

1999 FEBRUARY 08

A regular meeting of the City Council was held in the Council Chamber, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1999 February 08 at 7:00 p.m..

PRESENT: His Worship Mayor D.P. Drummond, In the Chair
Councillor D.R. Corrigan *(arrived at 7:07 p.m.)*
Councillor D.G. Evans
Councillor D.N. Johnston
Councillor D.A. Lawson
Councillor L.A. Rankin
Councillor C.M.H. Redman
Councillor N.M. Volkow
Councillor J. Young *(arrived at 7:06 p.m.)*

STAFF: 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
Ms. K. Friars, Director Parks, Recreation & Cultural Services
Mr. D.G. Stenson, Director Planning & Building
Mr. B. Rose, City Solicitor
Mrs. D.R. Comis, City Clerk
Ms. M. Pasqua, Deputy City Clerk

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 February 01 be adopted."

CARRIED UNANIMOUSLY

2. DELEGATION

A) WITHDRAWN

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. 05, 1999 February 08 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) Coach, Oakey's "82" Midget A Fastpitch
1999 January 27
Re: Request permission to conduct Tag Days
in City of Burnaby on 1999 April 9, 10, 30,
May 1, 14, 15, 21, 22 and June 18 and 19

A letter was received from Oakey's "82" Midget A Fastpitch Team requesting permission to conduct Tag Days in 1999 April, May and June.

- B) Chair, UBCM Health Committee
1999 January 25
Re: Elected Official Appointments to Community
Health Councils and Regional Health Boards

A letter was received from the Chair of the UBCM Health Committee regarding Elected Official Appointments to Community Health Councils and Regional Health Boards.

- C) Parvin Chami, 1999 February 02
Re: Providing Council with copies of
newspaper articles for information

A letter was received from Parvin Chami providing Council with copies of newspaper articles for information.

- D) Community Development Coordinator Burnaby
New Westminster, Heart and Stroke Foundation
of B.C. & Yukon
Re: Invitation to City of Burnaby to participate
_____ in Dress Red Day on Friday, 1999 February 12

A letter was received from the Heart and Stroke Foundation of B.C. and Yukon extending an invitation to the City to participate in "Dress Red Day" on Friday, 1999 February 12.

- E) Wendy Thompson, 1999 January 31
Re: Skytrain extension _____

A letter was received from Wendy Thompson addressing issues pertaining to the Skytrain extension.

- F) Helen Schmith
1999 January 25
Re: Lougheed Skytrain extension and
_____ proposed Skytrain Station at Bell Avenue

A letter was received from Helen Schmith regarding the Lougheed Skytrain extension and proposed Skytrain Station at Bell Avenue.

Arising from consideration of Correspondence Item 2 (A) from the Oakey's "82" Midget A Fastpitch Team, Councillor Evans was given leave by Council to introduce the following motion:

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

"THAT permission be granted for the Oakey's "82" Midget A Fastpitch Team to conduct Tag Days in the City of Burnaby on 1999 April 09, 10, 30, May 01, 14, 15, 21, 22 and June 18 and 19."

CARRIED UNANIMOUSLY

Councillor Young arrived at the Council meeting at 7:06 p.m. and took his place at the Council table.

4. REPORTS

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Councillor Corrigan arrived at the Council meeting at 7:07 p.m. and took his place at the Council table.

- A) Executive Committee of Council
Re: Grant Applications

#1/99 First Center Lake Scout Troop

RECOMMENDATION:

1. THAT this grant application be denied.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

#4/99 Burnaby & New Westminster Family Daycare Association

RECOMMENDATION:

1. THAT a grant in the amount of \$500 be awarded to Burnaby & New Westminster Family Daycare Association toward the purchase of equipment, education materials, toys and resource books for the lending library.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Executive Committee of Council be adopted.”

CARRIED UNANIMOUSLY

#5/99 Burnaby Family Life Institute

RECOMMENDATION:

1. THAT a grant in the amount of \$13,000 be awarded to Burnaby Family Life Institute for 1999.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Executive Committee of Council be adopted.”

CARRIED UNANIMOUSLY

#6/99 Organization for Assistance and Services to Italians (O.A.S.I.)

RECOMMENDATION:

1. THAT a grant in the amount of \$2,500 be awarded to the Organization for Assistance and Services to Italians for 1999.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT the recommendation of the Executive Committee of Council be adopted.”

CARRIED UNANIMOUSLY

#7/99 Comitato Attivita Scolastiche Italiane (C.A.S.I.) School

RECOMMENDATION:

1. THAT a grant in the amount of \$2,750 be awarded to C.A.S.I. to assist with acquisition of new books and materials for school students in 1999.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the recommendation of the Executive Committee of Council be adopted.”

CARRIED UNANIMOUSLY

#8/99 Crisis Intervention and Suicide Prevention Centre for Greater Vancouver

RECOMMENDATION:

1. THAT a grant in the amount of \$3,100 be awarded to Crisis Intervention and Suicide Prevention Centre for Greater Vancouver for 1999.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Executive Committee of Council be adopted.”

CARRIED UNANIMOUSLY

- B) Traffic and Transportation Committee
(Traffic Safety Division)
Re: Left Turn Movements at the Willingdon/
Gilpin Intersection

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report to respond to safety concerns at the subject location as outlined in correspondence from the Willingdon Church.

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

1. THAT Council prohibit all left turn movements at the intersection of Willingdon Avenue and Gilpin Street.
2. THAT Council approve the extension of the existing centre median barricade along Willingdon Avenue south of Moscrop Street through the Gilpin Street junction if warranted.
3. THAT a copy of this report be sent to Willingdon Church at 4812 Willingdon Avenue, Burnaby, B.C. V5G 3H6 and Mr. Chapman at 5470 Gilpin Street, Burnaby, B.C. V5G 2H8.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

“THAT the recommendations of the Traffic and Transportation Committee (Traffic Safety Division) be adopted.”

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR YOUNG:

“THAT the motion as moved by Councillor Young and seconded by Councillor Evans being, ‘THAT the recommendations of the Traffic and Transportation Committee (Traffic Safety Division) be adopted’ be now **TABLED.**”

CARRIED UNANIMOUSLY

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

- C) Traffic and Transportation Committee
(Traffic Safety Division)
Re: Imperial Street and Griffiths Avenue
- 4 Way Stop

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report responding to concerns regarding traffic control and safety at the Griffiths/Imperial intersection.

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

1. THAT Council approve the installation of a 4-way stop sign control at the intersection of Imperial Street and Griffiths Avenue.
2. THAT a copy of the attached report be sent to Mr. Alex Ho of 6851 Imperial Street, Burnaby, B.C. V5E 1N4.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

“THAT the recommendations of the Traffic and Transportation Committee (Traffic Safety Division) be adopted.”

CARRIED UNANIMOUSLY

- D) Traffic and Transportation Committee
(Traffic Safety Division)
Re: Byrne Road and Riverway Place Intersection

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report responding to concerns of limited visibility for traffic exiting the golf club via Riverway Place.

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

1. THAT Council receive the attached report for information.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted.”

CARRIED UNANIMOUSLY

- E) Traffic and Transportation Committee
(Traffic Safety Division)
Re: Waltham Street/Bryant Avenue
Intersection Control

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report advising Council of modifications to the Brantford/Imperial/Dufferin/Oakland stop sign control scheme.

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

1. THAT Council receive the attached report for information.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted.”

CARRIED UNANIMOUSLY

- F) Traffic and Transportation Committee
(Traffic Safety Division)
Re: Emergency Resource to Cascade Heights

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report responding to concerns raised by Mr. Alan Parker regarding increased traffic on Kincaid impeding emergency services, particularly fire department vehicles.

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

1. THAT Council forward a copy of the attached report to Mr. Alan J. Parker of 3856 Sunset Street, Burnaby, B.C. V5G 1T4.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted.”

CARRIED UNANIMOUSLY

- G) Traffic and Transportation Committee
(Traffic Safety Division)
Re: Vehicle Traffic on Buckingham and Sperling

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report responding to concerns raised by Pat Gillan of 5290 Buckingham Avenue regarding traffic on Buckingham and Sperling.

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

1. THAT Council forward a copy of the attached report to Pat Gillan of 5290 Buckingham Avenue, Burnaby, B.C. V5E 1Z8.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted.”

CARRIED UNANIMOUSLY

- H) Traffic and Transportation Committee
(Traffic Safety Division)
Re: Intersection Control at Roseberry Avenue/
Keith Street

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report responding to traffic safety concerns raised by local businesses regarding intersection control at Roseberry Avenue and Keith Street.

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

1. THAT Council approve installation of the stop sign control on Keith Street at Roseberry Avenue.
2. THAT a copy of this report be sent to United Flowers Growers Co-Op Association at 4085 Marine Way, Burnaby, B.C. V5J 5E2.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted.”

CARRIED UNANIMOUSLY

- l) Traffic and Transportation Committee
(Traffic Safety Division)
Re: Deer Lake Park Access Driveway
from Royal Oak northbound

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report responding to concerns for traffic safety at the Deer Lake Park Access Driveway from Royal Oak northbound.

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

1. THAT Council receive the attached report for information.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted.”

CARRIED UNANIMOUSLY

- J) Traffic and Transportation Committee
(Traffic Safety Division)
Re: Delegation of Stop Sign Approval to Staff

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report recommending the streamlining of the process for installation of stop signs.

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

1. THAT Council authorize staff to proceed with stop sign installations including the conversion of uncontrolled intersections to stop sign control, in an alternating pattern, on an area by area basis as warrants demand and budget permits.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Traffic and Transportation Committee (Traffic Safety Division) be adopted.”

CARRIED UNANIMOUSLY

- K) Traffic and Transportation Committee
(Traffic Safety Division)
Re: Resident On Street Parking on Irmin Street

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report addressing concerns raised by residents of the 4400 and 4500 blocks Irmin Street regarding on street parking.

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

1. THAT Council authorize staff to poll the residents of 4400/4500 Irmin Street to determine the acceptability of two hour time limited parking as discussed in the attached report.
2. THAT a copy of this report be sent to Mr. Michael Clark, 4456 Irmin Street, Burnaby, B.C. V5J 1X7.

MOVED BY COUNCILLOR YOUNG:
SECONDED BY COUNCILLOR EVANS:

“THAT the recommendations of the Traffic and Transportation Committee (Traffic Safety Division) be adopted.”

CARRIED UNANIMOUSLY

L) Bicycle Advisory Committee
Re: Urban Trail Signage

The Bicycle Advisory Committee submitted a report regarding urban trail signage in terms of signage standards, sign dimensions, sign types, regulatory signs, advisory signs and information signs.

The Bicycle Advisory Committee recommended:

1. THAT Council endorse the general sign installation guidelines for Urban Trails outlined in the attached report.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR VOLKOW:

“THAT the recommendation of the Bicycle Advisory Committee be adopted.”

CARRIED UNANIMOUSLY

M) Bicycle Advisory Committee
Re: Status of Bicycle Rack Advertising Program

The Bicycle Advisory Committee submitted a report providing an update on the status of the bicycle rack advertising program. The Committee advised that the bicycle rack advertising program is seen as an effective means of encouraging cycling as a means of everyday transportation and is in support of the Burnaby Transportation Plan goals of cycling as an alternative mode of transportation.

The Bicycle Advisory Committee recommended:

1. THAT Council receive the attached report for information.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR VOLKOW:

“THAT the recommendation of the Bicycle Advisory Committee be adopted.”

CARRIED UNANIMOUSLY

N) Bicycle Advisory Committee
Re: First Annual GVRD Burnaby Bicycle
Advisory Committee Conference

The Bicycle Advisory Committee submitted a report requesting Council’s approval for members of the Committee to attend the first annual GVRD Bicycle Advisory Committee Conference on 1999 May 20 at Bonsor Recreation Centre.

The Bicycle Advisory Committee recommended:

1. THAT Council approve the Bicycle Advisory Committee members and staff representatives to attend the First Annual GVRD Bicycle Advisory Committee Conference.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT the recommendation of the Bicycle Advisory Committee be adopted.”

CARRIED UNANIMOUSLY

O) Traffic and Transportation Committee
(Traffic Safety Division)
Re: Stop Sign Control Scheme

The Traffic and Transportation Committee (Traffic Safety Division) submitted a report on a proposed stop sign control scheme which clarifies right-of-way control at uncontrolled intersections.

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

1. THAT Council approve the installation of stop signs at uncontrolled intersections in the area bounded by Parker and Halifax Streets, and Holdom and Springer Avenues as outlined in the attached report.
2. THAT copies of this report be sent to Clara Drewoth of 5480 Halifax Street, Burnaby, B.C. V5B 2N7 and Gerald C. Round of 1685 Ellesmere Avenue, Burnaby, B.C. V5B 3T4.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Councillor Rankin retired from the Council Chamber at 7:43 p.m.

- O) i) Community Heritage Commission
Re: 1997/98 Heritage Awards

The Community Heritage Commission submitted a report putting forward an approved list of nominations for 1997/98 Heritage Awards. The Commission requested that the presentation of the awards be made at the 1999 February 15 meeting of Council.

The Community Heritage Commission recommended:

1. THAT Council approve the 1997/98 Heritage awards as set out in the report.

Councillor Corrigan retired from the Council Chamber at 7:45 p.m.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

O) ii) Community Heritage Commission
Re: Heritage Workshops

The Community Heritage Commission submitted a report requesting Council's approval for attendance at workshops sponsored by Simon Fraser University Harbour Centre.

The Community Heritage Commission recommended:

1. THAT a maximum of four members of the Community Heritage Commission be authorized to attend one of the following workshops: "Planning, Design and Development An Overview for Municipal Advisory Commissions" to be held 1999 February 18 or "Working Heritage: The Preservation of Industrial Sites: on 1999 February 25.

Councillor Rankin returned to the Council Chamber at 7:54 p.m. and took his place at the Council table.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

- P) The City Manager presented Report No. 05, 1999 February 08 on the matters listed following as Items 01 to 12 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Barnet Marine Park - West Foreshore Design

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services recommending that the design concept for the central and west portions of Barnet Marine Park be approved in principle subject to review after a public open house. Staff advise that the development of a revised master plan for Barnet Marine Park will require extensive and thorough analysis and design phases, including comprehensive water and land assessments, environmental studies, detailed engineering plans and landscape design, and construction specifications. Until approval by the

Burrard Environmental Review Committee is granted, no construction can take place, and when it does, it must fall within the Department of Fisheries and Oceans allowable timing window for construction which is based on the period of least environmental impact to aquatic habitat/resources.

Staff conclude by indicating that sufficient capital reserves are available and the project is included under the 1999 major parks component of the 1999-2003 Provisional Capital Budget.

The City Manager recommended:

1. THAT a Capital Reserves Expenditure Bylaw in the amount of \$321,000 (including 7% GST) be brought down to complete all detailed environmental studies and all detailed plans and specifications for the central and west foreshore area suitable for formal permit application to the Vancouver Port Corporation.

Councillor Rankin retired from the Council Chamber at 7:55 p.m.

Councillor Corrigan returned to the Council Chamber at 7:56 p.m. and took his place at the Council table.

Councillor Rankin returned to the Council Chamber at 8:03 p.m. and took his place at the Council table.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the recommendation of the City Manager be **AMENDED** by including the following:

2. THAT a copy of this report be forwarded to the Bicycle Advisory Committee and the Heritage Advisory Commission."

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 City Manager be adopted" **AS AMENDED**, and same was **CARRIED UNANIMOUSLY**.

2. Taylor Park Consolidation
Subdivision Reference #64/96

The City Manager submitted a report from the Director Planning and Building requesting authority for the dedication of a portion of the Marine Way - 10th Avenue Connector and advising of an adjustment to the related subdivision configuration.

The City Manager recommended:

1. THAT Council authorize the dedication of the road right-of-way for the Marine Way - 10th Avenue Connector as shown on Sketch #2.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

3. Hastings Street Business Improvement Areas
Renewal and Expansion

The City Manager submitted a report from the Director Planning and Building advising of Bylaws No. 10893 and 10894 which appear elsewhere on the Council agenda to renew and expand the business improvement area for Hastings Street. If approved by Council, the business improvement area for Hastings Street will be extended along Hastings Street from Willingdon Avenue to Gamma Avenue.

The City Manager recommended:

1. THAT a copy of this report be sent to the Heights Merchants Association c/o Claudia Laroye, Executive Director, #102-4100 Hastings Street, Burnaby, B.C. V5C 2J1.

Councillor Johnston retired from the Council Chamber at 8:17 p.m.

Councillor Johnston returned to the Council Chamber at 8:20 p.m. and took his place at the Council table.

MOVED BY COUNCILLOR YOUNG:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

4. Skytrain Corridor - West of Bell Avenue to Austin Avenue

The City Manager submitted a report from the Director Planning and Building providing information in response to a delegation who appeared before Council expressing concern with respect to the location of the skytrain in the general vicinity of Bell Avenue.

The City Manager recommended:

1. THAT a copy of this report be forwarded to Ms. May Thomas, #101 - 9270 Salish Court, Burnaby, B.C. V3J 7C4 and Mr. David Phillips, #308-9270 Salish Court, Burnaby, B.C. V3J 7C4.

Councillor Redman retired from the Council Chamber at 8:25 p.m.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR LAWSON:

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

CARRIED UNANIMOUSLY

5. Proposed Charity Casino with Slot Machines
4350 Dominion Street - Rezoning Reference #98-40

The City Manager submitted a report from the Director Planning and Building providing information regarding the potential costs of providing additional police, security and traffic management services in connection with the introduction of 300 slot machines proposed for the charity

casino at 4320 Dominion Street. Staff advise that if there are any additional police, security or traffic management services required as a result of the proposed casino, such related costs are expected to be covered by the Province if legislation is passed as recommended or by the casino applicant.

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

6. Karaoke Box Rooms in Licenced Class "B" Restaurants
Liquor Licence Application #5/98

The City Manager submitted a report from the Director Planning and Building providing recommendations to Council on the issue of karaoke box rooms and for the subject liquor licence application at 6669 Kingsway.

The City Manager recommended:

1. THAT Council communicate to the Province that the recommendations for improved karaoke box room regulations, as outlined in Section 2.3, should be adopted by the Liquor Control and Licencing Branch.
2. THAT Council approve the request for an entertainment area at 6669 Kingsway with the operating hours of 11:00 a.m. - 12:00 midnight, seven days a week, subject to the karaoke box room regulations, as outlined in Section 2.3, and any necessary noise mitigation measures first being met.

3. THAT a copy of this report and Council's resolution be forwarded to:

- the General Manager, Liquor Control and Licencing Branch, 1019 Wharf Street, Victoria, B.C., V8V 1X4
- the Liquor Control and Licencing Branch, 101 - 9180 King George Highway, Surrey, B.C., V3V 5V9
- Jo Surich, Transformation Solutions, 123 - 645 Fort Street, Victoria, B.C., V8W 1G2
- the applicant, Diego's Entertainment c/o HOST Consulting Ltd., 302 - 32555 Simon Avenue, Abbotsford, B.C., V2T 4T2

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR YOUNG:

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

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

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

7. Liquor Licence Application #6/98
Entertainment Proposed in Class "B" Restaurant
Taisho Restaurant E15 - 4700 Kingsway

The City Manager submitted a report from the Director Planning and Building seeking Council's approval for Liquor Licence Application No.. 6/98, 4700 Kingsway.

The City Manager recommended:

1. THAT Council approve the request for an entertainment area in Taisho Restaurant, with the entertainment ceasing at 12:00 midnight seven days a week, subject to the karaoke box room regulations - as outlined in Section 2.4 - first being met.
2. THAT a copy of this report and Council's resolution be forwarded to the Liquor Control and Licencing Branch, 101 - 9180 King George Highway, Surrey, B.C. V3V 5V9; and the applicant Shinichi Otanara, M3A - 601 West Broadway, Vancouver, B.C. V5Z 4C2.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

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

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

This item was tabled in order to provide Council members a further opportunity for review.

8. Building Permit Tabulation Report No. 01
From 1999 January 01 to 1999 January 24

The City Manager submitted a report from the Director Planning and Building providing information on construction activity as reflected by the building permits that have been issued from 1999 January 01 to 1999 January 24.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

9. Telecommunications and Municipal Rights-of-Way

The City Manager submitted a report from the Director Engineering seeking Council's authority to execute an interim access agreement with Metronet Communications Group Inc. for the use of municipal rights-of-way.

The City Manager recommended:

1. THAT Council authorize the execution of an interim access agreement with Metronet Communications Group Inc. for the use of municipal rights-of-way as more specifically outlined in this report.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

10. Introduction of Highway Exchange Bylaw to provide the additional right-of-way for the Royal Oak Avenue realignment, Dover Street widening and Sanders Street urban trail

The City Manager submitted a report from the Director Engineering seeking Council's authority to proceed with the preparation and introduction of a highway exchange bylaw to secure the additional right-of-way required for the construction of the Royal Oak realignment, the Dover Street widening and the Sanders Street urban trail.

The City Manager recommended:

1. THAT Council authorize the introduction of a highway exchange bylaw involving the closure and dedication of the road allowances as described in this report.

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

11. Royal Oak Avenue Improvements at Canada Way

The City Manager submitted a report from the Director Engineering seeking Council's authority to bring down a Capital Reserves Expenditure Bylaw for the construction of Royal Oak Avenue at Canada Way.

The City Manager recommended:

1. THAT Council bring down a Capital Reserves Expenditure Bylaw in the amount of \$624,000 for the construction of Royal Oak Avenue at Canada Way.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CORRIGAN:

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

CARRIED UNANIMOUSLY

12. Public Display of Class 7.2.2.
High Hazard Fireworks Pyrotechnic Display

The City Manager submitted a report from the Fire Chief seeking Council's authority to approve a high hazard fireworks for recreation pyrotechnic indoor display at Electronic Arts Inc. on 1999 February 20 at approximately 2130 h.

The City Manager recommended:

1. THAT the request to discharge a high hazard fireworks pyrotechnic indoor display at Electronic Arts Inc., 4330 Sanderson Way, Burnaby on 1999 February 20 be approved subject to full compliance with all the conditions as required by the City of Burnaby.
2. THAT a copy of this report be forwarded to Martin Landy of Concept Fiatlux Inc., 2447 - 42nd Avenue, Calgary, Alberta T2E 8A3.
3. THAT a copy of this report be forwarded to Michelle Paproski, Fire Prevention Office, at the Burnaby Fire Department.

MOVED BY COUNCILLOR CORRIGAN:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR YOUNG:

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

CARRIED UNANIMOUSLY

5. TABLED MATTERS

A) WITHDRAWN

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

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

6. BYLAWS

FIRST, SECOND AND THIRD READING

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR CORRIGAN:

"THAT

Burnaby Routine Transaction Authority Bylaw 1999	#10874
Burnaby Lease Authorization Bylaw No. 1, 1999	#10892
Burnaby Business Improvement Area (Hastings West) Bylaw 1999	#10893
Burnaby Business Improvement Area (Hastings East) Bylaw 1999	#10894
Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 5, 1999	#10895

be now introduced and read three times."

CARRIED UNANIMOUSLY

THIRD READING AND RECONSIDERATION AND FINAL ADOPTION:

#10869 4320 Dominion Street REZ #98-40

Councillor Redman returned to the Council Chamber at 8:34 p.m. and took her place at the Council table.

MOVED BY COUNCILLOR LAWSON:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment #10869
Bylaw No. 5, 1999

Burnaby Zoning Bylaw 1965, Amendment #10873
Bylaw No. 6, 1999

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

Council agreed to vote separately on each bylaw.

BYLAW NO. 10869 - CARRIED
OPPOSED: HIS WORSHIP, MAYOR DRUMMOND AND
COUNCILLORS EVANS AND LAWSON

BYLAW NO. 10873 - CARRIED
OPPOSED: HIS WORSHIP, MAYOR DRUMMOND

7. NEW BUSINESS

His Worship, Mayor Drummond

His Worship, Mayor Drummond advised that pursuant to his authority under Section 188 of the Municipal Act he wished to bring back for **RECONSIDERATION** the motion as moved by Councillor Evans and seconded by Councillor Lawson, being:

"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”

which was declared **NEGATIVED** and **LOST** at the 1999 January 25 meeting of Council.

The motion was now before the meeting.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT the motion be **AMENDED** by adding the following words, to read as follows:

‘....**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, bars, pubs and other provincially regulated business establishments in the City.”

CARRIED UNANIMOUSLY

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

Councillor Young returned to the Council Chamber at 8:52 p.m. and took his place at the Council table.

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

“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, bars, pubs and other provincially regulated business establishments in the City”

AS AMENDED and same was **CARRIED UNANIMOUSLY.**

Councillor Lawson

Councillor Lawson advised that she wished to introduce a motion regarding local government’s right to regulate the location of casinos and various other forms of gaming activities within the boundaries of the municipality.

MOVED BY COUNCILLOR LAWSON:

SECONDED BY COUNCILLOR RANKIN:

“THAT WHEREAS the Municipal Act in British Columbia provides the authority for local government to regulate the use of land, buildings and structures,

AND WHEREAS local municipal government is the level of government most able to respond to and reflect the needs and wishes of the public in the areas most directly impacted by the introduction of a prospective land use,

AND WHEREAS the News Release recently issued by the Ministry of Employment and Investment with reference to the white paper and draft gaming control legislation indicates that it is being recommended that the Provincial Government, rather than local government, have sole jurisdiction over the types of gaming activities in existing casino operations,

AND WHEREAS the provincial government has invited public comment on the matter before mid-March, whereby this obvious disparity can be addressed,

THEREFORE BE IT RESOLVED THAT this Council urge the Province of B.C. to ensure that any changes in legislation respect and preserve the right of local government to regulate the location of casinos and the various forms of gaming activities they contain as a land use matter in municipalities, and further that a copy of this resolution be forwarded to the Union of B.C. Municipalities and to Burnaby's four Members of the Legislative Assembly."

CARRIED

OPPOSED: COUNCILLORS JOHNSTON, REDMAN, VOLKOW AND YOUNG

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR EVANS:

"THAT staff review and provide a report on all aspects of the *"White Paper"* on Gaming, recently released by the Provincial Government, prior to the established deadline."

CARRIED UNANIMOUSLY

Councillor Rankin

Councillor Rankin advised that he had heard varying reports on the liquor policy review process and questioned if any final decisions have been made with respect to holding bars, etc. in restaurants.

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR EVANS:

"THAT staff report on where we are at with the Liquor Policy Review Process in terms of what agreement, if any, has been reached."

CARRIED UNANIMOUSLY

Councillor Redman

Councillor Redman advised that as a result of an investigation by the Burnaby SPCA, a Burnaby resident has pleaded guilty to the setting of leghold traps on his property. The resident was sentenced to six months probation.

Councillor Redman, on behalf of Council extended congratulations to the Burnaby SPCA for a job well done.

8. INQUIRIES

There were no inquiries brought before Council at this time.

9. ADJOURNMENT

MOVED BY COUNCILLOR CORRIGAN:

SECONDED BY COUNCILLOR EVANS:


"THAT this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 9:21 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK