

2004 NOVEMBER 22

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 November 22 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 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

ABSENT: Councillor P. Calendino

STAFF: Mr. R.H. Moncur, City Manager
Mr. C.A. Turpin, Deputy City Manager
Mr. L. Chu, Deputy Director Engineering
Mr. R. Earle, Director Finance
Ms. K. Friars, Director Parks, Recreation & Cultural Services
Mr. J. Belhouse, Director Planning & Building
Mr. B. Rose, City Solicitor
Mrs. D.R. Comis, City Clerk
Mr. S. Cleave, Administrative Officer I

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

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

PROCLAMATION

His Worship, Mayor Derek R. Corrigan, proclaimed the week of 2004 November 20th to 27th as "**YMCA World Peace Week**" in the City of Burnaby.

1. **MINUTES**

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR EVANS:

"THAT the minutes of the 'Open' Council meeting held on 2004 November 01 be now adopted."

CARRIED UNANIMOUSLY

2. **DELEGATIONS**

A) D.G. Stenson, planArch, Consulting Services
2004 October 29

Re: Rezoning Reference #04-65

7089 Lougheed Highway

Speakers: D.G. Stenson

E.W. Citton

B) President;, Communications, Energy &
Paperworkers Union of Canada, Local 1129
2004 November 09

Re: Environment and Recycling Issues at Mill

Located at 8255 Wiggins Avenue

Speaker: Dave Hart, President CEP Local 1129

C) Executive Director, Co-operative Auto Network
2004 November 10

Re: Permanent Parking for Car Sharing Near
Skytrain Stations

Speakers: Tracey Axelsson, Executive Director

Karen Halex, Transportation Demand
Management Coordinator

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JORDAN:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

A) **Mr. D.G. Stenson**, planArch Consulting, appeared before Council accompanied by Mr. Ed Citton, Manager, Real Estate Division, Imperial Oil, to explain a component of Rezoning Reference #04-65 which is not supported by City staff. The property is located at Lougheed and Bainbridge and is the site of a service station which has been upgraded but contains an older kiosk building. Imperial

Oil would like to upgrade and modernize the current 500 sq. ft. facility to a new 1800 sq. ft. building. The applicant is aware of the City's plans to redevelop the area as an urban village and Imperial Oil would like to be part of the development.

The area of contention relates to the proposal of a small food outlet with a take out window and the applicant would like to take this opportunity to present their proposal in greater detail. Mr. Stenson reviewed a drawing of the proposed site showing its relationship to area properties. Imperial Oil is willing to provide upgraded landscaping and screening on the site. The contentious element is at the rear of the kiosk which would provide a Tim Horton's drive thru. The proposal allows a queue of up to ten cars with designated parking for five cars. The speaker noted that it would not be a full service restaurant and only coffee, donuts and sandwiches would be available for sale.

In conclusion, the speaker requested Council amend the recommendation contained in the staff report by deleting the words "in line with this report" and replace them with the words "based on C6B and C7 zoning categories" and allow the proposal to go forward to Public Hearing.

B) The Delegation withdrew from the agenda prior to the Council meeting.

C) Ms. Tracey Axelsson, Executive Director, Cooperation Auto Network and Karen Halex, Transportation Demand Management Coordinator appeared before Council to request parking access at major skytrain stations in Burnaby.

The organization currently has parking at both the Edmonds and Metrotown skytrain stations but would like to expand to Patterson and Lougheed stations. The delegation advised that it has become difficult to find appropriate parking sites at these stations and therefore suggests that a parking space be provided and permanently signed for "co-op cars only". The speaker noted this request could be accommodated by utilizing one taxi space at both locations. In conclusion, the speaker noted the taxi stations are underutilized and suggested the removal of one taxi parking space should not negatively impact taxi service.

3. CORRESPONDENCE AND PETITIONS

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT all of the following listed items of correspondence be received and those items of the City Manager's Report No. 29, 2004 November 22 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) Mayor Malcolm Brodie, City of Richmond
2004 October 28
Re: Regional Transportation Improvements

A letter was received from Mayor Malcolm Brodie, City of Richmond, providing Council with a copy of their resolution in support of regional transportation improvements. The improvements include the widening of Highway #10 from 120th Street to 196th Street and TransLink's proposed Richmond-Airport-Vancouver and Northeast Sector rapid transit lines.

- B) Mayor Malcolm Brodie, City of Richmond,
2004 October 28
Re: Support for Tourism

A letter was received from Mayor Malcolm Brodie, City of Richmond, providing a copy of their resolution in support of recent tourism initiatives introduced by the Provincial government.

- C) L.G. Leonard, 2004 November 09
Re: Closure of Access to Community Television

A letter was received from Lynda Leonard regarding the closure of neighbourhood community television offices and requesting Council discuss measures required to ensure community members and groups access to public airwaves.

- D) Chair, Lower Mainland Treaty Advisory
Committee, 2004 October 29
Re: LMTAC Briefing Note - Fiscal Interests
& Treaty Negotiations

A letter was received from the Mayor Ralph Drew, Chair of the Lower Mainland Treaty Advisory Committee (LMTAC) providing a copy of the *Proposed Fiscal Compensation Model to Local Government* for Council's consideration.

- E) Chair, Lower Mainland Treaty Advisory
Committee, 2004 November 05
Re: LMTAC Concerns & Pace of Negotiations
- Tsawwassen Treaty Table

A letter was received from the Lower Mainland Treaty Advisory Committee (LMTAC) providing a copy of their letter to the Honourable Geoff Plant, Minister Responsible for Treaty Negotiations, outlining the serious concerns of their member jurisdictions' regarding the pace of the Tsawwassen Treaty Negotiations. The Committee is requesting Council discussion on this matter and a resolution in support of LMTAC's concerns regarding both *Additions to Treaty Settlement Lands* and *Fiscal Compensation*.

A staff note advises that Council has already adopted a recommendation pertaining to concerns regarding additions to treaty settlement lands at its meeting of 2004 September 13, which was forwarded to LMTAC and the Province. With regard to fiscal compensation, the proposal being put forward by LMTAC appears elsewhere on Council's correspondence. However, there are difficulties with the model as proposed that must be resolved prior to support by this jurisdiction.

- F) Manager, Regional Housing
Greater Vancouver Housing Corporation
2004 November 10
Re: Fire at Ran Beamish, 8750 Maple Grove, Burnaby

A letter was received from the Manager of Regional Housing, Greater Vancouver Housing Corporation (GVHC) regarding a fire at an affordable housing complex in Burnaby which appears to have been started by fireworks. The Corporation's Board of Directors is suggesting that tighter controls on the distribution of fireworks could prevent fires and as such Burnaby and other municipalities may wish to support this initiative.

- G) Mayor, The Corporation of the
City of North Vancouver
2004 November 19
Re: Consultation for Tsawwassen
Treaty Negotiations

A letter from Mayor Barbara Sharp, City of North Vancouver expressing their grave concerns about the absence of local government consultation regarding the ongoing negotiations between Tsawwassen First Nation, the Province of BC and the Federal Government.

Arising from discussion of Correspondence Item 3(C), Councillor Rankin was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR VOLKOW:

"THAT Council express concern and opposition to the closure of the Shaw Cable neighbourhood studio at Metrotown and that the Senate Committee on Canadian News Media, Shaw Cable, Burnaby Members of Parliament and the CRTC be requested to support implementation of the recommendations of the Standing Committee on Canadian Heritage - Our Cultural Sovereignty - also known as the Lincoln Report."

CARRIED UNANIMOUSLY

Arising from Correspondence Item 3(B), Councillor Jordan was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT staff investigate and report on the availability of grant funds through the UBCM for municipal tourism initiatives."

CARRIED UNANIMOUSLY

4. REPORTS

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

A) Social Issues Committee **Re: 2004 Local Heroes**

The Social Issues Committee submitted a report providing a list of recipients of the Burnaby Local Hero Awards in 2004.

These individuals are as follows:

- **Joy Ayers**
- **Hakam Bhaloo**

- Olive and Gino Fera
- Sandra Fesiuk
- Gillian Gallson
- Lois Godfrey
- Helen Hamilton
- Joanna Illerbrun
- Michelle Leong
- John McQuade
- Shirley Mortimer
- Kevin Oxley
- Lou Ryan
- Harminder Sanghera
- Liza Shoda
- Carolyn Sinclair
- Tom Stewart
- Lisa Thomson
- Lisa Wong

The Social Issues Committee recommended:

1. THAT Council receive this report for information.

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

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

“THAT the recommendation of the Social Issues Committee be adopted.”

CARRIED UNANIMOUSLY

B) Transportation Committee
Re: Public Consultation for the
Victory and Cariboo Bikeways

The Transportation Committee submitted a report requesting Council approval of a proposed public consultation process for the Victory and Cariboo Bikeways.

The Transportation Committee recommended:

1. THAT Council authorize staff to initiate public consultation on the Victory bikeway and Cariboo Bikeway as outlined in this report.
2. THAT Council approve the public consultation process described in Section 3.0 of this report.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

C) Executive Committee of Council
Re: Year 2005 Lease Grants -
Resource Centres

The Executive Committee submitted a report requesting Council approval for year 2005 lease grants for non-profit tenants at the Burnaby Heights and Edmonds Resource Centres.

The Executive Committee recommended:

1. THAT Council approve the proposed 2005 lease rates for resource centre tenants as outlined in this report.
2. THAT Council authorize staff to make the appropriate 2005 lease renewal arrangements with the Burnaby Heights and Edmonds Resource Centre tenants.
3. THAT Council approve a lease grant to the Fraser Valley Square and Round Dance Association to offset 25 percent of the approved 2004 and 2005 lease rates for recently allocated resource centre space, as outlined in this report.
4. THAT a copy of this report be sent to the Fraser Valley Square and Round Dance Association, c/o Peter Tamlin, 7925 Nelson Avenue, Burnaby, B.C. V5J 4E4.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

D) **Executive Committee of Council**
Re: Grant Applications

The Executive Committee submitted a report recommending the following:

#43/04 Burnaby Selects Metro Soccer Team - Burnaby Royals

RECOMMENDATION:

1. THAT a grant in the amount of \$1,750 (\$125 x 14 Burnaby players) be awarded to Burnaby Selects Metro Soccer Team - Burnaby Royals to assist with travel expenses to the National Soccer Championship held in Granby, Quebec from October 05 - 11.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

#44/04 Burnaby Firefighters Charitable Society

RECOMMENDATION:

1. THAT a one time grant in the amount of \$1,777.30 be awarded to Burnaby Firefighters Charitable Society to assist with administrative costs in 2004.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

#45/04 2004 Annual Labour Community Christmas Dinner

RECOMMENDATION:

1. THAT a grant in the amount of \$1,000 be awarded to the 2004 Annual Labour Community Christmas Dinner.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

E) The City Manager presented Report No. 29, 2004 November 22 on the matters listed following as Items 01 to 18 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. **Border Infrastructure Program:**
Queensborough Bridge
North Interchange Improvements

The City Manager submitted a report from the Director Planning and Building advising Council of the planned improvements to the north interchange of the Queensborough Bridge to be undertaken by the Border Infrastructure Program and proposals to respond to the significant implications of this project for Burnaby.

The City Manager recommended:

1. THAT Council request the Ministry of Transportation to make construction of the flyover ramp from the Queensborough Bridge to 20th Street and the realignment of 20th Street with 6th Avenue through the Border Infrastructure Program conditional on the City of New Westminister agreeing to apply for the inclusion of 20th Street from Stewardson Way to Tenth Avenue in the TransLink Major Roads Network.
2. THAT Council request TransLink to support a joint application via the Minister of Transportation to the Border Infrastructure Program for funding of improvements to Marine Way from Boundary Road to the New Westminister boundary required to improve truck traffic access to the upgraded Queensborough Bridge Interchange.
3. THAT Council forward this report to the Hon. K. Falcon, Minister of Transportation, Province of British Columbia; Mayor and Council, City of New Westminister; D. McCallum, Chair, Greater Vancouver Transportation Authority; Mr. G. Singer, Project Director, Highway 91/91A Project, Ministry of Transportation, Victoria, BC.

Councillor Redman returned to the Council Chamber at 8:36 p.m. and took her place at the Council table.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

2. Rezoning Reference #04-16
Three Storey Stacked Townhouse Project
with Underground Parking
Address: 7353 Royal Oak 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 December 14. The purpose of the proposed rezoning bylaw amendment is to permit the construction of a stacked townhouse project with underground parking.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 November 29 and to a Public Hearing on 2004 December 14 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 submission of an undertaking to remove all existing improvements from the site prior to Final Adoption of the rezoning being effected but not prior to Third Reading of the Bylaw. In the event that existing improvements on the site are vacant and considered to be unsafe, unstable, and a hazard to life, the Fire Prevention Division may recommend immediate demolition of such improvements and removal of the resultant debris prior to Third Reading.
- e. The dedication of any rights-of-way deemed requisite.
- f. The undergrounding of existing overhead wiring abutting the site.
- g. The retention of the identified existing tree on the site, its protection by registration of a Section 219 Covenant, submission of a written undertaking to ensure that the site area identified for the preservation of the existing tree is effectively protected by chain link fencing during the whole course of construction work, and deposit of sufficient monies to ensure the protection of the identified existing tree, to be refunded a year after release of occupancy permits, upon satisfactory inspection.
- h. Compliance with the Council-adopted sound criteria.
- i. 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.
- j. The deposit of the applicable Parkland Acquisition Charge.
- k. The deposit of the applicable GVS & DD Sewerage Charge.
- l. The deposit of the applicable School Site Acquisition Charge.
- m. The provision of facilities for cyclists in accordance with Section 4.5 of the rezoning report.
- n. The granting of a 219 Covenant restricting enclosure of balconies.

- o. 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 DHALIWAL:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

3. Rezoning #04-18 (Glenrobin): City Cost Share of Transportation Servicing Requirements

The City Manager submitted a report from the Director Planning and Building requesting Council approval of the City's cost share of the transportation servicing requirements for Rezoning #04-18. To assess the transportation improvements required to accommodate the traffic generated by the development, the applicant submitted a traffic study. Based on the results of the traffic study, the following road improvements were identified: reconstruction of Government Street from the east property line of the development to west of Halston Court and installation of a traffic signal at Government Street and Halston Court.

The City Manager recommended:

1. THAT Council approve cost sharing of the transportation servicing for Rezoning #04-18 as outlined in this report.
2. THAT a copy of this report be forwarded to A. Bancroft-Jones, Vice President Special Projects, Polygon Developments, Suite 900 - 1333 West Broadway, Vancouver, B.C. V6H 4C2.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**4. Rezoning Reference #02-54
Subdivision Reference #03-18
Charan Singh
Cost-Sharing for Broadview Park
Storm Sewer Works**

The City Manager submitted a report from the Director Planning and Building requesting Council approval for the expenditure of funds involved in the City's share of servicing costs in Broadview Park. The construction of the storm sewer and open channel through Broadview Park provides the City a timely opportunity to correct a historical drainage dysfunction.

The City Manager recommended:

1. THAT Council authorize an expenditure, for payment in 2006, not to exceed \$62,400 (inclusive of GST) for the construction of approximately 140 metres of storm sewer with five manholes and 20 metres of open channel in Broadview Park.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**5. Request for Construction of a New Two-Family
Dwelling - 3910 (3912) Bond Street
Parcel "A" (Expl. Plan 15530) Lots 1 and 2, DL 34,
Group 1, NWD Plan 7565 - Metrotown Sub-Area 11**

The City Manager submitted a report from the Director Planning and Building informing Council of a request to construct a new dwelling within Metrotown Sub-Area 11.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**6. 7378 - 7380 - 13th Avenue, Burnaby, B.C.
Group 1, Lot 10, DL 29, Blk 5, Plan 3035
Parcel Identifier: 000 034 683**

The City Manager submitted a report from the Chief Building Inspector 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 7378 - 7380 - 13th 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 owner:
 - 1) Cynthia Simpson
7370 - 13th Avenue
Burnaby, B.C. - V3N 2E1

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

7. Waterworks Utility Rates for 2005

The City Manager submitted a report from the Director Finance requesting Council's approval for 2005 water rates. The annual waterworks utility report reviews revenues and expenditures of the utility and proposed water rates.

The City Manager recommended:

1. THAT Burnaby Waterworks Regulation Bylaw be amended to provide for the water rates contained in Schedule A, effective 2005 January 01 including the additional amendments as outlined in this report.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

8. Sanitary Sewer Utility Rates for 2005

The City Manager submitted a report from the Director Finance requesting Council's approval for 2005 sanitary sewer rates.

The City Manager recommended:

1. THAT the following bylaws be amended to provide for the fees outlined in Schedule C, effective 2005 January 01:
 - (a) Burnaby Sewerage System Parcel Tax Bylaw
 - (b) Burnaby Sewer Charge Bylaw

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

9. Promotional Support for Heritage Christmas 2004

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services requesting Council's approval for a promotional partnership with the Burnaby Christmas Bureau with details as outlined.

The City Manager recommended:

1. THAT approval be given for a special Burnaby Village Museum admission of \$2.00 for Thursday, 2004 December 16 as part of a

promotional partnership for the Museum with Global TV, Burnaby Now and the Burnaby Christmas Bureau as outlined in the attached report.

2. THAT the proceeds of the special Museum admission rate on 2004 December 16 be donated to the Burnaby Christmas Bureau.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

10. Deer Lake Boat Rental Licence

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services requesting Council's approval to execute a new licence with Silent Waters Boat Rentals.

The City Manager recommended:

1. THAT approval be given for the execution of a new licence with Silent Waters Boat Rentals for the boat rental service at Deer Lake for the period 2005 April 01 to 2008 March 31 under the terms and conditions outlined in the attached report.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

11. Kingsway Corridor Study

The City Manager submitted a report from the Director Engineering seeking funding approval for the undertaking of a strategic transportation study for the Kingsway Corridor.

The City Manager recommended:

1. THAT Council authorize bringing forward a Capital Works Expenditure Bylaw in the amount of \$150,000 for engineering services related to the transportation study of Kingsway Corridor, from Boundary Road to 10th Avenue.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

12. Lakeview/Edmonds Neighbourhood - Local Area Service

The City Manager submitted a report from the Director Engineering responding to a request for improved street lighting and sidewalks in the Lakeview-Edmonds Neighbourhood Area. The report concludes that improved lighting, sidewalks and curbs be resident initiated and funded through the City's Local Area Service programs.

The City Manager recommended:

1. THAT a copy of this report be sent to:
 - (a) Ms. Dina Porcellato of 7949 Rosewood Street, Burnaby, BC, V5E 2H3
 - (b) Ms. Lidia Rossi of 6869 - 6th Street, Burnaby, BC, V5E 2H3

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

13. Burnaby Fire Services Bylaw

The City Manager submitted a report from the Fire Chief recommending Enactment of a new Burnaby Fire Services Bylaw.

The City Manager recommended:

1. THAT the City enact a new Fire Services Bylaw and repeal Burnaby Fire Services Bylaw 1983.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

14. Repeal of Bylaws

The City Manager submitted a report from the Director Finance requesting Council's approval to repeal the bylaws detailed in this report.

The City Manager recommended:

1. THAT the Burnaby Bicycle Licensing Bylaw 1973 - Bylaw No. 6253 be repealed;
2. THAT the Club Regulation Bylaw 1950 - Bylaw No. 3065 be repealed;
3. THAT the Dance Hall Regulation Bylaw 1926 - Bylaw No. 527 be repealed;
4. THAT the Holiday Shopping Regulation Bylaw 1981 - Bylaw No. 7792 be repealed;
5. THAT the Meat and Fish Bylaw 1951 - Bylaw No. 3141 be repealed;
6. THAT the Milk Delivery Regulation Bylaw 1949 - Bylaw No. 2072 be repealed;
7. THAT the Restaurant Bylaw 1954 - Bylaw No. 3479 be repealed;
8. THAT the Shops Closing Bylaw 1980 - Bylaw No. 7478 be repealed.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

15. Unightly Property at 7775 Willard Street

The City Manager submitted a report from the Director Finance requesting Council's authority for City staff or agents to enter the property at 7775 Willard Street, and remove unsightly materials, wrecked and dismantled vehicles, and used building materials at the property owner's expense, in accordance with the Unightly Premises Bylaw.

The City Manager recommended:

1. THAT Council authorize City staff or agents to enter the property at 7775 Willard Street, to remove the accumulation of used building materials, wrecked or dismantled vehicles, and other accumulations of rubbish referred to in this report that have created unsightly conditions, the costs of which will be charged to the property owner and applied to the property taxes if unpaid by December 31 of the year in which the expenses were incurred.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

16. Replacement Computer Servers and Firewall Licencing

The City Manager submitted a report from the Chief Information Officer requesting funding for the purchase of electronic mail server equipment and remote computing and firewall software licences.

The City Manager recommended:

1. THAT a Capital Reserves Expenditures Bylaw in the amount of \$74,000 (net of GST) be brought down to finance the purchase of computer equipment and software.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

17. Tires and Related Services
(Item No. 05, City Manager's Report 2001 December 03)

The City Manager submitted a report from the Director Finance requesting Council's approval to extend the existing purchase order until November 30, 2005.

The City Manager recommended:

1. THAT the existing purchase order with Kal Tire for the supply and installation of tires and related services, be extended until November 30, 2005 for an estimated total annual cost of \$290,000.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR REDMAN:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the Council meeting do now recess."

CARRIED UNANIMOUSLY

The Council meeting recessed at 8:54 p.m.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR EVANS:

"THAT the Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The Council meeting reconvened at 9:06 p.m. with Councillor Calendino absent.

18. Rezoning Applications

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

The City Manager recommended:

1. THAT Council set a Public Hearing for this group of rezonings on 2004 December 14 at 7:30 p.m. except where noted otherwise in the individual reports.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

Item #1 Application for the rezoning of:
Rez #04-58 Ptn. of Lot 5 Except: Part Subdivided by Plan BCP 8603, D.L.'s 155C, 166 & 167, Group 1, NWD Plan LMP39018

From: CD Comprehensive Development District (based on M2 General Industrial District and M5 Light Industrial District)

To: Amended CD Comprehensive Development District (based on M2 General Industrial District and M5 Light Industrial District and the Burnaby Business Park Concept Plan)

Address: Ptn. of 8398 North Fraser Way

Purpose: To build a furniture manufacturing facility.

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

Item #2 Application for the rezoning of:
Rez #04-59 Lot 6, D.L. 155, Group 1, NWD Plan BCP 4738

From: CD Comprehensive Development District (based on M2 General Industrial District, M3 Heavy Industrial District, M5 Light Industrial District and Glenwood Industrial Estates Concept Plan)

To: Amended CD Comprehensive Development District (based on M2 General Industrial District, M5 Light Industrial District and Glenwood Industrial Estates Concept Plan)

Address: 8165 Glenwood Drive

Purpose: To build a movie production facility.

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

Item #3 Application for the rezoning of:
Rez #04-60 Ptn. of Lot 41, D.L. 59, Group 1, NWD Plan 30453

From: M3 Heavy Industrial District

To: M3 "r" Heavy Industrial District

Address: Portion of 2779 Lake City Way (Unit #3)

Purpose: To permit a restaurant oriented to the surrounding industrial area.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 November 29 and to a Public Hearing on 2004 December 14 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.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

Item #4 Application for the rezoning of:
Rez #04-61 Ptn of Lot 145, D.L.'s 31, 101, 102, Plan 27774

From: P3 Park and Public Use District

To: P2 Administration and Assembly District

Address: Ptn. of 1200 Gaglardi Way

Purpose: To permit the installation of an antennae on an existing B.C. Hydro tower.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 November 29 and to a Public Hearing on 2004 December 14 at 7:30 p.m.
2. THAT the following be established as a prerequisite to the completion of the rezoning:
 - a) The submission of a suitable plan of development.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

Item #5 Application for the rezoning of:
Rez #04-62 Lot 3, D.L. 155, Group 1, NWD Plan BCP8172

From: CD Comprehensive Development District (based on M2 General Industrial District, M3 Heavy Industrial District, M5 Light Industrial District and Glenwood Industrial Estates Concept Plan)

To: Amended CD Comprehensive Development District (based on M2 General Industrial District, M5 Light Industrial District and Glenwood Industrial Estates Concept Plan)

Address: 5888 Trapp Avenue

Purpose: To build a multi-tenant office/warehouse.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

Item #6 Application for the rezoning of:
Rez #04-63 Lot A, D.L.'s 69 & 70, Group 1, NWD Plan LMP 48450

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

To: Amended CD Comprehensive Development District (based on M5 Light Industrial District and in accordance with the development plan entitled "e-bay skysign" prepared by the Dynpro Group)

Address: 4321 Still Creek Drive

Purpose: To permit construction of a new skysign.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 November 29 and to a Public Hearing on 2004 December 14 at 7:30 pm.
2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.

- b) A commitment relating the Skysign's installation to a continued occupancy by the office user, e-bay, at the subject site.
- c) The approval of the Ministry of Transportation to the rezoning application.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Item #7 Application for the rezoning of:
Rez #04-64 Lots 5 & 6, Blk 45, D.L. 69, Group 1, NWD Plan 1321

From: R5 Residential District

To: CD Comprehensive Development District (based on RM2 Multiple Family Residential District and Community Plan Eight guidelines)

Address: 3876 & 3892 Norfolk Street

Purpose To permit development of a small infill townhouse project.

The City Manager recommended:

1. THAT copies of this report be sent to the owners of 3854 and 3862 Norfolk Street and 3841 Canada Way which, along with the subject property, are outlined for inclusion in a potential larger site assembly in Community Plan Eight.
2. THAT the Planning and Building Department be authorized to work with the applicant towards the preparation of a suitable plan of development for 3854 and 3862 Norfolk Street for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

Item #8 Application for the rezoning of:
Rez #04-65 Lot B, D.L. 59, Group 1, NWD Plan 15822

From: C6 Gasoline Service Station District

To: CD Comprehensive Development District (based on C6b Gasoline Service Station District and C7 Drive-In Restaurant District)

Address: 7089 Lougheed Highway

Purpose: To permit a gasoline service station with a retail convenience store and drive-through food sales.

The City Manager recommended:

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

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR VOLKOW:

“THAT the recommendation of the City Manager be adopted.”

MOVED BY COUNCILLOR RANKIN:
SECONDED BY COUNCILLOR JORDAN:

“THAT the motion as moved by Councillor Evans and seconded by Councillor Volkow being ‘THAT the recommendation of the City Manager be adopted’ be now TABLED.”

DEFEATED

FOR: COUNCILLORS DHALIWAL,
JORDAN AND RANKIN

OPPOSED: MAYOR CORRIGAN,
COUNCILLORS EVANS,
JOHNSTON, REDMAN AND
VOLKOW

A vote was then taken on the motion as moved by Councillor Evans and seconded by Councillor Volkow being “THAT the recommendation of the City Manager be adopted” and same was CARRIED with Councillor Rankin OPPOSED.

Item #9 Application for the rezoning of:
Rez #04-66 Ptn. of Lot B, DL 79, Grp 1, NWD Plan 3574, Ptn. of Parcel G (RP
6025), Blk 17, DL's 79 & 85, Grp 1, NWD Plan 536, Ptn. of Lot A,
DL 79, Grp 1, NWD Plan 3574

From: A2 Small Holding District

To: P2 Assembly and Administration District

Address: Ptn. of 4867 Sperling Avenue, Ptn. of 4949 Sperling Avenue and
Ptn. of 5030 Canada Way

Purpose: To permit an enlargement and reconfiguration of the Fire Hall No. 1
Site.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 November 29 and to a Public Hearing on 2004 December 14 at 7:30 p.m.
2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a. The granting of any necessary easements.
 - b. The dedication of any rights-of-way deemed requisite.
 - c. The approval of the Ministry of Transportation to the rezoning application.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

Item #10 Application for the rezoning of:
Rez #04-67 Ptn. of Lot 6, D.L. 124, Group 1, NWD Plan 3343

From: M1 Manufacturing District

To: CD Comprehensive Development District (based on C2 Community Commercial District, M1 Manufacturing District and in accordance with the development plan entitled "St. John Ambulance First Aid Training" prepared by Elizabeth MacKenzie Architect)

Address: Ptn. of 2040 Alpha Avenue

Purpose: To permit a commercial school within a portion of the existing industrial building.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 November 29 and to a Public Hearing on 2004 December 14 at 7:30 p.m.
2. THAT the following be established as prerequisite to the completion of the rezoning:
 - a. The submission of a suitable plan of development.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JORDAN:

"THAT the recommendations 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 VOLKOW:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

5. BYLAWS

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby Waterworks Regulation Bylaw 1954 Amendment Bylaw 2004	#11841
Burnaby Electrical Bylaw 1974, Amendment Bylaw 2004	#11842
Burnaby Building Bylaw 2004, Amendment Bylaw No. 1, 2004	#11843
Burnaby Gas Bylaw 1978, Amendment Bylaw 2004	#11844
Burnaby Plumbing Bylaw 2000, Amendment Bylaw 2004	#11845
Burnaby Tree Bylaw 1996, Amendment Bylaw 2004	#11846
Burnaby Sewer Connection Bylaw 1961, Amendment Bylaw 2004	#11847
Burnaby Liquor Licence Application Fee Bylaw 2001, Amendment Bylaw 2004	#11848
Burnaby Subdivision Control Bylaw 1971 Amendment Bylaw No. 1, 2004	#11849
Burnaby Waterworks Regulation Bylaw 1953 Amendment Bylaw 2004	#11850
Burnaby Sewer Parcel Tax Bylaw 1994 Amendment Bylaw 2004	#11851
Burnaby Sewer Charge Bylaw 1961 Amendment Bylaw 2004	#11852

be now introduced and read three times."

CARRIED UNANIMOUSLY

CONSIDERATION AND THIRD READING:

- | | | |
|--------|--|------------|
| #11677 | 6700 Southridge Drive | REZ #03-45 |
| #11773 | 9080, 9110/40/80 Halston Court,
9215 - 9630 Sandlewood Crescent
9085 - 9205 Gildwood Drive | |
| #11817 | 8745 Government Street, Strata #1,2,3,4 -
8745 Government Street | REZ #04-18 |

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT

- | | |
|--|--------|
| Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 3, 2004 | #11677 |
| Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 53, 2004 | #11773 |
| Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 73, 2004 | #11817 |

be now read a third time."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

- | | | |
|--------|-----------------------------|------------|
| #11775 | 4320 Dominion Street | REZ #04-37 |
| #11777 | Ptn. of 3700 Second Avenue | REZ #04-30 |
| #11792 | 8960 University High Street | REZ #04-45 |

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT

- | | |
|--|--------|
| Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 55, 2004 | #11775 |
| Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 57, 2004 | #11777 |

Bylaw Zoning Bylaw 1965, Amendment #11792
Bylaw No. 67, 2004

Burnaby Business Licence Bylaw Amendment #11836
Bylaw 2004

Burnaby Capital Works, Machinery and Equipment #11839
Reserve Fund Expenditure Bylaw No. 26, 2004

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

CARRIED UNANIMOUSLY

6. NEW BUSINESS

Councillor Redman

Councillor Redman inquired as to whether there were any rules in place regarding the sale of pepper spray as she had noticed a large sign at a retail outlet advertising pepper spray for sale.

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT staff prepare a memo with regard to the legality of the sale and possession of pepper spray."

CARRIED UNANIMOUSLY

Councillor Redman inquired about the progress of a staff memo regarding the distribution of firecrackers and whether they are legally sold anywhere in the lower mainland.

Councillor Johnston

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DHALIWAL:

"THAT the Social Issues Committee meeting scheduled for Wednesday, 2004 November 24 at 6:00 p.m. in the Council Committee Room be **CANCELLED.**"

CARRIED UNANIMOUSLY

Arising from discussion of the a letter (Item A) from the Council Correspondence Package from Yoshitaka Ito, Mayor of Kushiro, Councillor Johnston introduced the following motion:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

“THAT a copy of the correspondence from Mayor Ito of Kushiro, Japan be forwarded to the Parks, Recreation and Culture Commission.”

CARRIED UNANIMOUSLY

Councillor Jordan

Arising from consideration of the presentation by delegation 2 (B) and their request for co-op car parking at Patterson and Lougheed skytrain stations, Councillor Jordan was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR RANKIN:

“THAT staff prepare a report on the request made by the delegation from the Co-operative Auto Network.”

DEFEATED

FOR: COUNCILLORS REDMAN,
RANKIN AND JORDAN

OPPOSED: COUNCILLORS DHALIWAL
EVANS, JOHNSTON AND
VOLKOW

Councillor Jordan requested an update on a funding proposal for E-Comm 9-1-1 services through telephone bill subscription.

His Worship, Mayor D.R. Corrigan responded by informing Council that the funding proposal for E-Comm 9-1-1 required a 2/3 majority vote from GVRD member municipalities and did not receive it.

The GVRD requested the Province change legislation to eliminate the need for 2/3 vote, however, there was some concern about this action. The GVRD has therefore not pursued their request to the Province and is instead examining the concerns of those municipalities that voted against the proposal. The matter is still ongoing.

7. INQUIRIES

There were no inquiries brought before Council at this time.

8. ADJOURNMENT

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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


CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 9:36 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK