

1996 AUGUST 26

A regular meeting of the City Council was held in the Council Chamber, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1996 August 26 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 (*arrived at 7:06 p.m.*)
Councillor J. Young

STAFF: Mr. R.H. Moncur, City Manager
Mr. L. Chu, Deputy Director Engineering
Ms. D. Jorgensen, Deputy Treasurer
Mr. D.G. Stenson, Director Planning & Building
Ms. M. Pasqua, Deputy City Clerk
Mr. S. Cleave, Administrative Officer I

PROCLAMATIONS

Councillor Derek Corrigan, on behalf of His Worship, Mayor Copeland proclaimed the week of 1996 September 02 to 08 as "*Union Label Week*" in the City of Burnaby.

Councillor Lee Rankin, on behalf of His Worship, Mayor Copeland proclaimed Saturday, September 07 as "*Taoist Tai Chi Awareness Day*" in the City of Burnaby.

Councillor Redman arrived at 7:06 p.m. and took her place at the Council table.

His Worship, Mayor Copeland advised that he was in receipt of a card from Mrs. Edie Fisher thanking Council for the kind words in memory of her husband, Stan Fisher.

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 August 12 be adopted."

CARRIED UNANIMOUSLY

2. DELEGATIONS

The following wrote requesting an audience with Council:

- a) Burnaby Mountain Biking Club
1996 July 30
Re: Mountain Bike Trails in Burnaby Parks
Speaker: Ron Leavitt
- b) Eilleen Busch
1996 August 16
Re: Construction of New Homes
in 52/5300 blocks Clinton Street
Speaker: Eilleen Busch
- c) D.M. Dawson
Undated
Re: Berry Point
Speaker: Mrs. Hazel L'Estrange

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- a) **This delegation was WITHDRAWN prior to the Council meeting.**
The subject of Mountain Bike trails in Burnaby Parks is currently before the Burnaby Parks and Recreation Commission.
- b) **The delegation did not appear before Council at this time.**
- c) **Mrs. Hazel L'Estrange**, 5125 Empire Drive, Burnaby appeared before Council in opposition to Vancouver Port Corporation's proposed Berry Point Project. Mrs. L'Estrange read the correspondence from Dawn Dawson which appears on the Council agenda and advised that Ms. Dawson was unable to attend the Council meeting this evening. In her letter, Ms. Dawson suggests that if the Berry Point property is to be developed, it should be developed in such a way as to provide public access to an environmentally acceptable facility for day use by the citizens of Greater Vancouver and not a closed industrial facility which would benefit only the proposed users. Mrs. L'Estrange then presented a 600 signature petition to Council in opposition to Berry Point. A copy of the petition is available in the City Clerk's Office and the content reads as follows:

"We, the undersigned residents of Burnaby, wish to go on record as opposing any "improvements" listed in the document entitled "Berry Point Terminal Improvements - Project Review Document, July 1996".

It is, of course, regrettable that fill was permitted to be dumped on the site, however, since the dumping is a "fait accompli", the area could be developed in such a way as to provide public access to an environmentally acceptable facility for the day use by citizens of Greater Vancouver.

We object to the proposal for a variety of reasons. Some of these are listed in random order. They are:

- 1) There is no provision for public access to the area. We understand that Burnaby had, at least, plans for a public walkway and access.
- 2) The hours of operation are ambiguous. For example, it is noted that lighting will be provided for security and night time operation.
- 3) The extent of future development is unclear. For example, the document suggests the possibility of deep-sea docking. It also refers to a railway siding, the purpose of which is unclear.
- 4) The increased vehicular traffic in the immediate area is unacceptable through a park and playground area and to nearby residents. This increase in traffic would also be an additional burden on the streets beyond the immediate area.
- 5) There will obviously be a degradation of the environment as a result of air, water, ground and noise pollution. For example, residents often hear telephones ringing, the sounds of heavy machinery, jack hammer noise and even voices at times.
- 6) Since it is unlikely that all materials shipped or received will be stored in sheds, the site is likely to be unsightly.

Attached are the signatures and addresses of those contacted who oppose the "Berry Point Terminal Improvements - Project Review Document - July, 1996.

Additional comments by individuals are attached on separate sheets. "

In concluding her comments, Mrs. L'Estrange expressed appreciation for the support received from citizens, local newspapers, the general public and all levels of government.

3. CORRESPONDENCE AND PETITIONS

Councillor Redman retired from the Council Chamber at 7:40 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. 22, 1996 August 26 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

Councillor Corrigan retired from the Council Chamber at 7:41 p.m.

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

- a) Paul Szabo, MP Mississauga South
1996 July 31
Re: Requests support for "Drink Smart Canada"

A letter was received from Paul Szabo, M.P. Mississauga South requesting Council's support for a National Public Education Campaign called "*Drink Smart Canada*" and the health warning labels initiative.

- b) Vice President CHUM Group Western,
1996 August 02
Re: Request support for granting of licence for "V" Television

A letter was received from Paul A. Ski, General Manager, CFUN/CHQM-FM requesting Council write a letter of support to the CRTC for the granting of a licence for "V" Television.

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

- c) President & CEO, Rogers Broadcasting Limited CMFV-TV
1996 August 06
Re: Request support for granting of licence for a Multilingual Television Station

A letter was received from A.P. Viner, President and CEO of CFMV-TV requesting Council write a letter of support to the CRTC for the granting of a licence for a Multilingual Television Station.

- d) President, Vancouver Television
1996 August 14
Re: Request support for granting of licence for Vancouver Television

A letter was received from Bruce Cowie, President of Vancouver Television requesting Council write a letter of support to the CRTC for the granting of a licence for "Vancouver Television."

Councillor Redman returned to the Council Chamber at 7:43 p.m. and took her place at the Council table.

- e) Surveys Officer, Agriculture and Agri-Food Canada
1996 August 15
Re: Gypsy Moth Trapping in Burnaby

A letter was received from Agriculture and Agri-Food Canada, Food Production and Inspection Branch advising that only one gypsy moth has been trapped in Burnaby and that they will continue to monitor the traps until Fall at which time the traps will be retrieved. Once the trapping program is completed, the writer will then provide the final results.

- f) President, Union of B.C. Municipalities
1996 August 13
Re: Bill 55

A letter dated 1996 August 13 was received from the President, UBCM addressing issues relating to the implementation of Bill 55 - Railway Property Tax System Reform.

Item 5, City Manager's Report No. 22, 1996 August 26 was brought forward for consideration at this time.

5. Railway Taxation

The City Manager submitted a report from the Director Finance providing additional information regarding the Provincial Government's plans for implementing railway tax reform. Staff conclude that the Provincial Government is moving forward in implementing its railway property tax system reform to improve the fairness of the railway taxation system in B.C. and to promote the future viability of the Province's railway system. The Provincial Government will share equally with local governments in achieving the \$15 million dollars in tax reductions through decreases in Provincial school tax, Provincial rural area tax and local government property tax. Burnaby's share in this tax reduction is approximately \$157,000.

The City Manager recommended:

1. THAT Council receive this report for information.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

- g) Svend J. Robinson, MP Burnaby-Kingsway
to Vancouver Port Corporation
1996 August 08
Re: Supports request by Northwest Capitol
Hill Neighbourhood Association to extend
deadline for public input re: Berry Point

A copy of a letter was received from Svend Robinson, M.P. Burnaby-Kingsway, addressed to the Vancouver Port Corporation supporting the request by the Northwest Capitol Hill Neighbourhood Association to extend the deadline for public input into the Shields Navigation Project at Berry Point.

- h) Chair, UBCM Aboriginal Affairs Committee
and UBCM President, 1996 August 12
Re: UBCM Review of Nisga's Agreement in Principle

A letter was received from the President, UBCM and the UBCM Aboriginal Affairs Committee providing a review of Nisga's agreement in principle.

- i) Petition, 1996 August 12
Re: Concerns about possible illegal
business, traffic and fire hazard at
property located at 6563 Neville Street

A petition was received from concerned citizens of Neville and Hedley Streets expressing concern regarding the activities at a rental house at 6563 Neville Street.

The Director Finance is preparing a report in response to this petition which will be submitted to Council for its September 9th Council meeting.

- j) Secretary, Parents Committee,
Royal Canadian Air Cadets
1996 August 09
Re: Request permission to conduct Tag Days
in Burnaby 1996 October 25 and 26

A letter was received from the Royal Canadian Air Cadets, 759 Squadron requesting permission to conduct Tag Days in Burnaby on October 26th. A staff note advises that Council granted permission for the Creative Dance Association to conduct Tag Days in Burnaby on October 26. Creative Dance Association is prepared to share the Tag Day and canvass Burnaby south of the Lougheed Highway if Council grants permission to the Royal Canadian Air Cadets to canvass on October 26, north of the Lougheed Highway. However, Creative Dance Association is prepared to share the Tag Day and canvass Burnaby, south of Lougheed Highway if Council grants permission to the Royal Canadian Air Cadets to Canvass on October 26th, North of the Lougheed Highway.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT permission be granted to the Royal Canadian Air Cadets, 759 Falcon Squadron to conduct Tag Days in Burnaby on 1996 October 25 and 26."

CARRIED UNANIMOUSLY

- k) Residential Campaign Coordinator
Canadian Diabetes Association
1996 August 06
Re: Request permission to conduct
door-to-door canvass 1996 November 1 - 15

A letter was received from the Canadian Diabetes Association requesting permission to conduct a door-to-door campaign from November 1st to 15th inclusive.

A staff note advises there are no other commitments for door-to-door campaigns during the period requested.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR LAWSON:

"THAT permission be granted to the Canadian Diabetes Association to conduct a door to door canvass in Burnaby from 1996 November 1 - 15 inclusive."

CARRIED UNANIMOUSLY

- l) Director, Port Development, Vancouver
Port Corporation to Robert Anderson
1996 August 09
Re: Coal Island Proposal, Berry Point

A copy of a letter was received from the Vancouver Port Corporation to Mr. Robert Anderson, Northwest Capitol Hill Neighbourhood Association advising that, upon completion of the second Open House, they will assess the overall level of community participation and the comments received. The review process can be extended if it will help Vancouver Port Corporation to receive new information or respond to the comments received.

Councillor Rankin retired from the Council Chamber at 7:47 p.m.

- m) Minister of Forests, Province of B.C.
1996 July 31
Re: Forest Renewal B.C.

A letter was received from Honourable David Zirnelt, Minister of Forests advising that the Provincial Government is unequivocal in its support for the Forest Renewal Plan.

- n) Douglas Porter
1995 May 31
Re: Proposed Tree Bylaw

A letter was received from Douglas Porter addressing Burnaby's proposed Tree Bylaw and providing comments on various points raised in the March 22nd, 1996 staff report to Council.

- o) Douglas S. Porter
1996 August 21
Re: Tree Protection Bylaw
Maintenance of Landscaping
approved in Rezoning

A letter was received from Douglas Porter, again addressing the proposed Tree Bylaw and requesting that consideration be given to including a section which directs that an owner of property that is subject to a development permit that includes a tree plan must maintain the replacement trees in accordance with the plan.

Councillor Corrigan returned to the Council Chamber at 7:48 p.m. and took his place at the Council table.

Councillor Young retired from the Council Chamber at 7:48 p.m.

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

Arising from consideration of Correspondence Item 3 (a) from Paul Szabo, MP, Mississauga South, Councillor Lawson was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR EVANS:

"THAT the City of Burnaby support the 'Drink Smart Canada' and Health Warning Labels Campaign; and further, that a copy of this resolution be forwarded to Paul Szabo, MP, Mississauga South."

CARRIED UNANIMOUSLY

Arising from consideration of Correspondence Item 3(l) from the Vancouver Port Corporation to the Northwest Capitol Neighbourhood Association, Councillor Lawson was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR CORRIGAN:

"THAT Burnaby Council write to the Vancouver Port Corporation reiterating its position that further consultation on the proposed development at Berry Point is necessary."

CARRIED UNANIMOUSLY

4. REPORTS

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

- a) The City Manager presented Report No. 22, 1996 August 26 on the matters listed following as Items 01 to 22 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Tree Protection Bylaw

The City Manager submitted a report from the Director Planning and Building seeking Council's authority to prepare and introduce a tree protection bylaw for Council approval. Staff advised that the tree protection bylaw represents a significant move to protect trees in Burnaby on those single and two-family lots where new houses are to be constructed. The bylaw responds to an increasing

concern and complaints about the unnecessary removal of healthy trees particularly as part of new single and two-family development and redevelopment of older established homes.

Staff further advised that in these instances, there will be a need to submit a tree plan at the time of a demolition or building permit application and to obtain a tree cutting permit to remove protected trees. As it is presently proposed, the bylaw would not apply to single and two-family properties where a demolition or building permit application is not involved or where a building permit is only associated with a renovation or addition. The bylaw would apply to the areas outside the building envelope on undeveloped single and two-family lots even when a building permit is not being applied for.

Following Council approval, staff intend to prepare the bylaw and initiate the preparation of both general public information and technical brochures for general distribution that would assist with the smooth implementation of the bylaw.

The City Manager recommended:

1. THAT Council authorize the introduction of a Tree Protection Bylaw based on the draft Tree Bylaw as contained in *attachment 1* to this report.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Councillors Rankin and Young returned to the Council Chamber at 7:59 p.m. and took their places at the Council table.

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

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT staff submit a report, following one year's time, on the effects of the tree protection bylaw."

CARRIED UNANIMOUSLY

2. Powerhouse Creek Development Plan
(Weiser Lock Site)
Edmonds Town Centre

The City Manager submitted a report from the Director Planning & Building summarizing the public input received regarding the draft Powerhouse Creek Development Plan and recommending Council's approval of a finalized development plan as the basis for amendment of the Edmond's Town Centre Plan.

The City Manager recommended:

1. THAT Council adopt the Powerhouse Creek Development Plan (*Attachment 'A'*) and amend the Edmonds Town Centre Plan accordingly.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

Councillors Corrigan and Redman retired from the Council Chamber at 8:34 p.m.

3. Frances/Union and Metrotown Bike Route Projects

The City Manager submitted a report from the Director Planning and Building providing information regarding implementation of the Frances/Union bike route and Metrotown bike route projects. Unless Council directs otherwise, staff will continue to pursue implementation of the two bike route projects as outlined in the report. The Frances/Union bike route is expected to be largely completed during 1996 September with some outstanding items related to signalization to be completed by the end of this year. The Metrotown bike route is expected to be largely completed by the end of this year with the exception of the traffic signal at Kingsway/Marlborough to be completed in 1997.

The City Manager recommended:

1. THAT a copy of this report be sent to the Bicycle Advisory Committee for information.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR DRUMMOND:

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

CARRIED UNANIMOUSLY

Councillor Young retired from the Council Chamber at 8:40 p.m.

Councillor Johnston retired from the Council Chamber at 8:46 p.m.

Councillor Redman returned to the Council Chamber at 8:47 p.m. and took her place at the Council table.

Councillor Johnston returned to the Council Chamber at 8:48 p.m. and took his place at the Council table.

4. Rezoning Reference #6/96
Subdivision Reference #48/96
Easement and 215 Covenant
Related to Transfer of S.F.U. Lands

The City Manager submitted a report from the Director Planning and Building seeking Council's authority to the granting of an easement in favour of Simon Fraser University and a 215 Covenant in favour of the Province.

The City Manager recommended:

1. THAT Council authorize the granting and execution of an easement in favour of Simon Fraser University over a portion of Rem. Lot 145, as outlined in Section 2.0 of this report.
2. THAT Council authorize the granting of a 215 covenant in favour of the Province over Rem. Lot 145, as outlined in Section 3.0 of this report.
3. THAT a copy of this report be forwarded to the Parks and Recreation Commission for their information.

Councillor Drummond retired from the Council Chamber at 8:50 p.m.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

5. Railway Taxation

This item was dealt with previously in the meeting in conjunction with Correspondence Item 3 (f).

6. Berry Point - Stockpiling of Concrete Rubble

The City Manager submitted a report from the Director Planning and Building providing Council with requested information relating to the stockpiling of concrete rubble at the Berry Point site.

The City Manager recommended:

1. THAT Council receive this report for information purposes.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

Councillor Rankin retired from the Council Chamber at 9:52 p.m.

7. Deer Lake Lease

The City Manager submitted a report from the Director Planning and Building advising that the lease from the Ministry of Environment, Lands and Parks for Deer Lake will expire on 1997 May 16 and that application for a replacement tenure is required by mid September. Staff advised that Deer Lake remains the focus of Deer Lake Park and, given the magnitude of City-owned land around the Lake and the recreational and aesthetic opportunities offered by the Lake, staff is of the opinion that the lease should be renewed.

The City Manager recommended:

1. THAT Council authorize staff to pursue an application from the Ministry of Environment, Lands and Parks for a replacement tenure of Lease No. 29584 covering all that foreshore or land covered by water being the bed of Deer Lake, Group 1, New Westminster District, for recreational purposes, by mid-September.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR LAWSON:

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

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

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the recommendation of the City Manager be **AMENDED** to read as follows:

1. THAT Council authorize staff to pursue an application from the Ministry of Environment, Lands and Parks for a replacement tenure of Lease No. 29584 covering all that foreshore or land covered by water being the bed of Deer Lake, Group 1, New Westminster District, for recreational and environmental purposes, by mid-September."

CARRIED UNANIMOUSLY

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

8. Zoning Bylaw Text Amendment
Private School Site Requirements
and School Definitions

The City Manager submitted a report from the Director Planning and Building providing information on the rationale for the zoning bylaw text amendments proposed in the 1996 February 19 report on private school site requirements and school definitions and modifications to the lot area requirements for private schools.

The City Manager recommended:

1. THAT the City Solicitor be authorized to prepare a bylaw amending the Burnaby Zoning Bylaw to reflect the modifications and clarifications described in the 1996 February 19 Council report on this subject, as amended by Section 2.1 and Section 2.6 of this report.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

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

Council requested that a copy of the report be sent to the nine private schools in Burnaby.

9. Rezoning Reference #31/96
6423/37 Canada Way

The City Manager submitted a report from the Director Planning and Building responding to Council's referral of Rezoning Reference #31/96 following the delegation at the 1996 August 12th Council meeting. The delegation, in the view of staff, did not advance any new information that would tend to alter the position put forward in the original staff report. Rezoning as requested would constitute spot zoning and subdivision into three lots would increase the potential building density on the lands involved by approximately 11% compared with the potential that exists under the present R1 zoning that has been in place throughout the Buckingham Heights residential area since 1965.

The City Manager recommended:

1. THAT this report be received for information.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

"THAT this Council meeting do now recess."

CARRIED UNANIMOUSLY

The Council meeting recessed at 9:00 p.m.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR YOUNG:

"THAT the Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The Council meeting reconvened at 9:12 p.m. with all Council members present.

His Worship, Mayor Copeland, in accordance with his authority under Section 240 of the Municipal Act wished to bring back for reconsideration the motion as moved by Councillor Lawson and seconded by Councillor Johnston at the regular Council meeting held on 1996 July 22 pertaining to Rezoning Reference #31/96.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED
FOR: COUNCILLORS EVANS, JOHNSTON,
RANKIN, REDMAN AND YOUNG
OPPOSED: HIS WORSHIP, MAYOR COPELAND
COUNCILLORS CORRIGAN, DRUMMOND
AND LAWSON

The motion was now before the meeting.

A vote was then taken on the motion as moved by Councillor Lawson and seconded by Councillor Johnston being "THAT the recommendation of the City Manager be adopted." and same was **DEFEATED** with Councillors Evans, Johnston, Rankin, Redman and Young **OPPOSED.**

MOVED BY COUNCILLOR RANKIN:
SECONDED BY COUNCILLOR YOUNG:

"THAT a Rezoning Bylaw be prepared and advanced to First Reading and to a Public Hearing."

CARRIED
FOR: COUNCILLORS EVANS, JOHNSTON,
RANKIN, REDMAN AND YOUNG
OPPOSED: HIS WORSHIP, MAYOR COPELAND
COUNCILLORS CORRIGAN, DRUMMOND
AND LAWSON

10. Request for Construction of a New Dwelling
3913 Thurston Street - Metrotown Area 11
Lot 2, DL 34, Plan 7565 Except: Plan Pcl. A EP Plan 15530

The City Manager submitted a report from the Director Planning and Building informing Council of a request to construct a new dwelling within Metrotown Area 11, 3913 Thurston Street.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

11. Rezoning Reference #18/96
Ambulance Dispatch Centre

The City Manager submitted a report from Director Planning and Building seeking Council's authority to forward Rezoning Reference #18/96 (Ambulance Dispatch Centre) to a Public Hearing on 1996 September 24.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 1996 September 09, and to a Public Hearing on 1996 September 24 at 7:30 p.m.
2. 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 creation of a separate lease lot for the project.
 - e) The granting of any necessary easements.
 - f) Submission of a tree survey, retention of as many existing mature trees as possible on the site, submission of a written undertaking to ensure that all site areas identified for preservation of existing vegetation are effectively protected by snow fencing or other approved physical containment during the whole course of site preparation and construction

work, and deposit of sufficient monies to ensure the protection of identified existing vegetation to be presented.

- g) The submission of a suitable engineered design for an approved on-site sediment control program.
- h) The payment of any requisite City taxes with respect to the subject site and development.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED

OPPOSED: COUNCILLOR DRUMMOND

- 12. Subdivision Reference #6/96
Rezoning Reference #16/95
Road Closure Reference #3/96

The City Manager submitted a report from the Approving Officer advising Council of the recommended value for the net lane closure area pertaining to Subdivision Reference #6/96 and Rezoning Reference #16/95.

The City Manager recommended:

- 1. THAT Council approve the land value for the net lane closure area as outlined in Section 3.0 of this report.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

- 13. Emergency Culvert Repair Works
Broadway/Burnaby Mountain Golf Course
Culverts at Eagle Creek

The City Manager submitted a report from Director Engineering seeking approval to proceed with emergency culvert repair works for the existing culverts in the Burnaby Mountain Golf Course, immediately upstream of the Broadway culverts. The additional emergency repairs are estimated to cost \$150,000 and will be added to contract #9604 subject to Council approval.

The City Manager recommended:

1. THAT the Director Engineering be authorized to carry out the additional emergency culvert repair work as outlined in this report.
2. THAT a copy of this report be forwarded to the Parks and Recreation Commission.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

14. Work Order #60-30-091
Central Valley Sewer Rehabilitation

The City Manager submitted a report from the Director Engineering seeking approval of work order #60-30-091, Central Valley Sewer Rehabilitation - Phase IV.

The City Manager recommended:

1. THAT work order #60-30-091, as specifically referred to in this report, be approved.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

15. Contract No. 9623 -
Central Valley Sewer Rehabilitation - Phase IV

The City Manager submitted a report from the Director Finance seeking approval to award a contract for the Central Valley Sewer Rehabilitation - Phase IV.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Greenstar Contracting Inc., for Phase IV of the Central Valley Sewer Rehabilitation program for a total cost of \$325,254.32 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

16. Burnaby False Alarm Bylaw 1995 No. 10259

The City Manager submitted a report from the Director Finance requesting Council's approval for an amendment to the Burnaby False Alarm Bylaw. A report to Council dated 1996 July 02 addressed issues encountered by landlords who have multiple tenants with individually alarmed premises on the same property. As a remedy, it is recommended that the City allow three false alarms for each alarm system on a property before a penalty is incurred. This is the same allowance provided to an owner occupied property. Property owners will be sent separate notices for false alarms incurred by each tenant's alarm system allowing the identification of problem alarm systems.

The City Manager recommended:

1. THAT Burnaby False Alarm Bylaw 1995 No. 10259 be amended as outlined in this report.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

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

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR REDMAN:

"THAT copies of this report be forwarded to Mr. Keith Beedie, and any other correspondents to Council on this matter."

CARRIED UNANIMOUSLY

17. Tree at 7923 Edmonds Street

The City Manager submitted a report from the Director Finance responding to correspondence received from Mr. Mehma Chera who requested that Council

alleviate the problems associated with a tree on the City rental property at 7923 Edmonds Street.

The City Manager recommended:

1. THAT this report be received for information.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

18. Taxi Host Program

The City Manager submitted a report from the Director Finance responding to correspondence from a group of Lower Mainland taxi drivers who expressed concern about the new Taxi Host Program. Staff advised that Taxi Host is a voluntary education program sponsored by the Greater Vancouver Taxi Partnership Committee which includes representatives from taxi, tourism and regulatory organizations. Bonny's Taxi encourages drivers and owners to take Taxi Host training. The Taxi Host centre reports that 229 of Bonny's 250 drivers are enrolled or have completed level one requirements in the program. Burnaby Select Taxi does not require that its drivers have Taxi Host training at this time.

The City Manager recommended:

1. THAT this report be received for information.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

19. Fire Station No. 1 - Emergency Power
Upgrading and Minor Interior Renovations

The City Manager submitted a report from Acting Fire Chief seeking Council's approval to bring forward a Capital Expenditure Bylaw for the design of a full emergency power system and minor interior alterations at Fire Station No.1. The Acting Fire Chief advises that to operate as a viable command centre in the event of a major emergency, Fire Station No. 1 requires a modern and full emergency power supply. In addition to this major aspect of the renovation, the Fire

Department also seeks to modernize other aspects of this facility to improve staff conditions.

The City Manager recommended:

1. THAT Council bring forward a Capital Expenditure Bylaw in the amount of \$38,000.00 for the retention of an Engineering Consultant to design a new emergency power system, communications room and additional staff shower facilities at Fire Station No. 1.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

20. Burnaby Lake Arena Complex - Consolidation of 3676 and
3702 Kensington Avenue, Lots 158 and Rem. Lot 159, Plan 24753, NWD

The City Manager submitted a report from Director Recreation and Cultural Services advising that the Parks and Recreation Commission, at its meeting held on 1996 October 21 received a report regarding the construction of the new arena building at the Burnaby Lake Arena Complex. Staff report that the siting and construction of the new arena building at Burnaby Lake Sports Complex requires that the two City properties being 3676 and 3702 Kensington Avenue, on which the new arena building is to be constructed be consolidated in to one legal parcel. Staff requests Council authorization for the consolidation and the preparation of the consolidation plans and any necessary right-of-way plans.

The City Manager recommended:

1. THAT authorization be given to the consolidation of the two properties at 3676 and 3702 Kensington Avenue, Lot 158 and Rem. Lot 159, Plan 24753, NWD as outlined in the *attached* report.
2. THAT authorization be given to the Director Engineering to arrange for preparation of the consolidation plans and any necessary right-of-way plans in favour of the City.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

21. Food & Beverage Services at Burnaby Mountain Golf Course

The City Manager submitted a report from the Director Recreation and Cultural Services advising that the Parks and Recreation Commission, at its meeting held 1996 August 21 received a report requesting authorization to finalize an agreement for the operation of the food and beverage facilities at the Burnaby Mountain Golf Course.

The City Manager recommended:

1. THAT the Purchasing Agent be authorized to finalize an agreement with Delta Whistler Resort for the operation of the food and beverage facilities at the Burnaby Mountain Golf Course as outlined in the *attached* report.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

22. 1996 Council Indemnities

The City Manager submitted a report from the Director Finance setting Council's 1996 indemnities in accordance with the formula set by the Council Indemnity Advisory Committee.

The City Manager recommended:

1. THAT Council indemnities for 1996 be set as detailed in the report; and
2. THAT the City Solicitor bring down a bylaw to establish the new indemnities effective 1996 January 01.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR CORRIGAN:

"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 RANKIN:

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

CARRIED UNANIMOUSLY

5. TABLED MATTERS

a) Computer Related Capital Equipment

The following item was tabled at the regular Council meeting held on 1996 August 12:

23. Computer Related Capital Equipment

The City Manager submitted a report from the Director Finance requesting funding for the purchase of computer equipment.

The City Manager recommended:

1. THAT a bylaw be brought down to appropriate \$60,100 from Capital Reserves for the acquisition of computer equipment as outlined in this report.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR JOHNSTON:

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

MOVED BY COUNCILLOR DRUMMOND:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

This item was tabled in order to allow Council an opportunity to discuss the report with staff.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

The motion was then before the meeting.

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

b) Computer Related Capital Equipment

The following item was tabled at the regular Council meeting held on 1996 August 12:

24. Computer Related Capital Equipment

The City Manager submitted a report from the Director Recreation & Cultural Services requesting funding for a Maintenance Management System for Parks & Recreation.

The City Manager recommended:

1. **THAT** a bylaw be brought down to appropriate \$75,240 from Capital Reserves for the acquisition of personal computers, printers and software as outlined in this report.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR YOUNG:

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

MOVED BY COUNCILLOR JOHNSTON:
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 provide Council an opportunity to discuss the report with staff.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR YOUNG:

"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 **LIFTED** from the table."

CARRIED UNANIMOUSLY

The motion was then before the meeting.

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

6. **BYLAWS**

FIRST, SECOND AND THIRD READING

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby False Alarm Bylaw 1995, Amendment Bylaw 1996	#10437
Burnaby Highway Exchange Bylaw No. 6, 1996	#10443
Burnaby Housing Agreement Authorization Bylaw No. 1, 1995, Amendment Bylaw 1996	#10444
Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 27, 1996	#10445

be now introduced and read three times."

CARRIED UNANIMOUSLY

CONSIDERATION AND THIRD READING:

#10362	7145/55/63/69 18th Avenue	RZ #56/95
--------	---------------------------	-----------

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR LAWSON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 20, 1996 #10362

be now read a third time."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

#10348	4885 Kingsway	RZ #53/95
#10376	3915 & 3935 Henning Drive	RZ #12/96

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 14, 1996 #10348

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 28, 1996 #10376

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 44, 1996, #10398
Text Amendment

Burnaby Heritage Designation Bylaw No. 2, 1996 #10423

Burnaby Capital Works, Machinery and Equipment Reserve #10434
Fund Expenditure Bylaw No. 26, 1996

Burnaby Local Improvement Fund Expenditure Bylaw No. 2, 1996 #10435

Burnaby Local Improvement Fund Expenditure Bylaw No. 3, 1996 #10436

Burnaby Highway Exchange Bylaw No. 5, 1996 #10438

Burnaby Recreation Facility Rentals Bylaw 1995, #10439
Amendment Bylaw 1996

Burnaby Recreation Fees and Admissions Bylaw 1996 #10440

Burnaby Art Centre Rental Fees Bylaw 1996

#10441

Burnaby Local Improvement Charges Bylaw 1985,
Amendment Bylaw No. 2, 1996

#10442

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

CARRIED UNANIMOUSLY

7. **NEW BUSINESS**

There were no items of new business brought before Council at this time.

8. **INQUIRIES**

Councillor Redman

Councillor Redman advised that the residents of the 4500 and 4600 blocks Pender Street had approached her with an ongoing concern regarding an aphid infestation. Councillor Redman enquired if staff could give consideration to a more aggressive approach to this problem and advised that the placement of lady bugs does not work as well as anticipated.

Staff undertook to provide a report to Council addressing the matter.

Councillor Rankin

Councillor Rankin advised that upon his return from a two week vacation, a swath of trees along the edge of Royal Oak Cemetery (Moscrop/Gilpin) had been removed right up to the edge of the watercourse which traverses the site. Councillor Rankin suggested that it was incumbent upon Council to give consideration to the future of the cemetery lands and its interface with the abutting residential neighbourhood. It was also suggested that staff initiate dialogue with the operators of Royal Oak Cemetery to determine the specifics of their overall master plan.

Staff undertook to provide a report to Council on this matter.

Councillor Lawson

Councillor Lawson inquired if a staff report would be coming forward pertaining to the drums located on the Vancouver Port Corporation property.

Staff confirmed that a report will be prepared and submitted to Council on this matter.

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 9:45 p.m.

Confirmed:

Certified Correct:

ACT "16 / D. Longin
MAYOR

Stephan Pasqua
DEPUTY CITY CLERK