

2006 SEPTEMBER 18

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 September 18 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 G. Evans
Councillor D. Johnston
Councillor C. Jordan
Councillor L.A. Rankin
Councillor N.M. Volkow

STAFF: Mr. R.H. Moncur, City Manager
Mr. L. Chu, Deputy Director Engineering
Mr. R. Earle, Director Finance
Ms. K. Friars, Director Parks, Recreation & Cultural Services
Mr. B. Luksun, Director Planning & Building
Mr. B. Rose, City Solicitor
Ms. A.R. Skipsey, Deputy City Clerk
Ms. B. Zeinabova, A/Administrative Officer I

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.

P R O C L A M A T I O N S

His Worship Mayor Derek R. Corrigan, proclaimed 2006 October 2 as "***Mahatma Gandhi Day***" in the City of Burnaby.

His Worship Mayor Derek R. Corrigan, proclaimed 2006 September 25 as "***Cops for Cancer Day***" in the City of Burnaby.

His Worship Mayor Derek R. Corrigan, proclaimed 2006 September 21 as ***"International Day of Peace"*** in the City of Burnaby.

His Worship Mayor D.R. Corrigan announced that Councillor Calendino had been presented with an Award of Distinction by his home Province of Calabria on September 2 in Italy. This award, called "Premio Calabria-America" is presented through the Bruzio Centre of Arts and Culture in collaboration with the port city of Gioia Tauro and the Province of Calabria.

The award is given annually to people of Calabrian origin who have distinguished themselves or have been successful in the fields of Arts and Culture, Sciences & Medicine, Sports, Education, Entrepreneurship and Politics. This was the 13th year of the award, and along with Councillor Calendino, there were a cardiologist from the US, a construction entrepreneur from Buenos Aires, Argentina, a molecular scientist from the University of Leicester in England and a reporter of the Italian state TV network – RAI International from New York.

Mayor Corrigan advised that Councillor Calendino had also been given a warm reception by the Mayor and Council of his hometown of Mangone, Italy. On behalf of Council and the citizens of Burnaby, Mayor Corrigan extended congratulations to Councillor Calendino.

1. MINUTES

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the 'Open' Council meeting held on 2006 September 11 be now adopted."

CARRIED UNANIMOUSLY

2. DELEGATION

The following wrote requesting an audience with Council:

- A) Wendy Lynn Hankin
Re: Anducci's Restaurant
Speaker: Wendy Hankin

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- A) Wendy Lynn Hankin**, 1705-9595 Erickson Drive, Burnaby, appeared before Council to ask for the revocation of the licence to operate the patio at Anducci's Restaurant in Cameron Plaza and to request a review of Burnaby's Noise Bylaw.

Ms. Hankin noted the following two conditions of the patio license: there is to be no music or entertainment on the outdoor patio and the patio must be closed by 10:00 p.m. The speaker advised that the restaurant owner is not being cooperative in enforcing these conditions and that the response from the City of Burnaby when she calls to register a complaint has also not been hospitable.

The speaker shared her belief that mixed-use developments don't work. Also, that densification and issues related to higher density development caused the City of Vancouver to do a review of their bylaws in order to address change. In conclusion, Ms. Hankin asked the City of Burnaby to undertake a review of its current bylaws, particularly in relation to noise.

3. REPORTS

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

- A) Community Heritage Commission**
Re: Burnaby Community Heritage Register
2006 Project Update

The Community Heritage Commission submitted a report providing an update on the creation of the Burnaby Community Heritage Register. The completed published document "Burnaby's Heritage" will be an inventory of the City's heritage resources and will provide substantial new information for the City and community to assist manage heritage resources. The document, which will be available in print and on the web, will provide Burnaby's heritage program with the essential information needed to proceed with the development of a comprehensive heritage management program and the community will benefit

due to information about heritage sites being much more widely accessible. A more detailed policy and procedures report for the management of the heritage resource inventory, as part of the Burnaby Community Heritage Register, will be the subject of a future report to Council.

The Community Heritage Commission recommended:

1. THAT Council approve the expenditure of \$15,000 from the Annual Budget of the Community Heritage Commission to print copies of "Burnaby's Heritage" and to make information web accessible, as outlined in this report.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR BEGIN:

"THAT the recommendations of the Community Heritage Commission be now adopted."

CARRIED UNANIMOUSLY

B) Community Heritage Commission

Re: Burnaby Historic Photograph Online Database

The Community Heritage Commission submitted a report outlining a proposal to establish a Burnaby Historic Photograph online database under the auspices under the City Archives. The proposed Historic Photograph Database project is intended to be inclusive of all collections: including the City of Burnaby (12,600 photographic images); the Burnaby Village Museum (2,600 historic photographs); and the Burnaby Community Archives Collection currently maintained by the Burnaby Historical Society (5,000 photographic images). This will create new partnerships for the conservation and interpretation of Burnaby's heritage.

The Community Heritage Commission recommended;

1. THAT Council approve the revised mandate for the City Archives to include community records.
2. THAT Council approve an expenditure of \$10,000 from the Community Heritage Commission budget to complete Phase I of the Burnaby Historic Photograph Online Database, as outlined in this report.

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR BEGIN:

"THAT the recommendations of the Community Heritage Commission be adopted."

CARRIED UNANIMOUSLY

C) Transportation Committee
Re: #134 Bus Service

The Transportation Committee submitted a report responding to concerns raised by residents regarding #134 bus service. The issues raised include noise and frequency as well as hours of operation.

The Transportation Committee recommended:

1. THAT Council request Coast Mountain Bus Company to implement Community Shuttle service at off-peak times on Burnaby bus routes, where warranted by rideship levels and subject to case-by case evaluation.
2. THAT Council send copies of this report to those that have corresponded with the City on this issue, as well as P. Noriega, Manager, Service Planning, Coast Mountain Bus Company, and G. Masterton, Program Manager, TransLink.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR CALENDINO:

"THAT the recommendations of the Transportation Committee be now adopted."

CARRIED UNANIMOUSLY

D) Transportation Committee
Re: Traffic Issues on Edmonds Street
Between Griffiths Drive and Kingsway

The Transportation Committee submitted a report, advising council on issues raised in correspondence to the Transportation Committee regarding traffic on Edmonds Street between Griffiths Drive and Kingsway. Traffic issues including noise, truck and bus volumes, pedestrian and cyclist safety and traffic shortcutting on Edmonds Street between Kingsway and Griffiths have been raised in recent correspondence to the Transportation Committee. This report review issues in relation to the concerns raised and recommends measures to be taken by the City to address these issues, including the provision of truck

engine brake signing, interim sidewalks, marked crosswalks and the installation of speed humps through the resident-initiated Local Area Service Program.

The Transportation Committee recommended:

1. THAT Council approve the following actions to address the concerns of the correspondents regarding traffic on Edmonds Street between Kingsway and Griffiths:
 - a. that signs be installed on Edmonds between Kingsway and Griffiths advising trucks to avoid using engine brakes.
 - b. that interim sidewalks be constructed on the north side of Edmonds in front of 7173 and 7183 Edmonds and on the south side in front of 7150 and 7170 Edmonds, as shown in Figure 1 of this report.
 - c. that residents of 18th Avenue (between Britton and Griffiths) and the residents of 16th and 18th Streets (between Edmonds and 18th Avenue) be sent information on the Local Area Service Program for speed humps.
2. THAT copies of this report be forwarded to Lori Geosits, Peter Kollross and Ross Gnelty who have corresponded with the Committee on this matter.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

"THAT the recommendations of the Transportation Committee be now adopted."

CARRIED UNANIMOUSLY

- E) The City Manager presented a report dated 2006 September 18 on the matters listed following as Items 01 to 02 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. **City Cost for Servicing**
"Brentwood Gate"
Lougheed/Beta/Delta
Rezoning Reference #03-69
Subdivision Reference #04-62

The City Manager submitted a report from the Director Planning and Building seeking Council approval for the City cost share component of the subject rezoning proposal.

The City Manager recommended:

1. THAT Council authorize an expenditure and the preparation of a cost sharing agreement with Ledingham McAllister Communities Ltd. not to exceed \$397,500 (inclusive of 6% GST) for the City's share of servicing of the subject sites, as outlined in this report.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

2. Appointment of Approving Officer

The City Manager submitted a report to obtain Council approval for appointment of the Approving Officer and an alternative Approving Officer.

The City Manager recommended:

1. THAT Mr. Basil Luksun, Director Planning and Building be appointed as Approving Officer and Mr. Lou Pelletier, Assistant Director – Long Range Planning be appointed as an alternative Approving Officer.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

4. TABLED MATTERS

- A) Community Police Office Southeast District
(Tabled 2006 September 11)

The following item was tabled at the 'Open' Council meeting held on 2006 September 11:

3. Community Police Office Southeast District

The City Manager submitted a report from the Director Planning and Building requesting Council expenditure authorization for completion of the new Southeast District Community Police Office in Highgate Village. Construction of the space for the Community Police Office is scheduled to be completed by the developer in 2006 October. The City is responsible for outfitting the space with the necessary furniture, fixtures and equipment for the Community Police Office use.

The City Manager recommended:

1. **THAT** a Capital Expenditure Bylaw in the amount of \$80,000 (inclusive of 6% GST) be brought forward to finance furniture, fixtures and equipment for the new Southeast District Community Police Office in Highgate Village.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR RANKIN:

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

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

"THAT the motion as moved by Councillor Volkow and seconded by Councillor Rankin 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.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR VOLKOW:

"THAT the motion as moved by Councillor Volkow and seconded by Councillor Rankin being 'THAT the recommendation of the City Manager be adopted' be now **LIFTED from the table."**

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Volkow and seconded by Councillor Rankin being 'THAT the recommendation of the City Manager be now adopted' and same was CARRIED UNANIMOUSLY.

B) Summer Council Meeting Schedule

(Tabled 2006 September 11)

The following item was tabled at the 'Open' Council meeting held on 2006 September 11:

10. Summer Council Meeting Schedule

The City Manager submitted a report from the City Clerk requesting Council amend the Council policy of two Council meetings per month in July and August to allow for two Council meetings and one Public Hearing in July and eliminate scheduled Council Meetings and Public Hearings in August beginning in 2007.

The City Manager recommended:

1. THAT the summer Council meeting schedule be amended effective 2007 to hold two Council meetings on alternate Mondays in the month of July and one Public Hearing in the month of July and eliminate scheduled Council meetings and Public Hearings in the month of August.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR VOLKOW:

"THAT the recommendation 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 Volkow being 'THAT the recommendation of the City Manager be adopted' be now **TABLED**."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JORDAN:

"THAT the report be **REFERRED** back to staff to review options which would provide for at least one Council meeting and Public Hearing in the month of August."

CARRIED UNANIMOUSLY.

C) Review of Formula for Setting Council Indemnities
(Tabled 2006 September 11)

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

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR CALENDINO:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

5. BYLAWS

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR VOLKOW:

"THAT

Burnaby Council Indemnity Bylaw 2006

#12145

be now introduced and read three times."

CARRIED

OPPOSED:

COUNCILLORS BEGIN,
EVANS, RANKIN

CONSIDERATION AND THIRD READING

#12122 8900 Nelson Way

REZ #06-28

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DHALIWAL:

"THAT

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 38, 2006

#12122

be now read a third time."

CARRIED UNANIMOUSLY

THIRD READING AND RECONSIDERATION AND FINAL ADOPTION:

#11910 Ptn. of 7480 Curtis Street

REZ #04-76

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DHALIWAL:

"THAT

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 29, 2005

#11910

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:

#11868 4709-4859 Lougheed Hwy., 1950/60 Beta Ave.,
1975-1996 Alton Ave., 1977-2002 Gamma Ave.,
4817-4857 Westglen Dr. and 1967 Delta Ave.

REZ. #03-69

#12086 5595 Trapp Avenue

REZ. #05-60

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DHALIWAL:

"THAT

Burnaby Zoning Bylaw 1965, Amendment #11868
Bylaw No. 3, 2005

Burnaby Zoning Bylaw 1965, Amendment #12086
Bylaw No. 18, 2006

Burnaby Local Improvement Charges Bylaw 1985, #12138
Amendment Bylaw 2006

Burnaby Capital Works, Machinery and Equipment #12139
Reserve Fund Expenditure Bylaw No. 29, 2006

Burnaby Capital Works, Machinery and Equipment #12140
Reserve Fund Expenditure Bylaw No. 30, 2006

Burnaby Capital Works, Machinery and Equipment #12141
Reserve Fund Expenditure Bylaw No. 31, 2006

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

CARRIED UNANIMOUSLY

6. NEW BUSINESS

Councillor Jordan

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR DHALIWAL:

"THAT the meeting of the Mayor's Task Force on Graffiti scheduled for 2006 September 21 at 6:00pm be held in Committee Room 1 & 1A at Burnaby City Hall."

CARRIED UNANIMOUSLY

Councillor Jordan referred to the Council Correspondence Package 2006 September 15 Item (G) from the Burnaby Task Force on Homelessness requesting the City of Burnaby proclaim the week of 2006 October 16-22 as Homeless Awareness Week. Arising from consideration of the matter,

Councillor Jordan was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT this item of correspondence be **REFERRED** to the Community Development Committee."

CARRIED UNANIMOUSLY

Councillor Calendino

Councillor Calendino referred to an item of correspondence he had received from the British Columbia Electoral Boundaries Commission regarding consultation sessions they will holding throughout the province. The sessions are intended to provide the commission with the City of Burnaby's view and concerns regarding the provincial electoral boundaries in the area.

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

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR EVANS:

"THAT staff prepare a report to provide recommendations for submission to the British Columbia Electoral Boundaries Commission on Burnaby's position on electoral boundaries affecting the City."

CARRIED UNANIMOUSLY

Councillor Calendino referred to Council Correspondence Package 2006 September 08 Item (B) from Dr. Abby Schwarz concerning Kinder Morgan's proposed pest management plan and requested information on their timelines.

Deputy Director Engineering confirmed staff have been in contact with Kinder Morgan and will be addressing this matter through the Environment Committee.

Councillor Volkow

Councillor Volkow referred to Council Correspondence Package 2006 September 15 Item (J) from Ministry of Transportation regarding the Gateway Program Port Mann / Highway 1 Project and the next phase of community consultation process.

Councillor Begin

Councillor Begin referred to problems with parking along Imperial Avenue across from Mandy Avenue by Central Park and inquired as to whether or not the City has experienced accidents or traffic problems at this location.

The Deputy Director Engineering advised they will conduct a review of this location and provide memo to Council on the matter.

Councillor Begin commented that the City of Vancouver appears to be very proactive in their approach to dealing with the European Chafer noting their recent sale of nematodes and inquired as to Burnaby's response the problem.

The Deputy Director Engineering advised that the sale was subsidized by the City of Vancouver and Burnaby has been also been working on organic solutions and education. Further information will be provided to any Councillors who are interested and information is also available on the City's website.

Councillor Rankin

Councillor Rankin referred to the presentation by the delegation and suggested background information on Ms. Hankin's situation may be useful for Council, especially the newer members of Council.

Staff confirmed they would provide Council with a memo containing the background information related to the delegation.

7. INQUIRIES

No inquiries before Council at this time.

8. ADJOURNMENT

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

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

Confirmed:


MAYOR

Certified Correct:


DEPUTY CITY CLERK