

2005 MARCH 14

An 'Open' meeting of the City Council was held in the Council Committee Room, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 2005 March 14 at 6:30 p.m. followed immediately by a 'Closed' meeting from which the public was excluded. At the conclusion of the 'Closed' meeting, the 'Open' meeting was reconvened at 7:00 p.m. in the Council Chamber.

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

STAFF: Mr. R.H. Moncur, City Manager
Mr. C.A. Turpin, Deputy City Manager
Mr. W.C. Sinclair, Director Engineering
Mr. R. Earle, Director Finance
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. S. Karakochuk, A/Administrative Officer I

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

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

1. MINUTES

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the 'Open' Council meeting held on 2005 March 07 be now adopted."

CARRIED UNANIMOUSLY

2. DELEGATION

- A) Executive Director, Luke 15 House,
2005 March 01
Re: Rental of City Property
7370 Griffiths Avenue
Speaker: Allan Ammerlaan,
Executive Director

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- A) **Mr. Allan Ammerlaan**, Executive Director, and **Mr. Hilton Mason**, Treasurer, Luke 15 House, appeared before Council to request Council's assistance to relocate their facility within Burnaby.

Mr. Allan Ammerlaan advised they had received a letter from the City of Burnaby Licence Department to Luke 15 House requesting compliance with the zoning bylaw by 2005 April 08. The speaker advised they are doing all they can to comply with the City's zoning bylaw by vacating 5608 Union Street, however, they must find a suitable place to relocate. Mr. Ammerlaan outlined the various steps they have taken to try to find an alternate location, however, it would appear there are no sites in Burnaby that currently meet their size requirements. The speaker stated it was his understanding that Institutional Zoning would require 9,851 square feet for the first 8 residents and an additional 1,000 square feet for each additional resident.

The speaker noted he recently became aware the City owned "*Power House*" at 7370 Griffiths Street is currently available for rent. Mr. Ammerlaan noted that the Power House has 8 bedrooms and suggested the lot size would meet Institutional Zoning requirements.

Mr. Hilton Mason advised that according to his calculations the organization needs a 17,000 square foot house or a fourplex in order to accommodate all seventeen of their residents plus three staff. The speaker noted that renting the Power House would be the only viable option as the organization is not able to afford to purchase a fourplex and there are currently no fourplexes with all four suites available for rent.

In conclusion, Mr. Mason requested Council allow Luke 15 House to rent the Power House and the appropriate zoning be considered to permit the relocation.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

"THAT staff prepare a report on the proposal by Luke 15 House to rent the Power House at 7370 Griffiths Street in Burnaby, including the requirements of other agencies, such as the Workers' Compensation Board and the Fraser Health Authority, for group home operation."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR RANKIN:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT Council request staff to work with the operators of Luke 15 House to explore the advisability and feasibility of locating to other City owned properties which may be available for rezoning and rental to Luke 15 House."

CARRIED

FOR: COUNCILLORS CALENDINO,
EVANS, JOHNSTON, RANKIN
AND REDMAN
OPPOSED: COUNCILLORS JORDAN,
DHALIWAL AND VOLKOW

3. CORRESPONDENCE AND PETITIONS

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR CALENDINO:

"THAT all of the following listed items of correspondence be received and those items of the City Manager's Report dated 2005 March 14 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) President, Mike's Marine Services
2005 February 25
Re: Maintenance Dredging of the Fraser River

A letter was received from Mike's Marine Services urging Council to write to the Minister of Transportation, the Director of Port Policy for Transport Canada and the Office of the Minister of Transport in support of the provision of a sustainable public funding program for the Fraser River annual maintenance dredging program.

- B) Executive Director, UBCM
2005 March 07
Re: Federal Appeal Court Ruling –
PSAC vs. Municipal RCMP Employees

A letter was received from Richard Taylor, Executive Director, UBCM regarding the Federal Appeal Court ruling in favour of the Public Service Alliance of Canada affecting municipalities with RCMP municipal policing contracts. Also provided is a letter from Solicitor General Rich Coleman requesting municipal jurisdictions support the appeal application by the federal government.

Councillor Volkow retired from the Council Chamber at 8:29 p.m.

Councillor Volkow returned to the Council Chamber at 8:30 p.m. and took his place at the Council table.

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

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT His Worship, Mayor D.R. Corrigan write to the Federal Government expressing support for the appeal application by the Federal Government and encouraging a legislative amendment to address this issue."

CARRIED UNANIMOUSLY

Councillor Rankin retired from the Council Chamber at 8:33 p.m.

4. REPORTS

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

- A) **Environment Committee**
Re: Salmonid Enhancement Program

The Environment Committee submitted a report reviewing the impact of the 2005 federal budget to the Department of Fisheries and Ocean's Salmonid Enhancement Program (SEP). It is noted that core SEP funding has not been impacted, however, overall Department of Fisheries and Ocean's resourcing was affected by the budget as they seek to streamline project review and enforcement focusing attention on major projects and reducing resources to "lower risk" work. The Committee will continue to monitor this issue and report back to Council as implications unfold.

The Environment Committee recommended:

1. THAT Council receive this report for information.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

B) Transportation Committee
Re: Implementation of Cariboo Bikeway

The Transportation Committee submitted a report advising Council of the results of the public consultation process for the Cariboo Bikeway and made recommendations for implementation. It is recommended that the bikeway be built as originally proposed with a number of refinements.

The Transportation Committee recommended:

1. THAT Council authorize construction of the Cariboo Bikeway, as outlined in Section 4.0 of this report.
2. THAT Council bring down a Capital Reserves Expenditure Bylaw in the amount of \$321,000 (inclusive of 7% GST) to finance this project.
3. THAT Council forward a copy of this report to those who have corresponded with the City on this issue.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

C) Transportation Committee
Re: 2005 Cycle Road Program

The Transportation Committee submitted a report requesting authorization to proceed with proposed Cycle Road upgrades. Cycle Road projects proposed for 2005 include: Burnaby Mountain Parkway; Douglas Road and Lougheed Highway as well as signage to identify seven roads as viable through routes for cyclists.

The Transportation Committee recommended:

1. THAT Council authorize the Cycle Road improvements as outlined in Section 1.0 of this report.
2. THAT Council bring down a Capital Reserves Expenditure Bylaw in the amount of \$181,900 (inclusive of 7% GST) to finance this project.

Councillors Rankin and Redman returned to the Council Chamber at 8:35 p.m. and took their places at the Council table.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

**D) Transportation Committee
Re Coast Mountain Bus Company (CMBC)
2005 Annual Service Plan**

The Transportation Committee submitted a report advising Council on the 2005 Annual Service Plan for bus services provided by Coast Mountain Bus Company. The Plan identifies a number of bus service improvements for Burnaby with particular attention to increasing service frequency on U Pass routes and changing the service configuration in South Burnaby. To assist in the development of bus routes for South Burnaby, the report provides suggestions for consideration in order to meet transit needs in this area.

The Transportation Committee recommended:

1. THAT Council direct staff to work with Coast Mountain Bus Company to ensure that the service changes proposed for South Burnaby provide sufficient service coverage and address the need for convenient local trips within the South Slope, as outlined in Section 3.0 of this report.
2. THAT Council forward copies of this report to P. Noriega, Manager, Service Planning, Coast Mountain Bus Company and B. Mills, Manager, Service Planning, TransLink.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

E) Transportation Committee
Re: City Contribution for Cycling Guide

The Transportation Committee submitted a report requesting financial support for publication of a customized Cycling Guide.

The Transportation Committee recommended:

1. THAT Council authorize payment of \$8,500 from the Boards, Committees and Commissions budget to Better Environmentally Sound Transportation, for preparation and distribution of a customized Cycling Guide in the City of Burnaby.

Councillor Johnston retired from the Council Chamber at 8:46 p.m.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

F) Transportation Committee
Re: Implementation of Victory Bikeway

The Transportation Committee submitted a report advising of the results of the public consultation process for the Victory Bikeway and made recommendations for implementation. It is recommended that the bikeway be built as originally proposed with a number of refinements.

The Transportation Committee recommended:

1. THAT Council authorize construction of the Victory Bikeway, as outlined in Section 4.0 of this report with the exception that the traffic circles at Waverley and Frederick Avenues be omitted.
2. THAT Council bring down a Capital Reserves Expenditure Bylaw in the amount of \$289,750 (inclusive of 7% GST) to finance this project.
3. THAT Council forward a copy of this report to those who have corresponded with the City on this issue.

Councillor Johnston returned to the Council Chamber at 8:47 p.m. and took his place at the Council table.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT this Council meeting do now recess.”

CARRIED UNANIMOUSLY

The Council meeting recessed at 8:52 p.m.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

“THAT this Council meeting do now reconvene.”

CARRIED UNANIMOUSLY

The Council meeting reconvened at 9:03 p.m. with Councillor Redman absent.

G) The City Manager presented a report dated 2005 March 14 on the matters listed following as Items 01 to 05 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Burnaby Economic Development Strategy (EDS) Update

The City Manager submitted a report from the Director Planning and Building seeking Council approval to initiate the first round of public consultation and to seek Council approval to form sub-committees in support of the Burnaby Economic Development Strategy (EDS) Update.

The City Manager recommended:

1. THAT Council authorize the Mayor to appoint members representing the various industry associations, key industry stakeholders and sector experts to supplement the experience of the existing Steering Committee members to sit on the various sub-committees outlined in Section 5.0 of this report on an as required basis.
2. THAT Council endorse the Terms of Reference for the Sub-committee members attached to this report.

3. THAT Council authorize staff to undertake the public consultation process outlined in Section 6 of this report to seek response from the Burnaby business community and Burnaby residents as the first phase of public consultation for the Burnaby Economic Development Strategy (EDS) Update.

Councillor Redman returned to the Council Chamber at 9:03 p.m. and took her place at the Council table.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED

OPPOSED: COUNCILLOR RANKIN

2. **Expanded Site**
3853, 3875 & 3891 Norfolk Street
Rezoning Reference #04-64
3876 & 3892 Norfolk Street
Community Plan Eight

The City Manager submitted a report from the Director Planning and Building informing Council of an expanded site proposed for Rezoning Reference #04-64 and to obtain approval, in principle, to the sale of two City-owned properties as outlined in this report.

The City Manager recommended:

1. THAT the sale of the subject City-owned properties, subject to completion of consolidation and rezoning in line with Section 2.3, be approved in principle.
2. THAT the Planning and Building Department be authorized to work with the applicant towards the preparation of a plan of development on the expanded site suitable 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 CALENDINO:

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

CARRIED UNANIMOUSLY

**3. Siting Approval #05-13
5666 Irving Street
Lot 85, DL 94, Plan 40981
Royal Oak Development Plan, Sub-Area 9**

The City Manager submitted a report from the Director Planning and Building informing Council of a request to build a new single-family dwelling at 5666 Irving Street located within the Royal Oak Community Plan, Sub-Area 9.

The City Manager recommended:

1. THAT copies of this report be sent to the owners of 6460 Elgin Avenue, 5612, 5666 and 5676 Irving Street and 6413 Dufferin Avenue.

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

4. Communications Infrastructure Network Upgrade

The City Manager submitted a report from the Chief Information Officer requesting funding to undertake an enhancement of the City's central site communications network infrastructure.

The City Manager recommended:

1. THAT a \$138,500 Capital Expenditure Bylaw (inclusive of 7% GST) be brought down for the purchase of equipment and implementation services for the City's central site communications network.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

5. Local Service Tax Bylaws

The City Manager submitted a report from the Director Finance requesting Council approval to impose a local service tax for projects completed between 2004 June 01 to 2005 May 31.

The City Manager recommended:

1. THAT a Local Service Tax Bylaw based on the taxable frontage be brought down to impose a local service tax on the benefiting properties included in the projects listed in Schedules 1 to 8 of this report.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

"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 JOHNSTON:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

5. BYLAWS

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Capital Works, Machinery and Equipment
Reserve Fund Expenditure Bylaw No. 6, 2005

#11900

be now introduced and read three times."

CARRIED
OPPOSED: COUNCILLOR REDMAN
TO BYLAW #11899

CONSIDERATION AND THIRD READING:

#11856 Ptn. of 4867 Sperling Ave., Ptn. of 4949 Sperling Avenue and Ptn. of 5030 Canada Way REZ #04-61

#11872 3139 Smith Avenue REZ #04-72

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 82, 2004 #11856

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 7, 2005 #11872

be now read a third time."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

#11858 Ptn. of 1200 Gaglardi Way REZ #04-61

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 84, 2004 #11858

Burnaby Street and Traffic Bylaw 1961,
Amendment Bylaw 2005 #11886

Burnaby Capital Works, Machinery and Equipment
Reserve Fund Expenditure Bylaw No. 5, 2005

#11897

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

CARRIED UNANIMOUSLY

ABANDON:

#11771 4789, 4805 & 4841 Kingsway
6250 & 6278 McMurray Avenue
6225 & 6243 Miller , 4802 Hazel Street

REZ #03-40

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 5, 2005

#11771

be now abandoned."

CARRIED UNANIMOUSLY

5.(A) NOTICE OF MOTION

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the City of Burnaby endorse the following resolution as adopted by the City of Vancouver and request the Ministry of Transportation provide answers to the questions as submitted:

THAT WHEREAS the B.C. Ministry of Transportation Gateway initiative has identified urgent transportation needs in the Lower Mainland, including:

- economic costs in the range of \$1.5 billion/yr. from road congestion
- growing and intolerable congestion on the Port Mann Bridge
- constraints to goods movement by road in the Lower Mainland;

AND WHEREAS various initiatives are being proposed as a solution, including twinning the Port Mann Bridge and adding two lanes to the #1 Trans-Canada Highway between McGill St. in Vancouver and Langley;

AND WHEREAS the cost estimate of all the initiatives is between \$3-5 billion, or approximately \$2,000 per person in the Lower Mainland;

AND WHEREAS evidence in other cities shows that adding road capacity does not solve congestion except in the short term;

AND WHEREAS the highway widening will have a direct impact on traffic volumes along the east-west arterials in the City of Vancouver;

THEREFORE BE IT RESOLVED THAT the City of Vancouver requests answers to the following questions from the Ministry of Transportation Gateway team, before committing to accommodating the proposed increase in road supply:

- Based on what evidence will twinning the Port Mann Bridge and widening the #1 freeway solve the congestion problem?
- How does this project fit with the priorities in TransLink's Strategic Transportation Plan, the GVRD Liveable Region Strategic Plan, the GVRD Sustainable Region Initiative, the Vancouver City Transportation Plan and the Vancouver Climate Change Action Plan?
- Will the additional traffic on an expanded freeway add to air quality problems and greenhouse gas emissions? If air quality is reduced, have the resulting health costs been factored into the cost of the project?
- What will be the impact of added freeway capacity on financial returns from bridge and transit infrastructure improvements already committed or under construction.
- What transportation demand and other alternative options, costs and benefits have been assessed and compared with the proposals to increase road supply?
- Is there an expectation of widened arterial streets in adjacent municipalities to access the expanded freeway? If so, are the costs of these widenings included in the proposed budget?
- How does this project meet the commitment to sustainability in the Vancouver 2010 transportation plan? ("We will reduce energy use, minimize local air pollution and congestion, limit greenhouse gas emissions, and showcase new technologies while ensuring safe, reliable and efficient movement of people and goods during the Games.").

CARRIED UNANIMOUSLY

6. NEW BUSINESS

Councillor Johnston

Councillor Johnston advised that Terasen Gas has notified Primrose Hills Strata Corporation in Forest Grove that they will be clearing all vegetation along an easement and neighbouring trail as Terasen plans to fly a helicopter over the area on a monthly basis. He noted there are plans to meet with residents, however, prior to this consultation process trees have been marked for removal and it would appear that some of the strata lots would lose every tree.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

"THAT this matter be **REFERRED** to staff for report."

CARRIED UNANIMOUSLY

Arising from discussion of Council Correspondence Package Item (N) from Fort St. John, Item (P) from Town of View Royal and Item (R) from UBCM regarding Riparian Areas Regulation Status Update, Councillor Johnston was granted leave to introduce the following motion:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

"THAT these items of correspondence be **REFERRED** to Environment Committee for information."

CARRIED UNANIMOUSLY

Councillor Calendino

Councillor Calendino reminded Council that the SFU / City of Burnaby Liaison Committee meeting will be held at 5 p.m. on Tuesday, 2005 March 15 at Shadbolt Centre for the Arts.

Councillor Jordan

Councillor Jordan announced that the "*Empty Bowls Charity*", of which Mayor Derek R. Corrigan is Honourary Chair, extends open invitation to attend the first part of this three part fundraising event on 2005 March 20 at Shadbolt Centre for the Arts.

Mayor Derek R. Corrigan

His Worship, Mayor Derek R. Corrigan announced that former Councillor Jim Young has been hospitalized and on behalf of Council and staff, Mayor Corrigan extended condolences to his wife, June and his family.

Mayor Derek R. Corrigan sent congratulations to SFU Womens' Basketball team for winning National Championship.

7. INQUIRIES

There were no inquiries brought forward 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 9:33 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK