

2004 AUGUST 23

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 August 23 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
Ms. D. Jorgenson, Deputy Treasurer
Ms. K. Friars, Director Parks, Recreation & Cultural Services
Mr. J. Belhouse, Director Planning & Building
Mrs. D.R. Comis, City Clerk
Ms. A. Skipsey, Deputy City Clerk

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR DHALIWAL:

"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 JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

"THAT the minutes of the 'Open' Council meeting held on 2004 August 09 be now adopted."

CARRIED UNANIMOUSLY

2. DELEGATION

- A) Co-Run Organizer Burnaby 2004,
The Terry Fox Foundation, 2004 August 13,
Re: Terry Fox Run 2004 - Burnaby

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR EVANS:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- A) **Mr. Deepak Prasad**, Co-Run Organizer of Burnaby's 2004 Terry Fox Run, appeared before Council to request support from the City of Burnaby for the Run.

Mr. Prasad outlined the history of the Terry Fox Run since its inception in 1980 and noted that the Run now takes place in about 50 countries worldwide. The speaker advised it is the intention of the newly formed committee responsible for organizing the event in Burnaby to change the City's tradition of having one of the lowest fund raising records in the Province. The committee set a goal to more than double the number of participants to 400.

Mr. Prasad also listed these following three goals of the committee:

1. To encourage all members of Council to participate in the run;
2. To invite City staff to take part in the Corporate Team Challenge; and
3. Obtain support from the City of Burnaby through the waiving of fees for the use of City equipment and facilities.

Mr. Prasad noted they had been advised of the appropriate channels within the City to ask for support and would be pursuing this. The speaker concluded by announcing that Mayor Corrigan will be on hand the day of the run to proclaim the Burnaby 2004 Terry Fox Run.

3. CORRESPONDENCE AND PETITIONS

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the following item of correspondence be received and those items of the City Manager's Report No. 22, 2004 August 23 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

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

- A) Executive Director, Scouts Canada,
2004 August 04
Re: Registration Signs

A letter was received from Scouts Canada - Pacific Coast Council requesting permission to erect signs at 14 specific locations in Burnaby to promote recruiting and registration this fall.

A staff note advised that the Planning and Building Department has no objection to the placing of fourteen signs on street rights-of-way, in accordance with the Sign Bylaw, between September 01 and October 08. Council's consent to the request would be subject to receiving written agreement from Scouts Canada to remove the signs within three days after the conclusion of the registration drive. The specific location of any sign would also be approved by the City Traffic Engineering Division to ensure that signs are not located where they could be considered a safety hazard or obstruction for pedestrians or vehicles and not detrimental to directly fronting commercial uses.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR EVANS:

"THAT Council approve Scouts Canada - Pacific Coast's request for signs at 14 locations in Burnaby subject to compliance with requirements of the Burnaby Sign Bylaw."

CARRIED UNANIMOUSLY

4. REPORTS

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

- A) **His Worship Mayor Derek R. Corrigan**
Re: Appointments to Burnaby Board of Trade

His Worship Mayor Derek R. Corrigan submitted a report recommending Councillor Sav Dhaliwal and Director Finance Rick Earle be appointed as Burnaby Council's representatives to the Tourism Burnaby Board of Directors.

His Worship Mayor Derek R. Corrigan recommended:

1. THAT Councillor Sav Dhaliwal and Director Finance Rick Earle be appointed as Burnaby Council's representatives to the Tourism Burnaby Board of Directors.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

"THAT the recommendation of His Worship Mayor Derek R. Corrigan be adopted."

CARRIED UNANIMOUSLY

- B)** The City Manager presented Report No. 22, 2004 August 23 on the matters listed following as Items 01 to 14 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. **Rezoning Reference #03-73**
High-Rise Apartment Building/Townhouses
and Underground Parking
Edmonds Town Centre - Area 2

The City Manager submitted a report from the Director Planning and Building requesting Council permission to forward this application to a Public Hearing on 2004 September 28. The purpose of the proposed rezoning bylaw amendment is to permit the construction of a high-rise apartment building with street-fronting townhouse units and underground parking which is consistent with the Council adopted Edmonds Town Centre Plan.

The City Manager recommended:

1. THAT the sale of City-owned property be approved for inclusion within the subject development site in accordance with the terms outlined in Section 3.13 of this report and subject to the applicant pursuing the rezoning proposal to completion.
2. 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.
3. 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 completed in line with Section 3.4 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 retention of identified existing trees and vegetation on the site, including their protection by registration of two Section 219 Covenants; one for the riparian buffer area and one for the development site. 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.
- i. Compliance with the Council-adopted sound criteria.
- j. The provision of covered car wash stalls and an adequately sized and appropriately located garbage handling and recycling material holding space and a commitment to implement the recycling provisions.

- k. The deposit of the applicable Parkland Acquisition Charge.
- l. The deposit of the applicable GVS & DD Sewerage Charge.
- m. The deposit of the applicable School Site Acquisition Charge.
- n. The utilization of an amenity density bonus through the deposit of funds equal to the estimated value of the density bonus to be allocated for the provision of Taylor Park improvements in accordance with Section 2.3 of this report.
- o. The design and provision of units adaptable to persons with disabilities, with allocated parking spaces that meet standards for persons with disabilities. The provision of customized hardware and cabinet work is subject to the sale/ lease of the unit to a person with disabilities.
- p. The provision of facilities for cyclists in accordance with Section 4.5 of the rezoning report.
- q. The completion of the sale of City property.
- r. The granting of a 219 Covenant restricting enclosure of balconies.
- s. The granting of a Section 219 Covenant indicating that project driveway accesses will not be restricted by gates.
- t. The granting of Section 219 Covenants regarding the status of the proposed guest room as common property and preventing age restrictions.
- u. The submission of a suitable on-site stormwater management system to the approval of the Director Engineering and the granting of a Section 219 Covenant to guarantee its provision and continuing operation.
- v. 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

**2. Rezoning Reference #03-51
Costco Development Proposal;
Restaurant and Auto Mall
Community Plan Guidelines**

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

- to permit warehouse wholesale/retail, gas bar and office development on Lot 1;
- to establish community plan guidelines for future restaurant development on Lot 2, subject to amendment rezoning based on a specific plan of development;
- to establish community plan guidelines for future auto-mall development on Lots 3 and 4 specifically to accommodate the relocation of existing new car dealerships in the Brentwood Town Centre, subject to amendment rezoning(s) based on specific plans of development;
- to accommodate the City works yard on Lot 5; and
- to protect Lot 6 as a conservation area.

The City Manager recommended:

1. THAT the introduction of a Highway Closure Bylaw be authorized according to the terms outlined in Section 3.8 of this report, contingent upon the granting by Council of Second Reading of the subject Rezoning Bylaw.
2. THAT the sale of City-owned property be approved in principle for inclusion within the subject development site as outlined in Section 3.10 of this report, and subject to the applicant pursuing the rezoning proposal to completion.
3. 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.

4. 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 within six months of the rezoning being effected but not prior to Third Reading of the Bylaw. In the event that existing improvements on the site are vacant and considered to be unsafe, unstable, and a hazard to life, the Fire Prevention Division may recommend immediate demolition of such improvements and removal of the resultant debris prior to Third Reading.
 - e. The completion of a subdivision creating six legal parcels.
 - f. The granting of any necessary statutory rights-of-way, easements, and covenants.
 - g. The dedication of any rights-of-way deemed requisite.
 - h. The undergrounding of existing overhead wiring abutting and within the site.
 - i. The approval of the Ministry of Transportation to the rezoning application.
 - j. The deposit of the applicable GVS & DD Sewerage Charge.
 - k. The provision of facilities for cyclists in accordance with Section 4.1 of the rezoning report.
 - l. The completion of the sale of city property.

- m. The relocation of Beta Avenue Creek in an open condition in a new alignment over the subject site, to the approval of the Director Engineering and DFO (the Federal Department of Fisheries and Oceans).
- n. Fisheries authorization from DFO and deposit of bonding for all works in and around watercourses.
- o. The granting of a 219 Covenant to protect the riparian area being enhanced and preserved on Lots 1, 2, 5 and 6, and the deposit of sufficient monies to ensure completion of riparian landscaping.
- p. Completion of the Highway Closure Bylaw.
- q. The granting of a Section 219 covenant respecting floodproofing requirements.
- r. The submission of a geotechnical review regarding the stability of the site to accommodate the proposed development to the approval of the Director Engineering, and resolution of any arising requirements.
- s. The submission of a suitable on-site stormwater management system to the approval of the Director Engineering, and the granting of a Section 219 covenant and deposit of sufficient monies to guarantee its provision and continuing operation.
- t. Compliance with environmental requirements related to DFO, and Environment Canada, and conditions outlined in Notifications of Environmental Review Committee Decisions.
- u. Compliance with the Provincial Contaminated Sites Regulation and the submission of a Site Profile and resolution of any arising requirements.
- v. An undertaking to retain if necessary, a qualified consultant to identify, assess, segregate and sample for analyses, any material found and/or excavation water suspected of questionable quality during excavation and construction.
- w. Registration of a Section 219 covenant in the Land Title Office ensuring that a shared groundwater treatment facility for treatment of groundwater underneath lots 3 and 4 and the adjacent portion

of Still Creek Drive will be developed and maintained according to the conditions determined by the regulating agencies; and, if it is not, the City will maintain the right to take over maintenance of the facility and charge any resultant costs back to the property owners.

- x. Provision of a public trail and landscaping on statutory rights-of-way on Lots 1 and 2 parallel to Still Creek and to two viewpoints on the Creek, as well as within the portions of Still Creek Avenue and Madison Avenue being closed and incorporated in Lot 4.
- y. Registration of a Section 219 Covenant over Lot 1 restricting sales uses to wholesale/retail club sales warehouse and gas bar.
- z. Registration of a Section 219 Covenant over Lot 1 requiring a temporary access road to be constructed generally along the new Still Creek Drive alignment west of Willingdon Avenue before construction commences, and the full standard road to be completed prior to Costco sales operations commencing.
- aa. Registration of Section 219 Covenants over Lots 3 and 4 restricting car dealership developments to existing new car dealers relocating from locations within the Brentwood Town Centre.
- bb. Provision of suitable measures to protect groundwater from possible contamination from the proposed gas station.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

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

MOVED BY COUNCILLOR REDMAN:
SECONDED BY COUNCILLOR CALENDINO:

"THAT staff provide information to Council with respect to the requirements to provide full service gas bays in conjunction with new developments and as part of the zoning process."

CARRIED UNANIMOUSLY

**3. Rezoning Reference #04-45
Comprehensive Signage Plan for Mixed-Use
Commercial/Residential Cornerstone Building
UniverCity, SFU**

The City Manager submitted a report from the Director Planning and Building requesting Council permission to forward this application to a Public Hearing on 2004 September 28. The purpose of the proposed rezoning bylaw amendment is to include a Comprehensive Sign Plan in the Comprehensive Development Plan for the subject site.

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. Final Adoption of the predecessor amendment rezoning bylaw for the subject site, Bylaw No. 11746, Amendment No. 39/04, Rezoning Reference #04-13.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**4. Zoning Bylaw Text Amendment Regarding
Electronic Personal Play Bing 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.

5. **Liquor Licence Application #03-10
Entertainment Proposal for Food Primary Establishment
Metro Restaurant
Units 1602-1606, 4500 Kingsway, The Crystal
Metrotown Sub-Area 14**

The City Manager submitted a report from the Director Planning and Building advising Council of the revised Liquor Control and Licencing Branch decision with regards to the liquor licence issued for the subject food primary establishment with patron participation entertainment (karaoke).

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

6. Strata Title Application #04-2
7487/7489 Vista Crescent

The City Manager submitted a report from the Director Planning and Building requesting Council authority for strata titling of an existing occupied two-family dwelling subject to the conditions outlined in this report.

The City Manager recommended:

1. THAT Strata Titling of 7487 and 7489 Vista Crescent be approved subject to complete satisfaction of the Guidelines for conversion of Existing Occupied Two-Family Dwellings into Strata Title Units.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

7. Building Permit Tabulation Report No. 07
From 2004 June 21 to 2004 July 18

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 JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

8. Riparian Area Regulation Update

The City Manager submitted a report from the Director Planning and Building and the Director Engineering providing an update on the new Provincial Riparian Area Regulation.

The City Manager recommended:

1. THAT a copy of this report be forwarded to the City's Environment Committee.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

9. Water Shortage Response Plan

The City Manager submitted a report from the Director Engineering requesting Council approval for the adoption of the GVRD Water Shortage Response Plan.

The City Manager recommended:

1. THAT Council enact a bylaw amending the Waterworks Bylaw to incorporate the recommendations contained in the GVRD Water Shortage Response Plan, as outlined in this report.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Councillor Volkow retired from the Council Chamber at 7:47 p.m.

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

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

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

"THAT a copy of the report be forwarded to the Environment Committee for information."

CARRIED UNANIMOUSLY

10. Bell Mobility Access Agreement

The City Manager submitted a report from the Director Engineering seeking Council's authorization to execute an access agreement with Bell Mobility for the addition of two antenna to the BC Hydro poles located on Royal Oak Avenue.

The City Manager recommended:

1. THAT Council authorizes the execution of an Access Agreement with Bell Mobility for the addition of an equipment kiosk, and two antenna on the BC Hydro poles, on Royal Oak Avenue.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

11. **House Demolition at 7043 - 17th Avenue
Lot 23, D.L. 95, Plan 1643**

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 7043 - 17th Avenue.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

12. **Work Order:
60-30-119 Gilmore Pump Station Upgrade**

The City Manager submitted a report from the Director Engineering requesting Council approval of Work Order 60-30-119.

The City Manager recommended:

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

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

13. **Contract No. 2004-22
Gaglardi Way and Deer Lake Parkway Roadworks**

The City Manager submitted a report from the Director Finance requesting Council approval to award a contract for roadwork upgrades.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Jack Cewe Ltd., for roadwork upgrades at various locations for a total cost of \$1,154,744.00 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

14. South Burnaby Lawn Bowling Club Licence Renewal

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services requesting Council approval for the renewal of the license agreement with the South Burnaby Lawn Bowling Club.

The City Manager recommended:

1. THAT approval be given for the renewal of the license agreement with the South Burnaby Lawn Bowling Club, for a further five year term, as outlined in the attached report.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR VOLKOW:

"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 JORDAN:

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

CARRIED UNANIMOUSLY

5. BYLAWS

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DHALIWAL:

"THAT

Burnaby Capital Works, Machinery and #11785
Equipment Reserve Fund Expenditure
Bylaw No. 20, 2004

Burnaby Capital Works, Machinery and #11786
Equipment Reserve Fund Expenditure
Bylaw No. 21, 2004

Burnaby Capital Works, Machinery and #11787
Equipment Reserve Fund Expenditure
Bylaw No. 22, 2004

be now introduced and read three times."

CARRIED UNANIMOUSLY

THIRD READING AND RECONSIDERATION AND FINAL ADOPTION:

#11764 7650 Sapperton Avenue REZ #04-33

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby Zoning Bylaw 1965, Amendment #11764
Bylaw No. 46, 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:

#11647	4140 Dawson Street	REZ #02-24
#11724	5898 Trapp Avenue	REZ #04-12

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 60, 2003	#11647
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 29, 2004	#11724
Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 19, 2004	#11783
Burnaby Street and Traffic Bylaw 1961, Amendment Bylaw No. 2, 2004	#11784

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

CARRIED UNANIMOUSLY

6. NEW BUSINESS

Mayor Corrigan

Mayor Corrigan acknowledged the success of the fifth annual Burnaby Blues and Roots Festival held on Saturday, August 21 and Sunday, August 22. He advised that the Festival was a great success, despite the inclement weather. The Mayor thanked the volunteers and staff and the sponsors for their contributions.

Councillor Evans

Councillor Evans referred to a memo from Director Planning & Building containing information he had requested regarding options for curtailing the use of machetes in the City of Burnaby.

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

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JORDAN:

"THAT His Worship Mayor Corrigan write a letter to Burnaby's Members of Parliament to request consideration by the Federal Government of an amendment to the Criminal Code of Canada to control the use of machetes as dangerous weapons."

CARRIED UNANIMOUSLY

Councillor Johnston

Councillor Johnston referred to a letter circulated to Council in the Council correspondence package for August 09 - 16, from the Agricultural Land Commission providing information on amendments to the *Agricultural Land Commission Act, 2004*.

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

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

"THAT the item of correspondence from the Agricultural Land Commission, Item (H) from Council Correspondence Package be **REFERRED** to Environment Committee for consideration."

CARRIED UNANIMOUSLY

Council requested that staff prepare a report clarifying the matter and that it be forwarded to the Environment Committee.

Councillor Redman

MOVED BY COUNCILLOR REDMAN:
SECONDED BY COUNCILLOR EVANS:

"THAT the meeting of the Community Heritage Commission be held Thursday, September 02 at 6:00 p.m. be **RE-SCHEDULED** to Wednesday, September 08 at 6:00 p.m. in the Council Committee Room."

CARRIED UNANIMOUSLY

Councillor Dhaliwal

Councillor Dhaliwal raised the issue of the recent announcement by the Organizing Committee for the Olympic Games that the City of Richmond would be the location of the Speed Skating Oval, not Simon Fraser University as originally set out in the Olympic Bid Book. Councillor Dhaliwal raised concerns about the process used to select Olympic venues.

Mayor Corrigan advised that Olympic venues are not determined through a bidding process. Simon Fraser University (SFU) had proposed a \$68 million Speed Skating Oval, however, the City of Richmond's project is estimated to cost \$124 million. The City of Richmond has committed to put up public money and assume the risk for cost overruns. The Mayor noted that the City of Burnaby had supported SFU and expressed disappointment for the University, however, he stated that Burnaby is not willing to invest tax payer money. Mayor Corrigan referred to a letter from Julian Green, a member of the committee responsible for selecting the site of the Speed Skating Oval, in which numerous reasons for supporting the SFU location are listed.

Councillor Redman retired from the Council Chamber at 8:31 p.m.

Councillor Redman returned to the Council Chamber at 8:31 p.m. and took her place at the Council table.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR CALENDINO:

"THAT His Worship Mayor Derek R. Corrigan write to the International Olympic Committee to express Burnaby's disappointment for Simon Fraser University's loss of the Speed Skating Oval and request clarification of the process for selecting the location of Olympic venues."

CARRIED

OPPOSED: COUNCILLOR RANKIN

Councillor Volkow

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT WHEREAS Fire fighting is a hazardous occupation to the health for fire fighters; and

WHEREAS the Ontario Industrial Disease Standards Panel (I.D.S.P.) 1994 and work of Dr. T. Guidotti find a sufficiently strong set of relationships between occupational exposures experienced by fire fighters over time and the occurrence of certain diseases to justify the presumption of a casual relationship, particularly in regard to cancers of the bladder, brain, kidney, testicles, lungs (in non-smokers) and non-Hodgkins lymphoma, myeloma and leukemia; and

WHEREAS six (6) other provincial jurisdictions have adopted Workers' compensation legislation and regulations or are in the process of adopting legislation and regulations recognizing the relationship between fire fighting and certain cancers; and

THEREFORE BE IT RESOLVED THAT Council express to the Workers Compensation Board of BC and to the Provincial Government Council's support for the presumption that a number of cancers in fire fighters have been caused by their regular exposure to the hazards of fire scenes for specific lengths of time.

AND BE IT FURTHER RESOLVED THAT Council request the Workers Compensation Board, in regard to the subject of presumption that many cancers in fire fighters are caused by their exposure to fire scenes, to review the legislation of the other (6) provinces and medical research on which that legislation was based and use the results of the review to create legislation and regulations that appropriately recognize a resumption of casualty between fire fighters; occupational exposure and these cancers.

AND BE IT FINALLY RESOLVED THAT Burnaby City Council generally supports Resolution B133 of the Union of British Columbia Municipalities (UBCM) adopted at the Annual General meeting of 2003."

CARRIED UNANIMOUSLY

Councillor Volkow raised the matter of funding for the Community Wildfire Protection Plan program as offered by the Ministry of Forests. He advised that the program is designed to assist municipalities with a medium to high interface fire risk in developing emergency plans to better manage interface forest fire hazards. A resolution of support is required from Council in order to apply for the funding.

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

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT Council approve the submission of an application under the Community Wildfire Protection Plan Program to obtain funding to update/revise the City's Emergency Social Services Plan to model the British Columbia Emergency Response Management System."

CARRIED UNANIMOUSLY

7. INQUIRIES

There were no inquiries brought before Council at this time.

8. ADJOURNMENT

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:


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


CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 9:02 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK