

## **2006 APRIL 10**

An 'Open' meeting of the City Council was held in the Council Committee Room, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 2006 April 10 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 G. Evans  
Councillor D. Johnston  
Councillor C. Jordan  
Councillor L.A. Rankin  
Councillor N.M. Volkow

ABSENT: Councillor G. Begin

STAFF: Mr. R.H. Moncur, City Manager  
Mr. C.A. Turpin, Deputy City Manager  
Mr. W.C. Sinclair, Director Engineering  
Mr. Rick Earle, Director Finance  
Mr. J. Belhouse, Director Planning & Building  
Ms. K. Friars, Director Parks, Recreation & Cultural Services  
Mrs. D.R. Comis, City Clerk  
Ms. A.R. Skipsey, Deputy City Clerk

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

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

## **P R O C L A M A T I O N**

His Worship Mayor Derek R. Corrigan proclaimed the week of 2006 April 10 to 16 as "***Vaisakhi Week***" in the City of Burnaby.

**1. MINUTES**

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the 'Open' Council meeting held on 2006 April 03 be now adopted.

CARRIED UNANIMOUSLY

**2. DELEGATIONS**

The following wrote requesting an audience with Council:

- A) Vic Blancard, 2006 March 08  
Re: Tax increases  
Speaker: Vic Blancard
- B) H.O.S.T. Consulting Ltd., 2006 April 03  
Re: Liquor Licence Application #06-01  
Proposed Patron Participation Entertainment  
Romanoff's Restaurant, 2830 Bainbridge Avenue  
Speakers: R.J. Erdman and Roman Lerner

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JORDAN:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- A) **Mr. Vic Blancard**, 4630 Highlawn Drive, Burnaby appeared before Council to discuss tax and utility cost increases and their impact on those living on fixed incomes. The speaker advised that, in his opinion, public services have deteriorated because maintenance services, such as streetlight and road repairs, have been contracted to private industry.

Mr. Blancard expressed opposition to new taxes, such as the TransLink parking tax and those recently imposed on the purchase of electronic equipment. The delegation also noted his opposition to actions taken by Council like recent changes to Burnaby's sign bylaw and any planned increases to Council members' indemnities.

- B) **Mr. R.J. Erdman**, H.O.S.T. Consulting and **Mr. Roman Lerner**, Romanoff's Restaurant, appeared before Council to address the staff report responding to their application for patron participation entertainment as part of the restaurant as well as an extension for liquor sales from 12 midnight to 1:00 a.m. Mr. Erdman expressed concern about language in the staff report that intimates the owner could operate a liquor primary establishment and the recommendation to end

entertainment at 11:30 p.m. instead of midnight. The speaker noted his client would be content with the current hours of liquor service as long as patron participation entertainment was permitted until midnight.

Mr. Lerner advised he is new to Burnaby but has lived in Vancouver for the past 12 years. The speaker suggested his restaurant business will be hurt if they have to cease entertainment at 11:30 p.m. as much of his clientele come from surrounding municipalities and require the extended hours in order to make their trip to Burnaby more worthwhile. In conclusion, Mr. Lerner noted the success of his restaurant depends upon the later entertainment hours.

### **3. REPORTS**

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

#### **A) Social Issues Committee** **Re: 2006 Workplan for Burnaby's** **Access Advisory Committee**

The Social Issues Committee submitted a report providing a summary of the Access Advisory Committee's activities in 2005 and an outline of its proposed activities for 2006. The 2005 activities included accessibility improvements to City facilities and participation in Access Awareness Day. Priorities for 2006 include participation in a review of adaptable housing guidelines and with requirements and monitoring accessible transportation service delivery.

The Social Issues Committee recommended:

1. THAT Council receive this report for information.

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JORDAN:

"THAT the recommendation of the Social Issues Committee be adopted."

CARRIED UNANIMOUSLY

#### **B) Social Issues Committee** **Re: Application for Funding from the UBCM**

The Social Issues Committee submitted a report requesting Council approval for staff to submit a funding application to the UBCM to sponsor dialogue sessions

with Burnaby seniors in order to raise awareness for a "Strengths and Needs Assessment" of Burnaby's seniors and to identify key seniors who would be willing to take a lead role in the process.

The Social Issues Committee recommended:

1. THAT Council authorize staff to submit an application for "Seniors in Communities" funding from the UBCM to host two dialogue sessions with Burnaby seniors, as described in section 3.0 of this report.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the recommendation of the Social Issues Committee be adopted."

CARRIED UNANIMOUSLY

**C) Traffic Safety Committee**

**Re: Winston Street at Piper Avenue/  
Proposed Special Pedestrian Crosswalk**

The Traffic Safety Committee submitted a report for the upgrading of the crosswalk on Winston St. at Piper Ave. to a Special Pedestrian Crosswalk. The number of pedestrians indicates a need for this type of crosswalk.

The Traffic Safety Committee recommended:

1. THAT a marked crosswalk at Winston Street and Piper Avenue be upgraded to a "Special Crosswalk" with backlight signing supplemented by flashing amber lights activated by pedestrians.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR EVANS:

"THAT the recommendation of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

**D) Traffic Safety Committee**

**Re: Empire Drive Safety Concerns**

The Traffic Safety Committee submitted a report responding to resident concerns over excessive vehicle speeds, shortcutting traffic and pedestrian safety along Empire Drive. Application for road improvements including sidewalks under the City's Local Area Service Program would resolve safety concerns for pedestrians along Empire Drive and is therefore encouraged.

The Traffic Safety Committee recommended:

1. THAT a copy of this report be sent to David Manz of 5345 Empire Drive.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

"THAT the recommendation of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

**E) Traffic Safety Committee**

**Re: Child Safety Seaforth Elementary School**

The Traffic Safety Committee submitted a report reviewing traffic concerns at Seaforth Elementary School.

The Traffic Safety Committee recommended:

1. THAT Council approve the improvement measures discussed in Section 4 of this report.
2. THAT a copy of this report be sent to the Principal of Seaforth Elementary, Keith Chong.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

"THAT the recommendations of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

**F) The Kushiro Cup Selection Committee**

**Re: 2005 Outstanding Citizen of the Year - Dennis Brown**

The Kushiro Cup Selection Committee submitted a report recommending Dennis Brown receive the Kushiro Cup as Burnaby's 2005 Outstanding Citizen of the Year and that the presentation be made at the City Appreciation Dinner.

The Kushiro Cup Selection Committee recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the recommendation of the Kushiro Cup Selection Committee be adopted."

CARRIED UNANIMOUSLY

**G) EDS Update Steering Committee**  
**Re: Burnaby Economic Development**  
**Strategy (EDS) Update**

The Burnaby Economic Development Committee submitted a report requesting Council receive the draft Burnaby EDS 2020 report and to seek Council approval to initiate the second phase of public consultation.

The Burnaby Economic Development Committee recommended:

1. THAT Council authorize staff to undertake the public consultation process outlined in Section 5 of this report to seek response to the draft Burnaby EDS 2020 report from the broader business community and the residents of Burnaby as the second phase of public consultation.

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the recommendation of the Burnaby Economic Development Committee be adopted."

CARRIED UNANIMOUSLY

**H) His Worship, Mayor Derek Corrigan**  
**Re: Citizen Appointments to Boards,**  
**Committees and Commissions of Council**

His Worship, Mayor Derek Corrigan submitted a report recommending the appointment of Burnaby citizens to the current vacancies on the City of Burnaby's various Boards, Committees and Commissions.

His Worship, Mayor Derek Corrigan recommended:

1. THAT Council appoint representatives to various Boards, Commissions and Committees of Council, as set out in this report for the terms specified.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

- I) The City Manager presented a report dated 2006 April 10 on the matters listed following as Items 01 to 15 either providing the information shown or recommending the courses of action indicated for the reasons given:

**1. Landscaping along Joffre Avenue Right-of-Way  
Ocean View Cemetery**

The City Manager submitted a report from the Director Planning and Building informing Council of a plan to provide landscaping along Joffre Avenue adjacent to Ocean View Cemetery to buffer the cemetery.

The City Manager recommended:

1. THAT Council receive this report for information purposes.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**2. Proposed Demolitions: 5625 & 5641 Chaffey Avenue  
Siting Approvals #06-09 & #06-10  
X. Ref. Rezoning Reference #03-46  
Metrotown Sub-Area 11**

The City Manager submitted a report from the Director Planning and Building requesting Council approval for the issuance of demolition permits for houses at 5625 and 5641 Chaffey Avenue.

The City Manager recommended:

1. THAT the issuance of demolition permits for the houses at 5625 and 5641 Chaffey Avenue be authorized subject to the conditions in this report.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**3. Building Permit Tabulation Report No. 03  
from 2006 February 20 to 2006 March 19**

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 the subject period.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**4. Employee Assistance Program (E.A.P.)**

The City Manager submitted a report from the Director Human Resources requesting Council approval for the continued funding of the E.A.P.

The City Manager recommended:

1. THAT the City of Burnaby continue to retain the services of Brown Crawshaw Inc. to provide our Employee Assistance Program.
2. THAT the Employee Assistance Program be funded for 2006 as outlined in the report.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**5. External Training Authorization**

The City Manager submitted a report from the Fire Chief requesting Council approval for training expenses.

The City Manager recommended:

1. THAT Council authorize the expenditure of approximately \$2,785.00 for the Training Officer to attend the Fire Department Instructors Conference 2006 in Indianapolis, Indiana on 2006 April 23 - 29.



MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

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

MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the maximum training allowance for staff without Council approval be increased from \$2,500 to \$5,000."

MOVED BY COUNCILLOR RANKIN:  
SECONDED BY COUNCILLOR JORDAN:

"THAT the motion as moved by Councillor Volkow and seconded by Councillor Johnston, being 'THAT the maximum training allowance for staff without Council approval be increased from \$2,500 to \$5,000' be **REFERRED** to the Executive Committee of Council for review."

CARRIED UNANIMOUSLY

**6. Work Order:**  
**60-08-050/051, Pavement Overlay - 2006 Program**

The City Manager submitted a report from the Director Engineering requesting Council approval of the above noted work orders.

The City Manager recommended:

1. THAT the above work orders 60-08-050/051, pavement overlay - 2006 Program be approved.

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR DHALIWAL:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

**4. TABLED MATTERS**

- A) Liquor Licence Application #06-01  
Proposed Patron Participation  
Entertainment in Food Primary Establishment  
Romanoff's Restaurant - 2830 Bainbridge Avenue

The following item was tabled at the Open Council meeting held 2006 April 03:

- 9. Liquor Licence Application #06-01**  
**Proposed Patron Participation**  
**Entertainment in Food**  
**Primary Establishment**  
**Romanoff's Restaurant**  
**2830 Bainbridge Avenue**

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

The City Manager recommended:

1. THAT Council advance the request for patron participation entertainment within the subject restaurant to the necessary public input process, based on the conclusions stated in Section 3.1 of this report, and with the next report to Council to provide the results of the public input process and a recommendation on the liquor licence application.
2. THAT a copy of this report be forwarded to the General Manager, Liquor Control and Licensing Branch (LCLB), P.O. Box 9292, Stn. Provincial Government, Victoria, BC V8W 9J8 and to the applicant, Rick Erdman, H.O.S.T. Consulting Ltd., 2975 Ash Street, Abbotsford, BC V2S 4G5.

**MOVED BY COUNCILLOR JORDAN:**  
**SECONDED BY COUNCILLOR JOHNSTON:**

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

**MOVED BY COUNCILLOR JORDAN:**  
**SECONDED BY COUNCILLOR JOHNSTON:**

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

**CARRIED UNANIMOUSLY**

This item was tabled in order to allow a delegation to appear before Council to address the staff report.

**MOVED BY COUNCILLOR RANKIN:**  
**SECONDED BY COUNCILLOR VOLKOW:**

"THAT the motion as moved by Councillor Jordan and seconded by Councillor Johnston being, 'THAT the recommendations of the City Manager be adopted' be now **LIFTED** from the table."

**CARRIED UNANIMOUSLY**

The motion was now before the meeting.

**MOVED BY COUNCILLOR EVANS:**  
**SECONDED BY COUNCILLOR CALENDINO:**

"THAT Council **AMEND** staff report to allow patron participation entertainment to 12 midnight."

**CARRIED UNANIMOUSLY**

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

- B) Community Development Committee  
Re: Rezoning Reference #05-62  
Subdivision Reference #05-62  
Proposed Joint Subdivision and Rezoning  
Marine Drive, Southridge Drive, Byrnespark  
Drive, 14th Avenue, Ravine Park  
Edmonds Town Centre - Sub-Area 3

Council chose not to lift this item from the table at this time.

- C) Community Development Committee  
Re: Zoning Bylaw Text Amendments - 2006 (March)

Council chose not to lift this item from the table at this time.

5. **BYLAWS**

**FIRST, SECOND AND THIRD READING:**

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR VOLKOW:

"THAT

Burnaby Capital Works, Machinery and Equipment #12088  
Reserve Fund Expenditure Bylaw No. 13, 2006

Burnaby Capital Works, Machinery and Equipment #12089  
Reserve Fund Expenditure Bylaw No. 14, 2006

be now introduced and read three times."

CARRIED UNANIMOUSLY

**RECONSIDERATION AND FINAL ADOPTION:**

#11945      6490 & 6498 Elgin Avenue      REZ #05-11

MOVED BY COUNCILLOR RANKIN:

SECONDED BY COUNCILLOR VOLKOW:

"THAT

Burnaby Zoning Bylaw 1965, Amendment #11945  
Bylaw No. 38, 2005

Burnaby Capital Works, Machinery and Equipment #12077  
Reserve Fund Expenditure Bylaw No. 11, 2006

Burnaby Capital Works, Machinery and Equipment #12078  
Reserve Fund Expenditure Bylaw No. 12, 2006

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

CARRIED UNANIMOUSLY

## **6. NEW BUSINESS**

### **Mayor D.R. Corrigan**

His Worship, Mayor D.R. Corrigan advised of the passing of Councillor Begin's father and, on behalf of Council and the citizens of Burnaby, extended deepest sympathy to Councillor Begin, his wife Mary and their family.

### **Councillor Dhaliwal**

Councillor Dhaliwal referred to Item (A) of the Council Correspondence Package dated 2006 April 07 from the Honourable Pat Bell, Minister of Agriculture & Lands regarding the Northern Spotted Owl. Arising from consideration of the matter, Councillor Dhaliwal was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR JORDAN:

"THAT a copy of this correspondence be forwarded to the Sierra Defence Legal Fund and the Western Canada Wilderness Committee."

CARRIED UNANIMOUSLY

### **Councillor Evans**

The following notice of motion was introduced on behalf of Councillor Begin for Council's consideration at the 2006 April 24 Council meeting:

"WHEREAS the City of Burnaby uses voting machines in its municipal elections which electronically record ballots cast;

AND WHEREAS the provisions in the Local Government Act dealing with judicial recounts clearly contemplate a manual rather than a machine counting of ballots;

AND WHEREAS there was confusion expressed by the Provincial Court Judge dealing with the judicial recount application following the November 2005 Burnaby municipal election as to whether she should be ordering a manual recount as opposed to a machine recount;

AND WHEREAS the legislation does not address recounts by machine;

AND WHEREAS it is the opinion of Chief Election Officers in general that an election counted by vote counting equipment should be recounted by vote counting equipment.

THEREFORE BE IT RESOLVED THAT the Provincial Government be requested to amend the portions of the Local Government Act dealing with judicial recounts to provide for an appropriate process for recounting machine counted ballots using electronic vote counting equipment, with only machine rejected ballots to be reviewed by the presiding Judge."

**7. INQUIRIES**

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

**8. ADJOURNMENT**

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JORDAN:


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

CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 8:10 p.m.

Confirmed:

Certified Correct:

  
MAYOR

  
DEPUTY CITY CLERK