

## **1999 JANUARY 25**

A regular meeting of the City Council was held in the Council Chamber, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1999 January 25 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 (*arrived at 7:09 p.m.*)  
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. W.C. Sinclair, Director Engineering  
Mr. R. Earle, Director Finance  
Mr. H. Monroe, Assistant Director- Parks Services  
Mr. D.G. Stenson, Director Planning & Building  
Ms. M. Pasqua, Deputy City Clerk  
Mr. S. Cleave, Administrative Officer I

## **VISITORS**

*7th Southwest Burnaby Cub Pack  
Leader: John Lovatt*

His Worship, Mayor Drummond welcomed the 7th Southwest Burnaby Cub Pack, accompanied by their leader, Mr. John Lovatt.

## **PROCLAMATION**

His Worship, Mayor Drummond proclaimed 1999 January 27 as "*Family Literacy Day*" in the City of Burnaby.

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

*"Local Hero Awards"* are presented to the following individuals in recognition of their contributions to community well being:

***Ray Abernethy; Allison Dalglish;  
Bharti Envik; Lilac Jung;  
Faye Ku; Ruth Lolland; Anita Loy;  
Melody Marbach and Sharon Mudrakoff***

His Worship, Mayor Drummond welcomed and introduced the nominees for the 1998 *"Local Hero Awards"* who were being recognized at the Council meeting for their outstanding contributions to the community well being.

His Worship, Mayor Drummond recognized the following individuals, providing brief details of their personal contributions over the past years:

- **Ray Abernethy:**

For several years Mr. Abernethy has been picking up, storing and repairing donated furniture, clothing and household goods for Burnaby and Vancouver women and children in transition homes and other families in need.

- **Allison Dalglish:**

Ms. Dalglish is currently serving her third term as Chairperson of Gilmore Community School Council. In this role she has demonstrated strong leadership skills, vision and commitment, helping the Council with its long term planning efforts.

*Councillor Lawson arrived at the Council meeting at 7:09 p.m. and took her place at the Council table.*

- **Bharti Envik:**

Bharti Envik is a widowed mother of a ten year old son in the Stoney Creek area. She serves on the Executive Committee of Stoney Creek Community Council and volunteers for numerous community committees and events (ex: Multicultural Welcoming Committee, Multicultural Dinners, Funfair Committee, Easter Egg Hunt at Peanut Park, Breakfast with Santa, Origami Club, Lougheed Area Days and Library Monitor).

- **Lilac Jung:**

Lilac Jung has been a dedicated volunteer for the past thirty five years in Burnaby. Her major involvement has been with Girl Guides in which she served as leader, camp advisor, treasurer and numerous other capacities.

- **Faye Ku:**

Faye Ku has made major contributions to the Gilmore Community. She currently serves as Chair of Gilmore Community School Council's Multicultural Committee and has been very successful in involving new Canadian parents in activities in the school and community.

- **Ruth Lolland:**

Ruth Lolland is a retired Burnaby teacher who has been focussing her energies on immigrant families that have recently moved to the Metrotown area. Despite a serious hearing problem, Ruth volunteers several hours a week visiting newcomers, teaching them communication skills and generally being "a friend and support."

- **Anita Loy:**

Anita Loy has taken on several roles in the Burnaby Heights Community over the years. To name a few, she has served as Chairperson of the Gilmore Community School Council, Secretary and Treasurer of the Heights Neighbourhood Association, Coordination for the Sunfest Summer Daycamp Program, and Chair of Alpha Parent Advisory Council.

- **Melody Marbach:**

Since the opening of Maywood Community School in 1996, Melody has been an active volunteer both with the school and broader community. At the school she has devoted numerous hours to the community school council, fundraising efforts and special events. In the community she has been actively involved with the community kitchen and free clothing exchange at West Burnaby United Church.

- **Sharon Mudrakoff:**

Sharon Mudrakoff has been active in the Burnaby Heights Community in various capacities for over twenty years. She generously shares her knowledge and experience with others involved in leadership roles in the community. One of her most significant community building projects is the annual friendship tea at Gilmore Community School. Another significant project is Sharon's coordination of the annual "*Hats Off Day*" parade.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

"THAT this Council meeting do now recess."

CARRIED UNANIMOUSLY

The Council meeting recessed at 7:20 p.m.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR VOLKOW:

"THAT this Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The Council meeting reconvened at 7:24 p.m. with Councillors Lawson, Rankin and Young absent.

**1. MINUTES**

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the regular Council Meeting and Caucus Meeting "In Camera" held on 1999 January 18 be adopted."

CARRIED UNANIMOUSLY

**2. DELEGATIONS**

The following wrote requesting an audience with Council:

- a) May Thomas, 1998 December 18  
Re: Impact of Skytrain corridor in proximity  
to The Timbers Strata Plan NW 198
- b) British Columbia Restaurant & Foodservices  
Association, 1999 January 12  
Re: B.C. Liquor Review Policy  
Speaker: Geoffrey Howes, V.P.  
Government Affairs. bcrfa
- c) Chi Hang Truong, 1999 January  
Re: Application for rezoning of 7737  
E. 10th Avenue - RZ #98-49  
Speaker: May Truong

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR VOLKOW:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

*Councillor Young returned to the Council Chamber at 7:25 p.m. and took his place at the Council table.*

*Councillors Lawson and Rankin returned to the Council Chamber at 7:26 p.m. and took their places at the Council table.*

- a) **Ms. May Thomas**, #101 - 9270 Salish Court, Burnaby appeared before Council, accompanied by **Mr. David Phillips**, #308 - 9270 Salish Court to oppose the proposed location of the skytrain station at the Bell Avenue site and to oppose the skytrain route alignment along the north side of the Lougheed Highway. Ms. Thomas acknowledged that skytrain would be routed down Lougheed Highway but suggested that the alignment run down the centre of the Lougheed Highway with widening on both the north and south sides of the highway. Ms. Thomas concluded her comments by indicating that the alignment option currently being considered would have a negative impact on the local residents and further, that numerous trees would have to be removed to accommodate the proposed route.

**Mr. David Phillips** addressed Council expressing concern regarding the proposed location of the skytrain station at Bell Avenue. Mr. Phillips indicated that the noise and vibration from the skytrain system and connecting diesel buses would be significant enough to deprive the local residents of the right to quiet. Further, Mr. Phillips suggested that the station would bring a strong influence of crime into the community which has been proven based on nine other skytrain station locations.

Mr. Phillips advised that, in his opinion, Bell Park and the adjoining ball fields are well hidden thereby providing a haven for the criminal element. Placing a skytrain station at this location would further encourage and accommodate criminal activity in the surrounding community.

In concluding his comments, Mr. Phillips advised that mature trees which serve as a buffer between the buildings and the Lougheed Highway have been tagged for either trimming back or removal in order to accommodate a skytrain alignment along the north side of Lougheed Highway. Therefore, Mr. Phillips advised that the Lougheed/Bell Avenue residents strongly oppose the Bell Avenue skytrain station location and strongly support the option of the centre alignment along Lougheed Highway.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

"THAT staff prepare a report responding to the issues and concerns raised by the delegation."

CARRIED UNANIMOUSLY

Council requested staff to respond to the following questions:

- Are the *"tagged"* trees on private property?
  - Will the trees be trimmed back or removed?
  - Were the trees originally part of the Comprehensive Development Plan?
  - Is there enough road allowance to move the Lougheed Highway south?
- b) **The delegation withdrew his request to appear before Council prior to the Council meeting.**
- c) **Mr. Ken Fong**, 7745 E. 10th Avenue, Burnaby appeared before Council on behalf of Ms. May Truong, also residing at 7745 E. 10th Avenue to strongly object to Rezoning Reference No. 98-49 for the property located immediately adjacent to their property, 7737 E. 10th Avenue. The purpose of the rezoning application is to permit expansion of a planned gasoline service station site and Mr. Fong expressed serious concern with respect to this proposal. Mr. Fong was of the opinion that the proposal will increase traffic, air and noise pollution and further brought to Council's attention a matter of soil contamination. It was Mr. Fong's understanding that a consultant had been retained to conduct soil and water testing and contamination was detected. Mr. Fong indicated that he was frightened that this contamination would spread onto his property thereby affecting the health and safety of his family.

### **3. CORRESPONDENCE AND PETITIONS**

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

"THAT all of the following listed items of correspondence be received and those items of the City Manager's Report No. 03, 1999 January 25 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) President, Federation of Canadian Municipalities  
1999 January 04  
Re: Highlights of FCM's National Board of  
Directors Meeting, Laval, Quebec  
1998 December 2 - 5

A letter was received from the President, FCM providing highlights of the FCM's National Board of Directors Meeting held in 1998 December.

*Councillor Redman retired from the Council meeting at 7:53 p.m.*

- B) Executive Director, Scouts Canada, Burnaby  
Regional Council, 1999 January 07  
Re: Request permission to conduct Burnaby Region  
*Apple Day '99* on 1999 October 16

A letter was received from Scouts Canada, Burnaby Regional Council requesting permission to conduct *Apple Day '99* on 1999 October 16.

MOVED BY COUNCILLOR LAWSON:  
SECONDED BY COUNCILLOR EVANS:

"THAT permission be granted for Scouts Canada, Burnaby Regional Council to conduct its annual Burnaby Region *Apple Day '99* on 1999 October 16."

CARRIED UNANIMOUSLY

- C) Royal City Bingo, 1999 January 18  
Re: Opposed to granting of bingo licence  
to Bingo Country in Middlegate Mall

A letter was received from Royal City Bingo opposing the granting of a bingo licence to Bingo Country in Middlegate Mall.

- D) Angela Sealy, 1999 January 14  
Re: Proposes modifications to  
Bylaw 9609 regarding Dogs

A letter was received from Angela Sealy proposing modifications to Bylaw #9609 regarding dogs.

E) President, Burnaby Historical Society  
1999 January 18  
Re: City Archive

A letter was received from the President of the Burnaby Historical Society regarding the City Archive.

*Councillor Redman returned to the Council Chamber at 7:55 p.m. and took her place at the Council table.*

*Councillor Corrigan Retired from the Council meeting at 8:00 p.m.*

Arising from consideration of Correspondence Item 3(A) from the Federation of Canadian Municipalities, Councillor Young indicated that he would be introducing a resolution pertaining to a growing concern over housing supply and the rise in homelessness to the Community Planning and Housing Committee at their meeting scheduled for 1999 January 26.

*Councillor Rankin retired from the Council Chamber at 8:04 p.m.*

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

*Councillor Rankin returned to the Council Chamber at 8:07 p.m. and took his place at the Council table.*

Arising from consideration of Correspondence Item 3(E) from the Burnaby Historical Society, Councillor Johnston was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR LAWSON:

"THAT Correspondence Item 3 (E) be **REFERRED** to the Civic Development Committee and the Community Heritage Commission."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR LAWSON:  
SECONDED BY COUNCILLOR REDMAN:

"THAT staff prepare a report addressing the comments and concerns raised by Council regarding a proposed archive which is planned to be incorporated into the new library building in North Burnaby."

CARRIED UNANIMOUSLY



Council requested staff to include in the report the B.C. Cities who have archives, particularly in the Lower Mainland, the type of facility, if they have a dedicated archivist and volunteers and, if so, how many. Further, Council requested that staff address the matter of archive protocol in terms of the Civic Development Committee, the Community Heritage Commission and the Burnaby Public Library Board.

#### **4. REPORTS**

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

- A) His Worship, Mayor Douglas P. Drummond  
Re: Acting Mayor, 1999 February and March

His Worship, Mayor Douglas P. Drummond submitted a report recommending that Councillor Dan Johnston be appointed to serve in the capacity of Acting Mayor for the months of 1999 February and March.

His Worship, Mayor Douglas P. Drummond recommended:

1. THAT Councillor Dan Johnston be appointed to serve in the capacity of Acting-Mayor for the months of 1999 February and March.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR EVANS:

"THAT the recommendation of His Worship, Mayor Douglas P. Drummond be adopted."

CARRIED UNANIMOUSLY

- B) His Worship, Mayor Douglas P. Drummond  
Re: 1999 Municipal Appreciation Dinner

His Worship, Mayor Douglas P. Drummond submitted a report advising that staff are in the process of making arrangements for the annual Municipal Appreciation Dinner to be held at the Shadbolt Centre for the Arts on 1999 April 30th.

His Worship, Mayor Douglas P. Drummond recommended:

1. THAT Council authorize for payment the cost of hosting the 1999 Municipal Appreciation Dinner.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the recommendation of His Worship, Mayor Douglas P. Drummond be adopted.”

CARRIED UNANIMOUSLY

- C) Community Policing Committee  
Re: Community Police Station  
for Southeast District

The Community Policing Committee submitted a report providing new information regarding the perspective of the Southeast District Community Policing Advisory Committee (CPAC) on the choice of location for a community police station in that district. The Committee advises that the current plan for the development of community police stations in Burnaby calls for the development of a southeast district station in the Middlegate shopping centre redevelopment, with occupancy in 2001. Since that plan was approved, the Southeast District CPAC has raised concerns about both the time line for the Middlegate based station and about the specific site for the station within the development. They have requested that the City explore other alternatives for either an interim or a permanent station.

The Community Policing Committee recommended:

1. THAT Council give staff authority to actively seek a location for a temporary Community Police Station in the Southeast District.

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

*Councillor Redman retired from the Council Chamber at 8:24 p.m.*

*Councillor Redman returned to the Council Chamber at 8:29 p.m. and took her place at the Council table.*

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR JOHNSTON:

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

MOVED BY COUNCILLOR REDMAN:  
SECONDED BY COUNCILLOR EVANS:

"THAT the recommendation of the Community Policing Committee be **AMENDED** by including the words' and convey the findings to the Civic Development Committee'."

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Evans and seconded by Councillor Johnston being, "THAT the recommendation of the Community Policing Committee be adopted" as **AMENDED**, and same was **CARRIED UNANIMOUSLY**.

- D) The City Manager presented Report No. 03, 1999 January 25 on the matters listed following as Items 01 to 07 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. City of Richmond Official Community Plan

The City Manager submitted a report from the Director Planning and Building providing comment on the City of Richmond's Official Community Plan. Staff advised that a review of the proposed Official Community Plan reveals no conflicts with the policies and goals contained in Burnaby's Official Community Plan.

The City Manager recommended:

1. THAT a copy of this report be sent to the City Clerk, City of Richmond, 7577 Elmbridge Way, Richmond, B.C. V6X 2Z8.

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

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

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

2. Fees for Building Permits and other  
Planning Applications and Services

The City Manager submitted a report from the Director Planning and Building providing recommendations to update the City's fee schedules for various applications for the purpose of cost recovery. Staff indicate that the amount of increase proposed in most cases is minor, reflecting primarily the increased cost of doing business in 1997. In some instances no change is proposed and the net effect is expected to be in the order of 1% to 1.5% overall increase, in line with the projection used in preparing the 1999 Provisional Operating Budget.

The City Manager recommended:

1. THAT Council authorize staff to implement the fee adjustments outlined in this report.
2. THAT the City Solicitor be requested to prepare the necessary bylaw amendments to effect the fee adjustments outlined in this report.
3. THAT the amendments to the fee schedule for rezoning applications be advanced to First Reading on 1999 February 01 and a Public Hearing scheduled for 1999 February 16.

*Councillor Johnston returned to the Council Chamber at 8:34 p.m. and took his place at the Council table.*

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

3. Application to Amend a Covenant restricting  
the development of the site 6719 Brantford  
Avenue Amended Covenant #1/98

The City Manager submitted a report from the Director Planning and Building providing a recommendation on the request to amend the covenant limiting the development of the property located at 6719 Brantford Avenue to that which was presented on a plan of development at the 1990 May 29 Public Hearing.

The City Manager recommended:

1. THAT Council not give favourable consideration to the request to amend the Section 219 Covenant on the subject property.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

4. Mini-Bus Service in Burnaby

The City Manager submitted a report from the Director Finance providing information on the 1998 December 14 letter from Bonny's Taxi Ltd. Staff conclude by indicating that the proposed Cab and Commercial Vehicle Bylaw amendments relating to mini-bus service provide for a service distinct from a taxi service. The proposed amendments include operational regulations that prohibit fare meters, roof lights and the random pickup of passengers for mini-buses. The common aspects of public transportation services and regulations should also be recognized in mini-bus operations. Staff recommend that, should Council consider the tabled matter appearing elsewhere on the Council agenda, that the following additional amendment be introduced.

"THAT the Cab and Commercial Vehicle Bylaw No. 3102 be **AMENDED** to require mini-bus services to obtain Motor Carrier Commission (MCC) authority to operate throughout the GVRD."

The City Manager recommended:

1. THAT Council receive this report for information.
2. THAT a copy of this report be sent to:

Bonny's Taxi Ltd.  
5525 Imperial Street  
Burnaby, B.C.  
V5J 1E8

*Councillor Young returned to the Council Chamber at 8:42 p.m. and took his place at the Council table.*

MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

5. New Library System - Evaluation Process

The City Manager submitted a report from the Chief Librarian seeking Council's authority to spend up to \$50,000 to evaluate suppliers for a new library system and to prepare the necessary documentation for conversion.

The City Manager recommended:

1. THAT Council approve the Capital expenditure of up to \$50,000 to evaluate suppliers for a new Library system and prepare the necessary documentation for conversion.

MOVED BY COUNCILLOR YOUNG:  
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

6. Work Orders:  
60-08-040 Pavement Overlay - 1999 Program

The City Manager submitted a report from the Director Engineering seeking approval of Work Order No. 60-08-040, Pavement Overlay 1999 Program.

The City Manager recommended:

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

MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

7. Rezoning Applications

The City Manager submitted a report from the Director Planning and Building providing the current series of new rezoning applications for Council's consideration.

The City Manager recommended:

1. THAT Council set a Public Hearing for this group of rezonings on 1999 February 16 except where noted otherwise in the individual reports.

MOVED BY COUNCILLOR YOUNG:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

**Item #1**      Application for the rezoning of:  
**RZ# 98-49**   Lot 46, D.L. 28, Group 1, NWD Plan 2105

From:            R5 Residential District

To:                C6b Gasoline Service Station District

Address:        7737 10th Avenue

The City Manager recommended:

1.      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 submission of an undertaking to remove all existing improvements from the site within six months of the rezoning being effected but not prior to Third Reading of the Bylaw. In the event that existing improvements on the site are vacant and considered to be unsafe, unstable, and a hazard to life, the Fire Prevention Office may recommend immediate demolition of such improvements and removal of the resultant debris prior to Third Reading.
- e. The consolidation of the proposed overall net gasoline service station site into one legal parcel.
- f. The granting of any necessary easements.
- g. The dedication of any rights-of-way deemed requisite.
- h. The deposit of the applicable GVS & DD Sewerage Charge.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

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

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY



MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR LAWSON:

"THAT staff prepare a report addressing the comments and concerns raised by the delegation who appeared before Council earlier in the meeting regarding potential soil and water contamination."

CARRIED UNANIMOUSLY

**Item #2**            Application for the rezoning of:  
**RZ#98-50**        Lot 3 and Ptn. Lot 2, D.L.'s 166 & 166A, Group 1, NWD Plan LMP40692

From:            M3a Heavy Industrial District and CD Comprehensive Development District (based on M1 Manufacturing District and M5 Light Industrial District)

To:               Amended CD Comprehensive Development District (based on M5 Light Industrial District)

Address:        7580 Lowland Drive, Ptn. of Hugh Road, Ptn. of 7550 Lowland Drive

Status:          Unless otherwise directed by Council, staff will work with the applicant towards the preparation of a plan of development suitable for presentation to a Public Hearing on the understanding that a further report will be submitted at a later date.

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR YOUNG:

"THAT this report be received for information purposes."

CARRIED UNANIMOUSLY

**Item #3**      Application for the rezoning of:  
**RZ# 98-51**    Lot 13 Except: Firstly: Part Subdivided by Ref. Plan 70812, Secondly:  
Part Subdivided by Ref. Plan 81989, Thirdly: Part Subdivided by Plan  
LMP24640, D.L. 71, Group 1, NWD Plan 59477

From:      CD Comprehensive Development District (based on M8a  
Advanced Technology Research District and Discovery  
Place Community Plan guidelines)

To:        Amended CD Comprehensive Development District (based  
on M8a Advanced Technology Research District and  
Discovery Place Community Plan guidelines)

Address:    3475 Gilmore Way

Status:     Unless otherwise directed by Council, staff will work with  
the applicant towards the preparation of a plan of  
development suitable for presentation to a Public Hearing  
on the understanding that a further report will be submitted  
at a later date.

MOVED BY COUNCILLOR YOUNG:  
SECONDED BY COUNCILLOR EVANS:

"THAT this report be received for information purposes."

CARRIED UNANIMOUSLY

**Item #4**      Application for the rezoning of:  
**RZ #98-52**    Lot A, D.L. 79, Group 1, NWD Plan 68764

From:      CD    Comprehensive    Development    District    (P2  
Administration and Assembly District)

To:        Amended CD Comprehensive Development District (based  
on P1    Community Institutional District and P2  
Administration and Assembly District)

Address:    6540 Thomas Street

Status: Unless otherwise directed by Council, staff will work with the applicant towards the preparation of a plan of development suitable for presentation to a Public Hearing on the understanding that a further report will be submitted at a later date.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR LAWSON:

"THAT this report be received for information purposes."

CARRIED UNANIMOUSLY

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

**Item #5** Application for the rezoning of:  
**RZ #98-53** Lot 172, D.L. 132, Group 1, NWD Plan 26315

From: C6 Gasoline Service Station District

To: CD Comprehensive Development District (based on C1 Community Commercial District)

Address: 1409 Sperling Avenue

The City Manager recommended:

1. THAT Council authorize the Planning and Building Department to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED  
OPPOSED: COUNCILLOR REDMAN

**Item #6**            Application for the rezoning of:  
**RZ #98-54**        Lot 2, D.L. 57, Group 1, NWD Plan LMP25484

From:            M3 Heavy Industrial District

To:               CD Comprehensive Development District (based on M5  
Light Industrial District)

Address:        8335 Eastlake Drive

The City Manager recommended:

1.    THAT Council authorize the Planning and Building Department to work with the applicant towards the preparation of a plan of development in line with this report which is suitable for presentation to a Public Hearing, on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR EVANS:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

**5. TABLED MATTERS**

- A) Mini-Bus Service in Burnaby  
(Item 9, Manager's Report No. 29, 1998 November 16)

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

- B) RZ #98-43, 1621 Springer Avenue  
(Item 4 of 14, Manager's Report No. 29, 1998 Nov. 16)

The following item was tabled at the regular Council meeting held on 1998 December 14:

**"His Worship, Mayor Drummond**

In accordance with Section 189 of the Municipal Act, His Worship, Mayor Drummond advised that he was bringing back for reconsideration by Council the motion pertaining to Rezoning Reference No. 98-43, 1621 Springer Avenue, as Moved by Councillor Corrigan and Seconded by Councillor Volkow being, "THAT the recommendation of the City Manager be adopted."

The motion was now before the meeting.

**MOVED BY COUNCILLOR YOUNG:**

**SECONDED BY COUNCILLOR EVANS:**

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

**CARRIED UNANIMOUSLY"**

**MOVED BY COUNCILLOR YOUNG:**

**SECONDED BY COUNCILLOR RANKIN:**

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

**CARRIED UNANIMOUSLY**

The motion was now before the meeting.

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

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

"THAT staff work with the applicant towards preparation for a Public Hearing including the establishment of appropriate prerequisites."

CARRIED

OPPOSED: HIS WORSHIP MAYOR DRUMMOND  
AND COUNCILLORS CORRIGAN,  
JOHNSTON AND LAWSON

- C) Athletic Commission  
(Item 8, Manager's Report No. 2, 1999 Jan. 18)

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

## 6. **BYLAWS**

### **FIRST, SECOND AND THIRD READING**

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

"THAT

Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 3, 1999	#10877
--	--------

Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 4, 1999	#10878
--	--------

Burnaby Highway Exchange Bylaw No. 2, 1998 Repeal Bylaw	#10879
--	--------

be now introduced and read three times."

CARRIED UNANIMOUSLY

**RECONSIDERATION AND FINAL ADOPTION:**

#10744	8246 Eleventh Avenue	RZ #35/97
#10850	5300 Byrne Road	RZ #98-47

**MOVED BY COUNCILLOR EVANS:**

**SECONDED BY COUNCILLOR YOUNG:**

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 21, 1998	#10744
--	--------

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 57, 1998	#10850
--	--------

Burnaby Highway Exchange Bylaw No. 1, 1999	#10871
--	--------

Burnaby Road Construction Agreement Ratification Bylaw 1999	#10875
--	--------

Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 2, 1999	#10876
--	--------

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

CARRIED

OPPOSED: COUNCILLOR LAWSON  
TO BYLAW NO. 10744

**7. NOTICES OF MOTION:**

A) Councillor Dan Johnston  
Re: Motion Picture and Television Industry

**MOVED BY COUNCILLOR JOHNSTON:**

**SECONDED BY COUNCILLOR REDMAN:**

**"THAT WHEREAS** the motion picture and television production industry has grown into a very significant economic generator producing untold millions of dollars of spinoff benefits in many Canadian cities, including Burnaby,

**AND WHEREAS** the industry provides employment for large numbers of highly skilled professions and a host of other Canadians in all facets of the production process and its support industries,

**AND WHEREAS** substantial numbers of Canadian young people are currently enrolled at post-secondary educational institutions receiving training to enter the field,

**AND WHEREAS** the Federal government at this time is considering steps with respect to Income Taxes levied on non-Canadians working in the film and television industry in Canada that, we are given to understand, are liable to have a devastating effect on the otherwise healthy and profitable Canadian industry,

**AND WHEREAS** in this day of economic uncertainty and declining economic activity in many of the resource-based industrial sectors there is a need to be good stewards of those areas of economic activity that can continue to provide employment and stimulate investment,

**THEREFORE BE IT RESOLVED THAT** Council commend the efforts of the Federal and Provincial governments in reconsidering its proposed changes to the taxation of the motion picture and television industry, and for agreeing to work with the affected parties towards the development of a tax system which encourages employment and investment in this industry; and

**BE IT FURTHER RESOLVED THAT** Council write to the Prime Minister of Canada, the Federal Minister of Finance, Burnaby's MLA's and MP's, the Federation of Canadian Municipalities and the Union of B.C. Municipalities with a request that they keep Burnaby apprised of the negotiations in determining a final resolution to this issue including discussions relating to the possible elimination of tax credits for foreign film makers as contemplated by the Federal Heritage Minister, being that Council still considers it to be regressive to our B.C./Burnaby based industry."

CARRIED UNANIMOUSLY

B) Councillor Doreen Lawson  
Re: B.C. Fire Commissioner's Recent Edict to  
Ban Children's art work from School halls

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR YOUNG:

**"THAT WHEREAS** the Provincial Fire Commissioner has, according to the news media, recently banned the display of children's art-on-paper in the hallways of schools and other similar areas of public assembly; and



**WHEREAS** there are many more real life threats to children's life and limb than their very proud display of art-on-paper, accompanied by the promotion of their self esteem, in school hallways, and

**WHEREAS** this alarming attack on the public display of art-on-paper and, presumably, other possibly inflammable materials, will result in unnecessarily adding to the hardships of artists who are at the bottom of the economic totem pole at the best of times;

**THEREFORE BE IT RESOLVED:**

1. THAT Council write to the Provincial Fire Commissioner asking that his recent directive relating to public corridors, and including school corridors, be reconsidered as soon as possible.
2. THAT copies of this motion be sent to the Minister of Municipal Affairs and to all Burnaby MLA's."

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR EVANS:

"THAT the motion be **AMENDED** to read as follows:

"**THAT WHEREAS** the Provincial Fire Commissioner has, according to the news media, recently banned the display of children's art-on-paper in the hallways of schools and other similar areas of public assembly unless the artwork displayed is fabricated from more expensive fire-retardent material; and

**WHEREAS** the public display of children's art-on-paper in school hallways promotes a child's sense of self-esteem; and

**WHEREAS** this potential impediment to the public display of art-on-paper and, presumably, other possibly inflammable materials will result in unnecessarily adding to the hardships of artists who are at the bottom of the economic totem pole at the best of times and may result in the curtailment of school art programs and the display of student art.

**THEREFORE BE IT RESOLVED:**

1. THAT Council write to the Provincial Fire Commissioner asking that his recent directive relating to public corridors, and including school corridors, be reconsidered as soon as possible.

2. THAT copies of this motion be sent to the Minister of Municipal Affairs and to all Burnaby MLA's."

CARRIED UNANIMOUSLY

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

**"THAT WHEREAS** the Provincial Fire Commissioner has, according to the news media, recently banned the display of children's art-on-paper in the hallways of schools and other similar areas of public assembly unless the artwork displayed is fabricated from more expensive fire-retardent material; and

**WHEREAS** the public display of children's art-on-paper in school hallways promotes a child's sense of self-esteem; and

**WHEREAS** this potential impediment to the public display of art-on-paper and, presumably, other possibly inflammable materials will result in unnecessarily adding to the hardships of artists who are at the bottom of the economic totem pole at the best of times and may result in the curtailment of school art programs and the display of student art.

**THEREFORE BE IT RESOLVED:**

1. THAT Council write to the Provincial Fire Commissioner asking that his recent directive relating to public corridors, and including school corridors, be reconsidered as soon as possible.
2. THAT copies of this motion be sent to the Minister of Municipal Affairs and to all Burnaby MLA's."

**AS AMENDED**, and same was **CARRIED** with Councillors Corrigan, Johnston, Volkow and Young **OPPOSED**."

*Councillor Corrigan retired from the Council Chamber at 9:31 p.m. and did not return to the Council meeting.*

- c) Councillor Doreen Lawson  
Re: Regulation of Hours of Operation of  
any Gambling establishment in Burnaby

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

**"THAT WHEREAS** Section 679 of the Municipal Act

- (a) provides a Council with the authority to regulate the carrying on of business in the municipality, to the extent not inconsistent with the intent of that Act or any other, for the purpose of preventing or minimizing nuisances, and
- (b) specifies that a bylaw to regulate business may provide different regulations for different classes of business,

**AND WHEREAS** Council on behalf of its citizens desires to ensure that the carrying on of operations at gambling establishments does not create a nuisance in the areas immediately adjacent such establishments especially during the nighttime hours,

**THEREFORE, BE IT RESOLVED THAT,**

1. Staff investigate and report back to Council on the advisability and feasibility of enacting a bylaw to regulate the hours of operation of any gambling establishments in the City."

FOR: HIS WORSHIP, MAYOR DRUMMOND  
AND COUNCILLORS EVANS, LAWSON  
AND RANKIN

OPPOSED: COUNCILLORS JOHNSTON, VOLKOW,  
REDMAN AND YOUNG

The votes recorded as equal both for and against the question, the motion was declared **NEGATIVED** and **LOST**.

**8. NEW BUSINESS**

**Councillor Rankin**

Councillor Rankin advised that he wished to introduce the motion regarding the Provincial Task Force on property classification.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR JOHNSTON:

**"THAT WHEREAS** the Provincial Government, on the insistence of private land developers, has established a Task Force to review changes to the *Prescribed Classes of Property Regulations*; and

**WHEREAS** the potential regulatory changes pertaining to mixed use residential/commercial property classification may have direct financial impact on the property taxes of B.C. municipalities; and

**WHEREAS** the potential regulatory changes may deter the rate of mixed use development,

**THEREFORE BE IT RESOLVED THAT** Council urge the Provincial government to ensure that any changes to the regulations do not negatively impact municipalities financially; and

**BE IT FURTHER RESOLVED THAT** Council urge the Provincial government to ensure that any changes to the regulations do not deter the rate of mixed use development; and

**BE IT FURTHER RESOLVED THAT** Council direct Burnaby Staff to provide input to the Provincial Task Force; and

**BE IT FINALLY RESOLVED THAT** Council distribute copies of this resolution to the Ministry of Municipal Affairs, the Union of B.C. Municipalities, GVRD Member municipalities, local MLA's and B.C. Assessment."

CARRIED UNANIMOUSLY

**Councillor Rankin**

Councillor Rankin advised that he wished to amend the minutes of the regular Council meeting held on 1999 January 18, specifically page 12.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR YOUNG:

"THAT the motion as moved by Councillor Evans and seconded by Councillor Johnston being, 'THAT the minutes of the regular Council meeting and Caucus Meeting 'In Camera' held on 1999 January 18 be now adopted' be now **RESCINDED.**"

CARRIED UNANIMOUSLY

The minutes were now before the meeting.

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR YOUNG:

“THAT the minutes of the regular Council meeting and Caucus meeting “In Camera” held on 1999 January 18 be now adopted.”

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR YOUNG:

“THAT page 12 of the minutes of the regular Council meeting held on 1999 January 18 be **AMENDED** to read as follows:

- Tree replacement with respect to the promised replacement of landscaping along Woodsworth Street’.”

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Rankin and seconded by Councillor Young being, “THAT the minutes of the regular Council meeting and Caucus meeting ‘In Camera’ held on 1999 January 18 be now adopted” **AS AMENDED** and same was **CARRIED UNANIMOUSLY**.

### Councillor Evans

Councillor Evans advised that he had met with members of the Stoney Creek Advisory Committee and toured the Stoney Creek area to observe the damage that has been caused by the recent heavy rains and wind storms. Councillor Evans indicated that mature hemlock and alder trees have fallen and the flooding of Stoney Creek also caused damage. Councillor Evans indicated that he had passed the information along to Environmental staff for investigation.

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR LAWSON:

“THAT staff prepare a report on the subject of siltation in Stoney Creek, including steps that are being taken to ensure the protection of the resident fish population.”

CARRIED UNANIMOUSLY

### Councillor Volkow

Councillor Volkow advised that, in his capacity as Acting Mayor, he attended the *Larry Ashley Celebrity Hockey Tournament* at the Bill Copeland Sports Arena over the past weekend. Councillor Volkow advised that the event was well attended and enjoyed by everyone present.

Councillor Volkow also wished to extend a public invitation to New Westminster MLA Graeme Bowbrick and the Minister of Transportation and Highways to participate in a guided tour of 20th/Southpoint/Queensborough area in order to point out the concerns of Council and Burnaby residents.

**7. INQUIRIES**

There were no inquiries brought before Council at this time.

**8. ADJOURNMENT**

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:


"THAT this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 9:50 p.m.

Confirmed:

Certified Correct:

  
MAYOR

  
DEPUTY CITY CLERK