

## 2006 JUNE 12

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 June 12 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 G. Begin  
Councillor P. Calendino  
Councillor S. Dhaliwal  
Councillor D. Johnston  
Councillor C. Jordan  
Councillor L.A. Rankin  
Councillor N.M. Volkow

ABSENT: Councillor G. Evans

STAFF: Mr. R.H. Moncur, City Manager  
Mr. C.A. Turpin, Deputy City Manager  
Mr. L. Chu, Deputy Director Engineering  
Mr. Rick Earle, Director Finance  
Mr. J. Belhouse, Director Planning & Building  
Ms. K. Friars, Director Parks, Recreation & Cultural Services  
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 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. with Councillor Evans absent.

## PROCLAMATION

His Worship Mayor Derek R. Corrigan proclaimed 2006 June 15 as "***World Elder Abuse Awareness Day***" in the City of Burnaby.

1. MINUTES

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the 'Open' Council meeting held on 2006 May 29 be now adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR CALENDINO:

"THAT the minutes of the Public Hearing (Zoning) meeting held on 2006 May 30 be now adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the Public Hearing (Heritage Designation & Heritage Revitalization Agreement) meeting held on 2006 May 30 be now adopted."

CARRIED UNANIMOUSLY

2. DELEGATIONS

The following wrote requesting an audience with Council:

- A) Laura McDiarmid, 2006 May 11  
Re: Changes to rear of her property due  
to development of neighbouring property  
Speaker: Laura McDiarmid

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- A) **Ms. Laura McDiarmid**, 7866 Elwell Street, Burnaby appeared before Council to discuss the changes to the wooded area to the rear of her property resulting from the development of a neighbouring property. The speaker advised that a fence will now need to be constructed across the back of her property, however, without prior knowledge of the changes she had not budgeted for this expense.

Ms. McDiarmid expressed concern about the lack of notification from the City and inquired as to whether assistance would be available from the City for this construction. In addition, the delegation would like to know the City's process for providing notification to neighbourhoods with respect to development in their area.

Arising from consideration of the delegation's presentation, Councillor Dhaliwal was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR CALENDINO:

"THAT the concerns expressed by the delegation be **REFERRED** to staff for a report."

CARRIED UNANIMOUSLY

### 3. REPORTS

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

#### A) **Finance and Civic Development Committee** **Re: Fire Station No 7 - Gilmore**

The Finance and Civic Development Committee submitted a report providing Council with an update on the design and estimated project costs for the proposed Fire Station No.7.

The Finance and Civic Development Committee recommended:

1. THAT Council approve the preliminary design concept and project budget for the proposed Fire Station No. 7 - Gilmore, as outlined in this report.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**Ai) His Worship, Mayor Derek R. Corrigan**  
**Re: Appointments to the Mayor's Task**  
**Force on Graffiti**

His Worship Mayor Derek R. Corrigan submitted a report providing Council with the recommended appointments to the Mayor's Task Force on Graffiti.

His Worship, Mayor Derek R. Corrigan recommended:

1. THAT Council appoint the following persons to the Mayor's Task Force on Graffiti:
  - Councillor Colleen Jordan, Chair
  - Trustee Diana Mumford, Burnaby School District
  - Brenda Wagg, Parks, Recreation and Cultural Services Commission
  - Anne Bailey, Southeast Community Policing Advisory Committee
  - Tony Wong, Hastings- Brentwood Community Policing Advisory Committee
  - Ken Ryan, Lougheed Community Policing Advisory Committee
  - Chris Hildred, Southwest Community Policing Advisory Committee and Business Watch
  - Dave Switzer, Heights Merchants Association
  - Ann Carlsen, North Road Business Improvement Area
  - Carmen Murphy, Burnaby Crime Prevention Society
  - Diane Gillis, Kingsway-Imperial Neighbourhood Association
  - Dave Stevenson, St. Leonard's Youth and Family Services
2. THAT Council authorize the Mayor to appoint the two remaining positions on the Task Force.
3. THAT the first meeting of the Task Force be held on Thursday June 15, 2006 at 6 p.m. in the Clerk's Committee Room, City Hall.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

- B) The City Manager presented a report dated 2006 June 12 on the matters listed following as Items 01 to 07 either providing the information shown or recommending the courses of action indicated for the reasons given:

**1. Implications for Burnaby of Bill 33 and the "Repurposing" of School Boards**

The City Manager submitted a report from the Director Planning and Building discussing the implications for Burnaby of Bill 33 and the possible "repurposing" of school boards.

The City Manager recommended:

1. THAT the Mayor, on behalf of Council, write to the Honourable Shirley Bond, Minister of Education, reiterating a motion put forward by School District 41 at the 2006 BC School Trustees' Association Annual General Meeting, namely that the Ministry provide a firm commitment that it respects the autonomy of locally-elected, locally accountable school boards and will not add to or remove control over the powers and responsibilities of school boards without meaningful, transparent and respectful consultation that includes all stakeholders in the educational community.
2. THAT a copy of this report be sent to the President of the Burnaby Teacher's Association, the Burnaby School Board Burnaby MLA's and the Social Issues Committee.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

**2. Marine Way Cost Share Agreement Rezoning Ref. #04-10**

The City Manager submitted a report from the Director Planning and Building requesting Council approval to enter into a cost sharing agreement with AC Big Bend Crossing Limited Partnership for road works on Marine Way and to initiate a bylaw to fund the City's cost share.

The City Manager recommended:

1. THAT the City enter into a cost sharing agreement with AC Big Bend Crossing Limited Partnership in the amount of \$856,999 (inclusive of

engineering design, contingency and 7% GST) for the City's share of road construction costs on Marine Way, as outlined in this report.

2. THAT a Capital Works Expenditure Bylaw in the amount of \$856,000 (inclusive of 7% GST) be brought down to finance the subject City cost share, as outlined in this report.

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

**3. Building Permit Tabulation Report o. 05**  
**From 2006 April 17 to 2006 May 14**

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 JORDAN:  
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**4. Unsightly and Overgrown Property**  
**at 6925 Mandy Avenue**

The City Manager submitted a report from the Director Finance requesting Council approval for City staff to enter the property at 6925 Mandy Avenue to remove and dispose of unsightly materials at the property owner's expense, in accordance with the Unsightly Premises Bylaw.

The City Manager recommended:

1. THAT Council authorize City staff to enter the property at 6925 Mandy Avenue, to remove and dispose of the accumulations of yard and garden waste, scrap metal, accumulated storage containers of

recyclable items and other debris including various tarpaulins and temporary structures covering the stored materials and alleged food stored for earthquake preparedness. The costs of removal will be charged to the property owner and applied to the property taxes if unpaid by 2006 December 31.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**5. Contract 2006-04  
2006 Combined Sewer Separation  
Program Willingdon-Capitol Hill - Stage 4A**

The City Manager submitted a report from the Director Finance requesting Council approval to award a contract for construction of replacement sewers and watermains.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Sandpiper Contracting LLP for replacement sewers and watermains for a total cost of \$1,992,073.57 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**6. Contract No. 2006-22  
Marine Way at Nelson Ave Intersection**

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

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Double M Excavating Ltd., for intersection improvements at Marine Way and

Nelson Avenue for a total cost \$1,394,769.61 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR CALENDINO:

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

MOVED BY COUNCILLOR JORDAN:  
SECONDED BY COUNCILLOR VOLKOW:

"THAT the motion as moved by Councilor Volkow and seconded by Councilor Calendino being 'THAT the recommendation of the City Manager be adopted' be now TABLED."

CARRIED UNANIMOUSLY

This item was tabled in order to provide Council members with a further opportunity for review.

**7. 2006 Capital Projects**

The City Manager submitted a report from the Fire Chief requesting Council approval to bring down a Capital Reserves Expenditure Bylaw to finance the purchase and installation of a replacement emergency power generator for Fire Station 3.

The City Manager recommended:

1. THAT Council bring down a Capital Reserves Expenditure Bylaw in the amount of \$160,500 (inclusive of 7% G.S.T.) to finance the project identified in this report.

MOVED BY COUNCILLOR CALENDINO :  
SECONDED BY COUNCILLOR VOLKOW:

"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 CALENDINO:  
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**4. TABLED MATTER**

- A) Warner Loat Park - Demolition of City Owned Structure at 4079 Piper Avenue  
*(Tabled - 2006 May 29)*

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

**5. BYLAWS**

**FIRST READING**

|        |  |            |
|--------|--|------------|
| #12102 | 5150, 5279 & 5324 Riverbend Drive and 8255<br>8355 & 8360 Wiggins Street | REZ #06-13 |
| #12103 | 7501 Market Crossing and 5782 Marine Way                                 | REZ #06-23 |
| #12104 | 3855 Sunset Street   | REZ #06-05 |
| #12105 | 3676 Bainbridge Avenue   | REZ #06-17 |
| #12106 | 6036 Brantford Avenue  | REZ #06-16 |
| #12107 | 7170 Kingsway  | REZ #05-68 |
| #12108 | 3033 Beta Avenue   | REZ #06-04 |
| #12109 | Ptn. of 5750 Lougheed Highway  | REZ #06-18 |
| #12110 | 9000 Glenlyon Parkway  | REZ #06-20 |

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR CALENDINO:

"THAT

Burnaby Zoning Bylaw 1965, Amendment  
Bylaw No. 23, 2006

#12102

|  |        |
|--|--------|
| Burnaby Zoning Bylaw 1965, Amendment<br>Bylaw No. 24, 2006 | #12103 |
| Burnaby Zoning Bylaw 1965, Amendment<br>Bylaw No. 25, 2006 | #12104 |
| Burnaby Zoning Bylaw 1965, Amendment<br>Bylaw No. 26, 2006 | #12105 |
| Burnaby Zoning Bylaw 1965, Amendment<br>Bylaw No. 27, 2006 | #12106 |
| Burnaby Zoning Bylaw 1965, Amendment<br>Bylaw No. 28, 2006 | #12107 |
| Burnaby Zoning Bylaw 1965, Amendment<br>Bylaw No. 29, 2006 | #12108 |
| Burnaby Zoning Bylaw 1965, Amendment<br>Bylaw No. 30, 2006 | #12109 |
| Burnaby Zoning Bylaw 1965, Amendment<br>Bylaw No. 31, 2006 | #12110 |

be now introduced and read a first time."

CARRIED UNANIMOUSLY

**FIRST, SECOND AND THIRD READING:**

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JORDAN:

"THAT

|   |        |
|---|--------|
| Burnaby Highway Closure Bylaw No. 3, 2006 | #12111 |
|---|--------|

be now introduced and read three times."

CARRIED UNANIMOUSLY

**SECOND READING:**

|        |                              |            |
|--------|------------------------------|------------|
| #12097 | Ptn. of 7540 Government Road | REZ #05-39 |
| #12098 | Text Amendment               |            |
| #12099 | Text Amendment               |            |

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment #12097  
Bylaw No. 20, 2006

Burnaby Zoning Bylaw 1965, Amendment #12098  
Bylaw No. 21, 2006

Burnaby Zoning Bylaw 1965, Amendment #12099  
Bylaw No. 22, 2006

be now read a second time."

CARRIED UNANIMOUSLY

**SECOND READING AND CONSIDERATION AND THIRD READING:**

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Heritage Designation Bylaw No. 1, 2006 #12064  
Bylaw No. 21, 2006

be now read a second and third time."

CARRIED UNANIMOUSLY

**SECOND READING, CONSIDERATION AND THIRD READING AND RECONSIDERATION AND FINAL ADOPTION:**

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JORDAN:

"THAT

Burnaby Heritage Revitalization Agreement #12065  
Bylaw No. 2, 2006

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

CARRIED UNANIMOUSLY

**CONSIDERATION AND THIRD READING:**

#12019      7038/60/76/94/7114/34/50 Walker Avenue;      REZ #05-13  
7301 Kingsway; 7321 Edmonds Street

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment      #12019  
Bylaw No. 54, 2005

be now read a third time."

CARRIED UNANIMOUSLY

**THIRD READING AND RECONSIDERATION AND FINAL ADOPTION:**

#12081      4700 Kingsway      REZ #06-06(a)  
#12082      4800 Kingsway      REZ #06-06(b)

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment      #12081  
Bylaw No. 13, 2006

Burnaby Zoning Bylaw 1965, Amendment      #12082  
Bylaw No. 14, 2006

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:**

#12027      8105 North Fraser Way      REZ #05-35

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Zoning Bylaw 1965, Amendment      #12027  
Bylaw No. 62, 2005

Burnaby Capital Works, Machinery and Equipment  
Reserve Fund Expenditure Bylaw No. 17, 2006

#12101

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

CARRIED UNANIMOUSLY

6. **NEW BUSINESS**

**Councillor Volkow**

Councillor Volkow commended the Portuguese Canadian Seniors Foundation on their new facility as it is a great addition to the community.

Councillor Volkow expressed his disappointment in VANOC for keeping the ice dimensions at the facilities at NHL size for the Olympic ice hockey when it has always been increased to international size for these competitions.

Councillor Volkow referred to an article in the Vancouver Sun regarding a secret memo which revealed major crimes are going unsolved in B.C. due to a shortage of RCMP officers in the Province. Arising from consideration of this matter, Councillor Volkow was granted leave by Council to introduce the following motion:

**MOVED BY COUNCILLOR VOLKOW:**

**SECONDED BY COUNCILLOR JOHNSTON:**

"THAT staff obtain a copy of the memo referenced in The Vancouver Sun article written by Neal Hall and published on 2006 June 12."

CARRIED UNANIMOUSLY

**Councillor Jordan**

Councillor Jordan referred to Council Correspondence Package 2006 June 09 Item (D) from the Royal Canadian Legion No. 148 and Item (J) from UBCM with regard to tax increases and a review of the Assessment Authority Act and suggested that these issues should be considered.

The Director Finance advised that staff do provide comment to the UBCM on a regular basis and that a memo would be distributed to Council providing information on the standing resolutions and issues.

**Councillor Volkow**

Councillor Volkow advised he attended the grand opening of Central Valley Greenway from Boundary to Gilmore and noted that by 2009 the Greenway will run from Science World in Vancouver to the New Westminster Quay.

7. INQUIRIES

Councillor Begin

Councillor Begin advised he had recently attended a Vancouver Symphony Orchestra reception where they talked about the endowment fund and how the Provincial and Federal governments match the endowment fund dollar for dollar. Councillor Begin inquired as to whether the City of Burnaby has considered establishing an endowment fund for a community purpose, perhaps by using gaming revenues, in order to capture the Provincial and Federal funding.

His Worship Mayor Corrigan described the Burnaby Solution which was a resolution that had been brought forward to the GVRD and recommended funding for cultural institutions on a regional basis. The fund was established through the GVRD. Mayor Corrigan noted that the idea of a Burnaby Foundation is still under consideration.

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

MOVED BY COUNCILLOR BEGIN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the matter of endowment funds be **REFERRED** to the Finance and Civic Development Committee for consideration."

CARRIED UNANIMOUSLY

8. ADJOURNMENT

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

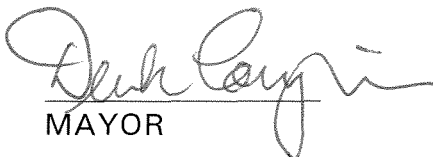
"THAT this 'Open' Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 7:43 p.m.

Confirmed:

Certified Correct:

  
MAYOR

  
DEPUTY CITY CLERK