

1997 APRIL 21

A regular meeting of the City Council was held in the Council Chamber, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1997 April 21 at 7:00 p.m.

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

STAFF: Mr. R.H. Moncur, City Manager
Mr. C.A. Turpin, Deputy City Manager (Corporate Services)
Mr. G. Harvie, Deputy City Manager (Corp. Labour Relations)
Mr. L. Chu, Deputy 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

PROCLAMATIONS

His Worship, Mayor Drummond proclaimed the week of 1997 April 20 - 26 as "*Community School Week*" in the City of Burnaby.

Councillor Lawson, on behalf of His Worship, Mayor Drummond proclaimed the week of 1997 April 20 - 26 as "*Prevention of Violence Against Women Week*" in the City of Burnaby.

Councillor Evans, on behalf of His Worship, Mayor Drummond proclaimed 1997 April 28 as a "*Day of Mourning for Workers Killed and Injured*" in the City of Burnaby.

1. MINUTES

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

"THAT the minutes of the regular Council Meeting held on 1997 April 14 be adopted."

CARRIED UNANIMOUSLY

2. DELEGATIONS

The following wrote requesting an audience with Council:

- a) Chair, Stoney Creek Environment Committee
Re: "Great Salmon Send Off"
Speaker: Jennifer Atchison
- b) Rob McKeddie, 1997 April 10
Re: Lane construction - south of 5600
Rumble Street
Speaker: Rob McKeddie
- c) New Westminster and District Labour
Council, 1997 April 10
Re: Day of Mourning - April 28, 1997
Speaker: Ken O'Connell

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- a) **Ms. Jennifer Atchison**, Chair, Stoney Creek Environment Committee, residing at 2625 Noel Drive appeared before Council accompanied by **Mr. Tom Stewart**, 4292 Halley Avenue to extend an invitation to Council to attend the *Great Salmon Send-off*. The event will take place on Saturday, 1997 May 10 at Stoney Creek Environment School and is coordinated by the Stoney Creek Environment Committee in partnership with the Stoney Creek Community School and Council, the Sapperton Fish and Game Club, The Federal Department of Fisheries and Oceans, the City of Burnaby and the Northeast Burnaby Association. An invitation was also extended to all Burnaby citizens to come out and participate in the initiative to protect neighbourhood creeks by enjoying the displays, the refreshments and experiencing the thrill of releasing thousands of salmon into a natural stream.

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

The delegation concluded her comments by stating that the success of the *Great Salmon Send-off* is a reflection of Council's support of this program. Further, the commitments that have been outlined in the new Lougheed Town Centre Plan reflect what the Stoney Creek Environment Committee have worked towards for many years.

- b) **Mr. Rob McKeddie**, 5625 Neville Street appeared before Council accompanied by his neighbour, **Mr. Ray Smolock**, 5626 Rumble Street to protest the construction of a lane on the south side of the 5600 block Rumble Street. Mr. McKeddie advised that a private contractor has paid the associated costs for the construction of the laneway behind the house he is currently building which is immediately adjacent to their properties. Mr. McKeddie further advised that several local improvement programs have come forward for the construction of this lane but that a majority of residents did not support the local improvement and the lane has since remained undeveloped. The speaker felt that, even though the private contractor was prepared to pay the cost for the construction of the lane it was unfair to the rest of the neighbours who basically have been left with no say in the decision. Mr. McKeddie found this process to be arbitrary and without merit due to the fact that every house on the south side of the 5600 block and the north side of the 5600 block Neville Street have front access. A further concern expressed by the delegation pertained to the fact that Burnaby South Secondary School is within one half block from the subject area and that if the lane were to be developed, it would become a perfect spot for kids to hang out.

In concluding their comments, the delegation advised that they have been residents in the area for twenty years and have taken care of the lane allowance by planting grass and keeping it maintained on a regular basis. Therefore, the delegation requested that Council not allow the lane to be developed in order to maintain the peace and security that the neighbours currently enjoy.

- c) **Mr. Tim O'Connell**, representing the Canadian Union of Employees Local 23 appeared before Council on behalf of the New Westminster and District Labour Council to announce the official "*Day of Mourning for Workers Killed and Injured*" on 1997 April 28. Mr. O'Connell advised that this day is recognized nationally and is set aside as a day to mourn for workers who have been killed and reinforce the commitment to improve workers health and safety. Mr. O'Connell then presented Council with the current statistics of workplace fatalities and injuries and information on the current WCB Royal Commission and the announcement of the new "Declaration of Workers Health and Safety Rights" developed by the B.C. Federation of Labour.

In concluding his comments, Mr. O'Connell, on behalf of the New Westminster and District Labour Council thanked Burnaby Council for proclaiming April 28th as the official '*Day of Mourning*' and recognized that Council's support is significant to its employees and the residents of Burnaby.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

"THAT Item 9, City Manager's Report No. 12, 1997 April 21 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

9. 5616 Rumble Street
Burnaby, B.C. _____

The City Manager submitted a report from the Director Planning and Building responding to correspondence from Mr. Rob McKeddie regarding the construction of a lane behind the 5600 block of Rumble Street. Staff advised that it is the practice of the Engineering Department to allow an owner to open unopened lanes to service the property if the lane is properly designed to Engineering department standards and if constructed by the owner at no cost to the City. Work is currently underway on a new single family dwelling on the subject property and the Engineering department is currently reviewing the lane design to ensure compatibility with existing site conditions. Upon satisfaction of all the requirements, it would be the intent of the Engineer to release approval for the construction for this section of lane.

The City Manager recommended:

1. THAT a copy of this report be sent to Mr. Rob McKeddie, 5625 Neville Street, Burnaby, B.C. V5J 2J1.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR REDMAN:

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

CARRIED
OPPOSED: COUNCILLORS EVANS AND JOHNSTON

3. CORRESPONDENCE AND PETITIONS

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

"THAT all of the following listed items of correspondence be received and those items of the City Manager's Report No. 12, 1997 April 21 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

His Worship, Mayor D.P. Drummond read the following items of correspondence:

- a) Sandra and Bob Davenport
1997 April 08
Re: New Residential Construction at 7353 Braeside Drive

A letter was received from Sandra and Bob Davenport concerning the retaining wall which is currently being built at 7353 Braeside Drive.

A staff note advises there will be a Public Meeting on 1997 April 22 to discuss an amendment to the Restrictive Covenant for this property and Mr. Davenport will present Council with his concerns at that time.

Staff have met with the owner of the subject property to discuss the changes to the site which are not in conformance with the plans submitted and have advised the owner that the matter needs to be corrected. This will be dealt with in the report that will be submitted to Council on the application to amend the covenant to permit additional square footage following the 1997 April 22 Public Meeting.

Councillor Rankin retired from the Council Chamber at 8:19 p.m.

Councillor Corrigan retired from the Council Chamber at 8:20 p.m.

- b) Stephen Mancinelli, 1997 April 07
Re: Environment Week Projects

A letter was received from Stephen Mancinelli accepting an invitation to participate in Environment Week projects. Mr. Mancinelli advises that youth groups that have also been invited to participate are only able to participate on weekends and after school whereas he has been advised that work crews can only be involved during week days, which are also school days.

A staff note advises that staff are working with Mr. Mancinelli to accommodate the stream-side planting project (which is noted in the first paragraph of this letter) during weekday evening hours outside of the regular school day. Staff suggest that a copy of this letter be sent to the Burnaby School Board.

Councillor Lawson retired from the Council Chamber at 8:21 p.m.

- c) Andrew Petter, Minister of Finance and
Corporate Relations, 1997 April 08
Re: Burnaby's submission to Select
Standing Committee on Aboriginal
Affairs: "Towards a Just Future"

A letter was received from the Minister of Finance and Corporate Relations responding to Burnaby's submission to the Select Standing Committee on Aboriginal Affairs.

- d) Mayor, The Corporation of the City of
Courtenay, 1997 March 27
Re: Liability Claims

A letter was received from the Mayor of the City of Courtenay responding to Council's resolution to lobby the Provincial Government, through the UBCM, to amend current

legislation to protect local municipalities and regional districts from increasing building liability claims.

- e) General Manager, Earls on Kingsway
Re: Smoking Bylaw

A letter was received from the General Manager of Earl's Restaurant on Kingsway protesting the restriction of smoking in restaurants.

- f) Leslie Zenger, 1997 April 15
Re: Requests for improvements to
area around Marlborough School

A letter was received from Leslie Zenger discussing difficulties inflicted on the neighbourhood in the vicinity of Marlborough School as a result of new development.

- g) Mrs. M. Crooks, Undated
Re: Proposed Bingo hall at Middlegate Mall

A letter was received from Mrs. M. Crooks supporting a bingo hall at Middlegate Shopping Centre.

- h) John E. Beltz, Society for Soundscape
Awareness and Protection, 1997 April 04
Re: 2nd International Noise Awareness Day,
1997 April 30

A letter was received from "Right to Quiet" Society for Soundscape Awareness and Protection announcing the 2nd *International Noise Awareness Day* on April 30th and requesting that the day be so proclaimed in the City of Burnaby.

Councillor Rankin returned to the Council Chamber at 8:21 p.m. and took his place at the Council table.

- i) Joan M. Sawicki, MLA Burnaby-Willingdon
1997 April 16
Re: Beverage container refund-deposit system

A letter was received from Joan Sawicki, MLA Burnaby-Willingdon enclosing information on the Government's recent announcement on the expansion of the beverage container refund-deposit system. The letter commends Burnaby Council for its continued leadership role on recycling issues, having been one of the first Lower Mainland municipalities to introduce the blue box system for both single family and apartment residential, a comprehensive municipal recycling depot and, just recently, curbside pick-up of yard and garden wastes for composting.

Councillor Johnston retired from the Council Chamber at 8:21 p.m.

Councillor Redman retired from the Council Chamber at 8:22 p.m.

- j) Manager, Canadian Feed the Children
1997 April 08
Re: Request permission to conduct door-
to-door canvass in 1997 May

A letter was received from "Canadian Feed the Children" requesting permission to conduct a door-to-door canvass in 1997 May.

A staff note advises that the writer has been contacted and advised that Council's policy is to permit any organization one door-to-door canvass per year for a period of up to one month. It was agreed that Canadian Feed the Children could conduct their 1997 Canvass in Burnaby in May for which there is no other commitment for a door-to-door canvass.

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

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT permission be granted to Canadian Feed the Children to conduct its door-to-door canvass in Burnaby in 1997 May, subject to confirmation that Canadian Feed the Children is a charitable organization."

CARRIED UNANIMOUSLY

- k) Karen Flynn, 1997 April 08
Re: Requests sound barrier of trees
along Marine Way adjacent Thorne Avenue

A letter was received from Karen Flynn requesting a traffic noise buffer along the edge of the vacant lot abutting Marine Way at Thorne Avenue and also at the south end of Thorne Avenue.

The Director Engineering is preparing a report in response to this correspondence which will be submitted to Council on May 5th.

Councillor Lawson returned to the Council Chamber at 8:25 p.m. and took her place at the Council table.

Councillor Corrigan returned to the Council Chamber at 8:30 p.m. and took his place at the Council table.

Councillor Redman returned to the Council Chamber at 8:35 p.m. and took her place at the Council table.

Arising from Correspondence Item 3(f) from Leslie Zenger, Councillor Lawson was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR EVANS:

"THAT staff prepare a report responding to the concerns raised in this item of correspondence, and further, that a copy of the letter be forwarded to the Burnaby School Board for information purposes."

CARRIED UNANIMOUSLY

4. REPORTS

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

- a) Family Court and Youth Justice Committee
Re: Annual Report - 1996

The Family Court and Youth Justice Committee submitted its annual report for 1996 in compliance with the Revised Statutes of British Columbia 1979, Chapter 341, "Provincial Court Act" - Section 4 (4) (c) which provides that a Committee shall report annually to the municipalities and to the Attorney General respecting their activities during the past year.

The Family Court and Youth Justice Committee recommended:

1. THAT a copy of this report be sent to the Office of the Attorney General, Room 232, Parliament Buildings, Victoria, B.C. V8V 1X4.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the recommendation of the Family Court and Youth Justice Committee be adopted."

CARRIED UNANIMOUSLY

Councillor Rankin retired from the Council Chamber at 8:37 p.m

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

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

Councillor Rankin returned to the Council Chamber at 8:43 p.m. and took his place at the Council table.

b) Family Court and Youth Justice Committee
Re: Hours of Operation at Burnaby Pool Halls

The Family Court and Youth Justice Committee submitted a report regarding gang members congregating at particular pool halls in Burnaby which are open twenty four hours a day. The Committee have been advised by Burnaby RCMP that gang violence at the pool halls usually occurs between midnight and 2 a.m. and that the majority of these gang members do not appear to be Burnaby residents.

The Family Court and Youth Justice Committee recommended:

1. THAT Council request staff to investigate and give consideration to restricting the hours of operation at pool halls open 24 hours a day where problems arise in the late evening hours.

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR CORRIGAN:

"THAT the recommendation of the Family Court and Youth Justice Committee be adopted."

CARRIED UNANIMOUSLY

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

c) Community Heritage Commission
Re: Eagles Estate Garden

The Community Heritage Commission submitted a report advising that it concurs with the decision of the Parks and Recreation Commission on the location of the Deer Lake pedestrian trail and look forward to working with the Parks and Recreation Commission on the development of a plan to utilize the Eagles Estate Garden.

The Community Heritage Commission recommended:

1. THAT a letter of thanks be sent, with a copy of the "Eagles Estate Heritage Development Assessment Report" to the B.C. Heritage Trust for their financial assistance for the preparation of the study.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the recommendation of the Community Heritage Commission be adopted."

CARRIED UNANIMOUSLY

Councillor Young returned to the Council Chamber at 8:58 p.m. and took his place at the Council table.

- d) The City Manager presented Report No. 12, 1997 April 21 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. Eagles Estate Path Design

The City Manager submitted a report from the A/Director Recreation and Cultural Services advising that the Parks and Recreation Commission have adopted recommendations to modify the location and design for the path and seating areas at southeast Deer Lake Park. Staff advised that the new path alignment will provide an accessible, direct and scenic route between the Deer Lake beach front and the proposed waterfront day use area west of the ravine. The opportunity to explore and enjoy the Eagles Estate will be included by way of a special garden path following the original driveway alignment, and offer excellent views of both garden and lake. In as much as the scenic and interpretive opportunities provided by the secondary garden path will serve to heighten awareness and appreciation of the Eagles Estate, it forms an important component of future garden and park development.

The City Manager recommended:

1. THAT the attached report be received for information.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

2. Relocation of Club Metro Youth Centre

The City Manager submitted a report from the A/Director Recreation and Cultural Services providing information on the relocation of Club Metro Youth Centre. Staff advised that due to escalating enrolment at the recently reopened Maywood Community School, the building housing Club Metro needs to be returned to the School District for the start of the 1997/98 school year. Staff have found a proposed new location to continue the service presently being offered to young people in the Metrotown area.

The City Manager recommended:

1. THAT the attached report be received for information.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

3. Bylaw to Fund Parks and Recreation
1997 Capital Projects

The City Manager submitted a report from the A/Director Recreation and Cultural Services requesting Council to bring down a bylaw to appropriate \$368,380.00 from Capital Reserves to finance five projects which are outlined in the report.

The City Manager recommended:

1. THAT a bylaw be brought forward to appropriate \$368,380.00 from Capital Reserves to finance five projects as outlined in the attached report.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

Ms. Kate Friars, A/Director Recreation and Cultural Services attended the podium to respond to questions from Council regarding the stabilization of the banks of the creek in Wesburn Park in order to prevent further erosion and stream filtration.

CARRIED UNANIMOUSLY

4. Metered Parking in Burnaby

The City Manager submitted a report from the Director Engineering reviewing the feasibility and advisability of implementing of metered paid parking in Burnaby. Staff advised that metered parking, in addition to generating revenue has benefits to residents and businesses as a result of increased parking turn-over and availability. Meters will also enhance the productivity of enforcement staff in monitoring the time-limited zones that are generally found in all commercial areas. Accordingly, staff recommended that Council endorse the concept of paid parking and direct staff to proceed with formulating a detailed implementation plan. Staff also proposed concurrent consultation with the major stakeholders as recommended.

The City Manager recommended:

1. THAT Council endorse, in principle, the concept of paid public parking and authorize staff to prepare a detailed proposal for the installation of on-street metered parking in Burnaby.
2. THAT a copy of this report be sent to the Traffic & Transportation Committee (both divisions), the Library Board, and the Parks & Recreation Commission for review and comment.
3. THAT a copy of this report be sent to the Hastings Merchants Association (c/o Claudia Laroye) and the Burnaby Chamber of Commerce for review and comment.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED

OPPOSED: COUNCILLOR LAWSON

Councillor Corrigan retired from the Council Chamber at 9:20 p.m.

Councillor Volkow retired from the Council Chamber at 9:21 p.m.

Councillor Volkow returned to the Council Chamber at 9:28 p.m. and took his place at the Council table.

Councillor Corrigan returned to the Council Chamber at 9:29 p.m. and took his place at the Council table.

5. Canada/BC Infrastructure Works Program

The City Manager submitted a report from the Director Engineering seeking Council's authority to submit an application for funding assistance under the Canada B.C. Infrastructure Works Program. Staff advised that the Federal Government Initiative in establishing the Canada/B.C. Infrastructure Works Program provides an ideal opportunity for the City to cost share with the Federal and Provincial Governments in funding the renewal of roads infrastructure. Staff recommend that Council approve in principle the Infrastructure Renewal Program outlined in the report and that applications for funding approval in the amount of \$6.97 million be submitted to the Provincial Minister of Employment and Investment.

The City Manager recommended:

1. THAT Council endorse in principle the infrastructure renewal programs in the total amount of \$6.97 Million, as outlined in this report, for submission to the Province for funding assistance under the Canada/BC Infrastructure Works Program.
2. THAT a copy of this report be forwarded to Burnaby's MPs and MLAs, the Ministry of Transportation & Highways, and the City of Vancouver.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR YOUNG:

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

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR YOUNG:

"THAT Recommendation No. 2 of the report be **AMENDED** to include that a copy of the report also be sent to the candidates in the forthcoming Federal election."

CARRIED UNANIMOUSLY

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

6. Royal Oak Avenue Realignment Project

The City Manager submitted a report from the Director Engineering seeking authority to retain N.D. Lea Consultants Ltd. for engineering services to complete the final phase of the Royal Oak Avenue Realignment Project.

The City Manager recommended:

1. THAT Council approve the retention of N.D. Lea Consultants Ltd. for engineering services to complete Phase IV of the Royal Oak Avenue Realignment project at an estimated cost of \$215,000.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

7. Work Order:
60-21-124 PRV Station Upgrades - Engineering Services

The City Manager submitted a report from the Director Engineering seeking approval of work order no. 60-21-124, PRV Upgrades - Engineering Services.

The City Manager recommended:

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

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

8. Edmonds Town Center Plan
School Requirements

The City Manager submitted a report from the Director Planning and Building recommending an adjustment to the Edmonds Town Centre Plan to respond to projected school requirements in the Edmonds Town Centre Area identified as having long term potential for ground oriented housing.

The City Manager recommended:

1. THAT the adjustment to the Edmonds Town Center Plan as illustrated in the attached sketch be approved.

2. THAT a copy of this report be sent to the Parks and Recreation Commission, and to the owners of 7650 and 7702 - 18th Street, and 7105 and 7205 - 11th Avenue.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR LAWSON:

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

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR RANKIN:

"THAT the report be **REFERRED** to staff for report responding to questions from Council."

CARRIED UNANIMOUSLY

Council requested staff to report on the Parks/School split, the anticipated park demand in the neighbourhood versus school demand, the anticipated capacity of the existing school, whether it is anticipated that this will remain as an elementary school site or if there are other uses proposed, and finally, that staff provide comment as to whether the growth potential could be absorbed at the Southpoint school site.

9. 5616 Rumble Street
Burnaby, B.C. _____

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

10. 1996 Population and Dwelling Unit Counts for Burnaby

The City Manager submitted a report from the Director Planning and Building advising of the new population and dwelling unit counts for Burnaby as reported by Statistics Canada in the first release of information for the 1996 Census.

The City Manager recommended:

1. THAT this report be received for the information of Council.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

11. Tree Removal at Ocean View Cemetery

The City Manager submitted a report from the Director Planning and Building responding to concerns raised by Mr. Darrin Clarke of 3776 Victory Street regarding tree protection and removal at Ocean View Cemetery.

The City Manager recommended:

1. THAT a copy of this report be forwarded to Mr. Darrin Clarke, 3776 Victory Street, Burnaby, B.C. V5J 1P3 and Mr. Johnathon Chapman, Manager, Ocean View Cemetery, 4000 Imperial Street, Burnaby, B.C. V4J 1A4.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

12. Liquor Licence Application #2/97
Entertainment Proposed in Class "B" Restaurant
Club Milk Cafe, 3 - 4300 Kingsway

The City Manager submitted a report from the Director Planning and Building seeking Council's approval for Liquor Licence Application #2/97 at the Club Milk Cafe, #3 - 4300 Kingsway.

The City Manager recommended:

1. THAT Council resolve to approve the request for an entertainment area within The Club Milk Cafe, with the operating hours of 8:00 p.m. - 1:00 a.m. seven days a week, subject to the establishment complying with Section 6 of the Burnaby Noise or Sound Abatement Bylaw.
2. THAT a copy of this report and Council's resolution be forwarded to the Liquor Control and Licensing Branch, 101 - 9180 King George Highway, Surrey, B.C. V3V 5V9; and the applicant Richard Kim, 1208 - 3433 Crowley Drive, Vancouver, B.C. V5R 6C5.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

13. Proposed New Industrial Building
5389 Lane Street
Preliminary Plan Approval #12341
Royal Oak Development Plan

The City Manager submitted a report from the Director Planning and Building informing Council of an application for preliminary plan approval within the Royal Oak Development Plan for a proposed new industrial building at 5389 Lane Street.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

14. Rezoning Reference No. 4/97
Eaton Centre Metrotown
Retail and Entertainment - Oriented
Expansion, Metrotown - Area 1

The City Manager submitted a report from the Director Planning and Building seeking Council's approval to forward Rezoning Reference No. 4/97, Eaton Centre Metrotown to a Public Hearing on 1997 May 27. The purpose of the proposed rezoning bylaw amendment is to permit a retail and entertainment oriented expansion of Eaton Centre Metrotown.

The City Manager recommended:

1. THAT the City Solicitor be authorized to pursue a text amendment to the "Burnaby Sign Bylaw 1972" to permit an animated sign in special circumstances as outlined in Section 2.2 of this report.
2. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 1997 May 05, and to a Public Hearing on 1997 May 27 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 Municipal 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 granting of any necessary easements and covenants.
- e) The relocation of a major sewer line currently on the property and the resolution of any rights-of-way dedications related to this existing sewer provision.
- f) The provision of public pedestrian lighting to City requirements on the abutting boulevard fronting Kingsway.
- g) The deposit of the applicable charge of \$0.50 per gross building square foot to go towards the acquisition of public open space in Metrotown.
- h) The deposit of the applicable charge of \$0.306 per gross building square foot to go towards the cost of pedestrian overpasses of Kingsway in Metrotown.
- i) The deposit of the applicable GVS&DD sewerage charge.
- j) The provision of registered agreements to guarantee, as continuing public service facilities, the existing daycare facility, community room, and information kiosk.
- k) The provision of on-site taxi stands.
- l) An undertaking to reconstruct the pedestrian passerelle on the property as part of the construction contract of this proposed expansion.
- m) The completion of the text amendment to the "Burnaby Sign Bylaw 1972" to permit an animated sign for this project.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

Councillor Redman retired from the Council Chamber at 9:47 p.m.

15. Rezoning Reference No. 13/97
3885 Henning Drive

The City Manager submitted a report from the Director Planning & Building seeking Council's authority to forward rezoning reference no. 13/97, 3885 Henning Drive to a Public Hearing on 1997 May 27. The purpose of the proposed zoning bylaw amendment is to permit the development of a two-storey high technology, industrial/office facility specializing in the electronics engineering field.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 1997 May 05, and to a Public Hearing on 1997 May 27 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 granting of any necessary easements and covenants.
 - e) The approval of the Ministry of Transportation and Highways to the rezoning application.

- f) The deposit of the applicable GVS&DD sewerage charge.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

16. Referral of Rezoning Reference No. 38/96
To a Public Hearing on 1997 May 27

The City Manager submitted a report from the Director Planning and Building seeking Council's authority to forward rezoning reference no. 38/96, 3855 Henning Drive to a Public Hearing on 1997 May 27 and to establish the pertinent prerequisite conditions.

The City Manager recommended:

1. THAT a Rezoning Bylaw to cover the rezoning application as noted in this report be prepared and advanced to First Reading on 1997 May 05 and to a Public Hearing on 1997 May 27 at 7:30 p.m.
2. THAT the following be established as prerequisites to the completion of this rezoning:
 - a) The submission of a suitable plan of development.
 - b) The approval of the Ministry of Transportation and Highways to the rezoning application.
 - c) The deposit of the applicable GVS&DD sewerage charge.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

17. B.C. Waste Management Amendment Act, 1993
(Bill 26) Contaminated Sites Regulation

The City Manager submitted a report from the Chief Environmental Health Officer and the Approving Officer informing Council of the City's new administrative

duties and available options in the handling of site profiles under Bill 26, B.C. Waste Management Amendment Act, 1993 - Contaminated Sites Regulations.

The City Manager recommended:

1. THAT the City "*opt-in*" to administering the site profile system as set out in the Contaminated Sites Regulation.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

18. City Investments - 1996 Update

The City Manager submitted a report from the Director Finance updating Council on the City's current investment program.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

19. Adjustments to the Tax Roll

The City Manager submitted a report from the Director Finance requesting Council's authority for the adjustments made to the 1993, 1994, 1995 and 1996 tax rolls.

The City Manager recommended:

1. THAT Council authorize adjustments made to the 1993, 1994, 1995 and 1996 tax rolls in the amount of (\$1,466,244.06) for all rate setting bodies, resulting from supplementary assessment roll changes processed in 1996.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

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

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

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR EVANS:

"THAT staff prepare a report on major industrial property assessment appeals awarded by B.C. Assessment Authority, including information on the status of this issue in other municipalities."

CARRIED UNANIMOUSLY

20. Contract No. 9702
Traffic Control Devices - Various Locations

The City Manager submitted a report from the Director Finance seeking approval to award a contract for the supply and installation of traffic control devices at various locations.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Imperial Electric Ltd., for the supply and installation of traffic control devices for a total cost of \$165,552.54 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

21. Tender for One Tandem Axle Dump Truck

The City Manager submitted a report from the Director Finance seeking approval to purchase one tandem axle dump truck.

The City Manager recommended:

1. THAT a purchase order be issued to the lowest bidder, Metro Ford Ltd., for the supply and delivery of one 1997 Ford Louisville dump truck for a total cost of \$108,684.80.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

22. Information Internet Home Page

The City Manager submitted a report from the Information Services Director providing information regarding progress on development of a City of Burnaby home page on the Internet.

The City Manager recommended:

1. THAT Council receive this report for information purposes.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the recommendation 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. BYLAWS

RECONSIDERATION AND FINAL ADOPTION:

#10401	7400 Fraser Park Drive	RZ# 5/96
#10471	7422 Fraser Park Drive	RZ#34/96
#10488	310 Madison Avenue	RZ#45/96
#10518	4002 Albert Street	RZ#56/96
#10531	4460 Sanderson Way	RZ#57/96
#10545	7454/60/66/72/78/84/90/96 Elwell St.; 7453/56/59/60/ 64/65/68/73/76/79/80/84/85/90/92/95 Rosewood St.; 7459/61/62/65/67/68/71/73/74/76/77/78/85/86 Holly St.	RZ #3/97

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 39, 1996	#10401
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 52, 1996	#10471
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 57, 1996	#10488
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 3, 1997	#10518
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 6, 1997	#10531
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 13, 1997	#10545
Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 13, 1997	#10565

Burnaby Capital Works, Machinery and Equipment
Reserve Fund Expenditure Bylaw No. 14, 1997

#10566

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

CARRIED UNANIMOUSLY

6. NEW BUSINESS

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

7. INQUIRIES

There were no inquiries brought before Council at this time.

8. ADJOURNMENT

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR EVANS:

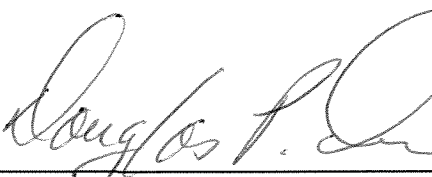
"THAT this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

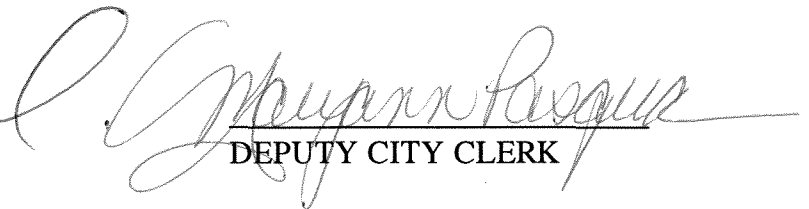
The regular Council Meeting adjourned at 10:09 p.m.

Confirmed:

Certified Correct:



MAYOR



DEPUTY CITY CLERK