

1997 JUNE 23

A regular meeting of the City Council was held in the Council Chamber, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1997 June 23 at 7:00 p.m..

PRESENT: His Worship Mayor D.P. Drummond, In the Chair
Councillor D.R. Corrigan
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. 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
Ms. K. Friars, A/Director Recreation & Cultural Services
Mrs. D.R. Comis, City Clerk
Mrs. A.L. Lorentsen, Administrative Officer I

PROCLAMATION

His Worship, Mayor Douglas P. Drummond proclaimed the week of 1997 June 21 to 28 as "*St. John's Ambulance Week*" in the City of Burnaby.

PRESENTATIONS

St. John's Ambulance, Burnaby Branch
Re: Presentation of Flag
Presenter: Marion McKenzie, Chairperson

Ms. Marion McKenzie, Chairperson, Burnaby Branch appeared before Council to promote St. John's Ambulance Week in the City of Burnaby. Ms. McKenzie advised that members of the St. John's Ambulance are working on the Summer Games and that Councillor Doug Evans presently sits on the Provincial Board. In concluding her comments, the speaker advised that the Burnaby Branch of St. John's ambulance attends all community events including Discovery Days to offer volunteer services wherever needed.

*Lougheed Town Centre Advisory Committee
Re: Presentation of Lougheed Town Centre Plan
Presenter: Councillor Jim Young, Chair*

Councillor Jim Young, Chair, Lougheed Area Advisory Committee appeared before Council to present the recommendations for a renewed Lougheed Town Centre Plan as prepared by the Lougheed Area Advisory Committee. Councillor Young advised that he would provide an overview of the Plan and a summary of its components to allow Burnaby Citizens to gain an understanding of the recommended guide plan for the Lougheed Town Centre area. In submitting the plan for Council consideration and adoption, Councillor Young advised that the Committee recognized that it is a broad guide plan for future development and improvements in the area with more specific guidelines in detailed planning and programming to be developed.

Councillor Young advised that the vision for the Lougheed Town Centre Plan incorporates the transformation of the Town Centre area to a more complete and transit oriented area with a community focus, including the protection of the environment and character of established residential neighbourhoods, the enhancement of community facilities and the natural and built environments through collaboration between the City, the community, government agencies and the private sector.

In concluding his comments, Councillor Young advised that the recommended plan for the Lougheed Town Centre sets new directions that will guide the future development of the area over the next two decades and beyond. It builds on the area's designation as one of four town centres and recognizes the proposed convergence of two transit lines that will provide substantially improved access to and from the area. Councillor Young advised that the changing directions involve:

- The establishment of a mixed-use town centre core.
- An improved transportation system with transit emphasis.
- A greater sense of community place and identity in the development of the area.
- A more environmentally aware community in its management and development.
- Ensuring community well-being through community facilities and services, youth and public safety initiatives.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

"THAT Item 4(a) - Reports be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- a) Lougheed Area Advisory Committee
Re: Lougheed Town Centre Area Plan

The Lougheed Area Advisory Committee submitted a report conveying the recommendations of the Lougheed Area Advisory Committee for the Lougheed Town Centre Plan to Council for consideration.

The Lougheed Area Advisory Committee recommended:

1. THAT the Lougheed Town Centre Plan prepared by the Lougheed Area Advisory Committee be approved as the framework for future planning and development in the area.
2. THAT Council establish a renewed one year mandate for the Lougheed Area Advisory Committee to prepare specific implementation strategies, actions and priorities relating to the adopted Plan for Council consideration.
3. THAT following Council adoption of the Lougheed Town Centre Plan, copies of the Plan be forwarded to the Parks & Recreation Commission, Environment & Waste Management Committee, Community Planning & Housing Committee, Community Issues & Social Planning Committee, Traffic & Transportation Committee, Bicycle Advisory Committee, Community Policing Committee, Burnaby School Board and Public Library Board for their information.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

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 1997 June 16 be adopted."

CARRIED UNANIMOUSLY

2. DELEGATIONS

The following wrote requesting an audience with Council:

- a) Burnaby Library Board, 1997 May 15
Re: Presentation of 1996 Annual Report
Speaker: Tom McGauley, Chair
Burnaby Public Library Board
- b) Saverio Racanelli
Re: 7353 Braeside Drive
Speaker: Mr. Saverio Racanelli
- c) Bob Davenport, 1997 June 13
Re: 7353 Braeside Drive
Speaker: Mr. Bob Davenport

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

Councillor Rankin retired from the Council Chamber at 7:40 p.m.

- a) **Mr. Tom McGauley**, Chair, Burnaby Public Library Board appeared before Council accompanied by Vice Chair Les Lee Lowe and Chief Librarian, Paul Whitney.

Mr. McGauley reviewed the Burnaby Public Library annual report highlights which included approximately 1.7 million visits or 5,000 people per day borrowing 3.5 million items. In 1996, there were approximately 250,000 reference questions asked by library users from Burnaby libraries. Burnaby has the highest per capita circulation - 63% higher than the provincial average for municipal libraries.

In concluding his presentation, Mr. McGauley expressed appreciation to Council and the citizens of Burnaby for their continued support and also recognized the Holiday Inn Metrotown, sponsor of the annual pancake breakfast and book sale.

- b) **Mr. Manuel Ferreira**, 6949 Jubilee Avenue, Burnaby appeared before Council on behalf of Mr. Saverio Racanelli, owner of 7353 Braeside Drive to address the staff report pertaining to the construction of a wall on the subject site.

Councillor Rankin returned to the Council Chamber at 7:50 p.m. and took his place at the Council table.

Mr. Ferreira noted that Mr. Racanelli did not realize the extent of the buffer area expected on the site and went on to review Section 2.2 of the staff report pertaining to the covenant amendment and landscape changes and Section 4.1 regarding alterations to the site and the impact.

Councillor Corrigan retired from the Council Chamber at 7:56 p.m.

The speaker concluded by stating that no backfilling has been done, the subject wall is not extremely high and trees were not damaged during construction.

Bronwen Jones, DMG Landscape Architects appeared before Council and advised that she had been retained by Mr. Racanelli to develop a mitigation plan for the existing retaining wall. Ms. Jones presented drawings showing extensive planting areas and mature landscaping to completely hide the retaining wall.

Councillor Corrigan returned to the Council Chamber at 8:05 p.m. and took his place at the Council table.

- c) Mr. Bob Davenport, 7345 Braeside Drive, Burnaby appeared before Council to address the issue of a retaining wall at 7353 Braeside Drive.

Mr. Davenport is concerned about the impact of the retaining wall on his adjoining property. The speaker stated that the subject wall has a negative impact on his view and is an unsightly addition along his property line. The speaker also urged Council to ensure that the stand of trees along the northern property line is preserved.

In conclusion, Mr. Davenport strongly supported Item 1 of the City Manager's Report No. 18, 1997 June 23 recommending removal of the unauthorized wall and that the owner be required to agree to follow the approved landscape plan.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

"THAT Item 1, City Manager's Report No. 18, 1997 June 23 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

1. Amended Covenant #1/97
7353 Braeside Drive

The City Manager submitted a report from the Director Planning and Building providing comments and a recommendation regarding the subject application for additional gross floor area on the site and alterations to the site relating to grading, retention of trees and erection of walls. With regard to the affect regrading has had on a number of significant existing trees on the site, staff advise that it appears that several significant trees cannot be saved. Therefore, significant replacement planting should be pursued inside the present wall in order to attempt to recreate the landscape buffer area. Further, staff advise that in light of the fact that the wall has been built to contain fill and raise the elevation of the site and not to retain existing fill, as well as the negative effect of the wall itself, it is recommended that the owner be required to remove the subject wall and agree to follow the approved landscape plan.

The City Manager recommended:

1. THAT the owner be required to remove the unauthorized wall and agree to follow the approved landscape plan.
2. THAT the City Solicitor be authorized to amend the covenant on the property to permit the proposed additional gross floor area once the wall discussed in this report is removed and the owner agrees to follow the approved landscape plan.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR CORRIGAN:

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

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

3. CORRESPONDENCE AND PETITIONS

MOVED BY COUNCILLOR LAWSON:

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. 18, 1997 June 23 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

Councillor Rankin requested leave by Council to bring forward Item 1, City Manager's 'In Camera' Report No. 18, 1997 June 23 for consideration at this time.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT Item 1, City Manager's 'In Camera' Report No. 18, 1997 June 23 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

1. West Sells Park - Acquisition of 3912 Frances Street
Lot 2, Block 19, DL 116, Plan 1236 (Lee/Mann)

The City Manager submitted a report from the Acting Director Recreation and Cultural Services requesting Council's approval to delete the Phase 5 properties, along with the Phase 4 properties 3939 and 3945 Georgia Street and 3946 and 3956 Frances Street from the Parkland Acquisition Program for West Sells Park, to inform owners of the relevant properties within the 3900 blocks of Frances and Georgia Streets of the changes to the park boundary, to decline the offer to sell 3912 Frances Street, and to take the phases out of the acquisition of the remaining properties for West Sells Park.

The City Manager recommended:

1. THAT the Phase 5 properties, 3906, 3912, 3938 and 3942 Frances Street and 3903, 3915, 3921 and 3933 Georgia Street, along with the Phase 4 properties 3939 and 3945 Georgia Street and 3946 and 3956 Frances Street, be deleted from the Parkland Acquisition Program for West Sells Park and that the acquisition of the remaining properties no longer be phased.
2. THAT the owners of the relevant properties within the 3900 blocks of Frances and Georgia Streets be advised of the changes to the park boundary.

3. THAT the offer to sell 3912 Frances Street, Lot 2, Block 19, DL 116, Plan 1236, be declined and that the property owners, Ms. B. Lee and Mr. L. Mann be so advised.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

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

- a) Councillor, Town of Hampstead &
Executive Committee, Quebec Committee
for Canada, 1997 May
Re: Seeking Council support for resolutions
of support for federalist municipalities in Quebec

A letter was received from the Town of Hampstead, on behalf of the Quebec Committee for Canada, enlisting support for a resolution supporting the right of federalist municipalities and regions within Quebec to remain part of Canada.

- b) Executive Director, The Heights Merchants
Association, 1997 June 11
Re: Metered paid parking in the City of Burnaby

A letter was received from the Heights Merchants Association advising of the Association's opposition to the installation of parking meters along Hastings Street and in the off-street public parking facilities adjacent to the Heights Commercial District.

Councillor Corrigan retired from the Council Chamber at 8:34 p.m.

- c) Shinerama Director, Student Association, BCIT
1997 June 06
Re: Request permission to conduct BCIT and
UBC Shinerama campaigns in Burnaby
on 1997 September 13 and 17

A letter was received from the Shinerama Director, Student Association, BCIT requesting permission to conduct its annual Shinerama Campaign on Saturday, September 13 for UBC and Wednesday, September 17 for BCIT.

A staff note advises that there are no other commitments for the requested Tag Day dates.

- d) Cathy McGregor, Minister of Environment,
Lands, and Parks, 1997 June 11,
Re: Protection of urban streams from impact
of rapid urban development and new Fish
Protection Act

A letter was received from the Minister of Environment, Lands and Parks providing Council with information regarding the recently introduced Fish Protection Act and its supporting amendments to the Municipal Act.

- e) General President, Burnaby Civic Employees'
Union, Local 23, CUPE, 1997 June 11
Re: 1997 United Way Labour Loaned
Representative Program

A letter was received from the Burnaby Civic Employees' Union, Local 23, CUPE requesting Council's continued partnership in a joint initiative to provide a loaned labour representative to the United Way Fundraising Campaign 1997.

- f) Chair, Board of Directors, GVRD
1997 June 12
Re: Results of Workshop on Transportation
Governance and Funding - 1997 May 24

A letter was received from the Greater Vancouver Regional District providing the results of and inviting further comment on the workshop on transportation governance and funding held on 1997 May 24.

- g) George Abbott, MLA (Shuswap), B.C. Liberal
Municipal Affairs Critic, 1997 June 13
Re: Termination of the Downtown Revitalization Program

A letter from George Abbott, MLA (Shuswap) inviting comment regarding the announced termination of the Downtown Revitalization Program by the Provincial government.

- h) President, Hellenic Canadian Congress
of B.C., 1997 June 13
Re: Smoking Bylaw

A letter was received from the Hellenic Canadian Congress requesting that Burnaby Council re-examine its stance on smoking in food serving establishments.

- i) Bill Andrinopoulos, 1997 June 12
Re: Burnaby Smoking Bylaw

A letter was received from the Bill Andinopoulos, Vassilis Souvlaki Restaurant, requesting Council reconsider its smoking bylaw.

A staff note advises that attached to this letter is a sample page of a petition submitted by the writer. The entire petition, containing 553 signatures is on file in the Office of the City Clerk and the text of the petition is as follows:

"We the undersigned, as customers of the restaurant Vassilis Souvlaki, 6558 Kingsway, Burnaby are opposed to the current bylaw that prohibits smoking in Burnaby restaurants."

- j) Joan Sawicki, MLA (Burnaby-Willingdon),
Fred Randall, MLA (Burnaby-Edmonds),
Pietro Calendino, MLA (Burnaby North),
1997 June 11
Re: Proposed declassification of highways

A copy of a letter was received from MLA's Joan Sawicki (Burnaby-Willingdon), Fred Randall (Burnaby-Edmonds) and Pietro Calendino (Burnaby-North) addressed to the Minister of Transportation and Highways expressing concern regarding the proposed declassification of highways and urging that Burnaby's unique perspective as a City through which virtually all east-west commuters travel be taken into account.

- k) Maxima and Diego Varias, 1997 June 18
Re: Parking adjacent laneway behind
home at 4707 Canada Way

A letter was received from Maxima and Diego Varias requesting Council's assistance in resolving an issue of parking at their home at 4707 Canada Way.

A staff note advises that staff have discussed the matter of rear lane parking with a member of the household. It is noted that the visit by bylaw enforcement would have occurred as a result of a complaint by a neighbour. Given the difficulties relative to parking from the front street the Varias' will be considering additional on-site rear yard parking accessed from the lane. For the interim staff have suggested that the Varias' household review the issue of rear lane access with the two neighbours who are affected. They will recontact staff relative to progress on resolving these issues.

- l) Claudia M. Laroye, Executive Director
1997 June 13
Re: Thanks to Council for its support and
participation and to City staff for its hard work
for this year's Hats Off Day Parade and festivities

A letter was received from the Heights Merchants Association expressing appreciation for Burnaby Council's support and participation in this year's Hats Off Day Parade and festivities. The association also recognizes Burnaby staff for their assistance and hard work before, during and after the festivities.

Arising from consideration of Correspondence Item 3 (c) from the Shinerama Director, Student Association, BCIT, Councillor Evans was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR LAWSON:

"THAT permission be granted to Shinerama to conduct the BCIT and UBC Shinerama Campaigns in Burnaby on 1997 September 13 and 17."

CARRIED UNANIMOUSLY

Arising from consideration of Correspondence Item 3 (e) from the General President, Burnaby Civic Employees' Union, Local 23, CUPE Councillor Evans was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the City of Burnaby provide a representative to the 1997 United Way Labour Loaned Representative Program."

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

CARRIED UNANIMOUSLY

Further arising from the discussion, Council requested staff provide a report on the details of the City's representation to the United Way Labour Loaned Representative Program.

Arising from consideration of Correspondence Item 3 (a) from the Town of Hamstead on behalf of the Executive Committee, Quebec Committee for Canada, Councillor Young was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

"THAT Council support the resolution of the Quebec Committee for Canada."

Councillor Volkow retired from the Council Chamber at 8:43 p.m.

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

Councillor Volkow returned to the Council Chamber at 8:49 p.m. and took his place at the Council table.

Councillor Evans returned to the Council Chamber at 8:51 p.m. and took his place at the Council table.

CARRIED

OPPOSED: COUNCILLORS CORRIGAN, LAWSON,
REDMAN AND VOLKOW

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

Councillor Johnston returned to the Council Chamber at 9:06 p.m. and took his place at the Council table.

Arising from consideration of Correspondence Item 3 (i) from Bill Andrinopoulos, Councillor Rankin was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT staff forward a copy of the previous resolution regarding the implementation of Provincial smoking legislation to the Union of British Columbia Municipalities."

CARRIED

OPPOSED: COUNCILLORS CORRIGAN AND VOLKOW

Councillor Redman retired from the Council Chamber at 9:09 p.m.

4. REPORTS

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR LAWSON:

"THAT this Council meeting do now recess."

CARRIED UNANIMOUSLY

The Council meeting recessed at 9:15 p.m.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The Council meeting reconvened at 9:25 p.m. with Councillors Lawson, Redman and Volkow absent.

- a) Loughed Area Advisory Committee
Re: Loughed Town Centre Area Plan

This item was dealt with previously in the meeting in conjunction with the presentation of the Loughed Area Advisory Committee.

- b) The City Manager presented Report No.18, 1997 June 23 on the matters listed following as Items 01 to 27 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Amended Covenant #1/97
7353 Braeside Drive

This item was dealt with previously in the meeting in conjunction with Items (b) and (c) - Delegations.

Councillor Corrigan retired from the Council Chamber at 9:25 p.m. and did not return.

2. Letter to Mayor and Council dated 1997 June 06
Construction of a New Residence at 8075 Bradley Avenue

The City Manager submitted a report from the Director Planning & Building regarding issues identified in a letter submitted by Jack and Bernice Lucas regarding construction of a new residence at 8075 Bradley Avenue.

The City Manager recommended:

1. THAT copies of this report be sent to:

- (a) Jack and Bernice Lucas
8091 Bradley Avenue
Burnaby, B.C. V5J 3T9
- (b) The Honourable Michael Farnworth, MLA
Minister of Municipal Affairs and Housing
Parliament Buildings
Victoria, B.C. V8V 1X4

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

3. Indoor Go-Kart Tracks
X-Reference RZ #11/97

The City Manager submitted a report from the Director Planning and Building providing further information regarding indoor go-kart uses in industrial zones, including sub-class zoning and the availability of appropriate locations within Burnaby. The report concludes by advising that it would be possible to handle an indoor go-kart use as either a permitted use within a specified zone (or zones), a sub-class use within a certain zone (or zones), or a site specific use under a Comprehensive Development plan. Staff therefore propose that either the sub class or CD approach be used for dealing with such uses within approved industrial areas, given the added opportunity to evaluate specific locations and obtain public input. Suitable industrial areas would be the M1, M2 or M3 industrial zones and the most appropriate sites in terms of size, configuration and accessibility for such an entertainment type use are considered to be found in areas such as the Boundary/Lougheed/Douglas triangle.

The City Manager recommended:

1. THAT Council receive this report for information purposes.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

Councillors Lawson and Volkow returned to the Council Chamber at 9:26 p.m. and took their places at the Council table.

Councillor Redman returned to the Council Chamber at 9:27 p.m. and took her place at the Council table.

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

This item was tabled to the 1997 July 07 Council meeting.

4. Burnaby Business Park Ltd.'s
Big Bend Area Agricultural Lands

The City Manager submitted a report from the Director Planning and Building providing information in response to a delegation and correspondence received regarding Burnaby Business Park Ltd.'s Big Bend area agricultural lands. Staff advised that preparation and advancement of the land use concept plan for the Burnaby Business Park lands has not been entered into lightly or without serious discussion and review by the property owners, the City and the Provincial Agricultural Land Commission. Environmental considerations have played a major role in shaping the final land use concept including a detailed vegetation and habitat assessment of the swamp forest and adjacent BBP lands. The revised land use concept provides for an expanded, linked sequence of habitat and open space areas.

The City Manager recommended:

1. THAT this report be received for the information of Council and that copies be forwarded to:

Mr. John Switzer
8132 Fremlin Street
Vancouver, B.C.
V6P 3W8

Mr. Jeremy McCall, Chair
Conservation Section
Vancouver Natural History Society
Box 3021, Vancouver, B.C. V6B 3X5

Mr. Doug Porter
3782 Thurston Street
Burnaby, B.C.
V5H 1H7

Ms. Eliza Olson, President
Burns Bog Conservation Society
202 - 11961 88 Avenue
Delta, B.C. V4C 3C9

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

5. Adoption of Revised Development Guidelines Prior
to the Proposed Sale of Site 7d in Cariboo Heights

The City Manager submitted a report from the Director Planning and Building seeking Council's concurrence to the revision of the guidelines for the development of a townhouse site in Site 7d in Cariboo Heights.

The City Manager recommended:

1. THAT the modified development guidelines outlined in Section 2.0 of this report be approved.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

6. Update - UBCM Resolutions

The City Manager submitted a report from the Director Planning and Building presenting, for Council's consideration, resolutions for submission to the 1997 UBCM Convention resolution process and providing an update of active resolutions previously submitted by the City of Burnaby.

The City Manager recommended:

1. THAT Council approve the submission of the resolutions contained in Section 2.0 of this report to the 1997 UBCM Convention.
2. THAT a copy of this report be forwarded to the UBCM, Suite 15, 10551 Shellbridge Way, Richmond, B.C., V6X 2W9.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

7. Land Assembly Pattern in the 7200 Block of 18th Avenue

The City Manager submitted a report from the Director Planning and Building responding to a direction from Council to report on questions raised at the Public Hearing on 1996 December 18 with respect to Rezoning Reference No. 26/95 - Land Assembly Pattern in the 7200 Block of 18th Avenue.

The City Manager recommended:

1. THAT a copy of this report be sent to the owners of the properties at 7262, 7268 and 7274 Eighteenth Avenue.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

8. Rezoning Reference No. 31/97
Boundary/Spruce Neighbourhood
Area Rezoning to R5 (Residential District)

The City Manager submitted a report from the Director Planning and Building seeking Council authority to forward Rezoning Reference No. 31/97, Area Rezoning of Boundary/Spruce Neighbourhood to R5 Residential District to a Public Hearing on 1997 July 22.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 1997 July 07 and to a Public Hearing on 1997 July 22.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

9. 3753 Grandview Highway, Burnaby, B.C.
Lot 12, DL 69, Plan No. 1321

The City Manager submitted a report from the Director Planning and Building requesting Council to direct the City Clerk to file a notice in the Land Title Office pursuant to Section 750.1 of the Municipal Act with respect to 3753 Grandview Highway, Burnaby, observed to be in contravention of City Bylaws.

The City Manager recommended:

1. THAT Council direct the City Clerk to file a Notice in the Land Title Office stating that:
 - a) A resolution relating to the land at 3753 Grandview Highway, Burnaby, B.C., has been made under Section 750.1 of the Municipal Act; and
 - b) Further information respecting the resolution may be inspected at the office of the City Clerk, City of Burnaby, B.C.
2. THAT a copy of this report be sent to Andrew Ceklanovic, 1295 S.E. Marine Drive, Vancouver, B.C., V5X 2W2.
3. THAT a copy of this report be sent to the Executor of the Estate of Edward Yarema, c/o 75 Country Club Boulevard, Williams Lake, B.C., V2G 3T4.
4. THAT a copy of this report be sent to Derek Chadwick, 132-6841 - 138 Street, Surrey, B.C., V3W 0A7, registered owner of Caveat BL41371, as to an undivided 1/3 interest.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

10. City Hall Asbestos Removal and
Refurbishment Property - Stage 3

The City Manager submitted a report from the Major Civic Building Project Coordination Committee requesting Council's approval to introduce a Capital Reserve Expenditure Bylaw to finance the final stage of construction for the City Hall Asbestos Removal and Refurbishment Project.

The City Manager recommended:

1. THAT Council bring down a Capital Reserves Expenditure Bylaw in the amount of \$4,160,000 (inclusive of G.S.T. at 7%) to finance the final stage of construction for the City Hall Asbestos Removal and Refurbishment Project.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

11. Fire Station No. 1 - Emergency Power
and Interior Renovations

The City Manager submitted a report from the Major Civic Building Project Coordination Committee requesting Council's approval to award a construction contract for Fire Station No. 1 - Emergency Power and Interior Renovations.

The City Manager recommended:

1. THAT Council approve the award of a contract to RMT Contracting Ltd. in the amount of \$26,657.80 (inclusive of G.S.T. at 7%) for Fire Station No. 1 - Emergency Power and Interior Renovations.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

12. Burnaby Beautification Committee - 1997 Landscape Project

The City Manager submitted a report from the Acting Director Recreation and Cultural Services providing Council with information on the Burnaby Beautification Committee 1997 Landscape Project. The report advises that the Burnaby Beautification Committee have reviewed the wording of the proposed entrance sign to Burnaby on Hastings and Esmond and unanimously approved the sign as designed. The Committee felt that "Welcome to" detracted from the logo, makes the sign busy and takes away from the desired clean and simple look. Further, discussions have also taken place with the Planning Department regarding the placement of the planter and sign. An agreement was reached that the sign can be placed closer to the southeast corner of Hastings and Esmond as it does not detract from the vehicular sight line.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

13. Special Event Policy

The City Manager submitted a report from the Acting Director Recreation and Cultural Services recommending the implementation of a special event policy. The report advises that a variety of fee reduction policies have been developed over a period of time, specific to the service area and considering the economics of the day. The report proposes that a policy with a general definition be established and include guidelines to govern consistent decisions.

The City Manager recommended:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

Councillor Rankin retired from the Council Chamber at 9:45 p.m.

14. Burnaby Lake Park - Greater Vancouver Sewerage & Drainage District Request for a Statutory Right-of-Way to Permit Construction of the Sperling Avenue Trunk Sewer Main

The City Manager submitted a report from the Acting Director Recreation and Cultural Services requesting Council authority for the execution of the Statutory Right-of-Way Agreement with Greater Vancouver Sewerage and Drainage District for Burnaby Lake Park.

The City Manager recommended:

1. THAT authorization be given to execute the subject Statutory Right-of-Way agreement.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

15. 1997/1998 Burnaby Recreation Facility Fees Bylaw

The City Manager submitted a report from the Acting Director Recreation and Cultural Services requesting Council bring forward the Burnaby Recreation Facility Fees Bylaws as detailed in the report.

The City Manager recommended:

1. THAT the Burnaby Recreation Facility Fees Bylaws as detailed on Attachment #1 of this report be approved.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR REDMAN:

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

CARRIED UNANIMOUSLY

Councillor Rankin returned to the Council Chamber at 9:48 p.m. and took his place at the Council table.

Councillor Young retired from the Council Chamber at 9:49 p.m.

16. Regulatory Powers in Business Licencing

The City Manager submitted a report from the Director Finance recommending support for proposed changes to the Municipal Act respecting business regulation and licencing. Staff advised that although there was no distinction between the Vancouver Charter and the Municipal Act in terms of discretionary authority, the Charter does provide for a greater scope of authority by allowing for the prohibition of business through its definition of regulating. As a result, it is conceivable that any prohibitive action by Vancouver could put adverse pressures on neighbouring cities with affected businesses relocating to jurisdictions which do not possess comparable regulatory authority. This potentially problematic situation could be addressed with amendments to the Municipal Act that would provide Council with the same regulatory authority as prescribed in the Vancouver Charter.

The City Manager recommended:

1. THAT Council support the UBCM resolution proposing amendments to the Municipal Act providing Council the authority to regulate and licence business to the same extent as Vancouver.
2. THAT a letter of support be sent to the UBCM and Mayor Sparkes of New Westminster.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR REDMAN:

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

CARRIED UNANIMOUSLY

17. Council Remuneration and Expenses

The City Manager submitted a report from the Director Finance presenting the 1996 Annual Report of Council Remuneration and Expenses.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR VOLKOW:

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

It was duly noted that Councillor Young is a Director of Federation of Canadian Municipalities Board of Directors and as such his expenses are paid for by the City of Burnaby.

CARRIED UNANIMOUSLY

18. Financial Information Act - Statements

The City Manager submitted a report from the Director Finance presenting the 1996 Schedule of Wages and Payments.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

19. Contract No. 9710 - 1997 Local Improvement Program - Phase I

The City Manager submitted a report from the Director Finance seeking approval to award a contract for Phase I of the 1997 Local Improvement Program.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Terra Dynamics Inc., for construction of Phase I of the 1997 Local Improvement Street Program for a

total cost of \$1,061,429.00 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

20. Contract No. 9712 - Penzance Drive Slope Stabilization

The City Manager submitted a report from the Director Finance seeking approval to award a contract for slope stabilization on Penzance Drive.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Mutual Construction Ltd., for slope stabilization of Penzance Drive for a total cost of \$827,248.57 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Councillor Young returned to the Council Chamber at 9:52 p.m. and took his place at the Council table.

21. Contract No. 9708 - Gravel Supply

The City Manager submitted a report from the Director Finance seeking approval to award a contract 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 \$508,958.73 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

22. Purchase of Office Supplies

The City Manager submitted a report from the Director Finance seeking approval to issue a purchase order for the supply and delivery of office supplies.

The City Manager recommended:

1. THAT a purchase order be issued to Grand and Toy for the supply and delivery of office supplies, for a total estimated annual cost of \$136,000 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

23. Intersection Improvements - Kingsway at Sperling Avenue

The City Manager submitted a report from the Director Engineering recommending Council's approval to bring forward a Capital Works Expenditure Bylaw for \$100,000 to finance the construction of intersection improvements on Kingsway at Sperling Avenue.

The City Manager recommended:

1. THAT Council authorize bringing forward a Capital Works Expenditure Bylaw for \$100,000 to finance the construction of intersection improvements on Kingsway at Sperling Avenue.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

24. Temporary Road Closure

The City Manager submitted a report from the Director Engineering recommending Council approval for a temporary road closure to accommodate the fourth annual Alta Vista Park celebration on 1997 September 13.

The City Manager recommended:

1. THAT Council approve the road closure as discussed in this report.
2. THAT the coordinator of the event, Shelley Kutney, 5682 McKee Street, Burnaby, B.C., V5J 2V1 be sent a copy of this report.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

25. Fire Department 1st Quarterly Report 1997

The City Manager submitted a report from the Fire Chief providing information relating to the Fire Department activities for the first quarter of 1997.

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

26. Residential Lots at Burnaby Mountain
Lots 1 - 12, 19, 24 - 27, 29, 32 and 33
District Lots 207/208, LMP29938

The City Manager submitted a report from the City Solicitor recommending that Council accept bids for six residential lots on Burnaby Mountain.

The City Manager recommended:

1. THAT the bids for the subject lots as indicated in this report be accepted.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

27. Endorsement of Decisions Taken by Council "In Camera"
1997 April 21, May 12 and May 26

The City Manager submitted a report from the City Clerk requesting Council's endorsement of decisions taken by Council 'In Camera' 1997 April 21, May 12 and May 26.

The City Manager recommended:

1. THAT Council endorse the decisions taken by Council at Caucus Meetings "In Camera" held on 1997 April 21, May 12 and May 26.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR RANKIN:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR RANKIN:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

5. TABLED MATTERS

- a) The I. V. League - 3928 Marine Drive
(Item 12, Manager's Report No. 13, 1997 May 05)

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

- b) I. V. League - 3928 Marine Drive
(Item 19, Manager's Report No. 7, 1997 March 03)

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

- c) Underground Wiring Project
Hastings Street Lane south of 4000 Block
(Item 4, Manager's Report No. 17, 1997 June 16)

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

6. BYLAWS

FIRST, SECOND AND THIRD READING

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR RANKIN:

"THAT

Burnaby Capital Works, Machinery and Equipment
Reserve Fund Expenditure Bylaw No. 20, 1997

#10603

Burnaby Capital Works, Machinery and Equipment
Reserve Fund Expenditure Bylaw No. 21, 1997

#10604

be now introduced and read three times."

CARRIED UNANIMOUSLY

CONSIDERATION AND THIRD READING

#10496 7263/69/75/81 - 17th Avenue, 7429/43 Britton Street

RZ #26/95

#10529 4330 Sanderson Way

RZ # 8/96

#10556 7488 Mulberry Place

RZ #62 /96

#10562 3855 Henning Drive

RZ #38/96

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 59, 1996 #10496

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 4, 1997 #10529

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 14, 1997 #10556

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 20, 1997 #10562

be now read a third time."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

Councillor Evans retired from the Council Chamber at 9:59 p.m. stating he was in conflict of interest with regard to Bylaw No. 10547.

#10517 Portion of 3450 Gilmore Way

RZ #44/96

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 2, 1997 #10517

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

CARRIED UNANIMOUSLY

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

#10358 8207, 8215, 8245 & 8246 Eleventh Avenue

RZ #48/95

#10403 4510/18/24/30/38 Kingsway; 6038/46/62/68/74/78
Willingdon Ave.; Ptn. 6016, 6025/38/43/44/50/51/60/
61/70/73/76/81/84/88 Cassie Ave.; Ptn. 6055, 6087/97,
5105/21/37/49/59/71 McKay Ave.

RZ #9/96

#10430	4553/4561 Kingsway	RZ #21/96
#10543	3600 Gilmore Way	RZ #61/96
#10516	6700/90 & 6852 Beresford Street; 7367/83, 7417/37/ 57/58/67/68 Non Avenue; 6841/81 Prenter Street	RZ #39/96

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 18, 1996	#10358
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 41, 1996	#10403
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 46, 1996	#10430
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 11, 1997	#10543
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 1, 1997	#10516
Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 17, 1997	#10599
Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 18, 1997	#10600
Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 19, 1997	#10601
Burnaby Street Dedication Bylaw 1932 Partial Repeal Bylaw	#10602

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

CARRIED UNANIMOUSLY

7. NEW BUSINESS

Councillor Rankin

Councillor Rankin introduced a discussion regarding prosecution of bylaw infractions by municipal governments in place of Crown Counsel.

MOVED BY COUNCILLOR RANKIN:
SECONDED BY COUNCILLOR REDMAN:

"THAT staff report on the proposed prosecution of bylaw infractions by municipalities without the services of Crown Counsel and that the report address the extent of the proposal and the staffing and cost implications."

CARRIED UNANIMOUSLY

Councillor Johnston

Councillor Johnston introduced a discussion with respect to proposed amendments to the Municipal Act regarding referenda initiatives, petitions and counter petitions and other development related changes.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR RANKIN:

"THAT staff prepare a report on the proposed amendments to the Municipal Act and any perceived impacts on the City."

CARRIED UNANIMOUSLY

Councillor Redman

Councillor Redman advised that she was in receipt of a memo from staff regarding earthquake preparedness and requested that the memo be put forward to Council as a report on an open agenda. Councillor Redman felt that the matter required further investigation and questioned if the GVRD would be funding the program.

Councillor Rankin retired from the Council Chamber at 10:10 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 10:11 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK