

## **2004 OCTOBER 25**

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 October 25 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. W.C. Sinclair, 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  
Ms. A.R. Skipsey, Deputy City Clerk

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

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

His Worship, Mayor Derek R. Corrigan announced that Friday commenced the Navaratri and Dassera Festival which lasts for ten days. He gave Council's best wishes to the members of the community of the Hindu Faith who will be celebrating this festival.

### **1. MINUTES**

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the 'Open' Council meeting held on 2004 October 18 be now adopted."

CARRIED UNANIMOUSLY

**2. DELEGATIONS**

- A) Brock R. Rowland, Farris, Vaughan  
Wills & Murphy, 2004 October 19  
Re: Rezoning Reference No. 04-19  
(Polygon Development 62 Ltd.)  
2150 Beta Avenue  
Speakers: Mrs. Orly Givton and  
Mr. Andrew Chisholm
- B) Senior Vice President Development  
Polygon Development 62 Limited  
2004 October 15  
Re: Rezoning Reference #04-19  
2150 Beta Avenue  
Speaker: Mr. John Northey, Development Consultant

MOVED BY COUNCILLOR :

SECONDED BY COUNCILLOR :

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- A) **Mrs. Orly Givton and Mr. Andrew Chisholm** appeared before Council on behalf of Woodland Investments Ltd., the registered owner of the property to the north, east and south of the property which is the subject of rezoning application #04-19, to request that the Public Hearing proposed for 2004 October 26 be postponed for at least 10 days as a principal of Woodland Investments Ltd., Mr. Givton, will not be able to attend. Mr. Chisholm advised that Mr. Givton will not be able to attend this meeting due to the fact that he is out of the country at present and has a medical condition that restricts his ability to fly at short notice.

Mr. Givton is the individual who has had primary control and direction of Woodland and has been involved in many years of discussion of planning efforts both with the City of Burnaby and other interested parties with regard to the proposed redevelopment of the Brentwood Town Centre Plan. In so far as the City's planned future developments will be largely on the Woodland properties, the current rezoning represents the first parcel of the Brentwood Town Centre development plan implementation. Mr. Chisholm suggested Council should also take into account the following items when considering their request.

Firstly, Woodland Investments Ltd. is the owner of the lands comprising approximately 24 acres to the north, east and south of 2150 Beta Avenue and Albert Givton is the only individual authorized to speak on behalf of Woodland Investments. The implementation of the Official Community Plan is dependent upon the involvement of Woodland in so far as its currently contemplated to take place on Woodland property. For this reason, it is important to ensure the engagement of Mr. Givton in any planning or development initiative that will require the active involvement of Woodland.

Secondly, Mr. Givton has waited patiently for over 14 years while the municipality of Burnaby formulated this policy on the Official Community Plan. Mr. Givton would be interested in reviewing with the municipality whether or not his vision for his property is in line with the Brentwood OCP.

Thirdly, the rezoning application will inevitably have a significant impact on Woodland Investment and its forty tenants and their employees. The speaker noted that those who will be impacted have been significant tax payers to the municipality over forty-four years.

Finally, the City Planner was advised of Mr. Givton's absence prior to the Public Hearing date being set. Mr. Chisholm advised that just recently they were advised that only His Worship and Council have the authority to delay the Public Hearing.

In conclusion, the speaker stressed that Woodland and its forty tenants are and have been for over forty years a significant economic generator for the municipality of Burnaby and that as not only the owner of the adjacent and most affected properties but also the party whose cooperation is essential for the implementation of the proposed Brentwood Town Centre development plan Council needs to hear Mr. Givton's input and business vision. It is Woodland's wish to be involved in a cooperative exchange of information and ideas so as to reduce the impacts on business and ensure understanding by all parties.

Mr. Chisholm thanked Council in advance for consideration of the request.

- B) Mr. John Northey**, Development Consultant for Polygon Development 62 Ltd. appeared before Council as the applicant for the CD zoning to comment on the request for the Public Hearing adjournment and, as mentioned by the previous delegation, now postponement, contained in the correspondence from Woodlands on 2004 October 2004.

Mr. Northey's major point is that the principal of the firm states that he was unaware of the proposed project. He noted that this project has been before the municipality since its application on 2004 April 19 but that followed many months of ultimately unsuccessful work on a much larger development scheme where the principal's land was directly involved.

The speaker believed that Council should be aware and remember considerable discussion at the time on the related school and parkland modifications to the Brentwood Plan. Subsequent to the new application, direct contact was made with the Woodland's manager during the spring and summer of this year to arrange access for surveyors and various engineering and environmental consultants. The contact was by both Mr. Northey and by Miss Ann Bancroft-Jones, the Senior Vice President of Polygon. In each case, this access was granted with no problems. The speaker recalled that representatives of Woodlands have attended Council, both for the first and second reports on May 17<sup>th</sup> and September 27<sup>th</sup> respectively.

Mr. Northey referred to the request before Council that the Public Hearing be adjourned to a later date when the principal [Mr. Givton] plans to be back in the country and reminded Council that they could adjourn a Hearing if they so wish, if they believe it is in the public interest, however, Polygon submits that a pre-commitment to do so would be harmful to the interests of themselves and other parties in the development process. They believe that the principal, Mr. Givton, of Woodlands has been well aware of this rezoning since early 2004. The speaker stated that if the firm or Mr. Givton have new concerns, the Public Hearing might be the right place to make them known in conjunction, however, with information both from Polygon and City staff. However, neither Polygon, staff, the public nor Council should be subject to the vacation schedule of any individual. Mr. Northey suggested the Woodland's principal could have prepared his case before leaving the country, or have emailed his material for delivery by his council, such as the correspondence already received, or like others often need to do, amend his plans so that he be in Burnaby on the appropriate date.

The speaker advised that Polygon understands that there is a parallel enforcement action underway by the City with regard to encroachments by Woodland onto City lands. He noted this matter was both mentioned in the correspondence but also following surveys undertaken for the project and confirmed by PC Land Surveyor's drawings supplied to the City in June. Mr. Northey stated that such issues of fact can be dealt with independently of the zoning bylaw. The speaker also noted that Polygon and City staff have made considerable efforts to bring forward this very significant proposal in a timely manner and that not only will the project begin the redevelopment of the eastern portion of the Brentwood Plan, it will provide facilities of benefit to Burnaby.

Mr. Northey concluded by stating that given the value of the land and related time dependent business decisions, Polygon urges Council to proceed with the October 26<sup>th</sup> Public Hearing as now organized and without a pre-commitment to adjourn it on the basis of the requests by Woodland.

**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. 27, 2004 October 25 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, City of Port Moody  
2004 October 13  
Re: B.C. Government and Service Employees'  
Union Local 603 - Two year Welfare Limits

A letter was received from Mayor Joe Trasolini of the City of Port Moody providing a copy of their resolution regarding the Provincial Government changes to the *Employment and Assistance Act*. Port Moody is urging all municipal councils in BC to call on the Provincial Government to change the *Employment and Assistance Act* to ensure welfare benefits meet the basic need of individuals and families.

Arising from discussion of Correspondence Item 3 (A) from Mayor Joe Trasolini, City of Port Moody, Councillor Redman was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR REDMAN:

SECONDED BY COUNCILLOR JORDAN:

"THAT Burnaby Council support the resolution submitted by the City of Port Moody, calling upon the Provincial Government to change the Employment and Assistance Act to ensure Welfare benefits meet the basic needs of individuals and families, including:

- repealing the cuts to benefit rates (support, shelter allowances and crisis grants);
- easing the eligibility for child care subsidies;
- reversing the requirement that single parents seek work when their youngest child reaches the age of three;
- ending the three week wait for new financial assistance applicants;

- ending the three week wait for new financial assistance applicants;
- abandoning the two-year independence test;
- refraining from privatizing financial assistance delivery or computerized financial assistance determination;
- rescinding the law imposing welfare time limits; and

finally, THAT a copy of this correspondence be **REFERRED** to the Social Issues Committee."

CARRIED UNANIMOUSLY

#### 4. **REPORTS**

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

#### A) **Finance and Civic Development Committee** **Re: Economic Development Program** **Burnaby Board of Trade**

The Finance and Civic Development Committee submitted a report outlining a review of the important economic development achievements over the past year. The Committee in reviewing the information on achievements in membership growth, events and receptions, fiscal responsibility, Tourism Burnaby as presented by the Burnaby Board of Trade, is in support of the continued operation of the City's Economic Development Program and recommend Council provide a grant in the amount of \$100,000.

The Finance and Civic Development Committee recommended:

1. THAT Council provide a grant in the amount of \$100,000 to the Burnaby Board of Trade for the yearly operation of the City of Burnaby Economic Development Program which is to be paid in quarterly instalments of \$25,000 commencing 2004 October 01 and continuing on 2005 January 01, April 01 and July 01.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

Arising from consideration of the report, Council requested that a copy of the Burnaby Board of Trade's presentation on their Economic Development Program be distributed to Council.

**B) Finance and Civic Development Committee**  
**Re: Central Valley Greenway (CVG) Urban Trail**

The Finance and Civic Development Committee submitted a report seeking Council approval for a public process related to the alignment of the Central Valley Greenway Urban Trail and approval in principle of its financing sources. The Urban Transportation Showcase Program presents significant opportunities for Burnaby to receive funding from both the federal government and TransLink for a cycling/pedestrian infrastructure project with environmental benefits which the City would likely be undertaking over the next few years to achieve the objective of the Burnaby Transportation Plan to promote the use of alternative modes of transportation.

The Finance and Civic Development Committee recommended:

1. THAT Council authorize staff to begin a public consultation process on the proposed alignment for the Central Valley Greenway Urban Trail as outlined in Section 5.0 of this report.
2. THAT Council approve in principle the funding sources for the Central Valley Greenway Urban Trail as outlined in Section 7.0 of this report on the understanding that further reports would be submitted to Council for spending authority.
3. THAT Council forward a copy of this report to the Parks, Recreation and Culture Commission, Environment Committee and Transportation Committee for information.
4. THAT a copy of this report be forwarded to TransLink and GVRD staff.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

- C) The City Manager presented Report No. 27, 2004 October 25 on the matters listed following as Items 01 to 11 either providing the information shown or recommending the courses of action indicated for the reasons given:

**1. Northeast Sector Rapid Transit**  
**Alternatives Project - Burnaby Essential Elements**

The City Manager submitted a report from the Director Planning and Building providing Council with recommendations with respect to the draft Essential Elements for the Northeast Sector Rapid Transit Line. The Northeast Sector extension was proposed as part of the LRSP for its land use shaping benefits. Based on a preliminary evaluation of horizontal alignment options for an LRT system on North Road, the centre median option continues to offer superior land use integration opportunities. The draft essential elements as circulated by the TransLink Board for review and comment are consistent with Burnaby's position on a number of issues, however, recommendations contained within Section 6.2.2 of the report are presented as a potential way to strengthen the essential elements package prior to it being approved by the TransLink Board.

The City Manager recommended:

1. THAT Council reaffirm that the Northwest corridor is the preferred corridor for the Northeast Sector Rapid Transit Line.
2. THAT Council endorse Light Rail Transit (LRT) as the preferred technology for the Northeast Sector Rapid Transit Line.
3. THAT Council endorse a centre median LRT alignment on North Road.
4. THAT Council endorse the proposed essential elements summarized in Section 6.2.1 of this report.
5. THAT Council forward the recommendations included in Section 6.2.2 of this report to TransLink as Burnaby's essential elements for the Northeast Sector Rapid Transit Line.
6. THAT copies of this report be forwarded to: Coquitlam, Port Moody and Port Coquitlam Councils; Johnny Carline - CAO and Commissioner of the GVRD; Hugh Kellas, Regional Development Division Manager, GVRD; Pat Jacobsen - CEO of TransLink; Glen Leicester - Vice President, Planning, TransLink; Clive Rock - Director Strategic Planning, TransLink; and Clark Lim, Project Manager, TransLink.



MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR JOHNSTON:

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

MOVED BY COUNCILLOR REDMAN:  
SECONDED BY COUNCILLOR EVANS:

"THAT Recommendation No 6 be **AMENDED** by adding the following:

6. THAT copies of this report be forwarded to: Coquitlam, Port Moody and Port Coquitlam Councils; all member municipalities of the GVRD; Johnny Carline - CAO and Commissioner of the GVRD; Hugh Kellas, Regional Development Division Manager, GVRD; Pat Jacobsen - CEO of TransLink; Glen Leicester - Vice President, Planning, TransLink; Clive Rock - Director Strategic Planning, TransLink; and Clark Lim, Project Manager, TransLink."

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Evans and seconded by Councillor Johnston, being "THAT the recommendations of the City Manager be adopted," AS AMENDED and same was CARRIED UNANIMOUSLY.

**2. 3191 Thunderbird Crescent**  
**Preliminary Plan Approval #03-143**  
**Proposed New Multi-Tenant Industrial Building**  
**Lake City Business Centre**

The City Manager submitted a report from the Director Planning and Building informing Council of an application for Preliminary Plan Approval within the Lake City Business Centre Plan Area. The development proposal includes a two storey multi-tenant industrial building with surface parking and loading bays around the perimeter of the building. Tenants are expected to include a variety of small businesses permitted in the M3 Heavy Industrial District.

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

**3. Liquor Licence Application #04-02  
New Liquor Licence Establishment  
8998 University High Street and  
Ptn. of 8888 University Way**

The City Manager submitted a report from the Director Planning and Building providing Council with a recommendation on this liquor licence application.

The City Manager recommended:

1. THAT Council resolve to support this application for a new liquor primary licensed facility at the subject location, with a maximum capacity of 150, including 50 on the patio and hours of liquor sale of 11:00 a.m. to 12:00 midnight Sunday through Thursday and 11:00 a.m. to 1:00 a.m. on Fridays and Saturdays, for reasons outlined in this report, with the restrictions that only acoustical and vocal live music and background music is permitted in the pub and both live and background music are prohibited on the patio.
2. THAT a copy of this report and the required Council resolution be sent to the applicant, SFU Community Trust, 8888 University Drive, Burnaby, BC, V5A 1S6 and to the General Manager, Liquor Control and Licensing Branch (LCLB), P.O. Box 9292, Stn. Provincial Government, Victoria, BC V8W 9J8.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**4. Rezoning Reference #03-74  
Proposed Townhouse Development  
Address: 7461, 7471 & 7493 Kingsway  
7328, 7334 Hubert Street and  
7331 Sixteenth Avenue**

The City Manager submitted a report from the Director Planning and Building requesting Council authorization to forward this application to a Public Hearing on 2004 November 23. The purpose of the rezoning is to permit a stacked townhouse development.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 November 01 and to a Public Hearing on 2004 November 23 at 7:30 p.m.
2. THAT utilization of the density bonus proceeds for park development in Ernie Winch Park be approved as outlined in Section 3.8 of this report.
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 utilization of an amenity bonus through the deposit of funds equal to the estimated value of the density bonus to be allocated for the provision of public amenities in accordance with Section 3.8 of this report.
  - e) The consolidation of the net project site into one legal parcel.
  - f) The granting of any necessary statutory rights-of-way, easements and/or covenants.
  - g) The dedication of any rights-of-way deemed requisite.
  - h) The undergrounding of existing overhead wiring abutting the site.

- l) The retention of an identified existing tree on the site, its protection by registration of a Section 219 Covenant, submission of a written undertaking to ensure that all site areas identified for preservation of the existing tree 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 tree, to be refunded a year after release of occupancy permits, upon satisfactory inspection
- j) 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 monies to guarantee its provision and continuing operation.
- k) Compliance with the Council-adopted sound criteria.
- l) 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.
- m) The submission of a Site Profile and resolution of any arising requirements.
- n) The deposit of the applicable Parkland Acquisition Charge.
- o) The deposit of the applicable GVS & DD Sewerage Charge.
- p) The deposit of the applicable School Site Acquisition Charge.
- q) The granting of a Section 219 Covenant restricting enclosure of balconies
- r) 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 JOHNSTON:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

**5. Rezoning Reference #04-17  
4-Unit Townhouse Development  
Address: 6990 Arcola Street**

The City Manager submitted a report from the Director Planning and Building seeking Council authorization to forward this application to a Public Hearing on 2004 November 23. The purpose of the rezoning is to permit the construction of a 4-unit townhouse development with garage parking.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 November 1, and to a Public Hearing on 2004 November 23 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 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. Removal of all existing improvements from the site, 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 undergrounding of existing overhead wiring abutting the site.
- f. Compliance with the Council adopted sound criteria.
- g. The provision of a covered car wash stall and an adequately sized and appropriately located garbage handling and recycling material holding space to the approval of the Director Engineering and a commitment to implement the recycling provisions.
- h. The deposit of the applicable Parkland Acquisition Charge.
- i. The deposit of the applicable GVS & DD Sewerage Charge.
- j. The deposit of the applicable School Site Acquisition Charge.
- k. The provision of facilities for cyclists in accordance with Section 4.5 of the rezoning report.
- l. The granting of a 219 Covenant restricting enclosure of balconies, decks, and porches.
- m. Submission of an undertaking to comply with best management practices for on-site stormwater management as determined by the Environmental Services Division - Engineering Department.
- n. 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 EVANS:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**6. Rezoning Reference #04-48  
Cappuccino Restaurant  
Address: Ptn. of 7450 Lowland Drive**

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 November 23. The purpose of the rezoning is to permit the development of a restaurant orientated to the surrounding industrial area.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2004 November 01 and to a Public Hearing on 2004 November 23 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.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**7. Gaglardi Way Overpass**

The City Manager submitted a report from the Director Engineering requesting Council approval for funding for enclosure of the pedestrian overpass of Gaglardi Way.

The City Manager recommended:

1. THAT Council authorize bringing forward a Capital Works Expenditure Bylaw in the amount of \$140,000 for the enclosure of the pedestrian overpass of Gaglardi Way.

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

**8. Santa Claus Parade - 2004**

The City Manager submitted a report from the Director Engineering updating Council on the 2nd annual Santa Clause Parade on Saturday, 2004 November 27.

The City Manager recommended:

1. THAT this report be received for informational purposes only.
2. THAT a copy of this report be sent to the Burnaby Edmonds Lions Club, c/o Mr. Bryan Martin, Chair, Santa Claus Parade Organizing Committee, 789 Baycrest Drive, North Vancouver, B.C. V7G 1N7.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**9. Local Area Service - 6600 Block Empress Avenue**

The City Manager submitted a report from the Director Engineering responding to concerns regarding the petition for Local Area Service (LAS) roadworks in the 6600 block of Empress Avenue. Owners in the 6600 block of Empress approved by a majority petition to cost-share with the City in providing pavement widening and storm drainage facilities through the LAS program. Construction is planned for early Spring of next year.

The City Manager recommended:

1. THAT a copy of this report be sent to Mr. John Carinha of 6669 Empress Avenue, Burnaby, B.C. V5E 2S6.



MOVED BY COUNCILLOR JORDAN:  
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**10. Contract No. 2004-18**  
**2004 Sanitary Sewer Relining**

The City Manager submitted a report from the Director Finance requesting Council approval to award a contract for sanitary sewer relining.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, B&B Contracting Ltd., for sanitary sewer relining at various locations for a total cost of \$266,802.36 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**11. 2005 Council, Committee Meeting and**  
**Public Hearing Schedules**

The City Manager submitted a report from the City Clerk setting out the Council, Committee meeting and Public Hearing schedules for 2005 which the Local Government Act of BC requires Council to adopt in each year.

The City Manager recommended:

1. THAT Council approve the Council, Committee meeting and Public Hearing schedules for 2005 as set out in this report.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR JORDAN:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR EVANS:  
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

## 5. BYLAWS

### **FIRST, SECOND AND THIRD READING:**

MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR EVANS:

"THAT

Burnaby Local Improvement Fund Expenditure	#11831
Bylaw No. 1, 2004	

Burnaby Local Improvement Fund Expenditure	#11832
Bylaw No. 2, 2004	

Burnaby Local Improvement Fund Expenditure	#11833
Bylaw No. 3, 2004	

be now introduced and read three times."

CARRIED UNANIMOUSLY

### **CONSIDERATION AND THIRD READING:**

#11792	8960 University High Street	REZ #04-45
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MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR CALENDINO:

"THAT

Burnaby Zoning Bylaw 1965, Amendment  
Bylaw No. 67, 2004

#11792

be now read a second time."

CARRIED UNANIMOUSLY

**RECONSIDERATION AND FINAL ADOPTION:**

MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Highway Closure Bylaw No. 5, 2004

#11793

Burnaby Highway Closure Bylaw No. 6, 2004

#11794

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

CARRIED UNANIMOUSLY

**6. NOTICE OF MOTION**

- A) Councillor Johnston  
Re: Access Clearance Program (MFRAAP)  
Implementation at Canadian Ports and  
Marine Facilities

"WHEREAS Transport Canada is proposing amendments to the regulations governing security at Canada's ports, and

WHEREAS Burnaby City Council supports port worker's concerns about port security, and

WHEREAS the new regulations would establish a dangerous precedent for arbitrary access to personal information through highly invasive background checks on the workers and their families, and

WHEREAS the process for appeal under the proposed regulation is too narrow, and

WHEREAS the proper policing of Canada's ports has been eroded by the massive de-regulation of port security, shipping regulation, cargo checks and container loading and unloading over the last twenty years.

THEREFORE BE IT RESOLVED THAT: Transport Canada and the Government of Canada be asked to abandon the implementation of the gathering of invasive and arbitrary personal information on port workers and their families and address real port security risks by reinstituting the proper policing of Canada's ports."

Council chose to put forward this motion to the next scheduled 'Open' Council meeting on 2004 November 01.

## **7. NEW BUSINESS**

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR DHALIWAL:

"THAT the meeting of the Traffic Safety Committee to be held Tuesday, 2004 November 02 at 6:00 p.m. in the Council Chamber be **CANCELLED.**"

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR DHALIWAL:

"THAT the meeting of the Finance and Civic Development Committee to be held Thursday, 2004 October 28 at 5:30 p.m. in the Council Committee Room be **CANCELLED.**"

CARRIED UNANIMOUSLY

## **8. INQUIRIES**

There were no inquiries brought before Council at this time.

9. ADJOURNMENT

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR JORDAN:

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

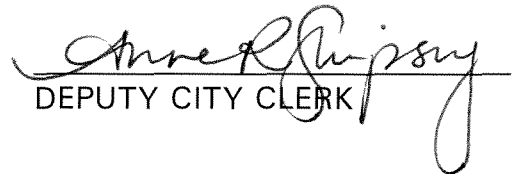
CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 8:25 p.m.

Confirmed:

Certified Correct:

  
MAYOR

  
DEPUTY CITY CLERK