1996 March 29
Re: Actions taken by the GVRD
Board of Directors at its
meeting on 1996 March 29

A copy of a letter dated 1996 March 29 was received from the GVRD's Board in Brief advising of actions taken by the GVRD Board of Directors at its meeting on March 29th, 1996.

- m) Deputy Municipal Clerk, The Corporation
of Delta, 1996 April 03
Re: Liquid Waste Management Plan

A letter dated 1996 April 03 was received from the Corporation of Delta advising of recommendations adopted relative to the GVS&DD Liquid Waste Management Plan.

A staff note advises that Council, at its meeting of 1996 March 11 adopted a similar motion endorsing the GVRD's Liquid Waste Management Plan.

- n) Ken Beck Lee, New East Consulting
Services, 1996 April 04
Re: Comments on Brentwood
Town Centre Development Plan

A letter dated 1996 April 04 was received from New East Consulting Services Limited, written on behalf of a land owner in the proposed Brentwood Town Centre core, providing comments on the Brentwood Town Centre Development Plan.

A staff note advises that this item of correspondence will be included with other public input to be considered as part of a further report to Council regarding the Brentwood Town Centre Development Plan.

- o) Executive Director, The Heights Merchants Association to Barnet Hastings People Moving Project, 1996 April 03
Re: Painting of M.O.H. traffic light standards at intersections along Hastings Street
between Boundary Road and Willingdon Avenue

A copy of a letter from the Heights Merchants Association to the Barnet Hastings People Moving Project was received requesting the painting of Ministry of Highways traffic light standards at intersections along Hastings Street between Boundary Road and Willingdon Avenue.

A staff note advises that the Ministry of Transportation and Highways is assessing the issues associated with painting the galvanized uprights of signal standards for the seven signalized intersections from MacDonald Avenue to Gamma Avenue. Painting of davit arms supporting the signal heads, however, is not acceptable due to concerns regarding visibility of yellow signal heads against a yellow background.

- p) Minister of Municipal Affairs, Province of B.C., 1996 April 09
Re: Advising of estimated amounts of Municipal General Grant and Municipal Basic Grant
which is to be paid to the City of Burnaby

A letter dated 1996 April 09 was received from the Minister of Municipal Affairs advising that, as in previous years, the Municipal General Grant will be paid in nine monthly instalments between April and December 1996 and that Burnaby's Municipal General Grant for 1996 is estimated at \$6,566,634 and a municipal basic grant of \$60,000.

A staff note advises that the total grant (\$6,626,634) is the amount that is anticipated in the 1996 Annual Operating Budget.

- q) Community of El Zapotal, 1996 February 05
Re: Update of activities in El Zapotal and expression of appreciation to City of
Burnaby for its support and solidarity

A letter dated 1996 February 05 was received from the Community of El Zapotal providing an update of activities in El Zapotal and expressing appreciation to Burnaby for its support and solidarity.

- r) Robert Douglas, 1996 March 26
Re: Burnaby Smoking Bylaw

A letter dated 1996 March 26 was received from Robert Douglas supporting the banning of smoking in restaurants.

- s) Linda and Rene Reverchon, 1996 April 08
Re: For Ban on smoking in eating establishments in Burnaby

A letter dated 1996 April 08 was received from Linda and Rene Reverchon supporting a ban on smoking in eating establishments in Burnaby.

- t) Executive Directors, Canadian Cancer Society, Heart and Stroke Foundation and BC Lung Association, 1996 March 28
Re: Urge Council to consider proposed GVRD compromise bylaw banning smoking in restaurants

A letter dated 1996 March 28 was received from the Canadian Cancer Society urging Council to consider the proposed GVRD compromise bylaw banning smoking in restaurants.

- u) Olive Balabanov, 1996 April 01,
Re: Support no smoking in public places including restaurants

A letter dated 1996 April 01 was received from Olive Balabanov supporting no smoking in public places, including restaurants.

- v) G. Beairsto, Undated,
Re: Smoking in public places

An undated letter was received from G. Beairsto supporting a ban on smoking in public places.

- w) Alan and Irene Graham, 1996 March 16,
Re: Disappointed in Burnaby's position in review of smoking in public places

A letter dated 1996 March 16 was received from Alan and Irene Graham expressing disappointment in Burnaby's position in the review of smoking in public places.

- x) Mike Lizotte, 1996 March 27,
Re: Supports smoking ban in Burnaby

A letter dated 1996 March 27 was received from Mike Lizotte supporting a smoking ban in Burnaby.

- y) Brian and Barbara Anderson, 1996 March 31
Re: Encourage Burnaby to pass strong anti-
smoking laws to outlaw smoking in public places

A letter dated 1996 March 31 was received from Brian and Barbara Anderson encouraging Burnaby to pass strong anti-smoking laws to outlaw smoking in public places.

- z) Doreen Player, 1996 March 27,
Re: Burnaby Smoking Bylaw

A letter dated 1996 March 27 was received from Doreen Player supporting a ban on smoking in public places.

- aa) Ann Paulsen, 1996 April 01,.
Re: Urges Burnaby Council to pass
100% no-smoking ban in public establishments

A letter dated 1996 April 01 was received from Ann Paulsen urging Council to pass a 100% no-smoking ban.

Councillor Rankin returned to the Council Chamber at 8:22 p.m. and took his place at the Council table.

Councillor Johnston was given leave by Council to introduce the following motion with respect to Correspondence Item 3 (h) from Bruce C. Watson:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DRUMMOND:

"THAT Correspondence Item 3 (h) be **REFERRED** to the Environment and Waste Management Committee."

CARRIED UNANIMOUSLY

Councillor Drummond was given leave by Council to introduce the following motion with respect to Correspondence Item 3 (g) from BCTV:

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR EVANS:

"THAT Council provide a letter to the CRTC supporting BCTV's "NEWS TV" application."

CARRIED UNANIMOUSLY

Councillor Corrigan returned to the Council Chamber at 8:26 p.m. and took his place at the Council table.

Councillor Drummond retired from the Council Chamber at 8:33 p.m.

Councillor Johnston retired from the Council Chamber at 8:36 p.m.

Councillor Drummond returned to the Council Chamber at 8:38 p.m. and took his place at the Council table.

Councillor Johnston returned to the Council Chamber at 8:40 p.m. and took his place at the Council table.

4. **REPORTS**

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

- a) Civic Development Committee
Re: City Hall Refurbishment Project

The Civic Development Committee submitted a report outlining construction progress on the City Hall Refurbishment Project. The Committee advises that the project is within budget and a detailed financial summary will be submitted at the completion of the project.

The Civic Development Committee recommended:

1. *THAT* this report be received for information purposes.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the recommendation of the Civic Development Committee be adopted."

CARRIED UNANIMOUSLY

- b) Community Issues and Social Planning Committee
Re: "Burnaby ... Well Into the Future" - Status Update

The Community Issues and Social Planning Committee submitted a report providing an update on the status of Burnaby's 1996 funding application to the Province's *Healthy Community Initiatives Fund* and implementation of the City's two 1996 *Healthy Community Workplans*.

The Community Issues and Social Planning Committee recommended:

1. *THAT* Council receive the attached report for information.

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the recommendation of the Community Issues and Social Planning Committee be adopted."

CARRIED UNANIMOUSLY

- c) Community Issues and Social Planning Committee
Re: Language Bank Voice Mail Project

The Community Issues and Social Planning Committee submitted a report providing information on the new language bank voice mail service. The language bank voice mail project was developed to enhance the service already provided by the language bank. The system will provide staff and the public with an opportunity to overcome language barriers and was developed using existing resources.

The Community Issues and Social Planning Committee recommended:

1. *THAT* Council receive the attached report for information.

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR DRUMMOND:

"*THAT* the recommendation of the Community Issues and Social Planning Committee be adopted."

CARRIED UNANIMOUSLY

- d) Bicycle Advisory Committee
Re: Bicycle Storage Lockers for SFU Students

The Bicycle Advisory Committee submitted a report providing information to Council concerning a request for bike lockers to serve SFU students. The Committee advises that bike storage lockers located at key destinations and transfer points are recognized as a useful means of accommodating and encouraging increased commuter cycling in the region. Therefore, it is recommended that Simon Fraser University be encouraged to provide bicycle storage lockers at Gaglardi Way and Lougheed Highway with the cooperation of the Ministry of Transportation and Highways. It is anticipated that improvements planned for this year in conjunction with the Frances/Union Bike Route Project will reduce the need for bike lockers at the intersection of the Hastings Street and Burnaby Mountain Parkway.

The Bicycle Advisory Committee recommended:

1. *THAT* Council encourage Simon Fraser University to provide bicycle storage lockers at Gaglardi Way and Lougheed Highway with the cooperation of the Ministry of Transportation and Highways.
2. *THAT* copies of this report be sent to Tobi Henderson of the Simon Fraser Public Interest Research Group and to the Ministry of Transportation and Highways.

MOVED BY COUNCILLOR DRUMMOND:

SECONDED BY COUNCILLOR EVANS:

"*THAT* the recommendations of the Bicycle Advisory Committee be adopted."

CARRIED UNANIMOUSLY

Councillor Redman retired from the Council Chamber at 8:47 p.m.

- e) Kushiro Cup Selection Committee
Re: Kushiro Cup Award to "*1995
Outstanding Citizen*"

The Kushiro Cup Selection Committee submitted a report advising of nominations received for the "*1995 Outstanding Citizen of Burnaby.*"

The Kushiro Cup Selection Committee recommended:

1. *THAT* Mr. Thomas Mark be selected to receive the "*1995 OUTSTANDING CITIZEN*" award for his outstanding volunteer service with the Burnaby Health Department Volunteer Services and his hours of work with the neighbourhood elementary schools and Edmonds Senior Centre.
2. *THAT* the following citizens, having been strongly recommended, receive awards for their outstanding activities in Burnaby, to be presented at the City Appreciation Dinner on 1996 April 19:

Runners-up: Mr. Dean Lamont
Ms. Nina Bernard

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the recommendations of the Kushiro Cup Selection Committee be adopted."

CARRIED UNANIMOUSLY

f) Environment & Waste Management Committee
Re: Royal Oak Realignment Project

The Environment & Waste Management Committee submitted a report presenting a comprehensive environmental program for the Royal Oak Realignment Project. During the Committee's consideration of this report, concern was expressed regarding the adequacy of proposed environmental guidelines for the noise attenuation component of the project. Arising from its discussion of this matter, the Committee requested staff to undertake to obtain an additional independent review of noise impact and noise attenuation for the Royal Oak Realignment Project and further, that for the purposes of comparison, measurements be taken of noise levels from the freeway to the riding paths on the southside of Burnaby Lake.

The Environment & Waste Management Committee recommended:

1. *THAT* staff be authorized to implement the environmental management guidelines and programs recommended in Section 3 of this report as part of the Royal Oak realignment construction project.
2. *THAT* a copy of this report be forwarded to the Parks and Recreation Commission and the Traffic and Transportation Committee (Transportation and Transit Division) for information.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR LAWSON:

"*THAT* the recommendations of the Environment & Waste Management Committee be adopted."

Councillor Rankin retired from the Council Chamber at 8:55 p.m.

Councillors Rankin and Redman returned to the Council Chamber at 8:59 p.m. and took their places at the Council table.

Council agreed to vote separately on the recommendations:

RECOMMENDATION NO. 1 - CARRIED UNANIMOUSLY

RECOMMENDATION NO. 2 - CARRIED UNANIMOUSLY

Arising from consideration of this report Councillor Drummond was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT staff undertake to obtain an additional independent review on noise impact and noise attenuation for the Royal Oak Realignment Project and further that, for the purpose of comparison, measurements be taken of noise levels from the freeway to the riding paths on the southside of Burnaby Lake."

CARRIED
OPPOSED: COUNCILLOR CORRIGAN

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

"THAT this Council meeting do now recess."

CARRIED UNANIMOUSLY

The Council meeting recessed at 9:10 p.m.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR DRUMMOND:

"THAT this Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The Council meeting reconvened at 9:26 p.m. with Councillors Lawson, Redman and Young absent.

- g) Traffic and Transportation Committee
(Transportation and Transit Division)
Re: Marine/Tenth Connector: Proposed Joint
Resolution Presented by New Westminster Council

The Traffic and Transportation Committee (Transportation and Transit Division) submitted a report evaluating a proposed resolution from the City of New Westminster regarding the Marine/Tenth Connector Project. The Marine/Tenth Connector is an important component of the Burnaby Transportation Plan essential to the development of the Edmonds Town Centre and the well being of the Edmonds Town Centre South Neighbourhood. The Committee advised that the resolution proposed by the City of New Westminster could delay the project for an indefinite term and also require that the City of Burnaby relinquish control over the timing of the project. The Committee concluded by proposing a substitute resolution which would not impose these conditions on the timing of the project.

The Traffic and Transportation Committee (Transportation and Transit Division) recommended:

1. *THAT* Council approve the substitute joint resolution proposed in Section 4.0 of this report.
2. *THAT* a copy of this report be forwarded to Her Worship, Mayor E.R. Toporowski, City of New Westminster.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the recommendations of the Traffic and Transportation Committee (Transportation and Transit Division) be adopted."

Councillor Lawson returned to the Council Chamber at 9:30 p.m. and took her place at the Council table.

Councillor Redman returned to the Council Chamber at 9:33 p.m. and took her place at the Council table.

MOVED BY COUNCILLOR DRUMMOND:

SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the joint resolution as outlined in Section 4.0 of the report be amended to read as follows:

'THAT Burnaby and New Westminster Councils undertake to meet following completion of New Westminster's traffic study to discuss the Marine/Tenth Connector and to reach a consensus on measures to mitigate impact of this road project on their respective residents."

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Evans and seconded by Councillor Johnston being "*THAT* the recommendations of the Traffic and Transportation Committee (Transportation and Transit Division) be adopted," **AS AMENDED** and same was **CARRIED UNANIMOUSLY**.

- h) Executive Committee of Council
Re: Grant Applications

The Executive Committee of Council submitted a report with the following recommendations for Council's approval:

#20/96 *YMCA of Greater Vancouver - Execetera Program*

RECOMMENDATION

1. *THAT* the grant application be denied.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR CORRIGAN:

"*THAT* the recommendation of the Executive Committee of Council be adopted."

CARRIED UNANIMOUSLY

#21/96 *The Major Art Group*

RECOMMENDATION

1. *THAT* a grant in the amount of \$300 be awarded to the Major Art Group for the year 1996.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR CORRIGAN:

"*THAT* the recommendation of the Executive Committee of Council be adopted."

CARRIED UNANIMOUSLY

#22/96 *Burnaby Volunteer Centre*

RECOMMENDATION

1. *THAT* a grant in the amount of \$12,500 be awarded to the Burnaby Volunteer Centre for the year 1996.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR CORRIGAN:

"*THAT* the recommendation of the Executive Committee of Council be adopted."

CARRIED UNANIMOUSLY

#23/96 *Canadian Mental Health Association*

RECOMMENDATION

1. *THAT* this grant application be denied.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR CORRIGAN:

"*THAT* the recommendation of the Executive Committee of Council be adopted."

CARRIED UNANIMOUSLY

#26/96 *Wildlife Rescue Association of B.C.*

RECOMMENDATION

1. THAT a grant in the amount of \$5,000 be awarded to Wildlife Rescue in support of ongoing services to the City and residents of Burnaby.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the recommendation of the Executive Committee of Council be adopted."

CARRIED UNANIMOUSLY

- i) His Worship, Mayor W.J. Copeland
Re: Appointments to Boards, Committees
and Commissions of Council

His Worship, Mayor W.J. Copeland submitted a report outlining, for Council's consideration, appointments and reappointments to Council Committees, Boards and Commissions, Regional Organizations and Liaisons to City Departments.

His Worship, Mayor W.J. Copeland recommended:

1. *THAT* Council appoint representatives to various Boards, Commissions and Committees of Council, regionally and locally, as set out in this report for the terms specified.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CORRIGAN:

"*THAT* the recommendation of His Worship, Mayor W.J. Copeland be adopted."

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the report be AMENDED by substituting Councillor Doug Evans for Councillor Celest Redman as the Vice Chair of the Traffic and Transportation Committee (Traffic Safety Division)."

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Johnston and seconded by Councillor Corrigan being '*THAT* the recommendation of His Worship, Mayor W.J. Copeland be adopted, "**AS AMENDED**, and same was **CARRIED UNANIMOUSLY**.

- j) The City Manager presented Report No. 11, 1996 April 15 on the matters listed following as Items 01 to 16 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Simon Fraser University Official Community Plan Public Input Process

The City Manager submitted a report from the Director Planning and Building outlining a public input process for the Simon Fraser University Official Community Plan including mall displays on the 1996 May 03 to 05 weekend, and an Open House and presentation at the Confederation Community Centre For The Retired on Wednesday, 1996 May 08.

The City Manager recommended:

1. *THAT* Council authorize a public input process for the Simon Fraser University Official Community Plan including newspaper advertisements, press releases, mall displays and an Open House as outlined in this report.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the recommendation of the City Manager be adopted."

CARRIED UNANIMOUSLY

2. Cooperative Development of Public Interpretive Lookout,
Burnaby Fraser Foreshore Park

The City Manager submitted a report from the Director Planning and Building requesting Council's participation in a joint public/private partnership regarding the proposed construction of an Interpretive Lookout on the North Arm of the Fraser River. Staff are of the opinion that the proposals outlined in the report for a public interpretive lookout present a unique opportunity for each of the agencies involved to obtain maximum benefit from their proportionate contributions. The provision of interpretive displays for the environmental works undertaken in the Big Bend area together with the construction of the public outlook would be of lasting benefit for the public, consistent with the plans for the area and the proposed designation of the Fraser River as a National Heritage River under the Canadian Heritage River System.

The City Manager recommended:

1. *THAT* Council authorize a contribution not to exceed \$25,000 towards the joint funding for the construction of an Interpretive Lookout on the North Arm of the Fraser River as outlined in this report.
2. *THAT* a copy of this report be forwarded to the Environment and Waste Management Committee and the Parks and Recreation Commission for their information.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the recommendations of the City Manager be adopted."

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR EVANS:

"*THAT* the recommendations of the City Manager be now **TABLED**."

CARRIED UNANIMOUSLY

This matter was tabled to the 1996 April 22 Council meeting to allow Council members a further opportunity to review the report.

3. Building Permit Tabulation Report No. 03
From 1996 February 26 to 1996 March 24

The City Manager submitted a report from the Director Planning and Building providing information on construction activities as reflected by the building permits that have been issued from 1996 February 26 to 1996 March 24.

The City Manager recommended:

1. *THAT* this report be received for information purposes.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR CORRIGAN:

"*THAT* the recommendation of the City Manager be adopted."

CARRIED UNANIMOUSLY

4. Stride Avenue Landfill Closure

The City Manager submitted a report from the Director Engineering presenting a comprehensive closure implementation program for the former Stride landfill site including alternatives to the green waste and construction waste operations that would be displaced by the closure. Livable community, environmental protection and integrated waste management are the three main criteria used in developing a balanced closure program for the former Stride landfill site. While the closure of the landfill site will satisfy the land use and livable community objective, alternatives must also be provided to address environmental and waste management programs that would be displaced by the disclosure plan.

Following Burnaby's commitment to provide alternatives to its citizens before imposing any new regulations or changing its services, a multi-faceted implementation program has been developed that would address the public demands and meet the City's environmental protection and integrated waste management objectives. The implementation program would see the completion of the gas management system in 1997, the provision of a more integrated yard waste facility at the recycling depot by the Summer of 1996 and the creation of a City construction material sorting and transferring terminal by the end of 1996.

The City Manager recommended:

1. *THAT* staff be authorized to proceed with the Stride landfill closure implementation program and its associated operations on the basis of the principles and approaches recommended in Section 4 of this report.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR RANKIN:

"*THAT* the recommendation of the City Manager be adopted."

Councillor Corrigan retired from the Council Chamber at 9:55 p.m.

Councillor Lawson retired from the Council Chamber at 9:56 p.m.

Councillor Corrigan returned to the Council Chamber at 9:56 p.m. and took his place at the Council table.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR RANKIN:

"*THAT* Item 4, City Manager's Report No. 11 be **AMENDED** by including the following as Recommendation under Section 4.2:

- '6. Identify a site and work towards the establishment of a City-wide destination compost facility'."

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Johnston and seconded by Councillor Rankin being '*THAT* the recommendation of the City Manager be adopted,' **AS AMENDED** and same was **CARRIED UNANIMOUSLY**.

Arising from consideration of this report Councillor Redman was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR REDMAN:
SECONDED BY COUNCILLOR DRUMMOND:

"*THAT* staff be requested to look into ways and means of tracking the amount of dumping on City lands and parks which occurs as a result of the changes at the Stride landfill."

Councillor Lawson returned to the Council Chamber at 10:01 p.m. and took her place at the Council table.

CARRIED UNANIMOUSLY

Further arising from the discussion, Councillor Drummond was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT staff report on the advisability of increasing the fine for dumping on City lands and parks."

CARRIED UNANIMOUSLY

5. Hats Off Day Criterion (Cycle Race)

The City Manager submitted a report from the Director Engineering seeking Council's approval for road closures for a cycling event in conjunction with *Hats Off Day* on 1996 June 08.

The City Manager recommended:

1. *THAT* Council approve the road closures as discussed in this report.
2. *THAT* the coordinator of the event, Scott Laliberte, Vision Cycling Promotions, #112 - 240 Mahon Avenue, North Vancouver, B.C. V7M 3H4, be sent a copy of this report.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR LAWSON:

"*THAT* the recommendations of the City Manager be adopted."

CARRIED UNANIMOUSLY

6. "Deer Lake Gravity Grand Prix"
Saturday, 1996 June 29
(Rain Date: Sunday, 1996 June 30)

The City Manager submitted a report from the Director Engineering requesting Council approval for the 4th annual "*Deer Lake Gravity Grand Prix*" (soap box derby) on Saturday, 1996 June 29.

The City Manager recommended:

1. *THAT* Council approve the Deer Lake Gravity Grand Prix as discussed in this report; and
2. *THAT* the coordinator of the event, Peter D. Keefe, Event Coordinator, 7661 Clayton Court, Burnaby, B.C. V5E 3M7, be sent a copy of this report.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR EVANS:

"*THAT* the recommendations of the City Manager be adopted."

CARRIED UNANIMOUSLY

7. Work Order:
60-32-102 Storm Sewer Extension - Royal Oak, south of Marine Drive

The City Manager submitted a report from the Director Engineering recommending approval of work order #60-32-102 for a Storm Sewer Extension on Royal Oak Avenue south of Marine Drive.

The City Manager recommended:

1. *THAT* the above work order as more specifically referred to in this report, be approved.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the recommendation of the City Manager be adopted."

CARRIED UNANIMOUSLY

8. Contract No. 9602 - Royal Oak Storm Sewer Extension

The City Manager submitted a report from the Director Finance recommending approval of a contract for the construction of storm sewers and related works pertaining to the Royal Oak storm sewer extension.

The City Manager recommended:

1. *THAT* a contract be awarded to the lowest bidder, Sandpiper Contracting Ltd., for the extension of storm sewers and related works.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR EVANS:

"*THAT* the recommendation of the City Manager be adopted."

CARRIED UNANIMOUSLY

9. City of Burnaby 1995 Financial Report

The City Manager submitted a report from the Director Finance presenting the 1995 Financial Statements to Council. The consolidated financial statements include the accounts of all funds of the City.

The City Manager recommended:

1. *THAT* this report be received for information purposes.
2. *THAT* Council authorize the allocation of 1995 surplus as outlined in this report.

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the recommendations of the City Manager be adopted."

CARRIED UNANIMOUSLY

10. Burnaby Animal Control Bylaw

The City Manager submitted a report from the Director Finance seeking Council's authority to amend the Burnaby Animal Control Bylaw to include animal welfare provisions as detailed in the report.

The City Manager recommended:

1. *THAT* the City Solicitor be authorized to prepare an amendment to the Animal Control Bylaw to include the animal welfare provisions detailed in this report.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the recommendation of the City Manager be adopted."

CARRIED UNANIMOUSLY

Arising from the discussion, Councillor Redman was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR REDMAN:
SECONDED BY COUNCILLOR LAWSON:

"*THAT* staff prepare a report on possible methods of implementation of a bylaw to ban the sale of exotic animals in retail outlets."

CARRIED UNANIMOUSLY

11. Gasoline Prices

The City Manager submitted a report from the Director Finance providing information on recent gasoline price changes in Burnaby.

The City Manager recommended:

1. *THAT* this report be received for information.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR DRUMMOND:

"*THAT* the recommendation of the City Manager be adopted."

Councillor Redman retired from the Council Chamber at 10:17 p.m.

CARRIED UNANIMOUSLY

12. Computer Related Capital Equipment

The City Manager submitted a report from the Director Finance recommending funding for the purchase of electronic cash registers for Burnaby Village Museum.

The City Manager recommended:

1. *THAT* a bylaw be brought down to appropriate \$81,000 from Capital Reserves for the acquisition of electronic cash registers as outlined in this report.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR EVANS:

"*THAT* the recommendation of the City Manager be adopted."

CARRIED UNANIMOUSLY

13. Computer Aided Fire Dispatch and Information System

The City Manager submitted a report from the Fire Chief seeking Council's authority to enter into a contract with Intergraph Canada Ltd. for the supply and implementation of a Computer Aided Fire Dispatch and Information System for a total cost of \$387,600.

The City Manager recommended:

1. *THAT* Council authorize staff to enter into a contract with Intergraph Canada Ltd. for the supply and implementation of a Computer Aided Fire Dispatch and Information System for a total cost of \$387,600.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR DRUMMOND:

"*THAT* the recommendation of the City Manager be adopted."

Fire Chief Wayne Brassington attended at the podium to respond to questions of Council.

CARRIED UNANIMOUSLY

Councillor Drummond retired from the Council Chamber at 10:25 p.m.

14. Confederation Skateboard Construction

The City Manager submitted a report from the Director Recreation and Cultural Services seeking Council's approval of the financing for a skateboard facility in Confederation Park and to obtain approval to award a contract to construct the skateboard facility.

The City Manager recommended:

1. *THAT* Council bring down a Capital Reserves Bylaw in the amount of \$60,000 to complete the financing of the Skateboard Facility.
2. *THAT* subject to approval of the required bylaw, a contract be awarded to Trax Management Limited to construct a skateboard facility at Confederation Park for a total cost of \$163,194.26.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR EVANS:

"*THAT* the recommendations of the City Manager be adopted."

Councillor Drummond returned to the Council Chamber at 10:25 p.m. and took his place at the Council table.

Ms. Kate Friars, Acting Director Recreation and Cultural Services, attended at the podium to respond to questions of Council.

CARRIED UNANIMOUSLY

15. A Request from Burnaby Shell Canada Products Limited to dispose of their Cat Cracker Feed Spill Cleanup Material at the GVRD Incinerator

The City Manager submitted a report from the Chief Environmental Health Officer providing staff comments for Council's consideration regarding Burnaby Shell Canada Products Limited's request to dispose of their cat cracker feed spill cleanup material at the GVRD Incinerator. After reviewing the pertinent information, staff recommend that a letter be forwarded to the GVRD authorizing the disposal of the spill cleanup material at the GVRD Incinerator.

The City Manager recommended:

1. *THAT* a letter be forwarded to Mr. L.H. Hayton, Manager, Solid Waste Department, GVRD, 4330 Kingsway, Burnaby, B.C. V5H 4G8, authorizing the disposal of Shell Canada Products Limited's cat cracker feed spill cleanup material at the GVRD Incinerator.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR DRUMMOND:

"*THAT* the recommendation of the City Manager be adopted."

CARRIED UNANIMOUSLY

16. Endorsement of Decisions Taken by Council
"In Camera" 1996 January 22 and March 25

The City Manager submitted a report from the City Clerk requesting Council's endorsement of decisions taken by Council 'In Camera' 1996 January 22 and March 25.

The City Manager recommended:

1. *THAT* Council endorse the decisions taken by Council at Caucus Meetings "In Camera" held on 1996 January 22 and March 25.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

"*THAT* the recommendation of the City Manager be adopted."

Councillor Redman returned to the Council Chamber at 10:29 p.m. and took her place at the Council table.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"*THAT* the Council meeting proceed past 10:30 p.m."

CARRIED UNANIMOUSLY

5. BYLAWS

FIRST SECOND AND THIRD READING

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

"*THAT*

Burnaby Capital Works, Machinery and Equipment #10368
Reserve Fund Expenditure Bylaw No. 6, 1996

Burnaby Capital Works, Machinery and Equipment #10369
Reserve Fund Expenditure Bylaw No. 7, 1996

be now introduced and read three times."

CARRIED UNANIMOUSLY

CONSIDERATION AND THIRD READING:

#10267 3450/75, 3555, 3600/50/80, 3700 Gilmore Way; RZ #66/94
4225 Kincaid Street; 4285 Mathissi Place;
4401, 4330, 4460 Sanderson Way

#10326 6588 Southoaks Crescent RZ #38/95

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR LAWSON:

"*THAT*

Burnaby Zoning Bylaw 1965, Amendment #10267
Bylaw No. 38, 1995

Burnaby Zoning Bylaw 1965, Amendment #10326
Bylaw No. 2, 1996

Heritage Designation Bylaw No. 1, 1996 #10350

be now read a third time."

CARRIED
OPPOSED: MAYOR COPELAND TO
BYLAW NO. 10326

THIRD READING AND RECONSIDERATION AND FINAL ADOPTION

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR LAWSON:

"*THAT*

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 15, 1996

#10351

be now read a third time, reconsidered and Finally Adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

"*THAT*

Burnaby Highway Exchange Bylaw No. 2, 1996

#10359

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

CARRIED UNANIMOUSLY

ABANDON

#9557 4700 Kingsway

RZ #13/90

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CORRIGAN:

"*THAT*

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 14, 1991

#9557

be now abandoned."

CARRIED UNANIMOUSLY

6. NEW BUSINESS

Councillor Lawson

Councillor Lawson advised that she wished to bring forward a motion to protest the continuing problem of insufficient control of siltation into Eagle Creek by the Burnaby Mountain Highway (Hastings-Gaglardi Connector) Project to the Minister of Transportation and Highways and the Minister of Environment, Lands and Parks and to request that the Department of Fisheries and Oceans issue a reinstatement of the stop work order on the project until all sediment control measures are implemented.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR DRUMMOND:

"*THAT WHEREAS*, the Burnaby Health Department does not have the legislative authority to issue stop work orders or to fine other levels of government (Federal and Provincial) whose departments are causing destruction of, particularly, fish-bearing watercourses in Burnaby, and

WHEREAS, only the Federal Department of Fisheries and Oceans has the legislative authority over Federal and Provincial Governments' actions deleterious to fish bearing watercourses, and

WHEREAS, the Burnaby Department of Health has been receiving complaints from residents living alongside Eagle Creek and others reporting siltation in Eagle Creek since 1995 November 15 which were relayed on numerous occasions to the Department of Fisheries and Oceans, the Department of Transportation and Highways and their consultant, Aggressive Engineering and Coast River Environmental Services Ltd., and

WHEREAS, the sediment in Eagle Creek (a fish bearing watercourse) was and continues to be traced to the Department of Highways Burnaby Mountain Highway (Hastings-Gaglardi connector) project on Burnaby Mountain near the headwaters of the creek where silt controls placed by the contractor were, and still are, inadequate, and

WHEREAS, as notified by Reid Crowther & Partners Ltd. in a letter dated December 12, 1995, 'Coast River Environmental Services Ltd. were retained to advise the contractor on immediate action necessary to reduce sedimentation entering fish bearing waters and also to closely monitor this watercourse throughout the construction period', and

WHEREAS, the Department of Fisheries and Oceans ordered a complete work stoppage on 1995 January 24, with sediment control measures to be installed and/or upgraded prior to recommencement of construction, and

WHEREAS, Burnaby staff has no record of the sediment control measures which were to be undertaken nor the approval to start work again, and

WHEREAS, siltation damage to Eagle Creek continues, particularly on rainy days, with the last citizen complaint having been received today, 1995 April 15;

THERE BE IT RESOLVED THAT:

1. Council send letters to the Minister of Transportation and Highways and the Minister of Environment, Lands and Parks protesting the continuing destruction of Eagle Creek habitat because of inadequate siltation control in place for the construction of Burnaby Mountain Highway (Hastings-Gaglardi Connector) covering the period 1994 November 15 to 1995 April 15, and
2. A letter be forwarded to the Federal Department of Fisheries and Oceans outlining Council's concern regarding discharges of deleterious substances to Eagle Creek from the Ministry of Transportation and Highways Burnaby Mountain Highway (Hastings-Gaglardi Connector) project and requesting that a stop work order be reinstated on the project until all sediment control measures are implemented."

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR RANKIN:

"*THAT* this matter be **REFERRED** to staff for report on the advisability of the proposed action."

CARRIED UNANIMOUSLY

Council further requested that staff include in their report whether or not it is a matter of new silt going into Eagle Creek or is it as a result of recent rains.

Councillor Lawson further advised that she wished to bring forward a motion requesting that a letter be sent to the Burlington Northern Railway Company stating concern that the damaged Stoney Creek habitat and fish ladder has not been satisfactorily stabilized and restored, that the rerouted portion of the creek is scouring the Eastern bank and that the Department of Fisheries and Oceans supply a copy of the rehabilitation plans as directed by them.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR DRUMMOND:

"*THAT WHEREAS*, a damaged steel culvert conveying Stoney Creek under the Burlington Northern Railway was reported by a member of the Stoney Creek Environmental Committee and the Sapperton Fish and Game on 1995 January 18, and

WHEREAS, the remediation measures undertaken to date by the Burlington Northern Railway have not included restoration of the original stream water flow direction, the fish ladder water flow direction, the removal of the excess gravel in the original stream bed and replacement of the original bank stabilization's large boulders displaced by the slide with similar sized boulders, and

WHEREAS, these omissions of restoration have resulted in a potentially destructive scouring of the approximately 30 feet high eastern stream bank which has resulted in the toppling of one small tree, the undercutting or another, the imminent undercutting of a large cottonwood tree and the scouring of a considerable amount of the bank; the elimination of the fish resting pool in the fish ladder; and a greater potential for the railway bank movement by the placement of much smaller rocks, and

WHEREAS, the railway company has hired an environmental consultant, although Burnaby Health Department staff are unaware of their recommendations, and

WHEREAS, the Department of Fisheries and Oceans has issued directions for rehabilitation and restoration;

THEREFORE BE IT RESOLVED THAT:

1. Council write a letter to the Burlington Northern Railway Company stating concern that the damaged Stoney Creek habitat has not been satisfactorily stabilized, the rerouted portion of the creek is scouring the eastern bank and the fish ladder has not been properly restored, and
2. Request that the Stoney Creek fish ladder rehabilitation be appropriately concluded as soon as possible in order to prevent further damage, and
3. Council request a copy of the rehabilitation plans as directed by the Department of Fisheries and Oceans."

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR RANKIN:

"*THAT* the motion be **REFERRED** to staff to ensure its accuracy."

CARRIED
OPPOSED: COUNCILLOR LAWSON

7. INQUIRIES

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

"*THAT* this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 10:50 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK