

2004 JANUARY 19

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 January 19 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. C.A. Turpin, Deputy City Manager
Mr. W.C. Sinclair, Director Engineering
Mr. R. Earle, Director Finance
Mr. D. Ellenwood, Asst. Director Strategic Business & Planning
Mr. J. Belhouse, Director Planning & Building
Mr. B. Rose, City Solicitor
Mrs. D.R. Comis, City Clerk
Ms. A.R. Skipsey, Deputy City Clerk

MOVED BY COUNCILLOR JOHNSTON:
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.

1. MINUTES

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the 'Open' Council meeting held on 2004 January 12 be now adopted."

CARRIED UNANIMOUSLY

2. DELEGATIONS

- A) Richard T. Lee, MLA Burnaby North,
2004 January 13
Re: Chinese New Year Greetings and
Presentation to Burnaby Councillors

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- A) **Richard T. Lee**, MLA Burnaby North appeared before Council to bring greetings from members of the Legislature for the Chinese New Year, the Year of the Monkey. He advised 2004 is the Year of the Monkey and represents quickness, energy and a loving family environment. The speaker said he foresees a year of prosperity for the City of Burnaby.

Mr. Lee advised he is hosting a Community Fair on 2004 April 24 at Brentwood Town Centre to showcase non-profit volunteer agencies that provide services to the City of Burnaby. The speaker highlighted some of the accomplishments and challenges that faced Burnaby in 2003.

In conclusion, Mr. Lee advised that he looks forward to working with Council and the citizens of Burnaby in the coming year.

3. CORRESPONDENCE AND PETITIONS

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

"THAT all of the following listed items of correspondence be received and those items of the City Manager's Report No. 02, 2004 January 19 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) Secretary, Burnaby Fellowship Society
2003 December 15
Re: Thanks to Burnaby Council for
aid of their Christmas lunch

A letter was received from the Burnaby Fellowship Centre Society thanking Council for grant money given in aid of their Christmas lunch.

- B) Senior Chief, Housing Programs, Natural
Resources Canada, 2003 December 12
Re: Energuide for Houses Program

A letter was received from the Office of Energy Efficiency at Natural Resources Canada providing information and a brochure on their "*EnerGuide for Houses*" program.

- C) Mayor Rick Gibson, City of Williams Lake
2003 December 18
Re: BC Hydro Proposed Rate Increase

A copy of a letter was received from Mayor Rick Gibson, City of Williams Lake to Premier Gordon Campbell stating their opposition to BC Hydro's proposed 9% rate increase.

- D) Communications & Development Coordinator
Burnaby Information & Community Services
Society, Burnaby Christmas Bureau
2003 December 23
Re: Thanks to Burnaby for its generous
donation and on-going support

A letter was received from the Burnaby Christmas Bureau expressing appreciation for grant money and on-going support given to them by Council.

- E) Director of Corporate Administration, District
of Coldstream 2004 January 02
Re: Bill 75 Significant Projects Streamlining Act

A letter was received from the District of Coldstream expressing support for Burnaby's position regarding Bill 75 - Significant Projects Streamlining Act.

- F) President, Union of BC Municipalities
2004 January 13
Re: 2004 UBCM Membership

A letter was received from the Union of British Columbia Municipalities' President providing a summary of UBCM accomplishments of 2002 - 2003 and requesting the renewal of Burnaby's membership for 2004.

- G) Executive Director, Union of BC
Municipalities, 2004 January 07
Re: 2004 UBCM Membership Dues

An invoice was received from the Union of British Columbia Municipalities for the City of Burnaby's 2004 UBCM membership dues.

A staff note advises in order that this invoice for UBCM membership fees be paid, a motion by Council is required.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

"THAT Council approve payment of the 2004 Union of British Columbia Municipalities membership fees."

CARRIED UNANIMOUSLY

- H) Senior Development Officer, The Kidney
Foundation of Canada, 2004 January 07
Re: Proclamation Request - 2004

A letter was received from the Kidney Foundation of Canada advising of their annual door-to-door campaign during the month of March and requesting assistance to proclaim the month as Kidney Month in the City of Burnaby.

A staff note advises there is no conflict for the requested door-to-door canvass dates. The request for a proclamation has been forwarded to the Mayor's Office.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT Council approve the request by the Kidney Foundation of Canada to conduct their annual door-to-door fundraising campaign in Burnaby during the month of 2004 March."

CARRIED UNANIMOUSLY

Arising from consideration of Correspondence Item 3(B) from Senior Chief, Housing Programs, Natural Resources Canada, Councillor Jordan was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT this item of correspondence be **REFERRED** to the Environment Committee."

CARRIED UNANIMOUSLY

4. REPORTS

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

A) Transportation Committee
Re: Approval of Public Consultation for
Gilmore Bikeway

The Transportation Committee submitted a report advising Council of the proposed public consultation process for the Gilmore Bikeway.

The Transportation Committee recommended:

1. THAT Council authorize staff to initiate public consultation on the Gilmore Bikeway concept as outlined in this report.
2. THAT Council approve the public consultation process described in Section 3.0.

MOVED BY COUNCILLOR REDMAN:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the Transportation Committee report be now **TABLED**."

CARRIED UNANIMOUSLY

This item was TABLED in order to provide Council with a further opportunity for review.

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

B) Transportation Committee
Re: 2004 Burnaby Bike Map

The Transportation Committee submitted a report requesting Council approval to print and distribute 8,000 copies of the updated Burnaby Bike Map.

The Transportation Committee recommended:

1. THAT Council authorize the printing and distribution of 8,000 copies of the updated Burnaby Bike Map.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Transportation Committee be adopted.”

CARRIED UNANIMOUSLY

C) Community Policing Committee
Re: Overview of Committee Activities

The Community Policing Committee submitted a report providing Council with an overview of the Committee’s past priorities and accomplishments, which can be used in future as one component of a new orientation package for Committee members.

The Community Policing Committee recommended:

1. THAT Council approve the overview of Committee activities, attached in Appendix I, as one component of a new Orientation Package for new and existing Committee members.

Councillor Rankin returned to the Council Chamber at 7:42 p.m. and took his place at the Council table.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR DHALIWAL:

“THAT the recommendation of the Community Policing Committee be adopted.”

CARRIED UNANIMOUSLY

D) Community Policing Committee
Re: City Watch Program

The Community Policing Committee submitted a report providing Council with information on the next steps in implementing the City Watch Program in Burnaby.

The Community Policing Committee recommended:

1. THAT Council receive this report for information.

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

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR DHALIWAL:

“THAT the recommendation of the Community Policing Committee be adopted.”

CARRIED UNANIMOUSLY

E) Environment Committee
Re: Environment Canada's Proposed
Notice Regarding CEPA Toxic Substances
(2003 June 07)

The Environment Committee submitted a report providing Council with comments on Environment Canada's proposed Notice regarding Preparation of Pollution Prevention Plans for Ammonia Dissolved in Water, Inorganic Chloramines and Chlorinated Wastewater Effluents.

The Environment Committee recommended:

1. THAT Council forward a letter to Honourable Joyce Murray, Minister of Water, Land and Air Protection and Honourable David Anderson, Minister of Environment expressing the following concerns:
 - The need to harmonize the proposed federal approach with existing provincial regulations.
 - Setting arbitrary management objectives that do not consider important factors such as local conditions, mixing zones and the assimilative capacity of the receiving environment.
 - Potentially high cost to build ammonia reduction facilities.

2. THAT a copy of this report be forwarded to the GVRD, Union of B.C. Municipalities, the Federation of Canadian Municipalities, local MP's and MLA's.

Councillor Redman returned to the Council Chamber at 7:49 p.m. and took her place at the Council table.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

- F) Environment Committee**
Re: Piper Spit Boardwalk Improvements -
Burnaby Lake Regional Nature Park

The Environment Committee submitted a report informing Council of forthcoming works in Burnaby Lake Regional Nature Park by the GVRD.

The Environment Committee recommended:

1. THAT Council receive this report for information.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

"THAT the recommendation of the Environment Committee be adopted."

CARRIED UNANIMOUSLY

- G) The City Manager presented Report No. 02, 2004 January 19 on the matters listed following as Items 01 to 08 either providing the information shown or recommending the courses of action indicated for the reasons given:**

- 1. Fraser River Estuary Management Program - Updated Plan**

The City Manager submitted a report from the Director Planning and Building requesting Council endorsement of the Updated Estuary Management Plan for the Fraser River, entitled "A Living Working River".

The City Manager recommended:

1. THAT Council endorse in principle the Updated Estuary Management Plan for the Fraser River, entitled "*A Living Working River*" and encourage FREMP partners to dedicate resources to implement the actions.
2. THAT a copy of this report be forwarded to the Fraser River Estuary Management Program; the Environment and Waste Management Committee; and the Parks, Recreation and Culture Commission,

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

2. City Building Bylaw

The City Manager submitted a report from the Director Planning and Building recommending the enactment of a new City Building Bylaw.

The City Manager recommended:

1. THAT Council authorize the enactment of a new Building Bylaw for the City.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

Council requested that a workshop with staff on the Building Bylaw take place prior to its introduction to Council.

**3. Rezoning Reference #03-44
Highgate Village Phasing
(Middlegate Mall Redevelopment)
7108/38/78 Collier Street, 7088 Salisbury Avenue
7063 Hall Avenue and 7155 Kingsway**

The City Manager submitted a report from the Director Planning and Building responding to points raised at the 2003 October 28 Public Hearing for Rezoning Reference #03-44.

The City Manager recommended:

1. THAT the Rezoning Bylaw for Rezoning Reference #03-44 be altered at Third Reading to incorporate the new phasing proposal outlined in Section 2.2 of this report.
2. THAT prerequisite (c) "the deposit of funds to guarantee the construction of the required underground visitors' spaces for Lots A and B on Lot E" be deleted.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

**4. Liquor Licence Application #03-9
Request for Extension of Hours of Sale
Maverick's - 6669 Kingsway**

The City Manager submitted a report from the Director Planning and Building providing Council with a recommendation regarding the requested extension of hours of sale for Maverick's liquor licence establishment.

The City Manager recommended:

1. THAT Council deny the request for an earlier opening hour of sale from 7:00 p.m. to 4:00 p.m., 7 days per week for the subject liquor licence establishment, based on its consideration of the factors of potential noise, impact on the community and the results of the public input process as outlined in Section 2.3.

2. THAT a copy of this report and Council's resolution, be forwarded to the General Manager, Liquor Control and Licensing Branch, (L.C.L.B.), P.O. Box 9292, Stn. Provincial Government, Victoria, B.C. V8W 9J8; and to the applicant, Rick Erdman, H.O.S.T. Consulting Ltd., 2739 Sheffield Way, Abbotsford, B.C. V2S 4B7.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**5. Burnaby Mountain Former Target Ranges -
Update on Environmental Site Remediation**

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services providing Council with an update on the environmental remediation strategy and an outline of the next steps in the remediation process, as well as the results of the human and ecological risk assessment for the former target ranges on Burnaby Mountain.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**6. GVRD Outstanding Statutory Right of Way
Program - Request for Rights of Way over
Various City Park Lands**

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services requesting Council authorization for the granting and execution of three Statutory Rights of Way over portions of various park lands in favour of the Greater Vancouver Regional District for regional drainage and access purposes.

The City Manager recommended:

1. THAT authorization be given for the granting and execution of three Statutory Rights of Way over portions of various park lands in favour of the Greater Vancouver Regional District for regional drainage and access purposes under the terms outlined in the attached report.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JOHNSTON:

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

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

This item was TABLED in order to provide Council with a further opportunity for review.

7. Work Orders

The City Manager submitted a report from the Director Engineering requesting Council approval of Capital Account Work Orders 60-08-045/6 Pavement Overlay (2004 Program) and 60-21-143 Watermain Renewals (2004 Program) - Phase I.

The City Manager recommended:

1. THAT approval be given to Capital Account Work Orders 60-08-045/6 and 60-21-143, as more specifically referred to in this report.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**8. Lease of Agricultural Parcel
6117 Marine Way
Lot 12, Except: Part on Statutory Right of Way
Plan 68847, Block 7, D.L. 173, Group 1, N.W.D. Plan 1034**

The City Manager submitted a report from the City Solicitor requesting Council accept a bid received for the subject agricultural site.

The City Manager recommended:

1. THAT the only bid for the subject agricultural site as indicated in this report be accepted.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JORDAN:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

5. **BYLAWS**

THIRD READING, RECONSIDERATION AND FINAL ADOPTION:

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 71, 2003
Text Amendment

#11659

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

CARRIED UNANIMOUSLY

6. **NEW BUSINESS**

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

7. **INQUIRIES**

There were no 'inquiries' brought before Council at this time.

8. **ADJOURNMENT**

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

The 'Open' Council Meeting recessed at 8:14 p.m.

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

The 'Open' Council meeting reconvened at 8:38 p.m.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR DHALIWAL:

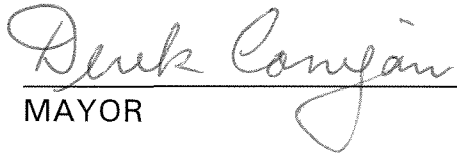
"THAT the 'Open' Council meeting do now adjourn."


CARRIED UNANIMOUSLY

The 'Open' Council meeting adjourned at 8:38 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK