

## 1996 JUNE 24

A regular meeting of the City Council was held in the Council Chamber, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1996 June 24 at 7:00 p.m..

PRESENT: His Worship Mayor W.J. Copeland, In the Chair  
Councillor D.R. Corrigan (*arrived at 7:13 p.m.*)  
Councillor D.P. Drummond (*arrived at 7:12 p.m.*)  
Councillor D.G. Evans  
Councillor D.N. Johnston  
Councillor D.A. Lawson  
Councillor L.A. Rankin  
Councillor C.M.H. Redman  
Councillor J. Young

STAFF: Mr. R.H. Moncur, City Manager  
Mr. G. Harvie, Deputy City Manager (Corp. Labour Relations)  
Mr. W.C. Sinclair, Director Engineering  
Mr. R. Earle, Director Finance  
Mr. D.G. Stenson, Director Planning & Building  
Mrs. D.R. Comis, City Clerk  
Ms. M. Pasqua, Deputy City Clerk

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

1. Presentation of \$25,000 to the City of Burnaby from the North Fraser Harbour Commission for Joint Habitat Enhancement Project:  
Burnaby Fraser Foreshore Park  
Presenter: Commissioner Nick Volkow

Mr. Nick Volkow and Ms. Pat Brandlemayer, Commissioners, North Fraser Harbour Commission appeared before Council to present a cheque in the amount of \$25,000 to the City of Burnaby as a contribution towards the Joint Habitat Enhancement Project at Burnaby Fraser Foreshore Park. Mr. Volkow provided a brief history of the Harbour Commission which was established at the turn of the century at the request of various industries fronting the Fraser River.

*Councillor Drummond arrived at the Council meeting at 7:12 p.m. and took his place at the Council table.*

*Councillor Corrigan arrived at the Council meeting at 7:13 p.m. and took his place at the Council table.*

His Worship, Mayor W.J. Copeland expressed Council's appreciation to the Commissioners and also Mr. George Colquhoun, Executive Director of the North Fraser Harbour Commission, who was present at the Council meeting.

1. **MINUTES**

**MOVED BY COUNCILLOR EVANS:**

**SECONDED BY COUNCILLOR YOUNG:**

"THAT the minutes of the regular Council Meeting and Caucus Meeting "In Camera" held on 1996 June 17 be adopted."

CARRIED UNANIMOUSLY

2. **DELEGATION**

The following wrote requesting an audience with Council:

- a) President, Animal Advocates Society  
of B.C., 1996 June 4,  
Re: Amendments to Dog Control Bylaw  
(Tied Dog Legislation)  
Speakers: Judy Stone, Animal Advocates  
Lillian Couture

**MOVED BY COUNCILLOR EVANS:**

**SECONDED BY COUNCILLOR JOHNSTON:**

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- a) **Ms. Judy Stone**, 2667 Haywood Avenue, West Vancouver appeared before Council, representing Animal Advocates Society, requesting Council adopt amendments to the Animal Control Bylaw which would coincide with amendments adopted in West Vancouver, North Vancouver, Richmond, Surrey and Delta.

Ms. Stone suggested that Section 15(a)(2)(b) and 15(a)(4) are too subjective and therefore requested that the bylaw be amended to reflect more specific language contained in the other bylaws mentioned, i.e., "*Unfettered from a fixed area and exercised under appropriate control.*"

**Ms. Lillian Couture**, 3744 Laurel Street, Burnaby addressed Council and spoke on the issue of the care of dogs. Ms. Couture requested the use of the words "*Dogs Unfettered*" within the language of the proposed Animal Control Amendment Bylaw for Burnaby. In concluding her comments, Ms. Couture circulated pictures of fettered dogs and also a copy of a "*Charter of Rights and Freedoms for Dogs*" for the information of Council.

MOVED BY COUNCILLOR REDMAN:  
SECONDED BY COUNCILLOR RANKIN:

"THAT Item 7, City Manager's Report No. 18, 1996 June 24 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

7. Animal Control Bylaw Amendments

The City Manager submitted a report from the Director Finance responding to Council's direction to prepare amendments to the Animal Control Bylaw dealing with standards of care in animal welfare. The amending bylaw provides for proper sheltering for dogs kept outdoors, and the regular cleaning of kennels and dog runs. Adequate food and water, clean food and water receptacles, exercise and veterinary care are identified to ensure the health of animals. When an animal is kept in a confined space such as a car, the bylaw ensures adequate ventilation for the animal.

The City Manager recommended:

1. THAT this report be received for information.

MOVED BY COUNCILLOR CORRIGAN:  
SECONDED BY COUNCILLOR EVANS:

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

MOVED BY COUNCILLOR CORRIGAN:  
SECONDED BY COUNCILLOR LAWSON:

"THAT this report be **REFERRED** back to staff."

CARRIED UNANIMOUSLY

The report was referred back to staff for an interpretation of the wording "*Unfettered from a fixed area and under appropriate control.*"

3. CORRESPONDENCE AND PETITIONS

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. 18, 1996 June 24 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) The Light Rail for Vancouver Committee  
1996 June  
Re: Urge new Provincial government to  
rethink urban transportation policies

A letter was received from the Light Rail for Vancouver Committee urging the new Provincial Government to rethink urban transportation policies.

- b) President, BCP Developments Ltd.,  
1996 June 11  
Re: Burnaby False Alarm Bylaw

A letter was received from BCP Developments Limited expressing dismay at the method by which the new False Alarm Bylaw is being implemented.

The Director Finance is preparing a report in response to correspondence received regarding the False Alarm Bylaw, to be submitted to Council at its July 8th Council meeting.

- c) Svend Robinson, M.P. Burnaby-Kingsway,  
1996 June 14  
Re: B.C. Tel's proposed "Pathway" service

A letter was received from Svend Robinson, M.P. Burnaby-Kingsway advising that he will continue to strongly object B.C. Tel's proposed "Pathway" service.

- d) Jennifer Wolfe, 1996 June 10  
Re: Applaud Council's effort to renew and  
preserve Burnaby Lake as a wildlife  
sanctuary and park

A letter was received from Jennifer Wolfe applauding Council's efforts to preserve Burnaby Lake as a wildlife sanctuary and park.

- e) President, Burnaby Art Gallery Association,  
1996 June  
Re: Burnaby Art Gallery Planning Study

A letter was received from the Burnaby Art Gallery Association advising that the Burnaby Art Gallery Planning Study to which the City contributed in the 1995 fiscal budget, is now complete. Copies of the consultant's report have been distributed to the Parks and Recreation Commission and Council. The writer further advises that a report, including a financial statement, will be forwarded to the Parks Commission in the near future and that, in cooperation with the Commission, suggestions will be brought forward to Council at a later date.

- f) George and Irma Thom, Undated,  
Re: Request increase in density for R5 zone

A letter was received from George and Irma Thom requesting Council give consideration to increasing the density permitted in the R5 zoning designation.

The Director Planning and Building is preparing a report in response to this item of correspondence to be submitted to Council at its July 8th Council meeting.

*Councillor Redman retired from the Council Chamber at 7:42 p.m.*

- g) BCIT Shinerama Coordinator and UBC  
Shinerama Director, 1996 June 10  
Re: Request permission to conduct BCIT  
and UBC '96 Shinerama campaigns on  
1996 September 7 and 1996 September 18

A letter was received from BCIT's 1996 Shinerama Coordinator requesting permission to conduct the UBC and BCIT Annual Shinerama Campaign on Saturday, September 7th and Wednesday, September 18th.

A staff note advises there are no conflicts for the above requested dates for Shinerama Tag Days for UBC and BCIT. A copy of this letter has been forwarded to the Mayor's Office for response to the writers' request for a proclamation.

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR YOUNG:

"THAT permission be granted for BCIT and UBC to conduct the annual 1996 Shinerama campaign in Burnaby on 1996 September 07 and 1996 September 18."

CARRIED UNANIMOUSLY

His Worship, Mayor W.J. Copeland invited members of Council to address individual items of correspondence at this time.

With respect to Correspondence Item 3 (e) from the Burnaby Art Gallery Association, Councillor Johnston was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR EVANS:

"THAT this item of correspondence be **REFERRED** to the Parks and Recreation Commission for a report."

CARRIED UNANIMOUSLY

With respect to Correspondence Item 3 (d) from Jennifer Wolf, Councillor Lawson was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR LAWSON:  
SECONDED BY COUNCILLOR DRUMMOND:

"THAT this item of correspondence be **REFERRED** to the Environment and Waste Management Committee for information."

CARRIED UNANIMOUSLY

*Councillor Redman returned to the Council Chamber at 7:53 p.m. and took her place at the Council table.*

#### 4. **REPORTS**

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

*His Worship, Mayor W.J. Copeland retired from the Council Chamber at 8:00 p.m.*

*Councillor Johnston, Acting Mayor, assumed the Chair.*

- a) Community Policing Committee  
Re: Template and Guidelines for Town  
Hall Information Meetings

The Community Policing Committee submitted a report providing district community consultative groups with a template and guidelines to assist in planning for town hall information meetings. The meeting template and guidelines are intended to assist district community consultative groups in planning public meetings that are effective and interesting, and that offer a clear, consistent message about community policing.

The Community Policing Committee recommended:

1. THAT Council approve the template and guidelines for Community Policing town hall information meetings as outlined in Appendices 1 and 2 of this report.
2. THAT copies of the approved report be sent to the Community consultative groups in each of the City's four Community Policing districts.

*Councillor Corrigan retired from the Council Chamber at 8:01 p.m.*

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR YOUNG:

"THAT the recommendations of the Community Policing Committee be adopted."

CARRIED UNANIMOUSLY

- b) Housing Committee  
Re: Legends Housing Co-Operative at the Oaklands

The Housing Committee submitted a report responding to a request that the Housing Agreement for the Legends Co-operative at the Oaklands be amended to remove the age restriction and the price control mechanism at time of resale. The Committee advises that it supports the removal of age restriction but not the price control mechanism.

The Housing Committee recommended:

1. THAT Council direct the City Solicitor to prepare a bylaw to amend the Housing Agreement affecting the Legends Co-operative to remove reference to age as a condition of occupancy;

2. THAT Council seek approval from British Columbia Buildings Corporation to the proposed amendments of the Housing Agreement.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR YOUNG:

"THAT the recommendations of the Housing Committee be adopted."

CARRIED

OPPOSED: COUNCILLOR LAWSON

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

*Councillor Drummond returned to the Council Chamber at 8:06 p.m. and took his place at the Council table.*

- c) Traffic and Transportation Committee  
(Transportation and Transit Division)  
Re: Deer Lake Administrative and Cultural  
Area Access: Canada Way/Sperling  
Intersection and Related Projects

The Traffic and Transportation Committee (Transportation and Transit Division) submitted a report outlining various road improvement projects which will provide safe private vehicle, transit and pedestrian access to the Deer Lake Administrative and Cultural Area, including the Shadbolt Centre for the Arts and the adjacent residential areas of Rayside and Buckingham Heights. The Committee advised that the projects outlined in this report are intended to improve access to civic facilities without compromising the natural amenities of the park precinct or the ambiance of Deer Lake Avenue. In view of the major benefits of these projects to the facilities in the Deer Lake area, to local neighbours and to all residents of Burnaby who use these civic facilities, it is recommended that Council approve the recommendations in this report which would allow these projects to be initiated in 1996 and 1997 and completed in 1997.

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

1. THAT Council approve the approach for the reconstruction of Canada Way at Sperling including signalization as outlined in Section 2.2 and Figure 1 attached, of this report.
2. THAT Council approve the modifications to Deer Lake Avenue to accommodate transit access to the Shadbolt Centre for the Arts as outlined in Section 3.1 and Figure 4 attached to this report.



3. THAT Council approve the reconstruction of Century Park Way to accommodate limited vehicular access to the Shadbolt Centre for the Arts as outlined in Section 3.2 and shown in Figure 6 attached to this report.
4. THAT Council approve the Implementation Schedule as outlined in Section 5.1 of this report.
5. THAT a copy of this report be forwarded to the Burnaby Parks and Recreation Commission.
6. THAT a copy of this report be forwarded to Mr. J. Jensen, Acting Regional Director, South Coast Region, Ministry of Transportation and Highways, Mr. Denis Clements, Vice Present, Customer Service, BC Transit, and Mr. M. Bulietta, Taina Developments.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

*Councillor Corrigan returned to the Council Chamber at 8:19 p.m. and took his place at the Council table.*

*Councillor Rankin retired from the Council Chamber at 8:39 p.m.*

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

MOVED BY COUNCILLOR DRUMMOND:

SECONDED BY COUNCILLOR EVANS:

"THAT those sections of the report dealing with Buckingham Heights and Deer Lake Beach Access be **REFERRED** back to the Traffic and Transportation Committee (Transportation and Transit Division) for further review."

CARRIED UNANIMOUSLY

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

*Councillors Drummond and Young retired from the Council Chamber at 8:50 p.m.*

- d) Edmonds Area Advisory Committee  
Re: Powerhouse Creek Development Plan  
(Weiser Lock Site) - Edmonds Town Centre

The Edmonds Area Advisory Committee submitted a report responding to Council's request for comments on the proposed Powerhouse Creek Development Plan (Weiser Lock Site) in the Edmonds Town Centre. The Committee advises that it accepts the Powerhouse Creek Development Plan's premise that the Weiser Lock Site is to be redeveloped for residential rather than industrial use. In the Committee's view, it is important, however, that the existing industrial area to the west be maintained for industrial use.

The Committee further recommends that childcare facilities be included in the development in view of the fact that the proposed housing may be particularly suitable for families with children and that the prospective developers offer to assist in the restoration of the Kingsway East 1914 School Building for community use be encouraged and accepted.

The Edmonds Area Advisory Committee recommended:

1. THAT Council be informed that the Committee does not favour future encroachment onto industrial zoned property to the west of the Weiser Lock site.
2. THAT Council give consideration to requiring a daycare facility as part of the Powerhouse Creek Development Plan.
3. THAT Council be requested to encourage the developers' assistance towards the restoration of the 1914 School Building for eventual public use.

MOVED BY COUNCILLOR CORRIGAN:  
SECONDED BY COUNCILLOR EVANS:

"THAT the recommendations of the Edmonds Area Advisory Committee be adopted."

MOTION WITHDRAWN

MOVED BY COUNCILLOR CORRIGAN:  
SECONDED BY COUNCILLOR EVANS:

"THAT the report of the Edmonds Area Advisory Committee be received."

CARRIED UNANIMOUSLY

- e) Executive Committee of Council  
Re: Grant Applications

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

**#27/96**     ***Footlight Theatre Co.***

**RECOMMENDATION:**

1. That the grant application be denied.

**MOVED BY COUNCILLOR RANKIN:**  
**SECONDED BY COUNCILLOR EVANS:**

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

CARRIED UNANIMOUSLY

**#28/96**     ***The Moore School of Irish Dancing***

**RECOMMENDATION:**

1. That the grant application be denied.

**MOVED BY COUNCILLOR RANKIN:**  
**SECONDED BY COUNCILLOR EVANS:**

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

CARRIED UNANIMOUSLY

**#29/96**     ***B.C. Pets & Friends***

**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  
OPPOSED: COUNCILLOR LAWSON

*Councillor Young returned to the Council Chamber at 9:00 p.m. and took his place at the Council table.*

*Councillor Drummond returned to the Council Chamber at 9:02 p.m. and took his place at the Council table.*

*Councillor Evans retired from the Council Chamber at 9:05 p.m.*

**#30/96 Vancouver Youth Symphony Orchestra**

**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

OPPOSED: COUNCILLOR LAWSON

**#34/96 Cariboo Hill Secondary School**

**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

**#35/96 Girl Guides of Canada**

**RECOMMENDATION:**

1. THAT a grant in the amount of \$1,000 be awarded to the Girl Guides of Canada - Burnaby Royal Area for the year 1996.

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

#36/96     Lower Mainland Brain Injury 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

*Councillor Evans returned to the Council Chamber at 9:10 p.m. and took his place at the Council table.*

#37/96     The ArkChild Services Society

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

#38/96     Black Star Production

RECOMMENDATION:

1.     THAT the grant application be denied.

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

#39/96     *Creative Dance Association*

RECOMMENDATION:

1. THAT the grant application be denied.

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

#40/96     *Community-Centred College for the Retired*

RECOMMENDATION:

1. THAT a grant in the amount of \$2,000 be awarded to the CCC for the Retired 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

*His Worship, Mayor W.J. Copeland returned to the Council Chamber at 9:13 p.m. and reassumed the Chair.*

#41/96     *The Canadian Red Cross Society*

RECOMMENDATION:

1. THAT a grant in the amount of \$1,000 be awarded to The Canadian Red Cross Society for the year 1996.

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

**#42/96 Multi-Use Community Space Project Proposal**

RECOMMENDATION:

1. THAT this grant application be denied.

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

Arising from the discussion pertaining to Grant Application No. 42/96, Councillor Drummond was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR DRUMMOND:  
SECONDED BY COUNCILLOR CORRIGAN:

"THAT the Executive Committee of Council be requested to entertain a delegation for the purpose of gathering additional information with respect to this proposal."

CARRIED UNANIMOUSLY

**#43/96 The Town of Gambo**

RECOMMENDATION:

1. THAT this grant application be denied.

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

#44/96 Multifest '97

RECOMMENDATION:

1. THAT the grant application be denied.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Councillor Corrigan, in his capacity as Council's Labour Relations Liaison, introduced and welcomed the newly elected CUPE Local 23 President, Mr. Simon Challenger, to the Council meeting.

- f) Community Issues & Social Planning Committee  
Re: Sub-Leasing Proposal - Edmonds  
Community Resource Centre

The Community Issues & Social Planning Committee submitted a report seeking the approval for a sub-leasing arrangement at the Edmonds Community Resource Centre between Burnaby Family Life Institute and Burnaby Association for the Mentally Handicapped.

The Community Issues & Social Planning Committee recommended:

1. THAT Council authorize staff to make the necessary arrangements to accommodate the sub-leasing request outlined in this report.

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

*Councillor Corrigan retired from the Council Chamber at 9:25 p.m.*

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR YOUNG:

"THAT this Council meeting do now recess."

CARRIED UNANIMOUSLY



The Council meeting recessed at 9:25 p.m.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR YOUNG:

"THAT the Council meeting reconvene."

CARRIED UNANIMOUSLY

The Council meeting reconvened at 9:37 p.m. with Councillors Corrigan, Drummond, Rankin and Redman absent.

- g) The City Manager presented Report No. 18, 1996 June 24 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. Emergency Planning

The City Manager submitted a report from the Fire Chief, Director Engineering, Director Planning and Building, Officer in Charge RCMP and the Emergency Program Coordinator in response to Council's request for information on Risk Assessment. Specifically, Council requested information on the definition of the perimeters of risk assessment, clarification of facilities to be included, approximate costs and evaluation of previous reports related to this matter.

Staff indicate that there appears to be a highly motivated and conscientious effort by petroleum companies in Burnaby to have risk assessments professionally conducted and audited on an on-going basis. These technical evaluations of operations are considered to have contributed to the excellent safety record that these companies have achieved over a period of many years. Discussions with companies' senior management and their comments indicate that operational safety is of utmost importance to them and that matters pertaining to safety and health will remain a high priority.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR YOUNG:

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

*Councillors Drummond and Rankin returned to the Council Chamber at 9:38 p.m. and took their places at the Council table.*

*Councillor Corrigan returned to the Council Chamber at 9:39 p.m. and took his place at the Council table.*

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR DRUMMOND:

"THAT the motion as moved by Councillor Johnston and seconded by Councillor Young, being 'THAT the recommendation of the City Manager be adopted.' be now **TABLED.**"

CARRIED UNANIMOUSLY

This item was tabled in order to allow Council members a further opportunity to review the report.

2. Subdivision Reference No. 4/94  
6599 and 6609 Russell Avenue

The City Manager submitted a report addressing the comments of a delegation at the 1996 June 10 Council meeting regarding Subdivision Reference No. 4/94, 6599 and 6609 Russell Avenue. Staff advised that the requirement to preserve the 1927 granite wall in connection with the subdivision of these lands was made known to the applicant for subdivision from the outset in the Letter of Tentative Approval, and through the course of discussions accommodations were made to respect the owners desire to be free to demolish the wall, subject to suitable reconstruction. A covenant was executed by the owners and registered in the Lands Title Office reflecting this condition and the subdivision was approved on this basis. The purpose has been to protect the stonewall, identified as a neighbourhood amenity with heritage value, despite approval to subdivide the property on which the wall is situated. Consistent with the covenant, it is the owners responsibility to repair, maintain and protect the wall, notwithstanding the owners and builders' objections after completing the subdivision and house construction.

The City Manager recommended:

1. THAT a copy of this report be sent to:

Mr. San Khanna  
2651 Point Grey Road  
Vancouver, B.C. V6K 1A4

MOVED BY COUNCILLOR DRUMMOND:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

3. Rezoning Reference No. 22/96  
Ptn. 4553/4561 Kingsway, Ptn. 5921 Pioneer Avenue  
Ptn. 4554 Grange Street

The City Manager submitted a report from the Director Planning and Building seeking Council's authorization to forward Rezoning Reference No. 22/96 for a portion of 4553/4561 Kingsway, a portion of 5921 Pioneer Avenue and a portion of 4554 Grange Street to a Public Hearing on 1996 July 23.

The City Manager recommended:

1. THAT the introduction of a Highway Exchange Bylaw be authorized according to the terms outlined in Section 3.2 of this report, contingent upon the granting by Council of Second Reading of the subject Rezoning Bylaw.
2. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 1996 July 08 and to a Public Hearing on 1996 July 23 at 7:30 p.m.
3. THAT the following be established as prerequisites to the completion of the rezoning:
  - a) The submission of a suitable plan of development.
  - b) The deposit of sufficient monies to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
  - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
  - d) The satisfaction of all necessary subdivision requirements.
  - e) The consolidation of the subject site into one legal parcel, as well as the consolidation of the Phase III site to the south of the cul-de-sac.
  - f) The granting of any necessary easements.
  - g) The dedication of any rights-of-way deemed requisite.
  - h) The undergrounding of existing overhead wiring abutting the site.

- i) Compliance with the Council adopted sound criteria.
- j) The provision of a covered car wash stall and an adequately sized and appropriately located garbage handling and recycling material holding space within the underground parking and a commitment to implement the recycling provisions.
- k) Completion of the Highway Exchange Bylaw to create the legal site.
- l) The deposit of the applicable Parkland Acquisition Charge.
- m) The granting of a 215 Covenant restricting enclosure of balconies.
- n) The design and provision of units adaptable to the disabled (the provision of special hardware and cabinet work being subject to the sale/lease of the unit to a disabled person).

MOVED BY COUNCILLOR DRUMMOND:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

*Councillor Redman returned to the Council Chamber at 9:44 p.m. and took her place at the Council table.*

4. Size of Accessory Buildings in Single and Two Family Districts

The City Manager submitted a report from the Director Planning and Building responding to correspondence from Mr. Norman Clark of 6276 Burns Street regarding the size of accessory buildings in single and two family areas. Unless otherwise directed by Council, staff will proceed to enforce the demolition of the original garage at 6276 Burns Street as was contained in the building permit for the new three car garage.

The City Manager recommended:

1. THAT this report be sent to Mr. Norman Clark at 6276 Burns Street, Burnaby, B.C. V5H 1X2.

MOVED BY COUNCILLOR DRUMMOND:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

5. Royal Oak Avenue Realignment Project

The City Manager submitted a report from the Director Engineering providing Council with an updated phased construction program for the Royal Oak Avenue Realignment Project and seeking the necessary funding authority to proceed with the next phase of construction.

The City Manager recommended:

1. THAT a Capital Works Machine & Reserve Fund Expenditure Bylaw in the amount of \$5.2 million be brought down for the construction of Phase III of the Royal Oak Avenue Realignment project.
2. THAT Council approve the retention of N.D. Lea Consultants Ltd. for engineering services to complete Phase III of the Royal Oak Avenue Realignment project at an estimated fee of \$430,000.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR DRUMMOND:

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

CARRIED UNANIMOUSLY

6. Contract No. 9610 - Royal Oak Avenue - Phase 3

The City Manager submitted a report from the Director Finance seeking Council's approval to award a contract to the lowest bidder, JJM Construction Limited for construction of Phase III of the Royal Oak Avenue Realignment project.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, JJM Construction Ltd., for construction of Phase 3 of the Royal Oak Avenue project for a total cost of \$4,715,915.00 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR DRUMMOND:

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

CARRIED UNANIMOUSLY

7. Animal Control Bylaw Amendments

This item was dealt with previously in the meeting in conjunction with Item 2(a) - Delegation.

8. Financial Information Act - Statements

The City Manager submitted a report from the Director Finance presenting the 1995 Schedule of Wages and Payments.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR DRUMMOND:

"THAT the recommendation of the Director Finance be adopted."

CARRIED UNANIMOUSLY

9. Council Remuneration and Expenses

The City Manager submitted a report from the Director Finance presenting the 1995 Annual Report for Council remuneration and expenses.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR DRUMMOND:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

10. 1996 Local Improvement Program

The City Manager submitted a report from the Director Finance seeking Council's approval of the cost report for the 1996 Street Lighting and Speed Hump Local Improvement Program.

The City Manager recommended:

1. THAT Council adopt the local improvement cost report as shown on Schedule 1.

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

11. Contract No. 9608 - Gravel Supply

The City Manager submitted a report from the Director Finance seeking approval to award a contract to the lowest bidder, Jack Cewe Ltd., for the supply of gravel and sand aggregates.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Jack Cewe Ltd., for the supply of gravel and sand aggregates for a total cost of \$505,495.69 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR LAWSON:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

12. Cooperative Purchase of Gasoline and Diesel Fuel

The City Manager submitted a report from the Director Finance informing Council of the one year extension of the existing purchase order for gasoline and diesel fuel. The existing purchase order has now been extended for an additional year, from 1996 May 01 to 1997 April 30. The estimated total value of this extension is \$765,000. This is the last extension allowed under the present order and the supply of gasoline and diesel fuel will be retendered in the Spring of 1997.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR LAWSON:  
SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

13. Model Glider Fields at Deer Lake Park

The City Manager submitted a report from the Director Recreation and Cultural Services advising that the Parks and Recreation Commission, at its meeting held on 1996 June 19 received a report responding to correspondence from Mr. John Ryan and Ms. Carol Stubson-Ryan who expressed concerns about the implied exclusive use of the fields at Deer Lake Park by a private club. Staff advised that the use of the model glider field in Deer Lake Park is available to the public who wish to take part in this activity. The partnership with the Oakalla Hawks ensures that the facility is properly cared for. This partnership is similar to the association with the Burnaby Archers Club for use and maintenance of the archery range at Burnaby Lake.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

14. Pelidan Equestrian Request for Pilot Program  
of Horse Drawn Wagon/Carriage Rides in Deer Lake Park

The City Manager submitted a report from the Director Recreation and Cultural Services advising that the Parks and Recreation Commission have reviewed the application from Mr. William R. Pate who applied to operate a horse drawn carriage in the vicinity of Deer Lake Park. Staff advised that the City's insurance requirements will not be met by the applicant. Burnaby requires that \$5,000,000 in liability insurance be posted and the applicant has declined to meet this requirement.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY



15. Demolition of City-owned Buildings  
at 5741 Penzance Drive (Capital Hill Conservation Area)

The City Manager submitted a report from the Director Recreation and Cultural Services requesting authorization for the sale for moving or salvage or demolition of the structure at 5741 Penzance Drive which has been damaged by fire.

The City Manager recommended:

1. THAT authorization be given to the sale for moving or salvage or demolition of the structure at 5741 Penzance Drive.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

16. 8439 Government Street  
Lot 2, DL 58, Plan No. 7808

The City Manager submitted a report from the City Clerk recommending that Council direct the Clerk to file a notice in the Land Title Office pursuant to Section 750.1 of the Municipal Act with respect to a property observed to be in contravention of Municipal Bylaws.

The City Manager recommended:

1. THAT Council direct the Clerk to file a notice in the Land Title Office stating that:
  - (i) A resolution relating to the land at 8439 Government Street, Burnaby, B.C. has been made under Section 750.1 of the Municipal Act, and
  - (ii) Further information respecting the resolution may be inspected at the offices of the City Clerk, City of Burnaby.
2. THAT a copy of this report be sent to Landco Developments Ltd., #201 - 1437 Kingsway, Vancouver, B.C. V5N 2R6 and to Director/Officer G. Gujral and his wife K. Gujral at 8439 Government Street, Burnaby, B.C., V5A 2E5.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR RANKIN:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CORRIGAN:  
SECONDED BY COUNCILLOR EVANS:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR CORRIGAN:  
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**5. TABLED MATTERS**

- a) Chevron Refinery Limited  
Burnaby Refinery

Council chose not to lift this item from the table at this time.

- b) Eagles Estate Garden

The following item was tabled at the regular Council meeting held on 1996 June 10.

**11. Eagles Estate Garden**

The City Manager submitted a report from the Director Planning and Building responding and clarifying the intent of the Eagles Estate Garden Project and providing Council with the potential Capital and Maintenance Costs of preserving the garden. Staff advised that since Council's decision to purchase the Eagles' Estate and retain the house and garden as a Civic Heritage Site, methodical approach to the conservation of its heritage values has been implemented with the guidance of the Parks and Recreation and Heritage Commissions. Staff conclude that the heritage development potential study is a critical step in the planning process in assessing the adaptability of the Eagles Estate Garden from a private space to public amenity. The successful integration of the Eagles Estate into Deer Lake Park will ensure the protection of its character and provide the public with opportunities to enjoy its unique site and heritage features.

The City Manager recommended:

1. **THAT Council approve an expenditure of \$5,000 from the Community Heritage Commission Budget to fund the Heritage Development Potential Report.**
2. **THAT Council authorize staff to seek financial assistance from the B.C. Heritage Trust to recover a portion of funds for the production of the Heritage Development Potential Report.**

**MOVED BY COUNCILLOR YOUNG:**  
**SECONDED BY COUNCILLOR LAWSON:**

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

**MOVED BY COUNCILLOR REDMAN:**  
**SECONDED BY COUNCILLOR EVANS:**

**"THAT the motion as moved by Councillor Young and seconded by Councillor Lawson being 'THAT the recommendations of the City Manager be adopted', be now TABLED."**

**CARRIED UNANIMOUSLY**

**This item was tabled in order to allow Council members a further opportunity to review the report.**

**MOVED BY COUNCILLOR DRUMMOND:**  
**SECONDED BY COUNCILLOR REDMAN:**

**"THAT the motion as moved by Councillor Young and seconded by Councillor Lawson being, 'THAT the recommendations of the City Manager be adopted.' be now LIFTED from the table."**

**CARRIED UNANIMOUSLY**

**The motion was now before the meeting. A vote was then taken on the motion as moved by Councillor Young and seconded by Councillor Lawson being "THAT the recommendations of the City Manager be adopted." and same was CARRIED with Councillor Corrigan opposed.**

6. **BYLAWS**

FIRST, SECOND AND THIRD READING

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

|   |        |
|---|--------|
| Burnaby Animal Control Bylaw 1991, Amendment<br>Bylaw 1996                                    | #10387 |
| Burnaby Automatic Vote Counting System Bylaw  | #10415 |
| Burnaby Community Facilities Contribution<br>Agreement Bylaw No. 3, 1996                      | #10416 |
| Burnaby Smoking Regulation Bylaw 1996   | #10417 |
| Burnaby Capital Works, Machinery and Equipment<br>Reserve Fund Expenditure Bylaw No. 20, 1996 | #10418 |

be now introduced and read three times."

MOVED BY COUNCILLOR REDMAN:  
SECONDED BY COUNCILLOR CORRIGAN:

"THAT Section 15 (a), subsection 5 of the Burnaby Animal Control Bylaw No. 10387 be **AMENDED** to read as follows:

'No person shall use a choke collar on a leashed dog except when walking or training the dog.'

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Rankin and seconded by Councillor Johnston being,

"THAT

|  |        |
|--|--------|
| Burnaby Animal Control Bylaw 1991, Amendment<br>Bylaw 1996 | #10387 |
| Burnaby Automatic Vote Counting System Bylaw               | #10415 |

Burnaby Community Facilities Contribution Agreement Bylaw No. 3, 1996 #10416

Burnaby Smoking Regulation Bylaw 1996 #10417

Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 20, 1996 #10418

be now introduced and read three times.

**AS AMENDED** and same was CARRIED with Councillor Corrigan opposed to Bylaw #10417."

CONSIDERATION AND THIRD READING:

#10338 7362/88 McKay Avenue and 4322/42 Victory Avenue RZ #57/95

#10367 4500 Dawson Street RZ #16/96

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR LAWSON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 12, 1996 #10338

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 25, 1996 #10367

be now read a third time."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

#10327 7230/36/42/48/54 - 18th Avenue RZ #42/95

#10357 5201 Oakmount Crescent RZ #34/95

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 3, 1996 #10327

|   |        |
|---|--------|
| Burnaby Zoning Bylaw 1965, Amendment<br>Bylaw No. 17, 1996                                    | #10357 |
| Burnaby Sewer Connection Bylaw 1961,<br>Amendment Bylaw 1996                                  | #10409 |
| Burnaby Capital Works, Machinery and Equipment<br>Reserve Fund Expenditure Bylaw No. 15, 1996 | #10410 |
| Burnaby Capital Works, Machinery and Equipment<br>Reserve Fund Expenditure Bylaw No. 16, 1996 | #10411 |
| Burnaby Capital Works, Machinery and Equipment<br>Reserve Fund Expenditure Bylaw No. 17, 1996 | #10412 |
| Burnaby Capital Works, Machinery and Equipment<br>Reserve Fund Expenditure Bylaw No. 18, 1996 | #10413 |
| Burnaby Capital Works, Machinery and Equipment<br>Reserve Fund Expenditure Bylaw No. 19, 1996 | #10414 |

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

CARRIED

OPPOSED: MAYOR COPELAND TO BYLAW NO.  
10357

**7. NEW BUSINESS**

Councillor Rankin

Councillor Rankin was given leave by Council to introduce the following motion proposing a Rivers, Lakes and Mountain Trail:

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR JOHNSTON:

"WHEREAS Burnaby is a developing urban community that boasts many significant natural features such as the Fraser River, Central Park forests, Deer Lake, Burnaby Lake, Brunette River, Burnaby Mountain, and the Burrard Inlet; and

WHEREAS residents and visitors in Burnaby increasingly enjoy the healthy leisure and recreational experiences of walking and cycling outdoors in the natural environment; and

WHEREAS a preliminary concept for a "Rivers, Lakes & Mountain Trail" outlines a range of corridors incorporating sections of Burnaby's existing and proposed Urban Trail System together with extensions and linkages which could serve to connect Burnaby's major parks and natural areas along a single trail route for recreational walking and cycling; and

WHEREAS a continuous trail connecting the Fraser River to the Burrard Inlet via a system of natural green spaces would provide an attractive City-wide amenity unique to the City of Burnaby and give emphasis to the importance of the natural environment within the City's distinctive urban landscape:

THEREFORE BE IT RESOLVED that the preliminary concept for a 'Rivers, Lakes & Mountain Trail' for walking and cycling be approved in principle and staff be directed to report to Council on the feasibility and advisability of implementing such a trail in Burnaby, with the report to examine issues concerned with potential route alignment, environmental protection for sensitive areas, technical considerations, development time frame, and construction costs and to include coordination with the various City departments involved."

CARRIED UNANIMOUSLY

*Councillor Corrigan retired from the Council Chamber at 10:19 p.m.*

**8. INQUIRIES**

There were no inquiries brought before Council at this time.

**9. ADJOURNMENT**

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR YOUNG:

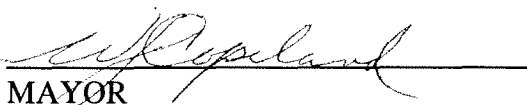
"THAT this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 10:25 p.m.

Confirmed:

Certified Correct:

  
MAYOR

  
DEPUTY CITY CLERK