

## 2004 SEPTEMBER 13

An 'Open' meeting of the City Council was held in the Council Committee Room, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 2004 September 13 at 6:30 p.m. followed immediately by a 'Closed' meeting from which the public was excluded. At the conclusion of the 'Closed' meeting, the 'Open' meeting was reconvened at 7:00 p.m. in the Council Chamber.

PRESENT: His Worship, Mayor D.R. Corrigan In the Chair  
Councillor P. Calendino  
Councillor S. Dhaliwal  
Councillor D.G. Evans  
Councillor D. Johnston  
Councillor C. Jordan  
Councillor L.A. Rankin  
Councillor C.M.H. Redman  
Councillor N.M. Volkow

STAFF: Mr. R.H. Moncur, City Manager  
Mr. L. Chu, Deputy Director Engineering  
Mr. R. Earle, Director Finance  
Mr. D. Ellenwood, Assistant Director Strategic & Business Planning  
Mr. B. Luksun, Deputy Director Planning & Building  
Mr. B. Rose, City Solicitor  
Mrs. D.R. Comis, City Clerk  
Ms. A.R. Skipsey, Deputy City Clerk

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR EVANS:

"THAT the 'Open' Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The 'Open' Council meeting reconvened in the Council Chamber at 7:00 p.m.

## P R O C L A M A T I O N

His Worship, Mayor Derek R. Corrigan, proclaimed the week of 2004 September 13th to September 19th as "***Terry Fox Week***" in the City of Burnaby.

1. **MINUTES**

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the 'Open' Council meeting held on 2004 August 23 be now adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the Public Hearing (Zoning) held on 2004 August 24 be now adopted."

CARRIED UNANIMOUSLY

2. **DELEGATIONS**

- A) Vijendra Kumar Sami  
Re: Notice in the Land Title Office  
7811 Nursery Street  
Speakers: Sita and Vijendra Sami
- B) Regional Operations Manager, Bingo Country  
Re: Personal Play Bingo  
Speakers: Alan Dyck  
Jordan Gnat
- C) President, Morrey Nissan of Burnaby  
2004 September 02  
Re: Automall at Still Creek and Willingdon  
Avenue - Rez #03-51  
Speaker: Gary Morrey, President Morrey Auto Group

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JORDAN:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- A) **Mr. Vijendra Sami**, 7811 Nursery Street, Burnaby appeared before Council to request an extension for the registration of a Notice on Title on this property with the Land Title Office. The property is in contravention of City zoning bylaws because a roof was constructed over a deck without the proper building permit. Mr. Sami requested that the application of the Notice be postponed until the summer of 2005.

- B) **Mr. Alan Dyck** and **Mr. Jordan Gnat**, representing Bingo Country, Boardwalk Gaming & Entertainment, and **Ms. Antonia Beck**, representing South Burnaby Charity Association, appeared before Council to request Council's support for personal play bingo and electronic 'Break Open', the electronic delivery of pull tabs and scratch tickets, at Bingo Country.

The representatives explained that bingo is evolving and that in order for Bingo Country to remain competitive they need to deliver games electronically, instead of in the current paper format. Mr. Alan Dyck distributed samples of the manual paper pull tabs and scratch tickets currently in play and used a video presentation to demonstrate the electronic versions. The speakers assured the changes would deliver a quality entertainment product and ensure continued viability for Bingo Country.

**Ms. Antonia Beck** named a number of Burnaby groups and charities who benefit and receive support from gaming revenues provided through Bingo Country's proceeds. The speaker urged Council to support the application so that Bingo Country can remain competitive and continue to support various local and Lower Mainland charities.

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR CALENDINO:

"THAT Item 4, Tabled Matter 'Zoning Bylaw Text Amendment Regarding Electronic Personal Play Bingo in Gaming Facilities' be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

4. **Zoning Bylaw Text Amendment Regarding  
Electronic Personal Play Bingo in Gaming Facilities**

The City Manager submitted a report from the Director Planning and Building requesting Council authorization to amend the Burnaby Zoning Bylaw to permit electronic personal play bingo within gaming facilities.

The City Manager recommended:

1. THAT Council authorize the preparation of a text amendment to the Burnaby Zoning Bylaw to permit gaming facilities to offer electronic personal play for bingo only.
2. THAT the zoning bylaw amendment be advanced to the 2004 September 28 Public Hearing.

3. **THAT** a copy of this report be forwarded to Mr. Alan Dyck, Burnaby Bingo Country, #302 - 7155 Kingsway, Burnaby, BC V5E 1E0.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

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

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

**CARRIED UNANIMOUSLY**

This item was tabled to allow a delegation to appear before Council to present additional information with respect to this zoning application.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR VOLKOW:

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

**CARRIED UNANIMOUSLY**

The motion was now before the meeting.

*Councillor Calendino retired from the Council Chamber at 7:50 p.m.*

*Councillor Calendino returned to the Council Chamber at 7:52 p.m. and took his place at the Council table.*

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT Recommendation No. 1 be **AMENDED** to read:

1. **THAT** Council authorize the preparation of a text amendment to the Burnaby Zoning Bylaw to permit gaming facilities to offer electronic personal play bingo, e-tabs and e-scratches."

**CARRIED**

**OPPOSED: MAYOR CORRIGAN**

A vote was then taken on the motion as moved by Councillor Johnston and seconded by Councillor Jordan being "THAT the recommendations of the City Manager be adopted" AS AMENDED and same was CARRIED with Mayor Corrigan OPPOSED.

- C) **Mr. Gary Morrey, Morrey Auto Group** appeared before Council to express opposition to the restrictive covenant contained within Rezoning #03-51 which would restrict car dealership developments on Lots 3 and 4 to existing new car dealers relocating from locations within the Brentwood Town Center. The speaker advised that he has options on Lots 3 and 4 in the development, however, if the covenant is registered it may result in the deal falling through. Mr. Morrey explained that discussions have been taking place with Trev Deeley Motorcycles and Harley Davidson Canada to possibly relocate their store to the new development, however, other dealerships in the Brentwood Town Center are not interested in relocating.

**Mr. Don James**, Trev Deeley Motorcycles and Harley Davidson Canada appeared before Council to express his concerns about the restrictive covenant associated with Rezoning #03-51. The restriction would preclude the relocation of their Boundary and Loughheed store to the subject development.

This Rezoning is scheduled to go to Public Hearing on 2004 September 28.

Arising from consideration of the delegation's presentation, Councillor Jordan was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JORDAN:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT staff prepare a report to address the concerns raised by the delegation with respect to the restrictive covenant proposed for Lots 3 and 4 of the subject development."

CARRIED UNANIMOUSLY

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

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR VOLKOW:

"THAT all of the following listed items of correspondence be received and those items of the City Manager's Report No. 23, 2004 September 13 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

His Worship, Mayor Derek R. Corrigan read the following items of correspondence:

- A) Vice Chair, Board of Directors, GVRD  
2004 August 12  
Re: Review of Potential Governance Models  
for First Nation-Regional District Relations Post Treaty

A letter was received from the Vice Chair of the Greater Vancouver Regional District's Board of Directors providing a copy of the report titled "A Review of Potential Governance Models for First Nation-Regional District Relations Post-Treaty" and requesting comments on the report.

- B) Mayor Joe Trasolini, City of Port Moody,  
2004 September 02  
Re: Requesting Council's support for increasing  
Port Moody's Planned Arena to Olympic size

A letter was received from Mayor Joe Trasolini, City of Port Moody, requesting letters of support for a grant application under the Canada - British Columbia Infrastructure Program which would allow Port Moody to expand its planned NHL size ice arena to a larger olympic size ice rink.

- C) Mayor S.L. Winchester, City of Courtenay  
2004 September 08  
Re: Seeking support for UBCM Resolution -  
B90 "UBCM Convention Days"

A letter was received from the Mayor, City of Courtenay, requesting Council's support for a resolution to be considered at the upcoming U.B.C.M. Annual Convention. The resolution notes that the Convention is traditionally held for five working days and as it may be difficult for local government elected officials to leave their place of employment or their business during the week they resolve that future U.B.C.M. Conventions be held over a weekend.

Arising from consideration of Correspondence Item 3 (C) from the City of Courtenay, Councillor Johnston was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR REDMAN:

"THAT His Worship Mayor Derek R. Corrigan send a letter to the City of Courtenay expressing support for Resolution B90 'UBCM Convention Days'."

CARRIED  
OPPOSED: COUNCILLORS EVANS  
AND JORDAN

**4. REPORTS**

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR VOLKOW:

"THAT the Council meeting do now recess."

CARRIED UNANIMOUSLY

The Council meeting recessed at 8:35 p.m.

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR VOLKOW:

"THAT the Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The Council meeting reconvened at 8:47 p.m. with Councillor Calendino absent.

**A) Finance and Civic Development Committee**  
**Re: Evaluation of Aquatic Services and**  
**Facilities Review**

The Finance and Civic Development Committee submitted a report providing Council with an analysis of aquatic services and facilities currently available in Burnaby and an assessment of future needs.

The Finance and Civic Development Committee recommended:

1. THAT Council approve the programming and preliminary design study for a pool as part of the Eastburn Community Centre as the first priority component of the City's aquatic plan.
2. THAT Council, following completion of the above study, undertake a programming and preliminary design study for a replacement of the CG Brown Pool as the second priority component of the City's aquatic plan.

3. THAT a copy of this report be forwarded to the Parks, Recreation and Culture Commission.

*Councillor Calendino returned to the Council Chamber at 8:50 p.m. and took his place at the Council table.*

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR EVANS:

"THAT the recommendations of the Finance and Civic Development Committee be adopted."

CARRIED UNANIMOUSLY

**B) Traffic Safety Committee**  
**Re: Pay and Display Parking Trial -**  
**UniverCity**

The Traffic Safety Committee submitted a report responding to a request from SFU Community Trust for pay parking on University Crescent in the Highlands neighbourhood. The request is in response to concerns that the neighbourhood will be inundated with students looking for free on-street parking.

The Traffic Safety Committee recommended:

1. THAT Council approve a further evaluation of pay and display parking meters on University Crescent at SFU.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

"THAT the recommendation of the Traffic Safety Committee be adopted."

CARRIED

OPPOSED: COUNCILLOR CALENDINO

**C) Traffic Safety Committee**  
**Re: Marine Way and Nelson Signalization**

The Traffic Safety Committee submitted a report prepared in response to Council's request for consideration of full signalization at the intersection of Nelson Avenue and Marine Way. The Committee advises the intersection meets the requirements for a full traffic signal with advance warning lights. It is anticipated the new traffic signal will address traffic safety concerns and will reduce demand at the intersection of Byrne Road and Marine Way which is currently exceeding capacity.



The Traffic Committee recommended:

1. THAT Council approve the inclusion of the signal at Marine Way and Nelson Avenue in the future Capital Budget process.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR DHALIWAL:

"THAT the recommendation of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

**D) Traffic Safety Committee**  
**Re: Gaglardi Way Traffic Noise**

The Traffic Safety Committee submitted a report responding to a number of concerns from residents adjacent Gaglardi Way regarding truck traffic noise. The Committee have requested staff to continue to monitor the situation, liaising with the SFU UniverCity development to try to mitigate some of the problems for the residents.

The Traffic Safety Committee recommended:

1. THAT Council forward a copy of this report to Mr. Kevin G. McKenzie, 9421 Snowberry Court, Burnaby, B.C. V5A 4A6.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR VOLKOW:

"THAT the recommendation of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

**E) Community Heritage Commission**  
**Re: Eagles Estate Heritage Garden**  
**5655 Sperling Avenue - 2004**  
**Annual Lease Report**

The Community Heritage Commission submitted a report providing the 2004 Annual Lease Report of the operation of the Eagles Estate Heritage Garden in Deer Lake Park by the Land Conservancy (TLD) of British Columbia.

The Community Heritage Commission recommended:

1. THAT Council receive this report for information.

2. THAT Council forward this report to the Parks, Recreation and Culture Commission for their information.

*Councillor Rankin retired from the Council Chamber at 9:29 p.m.*

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

**F) Community Heritage Commission**  
**Re: Burnaby Community Heritage Register**  
**Phase II Statements of Significance**

The Community Heritage Commission submitted a report updating Council on the implementation of a Federal/Provincial "Historic Places Initiative" grant to complete the Statements of Significance of privately-owned heritage properties listed on the Burnaby Community Heritage Register.

The Community Heritage Commission recommended:

1. THAT Council receive this report for information.

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**G) Transportation Committee**  
**Re: 2005 TransLink Bicycle Infrastructure**  
**Capital Cost Sharing Program (BICCS):**  
**Burnaby Application**

The Transportation Committee submitted a report seeking Council approval to submit bicycle infrastructure projects for cost sharing as part of the 2005 TransLink Bicycle Infrastructure Capital Cost Sharing Program (BICCS).

The Transportation Committee recommended:

1. THAT Council approve the projects outlined in Sections 2.0 and 3.0 of this report for application to TransLink for cost sharing under the 2005 Bicycle Infrastructure Capital Cost Sharing program.

2. THAT Council forward a copy of this report to G. Davidson, Program Manager Alternative Transportation, TransLink, 1700 - 4720 Kingsway, Burnaby, B.C., V5H 4N2.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

"THAT the recommendations of the Transportation Committee be adopted."

CARRIED UNANIMOUSLY

**H) Transportation Committee**  
**Re: Walker and Sperling Avenues:**  
**Draft Community Transportation Plan**

The Transportation Committee submitted a report presenting a draft Community Transportation Plan for the Walker/Sperling area and seek Council approval for public consultation. The draft is the joint product of the Residents' Committee and City staff and recommends a variety of traffic calming measures for consideration of area residents.

The Transportation Committee recommended:

1. THAT Council authorize the draft Community Transportation Plan described herein to be used as a basis for public consultation.
2. THAT Council extend the mandate of the Residents' Committee to include participation in the 'Open' House and in the subsequent finalization of the Plan.

*Councillor Rankin returned to the Council Chamber at 9:34 p.m. and took his place at the Council table.*

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR EVANS:

"THAT the recommendations of the Transportation Committee be adopted."

CARRIED UNANIMOUSLY

- I) The City Manager presented Report No. 23, 2004 September 13 on the matters listed following as Items 01 to 16 either providing the information shown or recommending the courses of action indicated for the reasons given:**

**1. Draft Vancouver Port Authority Port Plan**

The City Manager submitted a report from the Director Planning and Building updating Council on the draft Vancouver Port Authority Port Plan. The Port Plan divides the waterfront into Planning Areas, including Area 5 - Burnaby Waterfront. The staff report addresses a number of concerns related to the Burnaby Plan, including port use designations, Berry Point, community and recreational planning issues and the future capacity limits for petroleum exports.

The City Manager recommended:

1. THAT a copy of this report be forwarded to the Vancouver Port Authority, Burrard Inlet Environmental Action Program and the Burnaby Parks, Recreation and Culture Commission.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Arising from consideration of this matter, Councillor Rankin was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR REDMAN:

"THAT staff arrange a meeting between Council and representatives of the Vancouver Port Authority to discuss the draft Vancouver Port Authority Port Plan."

CARRIED UNANIMOUSLY

**2. B.C. Rivers Day 2004**

The City Manager submitted a report from the Director Planning and Building providing the schedule of events for BC Rivers Day in Burnaby and request funding for advertising and promotions.

The City Manager recommended:

1. THAT Council approve funding to a maximum of \$6,000 for advertising and promotions for the proposed BC Rivers Day events as identified in this report.

*Councillor Redman retired from the Council Chamber at 10:00 p.m.*

MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

**3. City Fair at Richmond Park**

The City Manager submitted a report from the Director Planning and Building providing additional information regarding the upcoming City Fair event at Richmond Park.

The City Manager recommended:

1. THAT this report be received for information.

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**4. Rezoning Reference No. 03-74**  
**Proposed Townhouse Development**  
**Address: 7471 & 7493 Kingsway**  
**7328, 7334 Hubert Street and**  
**7331 Sixteenth Avenue**

The City Manager submitted a report from the Director Planning and Building requesting Council approval to forward this application to a Public Hearing on 2004 September 28. The purpose of the proposed rezoning bylaw amendment is to permit a stacked townhouse development.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 September 13, and to a Public Hearing on 2004 September 28 at 7:30 p.m.
2. THAT the following be established as prerequisites to the completion of the rezoning:

- a. The submission of a suitable plan of development.
- b. The deposit of sufficient monies, including a 4% Engineering Inspection Fee, 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 utilization of an amenity bonus through the deposit of funds equal to the estimated value of the density bonus to be allocated for the provision of public amenities in accordance with Section 3.7 of this report.
- e. The consolidation of the net project site into one legal parcel.
- f. The granting of any necessary statutory rights-of-way, easements and/or covenants.
- g. The dedication of any rights-of-way deemed requisite.
- h. The undergrounding of existing overhead wiring abutting the site.
- i. The retention of identified existing trees on the site, their protection by registration of a Section 219 Covenant, submission of a written undertaking to ensure that all site areas identified for preservation of existing trees are effectively protected by chain link fencing during the whole course of site and construction work, and deposit of sufficient monies to ensure the protection of identified existing trees, to be refunded a year after release of occupancy permits, upon satisfactory inspection
- j. Compliance with the Council-adopted sound criteria.
- k. The provision of a covered car wash stall and an adequately sized and appropriately located garbage handling and recycling material holding space and a commitment to implement the recycling provisions.

- l. The submission of a Site Profile and resolution of any arising requirements.
- m. The deposit of the applicable Parkland Acquisition Charge.
- n. The deposit of the applicable GVS & DD Sewerage Charge.
- o. The deposit of the applicable School Site Acquisition Charge.
- p. The granting of a Section 219 Covenant restricting enclosure of balconies
- q. The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**5. 4083 Brandon Street, Burnaby, B.C.**  
**Lot 3, D.L. 34, Plan 20859**

The City Manager submitted a report from the Director Planning and building requesting Council direct the City Clerk to file a Notice in the Land Title Office, pursuant to section 57 of the Community Charter, with respect to a property 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 4083 Brandon Street, Burnaby, B.C., (Lot 3, D.L. 34, Plan 20859), has been made under Section 57 of the Community Charter, and
  - (b) Further information respecting the resolution may be inspected at the offices of the City Clerk, City of Burnaby.

2) THAT a copy of this report be sent to the following owners:

- 1) Harjinder Chohan and Baldish Chohan  
4083 Brandon Street  
Burnaby, B.C. - V5G 2P7

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

6. **7809/7811 Nursery Street, Burnaby, B.C.**  
**Lot 39, Block 'A', D.L. 87, Group 1, Plan 1494**  
**Parcel Identifier: 001 014 021**

The City Manager submitted a report from the Director Planning and Building requesting Council direct the City Clerk to file a Notice in the Land Title Office pursuant to Section 57 of the Community Charter with respect to a property 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 7809/7811 Nursery Street Burnaby, B.C., has been made under Section 57 of the Community Charter, 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 the following owners:
  - a) Sita Sami  
7811 Nursery Street  
Burnaby, B.C. - V5E 2B5
  - b) Vijendra Kumar Sami  
7811 Nursery Street  
Burnaby, B.C. - V5E 2B5



MOVED BY COUNCILLOR JORDAN:  
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**7. 75555 - 10th Avenue, Burnaby, B.C.  
Group 1, Lot 2, D.L. 29, Plan 22986  
Parcel Identifier: 000 035 807**

The City Manager submitted a report from the Chief Building Inspector requesting Council to direct the City Clerk to file a Notice in the Land Title Office, pursuant to Section 57 of the Community Charter, with respect to a property observed to be in contravention of the 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 7555 - 10th Avenue, Burnaby, B.C. has been made under Section 57 of the Community Charter, and
  - (b) Further information respecting the resolution may be inspected at the offices of the City Clerk, City of Burnaby.
2. THAT a copy of this report be sent to the following owners:
  - 1) Yew J. Fong and Pui F. Fong  
4054 Commercial Street  
Vancouver, B.C. - V5N 4G3

MOVED BY COUNCILLOR JORDAN:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

**8. Building Permit Tabulation Report No. 08**  
**From 2004 July 19 to 2004 August 15**

The City Manager submitted a report from the Director Planning and Building providing Council with information on construction activity as reflected by the building permits that have been issued for the subject period.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**9. Major Roads Network Winter Maintenance Contract**

The City Manager submitted a report from the Director Finance requesting Council approval to award a contract for winter maintenance of the City's Major Roads Network.

The City Manager recommended:

1. THAT a contract be awarded to Mainroad Contracting Ltd. to provide winter maintenance of the City's Major Roads Network and to supply deicing salt for a five year period, for an estimated annual cost of \$499,700 (plus GST), as further outlined in this report.

*Councillor Redman returned to the Council Chamber at 10:05 p.m. and took her place at the Council table.*

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**10. Lease of 4970 Canada Way**

The City Manager submitted a report from the Director Finance requesting Council approval to lease the subject property.

The City Manager recommended:

1. THAT Council authorize the lease of the property and improvements at 4970 Canada Way to Rising Star Learning Ltd. under the terms and conditions outlined in this report.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**11. Information Services Disc Storage Upgrade**

The City Manager submitted a report from the Chief Information Officer requesting \$100,000 in funding to undertake an infrastructure upgrade of the City's central site disc storage system.

The City Manager recommended:

1. THAT a \$100,000 Capital Expenditure Bylaw (inclusive of 7% GST) be brought down for the purchase of implementation services, equipment and licencing to upgrade the City's central site disc storage system.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**12. Explosion at Ballard Power**

The City Manager submitted a report from the Fire Chief providing Council with information relating to the recent explosion at Ballard Power.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

Arising from consideration of the report, Council requested that a copy of the Workers' Compensation Board report related to this event be circulated to Council once it becomes available.

Council also requested that staff provide information on the explosion which took place at B.C.I.T.

**13. 26th Annual Christmas Toy Run**

The City Manager submitted a report from the Director Engineering advising Council of the preparations for the 26th Annual Christmas Toy Run to be held on Sunday, 2004 October 03.

The City Manager recommended:

1. THAT the 26th Annual Toy Run be approved as discussed in this report.
2. THAT the RCMP and City staff be authorized to provide continuing support for this event as discussed in this report.
3. THAT copies of this report be sent to the event coordinator, Chris Bayliss, Executive Director, Lower Mainland Christmas Bureau, 1370 Napier Street, Vancouver, BC, V5L 2M4.

*Councillor Jordan retired from the Council Chamber at 10:13 p.m.*

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**14. Road Closure - Metro Skate Park Official Opening**

The City Manager submitted a report from the Director Engineering requesting Council approval for a road closure to facilitate a community event.

The City Manager recommended:

1. THAT Council approve the road closure as discussed in this report.
2. THAT the coordinator of the event, Louise Rusch, Program Coordinator, Eastburn Community Centre, 7435 Edmonds Street, Burnaby, B.C. V3N 1B1, be sent a copy of this report.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

**15. House Demolition at 7923 Edmonds Street**  
**Lot 4, District Lot 28, Plan 6655**

The City Manager submitted a report from the Director Engineering requesting Council's approval to remove and/or demolish a City owned building.

The City Manager recommended:

1. THAT Council authorize the sale for moving or salvage or demolition of the structures including all outbuildings at 7923 Edmonds Street.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**16. Parking Meter Program Expansion**

The City Manager submitted a report from the Director Engineering requesting Council approval of Work Order 60-14-231: Parking Meter Program Expansion to facilitate minor expansions and fine tuning of service in various approved areas.

The City Manager recommended:

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

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR EVANS:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

5. TABLED MATTER

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

6. BYLAWS

FIRST READING

#11788	2654 & 2548 Eastbrook Parkway; 4510/36, 4642, 4470, 4343/73, 4443 & 4855 Still Creek Avenue; 2561/39/17 Willingdon Avenue; 2549, 2650 Beta Avenue; 2871 Westminster Avenue	REZ #03-51
#11789	7007/19/31/43/55/67/79 - 17th Avenue 7060 18th Avenue	REZ #03-73
#11790	7471/93 Kingsway, 7328/34 Hubert Street and 7331 Sixteenth Avenue	REZ #03-74
#11791	Text Amendment	
#11792	8960 University High Street	REZ #04-45

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR VOLKOW:

"THAT

Burnaby Zoning Bylaw 1965, Amendment  
Bylaw No. 63, 2004

#11788

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 64, 2004	#11789
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 65, 2004	#11790
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 66, 2004	#11791
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 67, 2004	#11792

be now introduced and read a first time."

CARRIED UNANIMOUSLY

**FIRST, SECOND AND THIRD READING:**

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

"THAT

Burnaby Highway Closure Bylaw No. 5, 2004	#11793
Burnaby Highway Closure Bylaw No. 6, 2004	#11794

be now introduced and read three times."

CARRIED UNANIMOUSLY

**SECOND READING:**

#11770	3807/15/21/25 Hastings Street	REZ #04-41
#11771	4789/4805/41 Kingsway, 6250/78 McMurray Ave. 6225/43 Miller Avenue, 4802 Hazel Street	REZ #03-40
#11772	8555 Cumberland Place	REZ #04-27
#11773	9080,9110/40/80 Halston Court 9215 - 9630 Sandlewood Crescent 9085 - 9205 Gildwood Drive	REZ #04-18
#11774	490 & 514 Grove Avenue	REZ #03-24
#11775	4320 Dominion Street	REZ #04-37

#11776	7558 Government Road	REZ #03-52
#11777	Portion of 3700 Second Avenue	REZ #04-30
#11778	Ptn. of Highway #1 Road Allowance	REZ #04-32
#11779	3435/47/55/96/97, 3520/50 Keswick Ave.	REZ #04-29a
#11780	4670/90 Moscrop St., 4650 Harken Dr., 4939/50 Sussex Ave., 4952 Non Ave., 4816/26/36 Price St., 4815/16/25/26/35/36 Thyme St. 4815/25/35/45/85 and 4961 Grassmere St.,	REZ #04-29b
#11781	Capital Hill Reservoir Park, 229 N. Hythe Avenue	REZ #04-29c
#11782	Camrose Park, 7408 Durham Street	REZ #04-29d

*Councillor Jordan returned to the Council Chamber at 10:18 p.m. at took her place at the Council table.*

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 50, 2004	#11770
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 51, 2004	#11771
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 52, 2004	#11772
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 53, 2004	#11773
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 54, 2004	#11774
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 55, 2004	#11775
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 56, 2004	#11776



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Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 57, 2004	#11777
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 58, 2004	#11778
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 59, 2004	#11779
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 60, 2004	#11780
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 61, 2004	#11781
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 62, 2004	#11782

be now read a second time."

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR VOLKOW:

"THAT the motion as moved by Councillor Calendino and seconded by Councillor Johnston being,

THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 61, 2004	#11781
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be now read a second time' be now **TABLED.**"

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Calendino and Seconded by Councillor Johnston being

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 50, 2004	#11770
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 51, 2004	#11771
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 52, 2004	#11772

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 53, 2004	#11773
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 54, 2004	#11774
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 55, 2004	#11775
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 56, 2004	#11776
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 57, 2004	#11777
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 58, 2004	#11778
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 59, 2004	#11779
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 60, 2004	#11780
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 62, 2004	#11782

be now read a second time' and same was CARRIED with Councillor Redman OPPOSED to Bylaw #11771 and Councillor Calendino OPPOSED to Bylaw #11770.

**CONSIDERATION AND THIRD READING:**

#11766	9229 University Crescent	REZ #04-22
#11767	9266 University Crescent	REZ #04-23

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 48, 2004	#11766
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Burnaby Zoning Bylaw 1965, Amendment  
Bylaw No. 49, 2004

#11767

be now read a third time."

CARRIED UNANIMOUSLY

**THIRD READING, RECONSIDERATION AND FINAL ADOPTION:**

#11706      5698 Trapp Avenue      REZ #03-57

#11765      4320 Dominion Street      REZ #04-21

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby Zoning Bylaw 1965, Amendment      #11706  
Bylaw No. 20, 2004

Burnaby Zoning Bylaw 1965, Amendment      #11765  
Bylaw No. 47, 2004

Simon Fraser University Official Community      #11768  
Plan Amendment Bylaw 2004

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

CARRIED UNANIMOUSLY

**RECONSIDERATION AND FINAL ADOPTION:**

#11721      6845 Kitchener Street      REZ #01-10

#11740      7428 Southwynde Avenue      REZ #03-64

#11746      8998 University High Street and Ptn. of      REZ #04-13  
8888 University Way

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment      #11721  
Bylaw No. 26, 2004

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 36, 2004	#11740
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 39, 2004	#11746
Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 20, 2004	#11785
Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 21, 2004	#11786
Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 22, 2004	#11787

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

CARRIED UNANIMOUSLY

## **7. NEW BUSINESS**

### **Mayor D.R. Corrigan**

Mayor Corrigan congratulated the Burnaby Lakers Lacrosse team for winning Provincial Championship and Minto Cup. He noted the Lakers' record this year was 29 wins and only 1 loss and that this was their ninth consecutive Provincial Championship win. Mayor Corrigan noted that the Burnaby Lakers Senior team also did well this year.

Mayor Corrigan addressed Council and the citizens of Burnaby with respect to allegations of sexual harassment and discrimination levied against the City of Burnaby's Fire Department. Mayor Corrigan assured Council that the matter was being dealt with according to the City's policy and procedures.

### **Councillor Johnston**

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

THAT Correspondence Package Item (C) dated August 30 - September 13 from Gerd Evans regarding the naming for the new pool in Burnaby Edmonds be **REFERRED** to the Parks Recreation and Culture Commission."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

"THAT Correspondence Package Item (H) dated August 30 - September 13 from the CEO at the GVRD regarding California Air Resources Board's Heavy Duty Idling Control Measures be **REFERRED** to Environment Committee."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT this Council meeting do now proceed past 10:30 p.m."

CARRIED UNANIMOUSLY

**Councillor Rankin**

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT staff prepare a report on the noxious odours emanating from the Chevron refinery on September 11 and 12."

CARRIED UNANIMOUSLY

Arising from consideration of concerns raised by area residents with regard to criminal activity within Capital Hill Reservoir Park, Councillor Rankin was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR VOLKOW:

"THAT staff prepare a report on the issues raised by area residents with regard to criminal activities in Capital Hill Reservoir Park."

CARRIED UNANIMOUSLY

**8. INQUIRIES**

There were no inquiries brought before Council at this time.

**9. ADJOURNMENT**

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JORDAN:

"THAT this 'Open' Council Meeting do now recess."

CARRIED UNANIMOUSLY

The 'Open' Council Meeting recessed at 10:37 p.m.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR EVANS:

"THAT the 'Open' Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The 'Open' Council meeting reconvened at 11:10 p.m.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR EVANS:

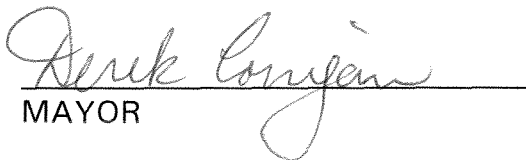
"THAT the 'Open' Council meeting do now adjourn."

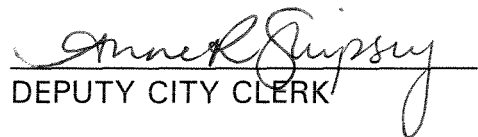
CARRIED UNANIMOUSLY

The 'Open' Council meeting adjourned at 11:10 p.m.

Confirmed:

Certified Correct:

  
MAYOR

  
DEPUTY CITY CLERK