

2006 JUNE 19

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 19 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 S. Dhaliwal
Councillor G. Evans
Councillor D. Johnston
Councillor C. Jordan
Councillor L.A. Rankin
Councillor N.M. Volkow

ABSENT: Councillor G. Begin
Councillor P. Calendino

STAFF: Mr. R. Earle, Acting City Manager
Mr. L. Chu, Deputy Director Engineering
Mr. J. Belhouse, Director Planning & Building
Ms. K. Friars, Director Parks, Recreation & Cultural Services
Mr. B. Rose, City Solicitor
Ms. A.R. Skipsey, Deputy City Clerk
Mrs. A. Lorentsen, Administrative Officer Operations

MOVED BY COUNCILLOR DHALIWAL:
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 Councillors Begin and Calendino absent.

1. MINUTES

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

"THAT the minutes of the 'Open' Council meeting held on 2006 June 12 be now adopted."

CARRIED UNANIMOUSLY

2. DELEGATION

The following wrote requesting an audience with Council:

- A) Chairperson, Burnaby Public Library Board
2006 May 09
Re: 2005 Annual Report
Speakers: Sharon Freeman, Chairperson

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR EVANS:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- A) Sharon Freeman**, Chairperson, Burnaby Public Library Board appeared before Council to present the 2005 Burnaby Public Library Annual Report. Ms. Freeman advised she was accompanied by Chief Librarian Edel Toner-Rogala and introduced Library Board members Ruth Hardy and Iqbal Dhanani also in attendance at the Council meeting.

The speaker outlined a number of highlights from the Annual Report which appeared as an insert in the Saturday, 2006 June 17th edition of the Burnaby NOW. Ms. Freeman informed Council of some of the programs currently offered such as the Summer Reading Club, including one for teens, and Extreme Reading. The speaker noted there are numerous electronic databases available to users when they visit one of the Burnaby Public Library branches. The two newest databases are: Naxos Music Library - audio streaming of complete music recordings and Qikan – full text of 100 popular Chinese journals and magazines, available in traditional or simplified Chinese characters. Ms. Freeman advised the next step for the Board is to conduct a needs assessment to guide them in their strategic planning as to how best to meet the needs of the entire community.

The delegation informed Council of the very successful "*Readers of the Lost Art*" Open House recently held for City of Burnaby staff. In recognition of 50 years of Burnaby Public Library, Ms. Freeman extended an invitation to Council and Burnaby citizens to help celebrate throughout the month of September noting Friday, September 29 is Patron Appreciation Day and birthday cake will be served in each of the library branches.

In concluding her comments, Ms. Freeman advised this was her final year of service to the Burnaby Public Library Board and thanked Council for having given her the opportunity to serve as a volunteer on the Board.

3. CORRESPONDENCE

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

"THAT the following item of correspondence be received and those items of the City Manager's Report dated 2006 June 19 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

His Worship, Mayor Derek R. Corrigan read the following item of correspondence:

- A) Chair, Greater Vancouver Regional District
Board, 2006 May 04
Re: Provincial Gateway Program

A letter was received from Lois Jackson, Chair of the GVRD Board, providing a copy of their report entitled "*GVRD Response to the Provincial Gateway Program*". In order to develop a regional position on this important project, the GVRD is requesting comment from all of the GVRD municipalities by June 30, 2006.

A staff report appears elsewhere on the Council agenda in relation to this matter. (Item 01, Manager's Report pg. 101)

4. REPORTS

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

- A) **Traffic Safety Committee**
Re: Barrier Delineator Installation

The Traffic Safety Committee submitted a report requesting Council approval for the installation of reflective crash barrier delineators on Barnet Highway, Gaglardi Way and Marine Way in partnership with ICBC. ICBC has agreed to fund the cost of the delineators while the installation would be carried out by City crew.

The Traffic Safety Committee recommended:

1. THAT Council approve the installation and funding of reflective delineators on crash barriers, as described in this report.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

B) Traffic Safety Committee

**Re: Proposed Bus Stop in Front of
7170/7190 Patterson Avenue**

The Traffic Safety Committee submitted a report to discuss potential bus stop location on Patterson Avenue near Victory Street.

The Traffic Safety Committee recommended:

1. THAT Council approve the installation of a bus stop on Patterson Avenue at Victory Street, as originally proposed by TransLink.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT Item (B), Reports of the Open Council meeting 2006 June 19 be now **TABLED.**"

CARRIED UNANIMOUSLY

The report was tabled until the 2006 June 26 meeting in order to provide an opportunity for a delegation related to this matter to appear before Council.

C) Traffic Safety Committee

Re: Congestion on Kingsborough

The Traffic Safety Committee submitted a report advising Council of the review of reported traffic congestion on Kingsborough. The resolution of this traffic congestion issue is not straight forward. Accordingly, staff will pursue the adoption of mitigative measurements through discussion with staff representing the library, the Community Police office, and the Crystal Mall.

The Traffic Safety Committee recommended:

1. THAT Council receive this report for information.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

D) Traffic Safety Committee
Re: Traffic Concerns along Albert Street

The Traffic Safety Committee submitted a report informing Council of an investigation of a proposal for a roundabout installation on Albert Street to mitigate traffic concerns.

The Traffic Safety Committee recommended:

1. THAT Council authorize an installation of temporary roundabout at Albert Street & Rosser Avenue, as described in this report.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

E) Environment Committee
Re: Still Creek Watershed Integrated
Stormwater Management Plan (ISMP)

The Environment Committee submitted a report seeking Council approval, in principle, of the draft integrated stormwater management plan (ISMP) for the Still Creek Watershed. Since 2003, Burnaby, Vancouver, and the GVRD have been working together to develop an ISMP for the Still Creek watershed that will provide a 50 year vision for the watershed and its stream system integrating the drainage, environmental and recreational values. The report contains many possible action items which will be further assessed with respect to other corporate priorities. Staff will finalize the report based on input from the Committee and Council and incorporate the report recommendations where appropriate, in the future development and infrastructure improvement programs.

The Environment Committee recommended:

1. THAT Council receive the draft Still Creek ISMP (From Pipe Dreams to Healthy Streams) Report.

2. THAT Council approve in principle the vision, strategies and the recommended plan for the Still Creek watershed.
3. THAT Council authorize staff to finalize the report and incorporate the recommended action items, where appropriate, in the City's infrastructure and community plan development process.
4. THAT copies of report be sent to City of Vancouver and GVRD.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DHALIWAL:

"THAT the recommendations of the Environment Committee be adopted."

CARRIED UNANIMOUSLY

F) Environment Committee
Re: Still Creek Watershed
Invasive Species Management

The Environment Committee submitted a report requesting Council approval to proceed on an approach to invasive species management in the Still Creek Watershed. Many of the streamside areas along the Still Creek watercourse system have been heavily impacted by invasive species. The report suggests a strategy for helping to prevent further incursions, manage risk, and test alternative planting and management strategies.

The Environment Committee recommended:

1. THAT Council endorse the proposed approach to invasive species management as outlined in Section 5.0 of this report.
2. THAT Council forward this report to the City Manager, City of Vancouver and the Chief Administrative Officer, Greater Vancouver Regional District.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

"THAT the recommendations of the Environment Committee be adopted."

CARRIED UNANIMOUSLY

- G)** The City Manager presented a report dated 2006 June 19 on the matters listed following as Items 01 to 08 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Council Response to the Gateway Program's "Program Definition Report"

The City Manager submitted a report from the Director Planning and Building providing Council with a recommended updated position regarding the proposed Provincial Gateway Program.

The City Manager recommended:

1. THAT Council support the North Fraser Perimeter Road and South Fraser Perimeter Road projects contingent on the additional requirements contained in Section 5.1 of this report.
2. THAT Council advise the Hon. K. Falcon, Minister of Transportation that the City of Burnaby does not support the Port Mann / Highway 1 component of the Gateway Program.
3. THAT the Minister of Transportation be requested to initiate an expedited consultation process with the affected parties, including the GVRD, GVTA and local municipalities, that does not necessarily involve the twinning of the Port Mann Bridge or widening of Highway 1, but instead focuses on a thorough multi-criteria analysis of a range of options that responds not only to congestion issues, but also to land use, environmental and social considerations in efforts to reach a consensus on the best strategic choice as related to the goals and directions of the adopted Liveable Region Strategic Plan.
4. THAT detailed results from the requested multi-criteria option analysis be released to the public, to allow for a more informed debate.
5. THAT the Minister of Transportation be requested to commit that no construction contract will be signed prior to completion of the above analyses and consultations.
6. THAT Council strongly request that the Provincial Environmental Assessment Office include induced land use impacts in the scope of the project assessment under the Provincial and Federal Environmental Assessment Acts
7. THAT Council strongly request that the GVRD participate in the Provincial Environmental Assessment Act Working Group reviewing the Port Mann/Highway 1 project, particularly as related to its cumulative effects on regional land use development patterns, land consumption, air quality and the goal and objectives of the Liveable Region Strategic Plan (LRSP).

8. THAT, if the Province chooses to proceed with the Port Mann/Highway 1 Project, notwithstanding the City's position and request, Council request the Province to commit to the principles for the Port Mann/Highway 1 project as contained in the supplementary recommendation contained in Appendix B.
9. THAT Council send copies of this report to:
 - a. Minister of Transportation;
 - b. M. Proudfoot (Executive Director, Gateway Program),
 - c. Chair and Directors, Greater Vancouver Regional District, as Burnaby Council's response to the GVRD staff report dated 2006 March 30;
 - d. Chair and Directors, Greater Vancouver Transportation Authority, as Burnaby Council's response to the TransLink staff report dated 2006 April 10;
 - e. Members of the Legislative Assembly for Burnaby; and
 - f. The City's Transportation Committee, including the Bicycle Advisory Group.

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR RANKIN:

"THAT Item 01, City Manager's Report of the Open Council meeting 2006 June 19 be now **TABLED**."

CARRIED UNANIMOUSLY

The report was tabled until the 2006 June 26 meeting in order to provide Council members with a further opportunity for review.

**2. Delegation to Council - Ms. MacDiarmid
(7866 Elwell Street)
Subdivision Reference #05-56**

The City Manager submitted a report from the Director Planning and Building providing Council with information in response to a delegation from Ms. MacDiarmid on 2006 June 12 regarding the above noted subdivision. The established subdivision approval process does not contain a requirement for the issuance of notice to abutting properties for approval of property subdivision in conformance with prevailing Provincial laws, City bylaws and other regulations. With regard to the delegation's request for financial assistance from the City towards the construction of a new fence,

staff advised that a subdivision of private lands and associated servicing in conformance with prevailing regulations does not provide justification or a supportable basis for the expenditure of public funds on an adjacent privately held improvement.

The City Manager recommended:

1. THAT a copy of this report be sent to Ms. Laura MacDiarmid of 7866 Elwell Street, Burnaby, B.C. V5E 1M2.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**3. Liquor Licence Application #06-02
Liquor Licence Establishment within Bingo Hall
Boardwalk Gaming Centre
X-Ref. Rezoning Reference #05-55**

The City Manager submitted a report from the Director Planning and Building providing Council with recommendations on the subject liquor licence application in line with the adopted Rezoning Reference #05-55.

The City Manager recommended:

1. THAT Council resolve to support this application for a liquor licence establishment within the bingo hall on the site.
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, B.C. V8W 9J8 and to the applicant, Alan Dyck, Boardwalk Gaming & Entertainment Inc., #401-7093 King George Highway, Surrey, B.C. V3W 5A2.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

4. Strata Title Application #05-5

The City Manager submitted a report from the Director Planning and Building requesting Council approval for strata titling of an existing occupied two-family dwelling subject to the conditions outlined in the report.

The City Manager recommended:

1. THAT Strata Titling of 5621/23 Donovan Avenue be approved subject to complete satisfaction of the Guidelines for Conversion of Existing and Occupied Two-Family Dwellings into Strata Title Units.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

5. Council Remuneration and Expenses

The City Manager submitted a report from the Director Finance presenting the 2005 Council Remuneration and Expenses Annual Report.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

6. Unsightly Property at 5350 Parker Street

The City Manager submitted a report from the Director Finance requesting Council approval for City staff or agents to enter the property at 5350 Parker Street and remove unsightly materials, household appliances, used building materials and various debris at the property owner's expense, in accordance with the Unsightly Premises Bylaw.

The City Manager recommended:

1. THAT Council authorize City staff or agents to enter the property at 5350 Parker Street, to remove the accumulation of used building materials and other accumulations of rubbish and discarded materials referred to in this report that have created unsightly conditions, the costs of which will be charged to the property taxes if unpaid by December 31 of the year in which the expenses were incurred.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

7. 2006 Capital Projects

The City Manager submitted a report from the Fire Chief requesting Council approval to bring down a Capital Reserve Expenditure Bylaw to finance the purchase and installation of equipment to monitor and record the three UHF tactical radio channels assigned to the Fire Department.

The City Manager recommended:

1. THAT Council bring down a Capital Reserves Expenditure Bylaw in the amount of \$133,750 (inclusive of 7% GST) to finance the project identified in this report.

MOVED BY COUNCILLOR VOLKOW :

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

8. Work Orders

The City Manager submitted a report from the Director Engineering requesting Council approval of work orders no. 60-30-117 Sanitary Sewer Rehabilitation Program and no. 60-21-149 Capitol Hill Water Reservoir/Booster Pump Station.

The City Manager recommended:

1. THAT the work orders as more specifically referred to in this report be approved.

MOVED BY COUNCILLOR VOLKOW:
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 JORDAN:

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

CARRIED UNANIMOUSLY

5. TABLED MATTER

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

The following item was tabled at the 'Open' Council meeting held on 2006 May 29:

**8. Warner Loat Park - Demolition of City Owned
Structure at 4079 Piper Avenue**

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services requesting Council authorization for the sale for moving or salvage or demolition of the structures at 4079 Piper Avenue.

The City Manager recommended:

1. THAT authorization be given for the sale for moving or salvage or demolition of the structures, including all outbuildings, at 4079 Piper Avenue.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

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

MOVED BY COUNCILLOR RANKIN:
SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

The motion was now before the meeting.

A vote was then taken on the motion as moved by Councillor Volkow and seconded by Councillor Johnston being "THAT the recommendation of the City Manager be now adopted" and same was **CARRIED** with Councillors Evans and Rankin **OPPOSED**.

- B) Contract No. 2006-22
Marine Way at Nelson Avenue Intersection

The following item was tabled at the 'Open' Council meeting on 2006 June 12:

- 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 recommendation as moved by Councillor Volkow and seconded by Councillor 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.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

The motion was now before the meeting

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

6. BYLAWS

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR DHALIWAL:

"THAT

Burnaby Waterworks Regulation Bylaw 1953, #12100
Amendment Bylaw 2006

Burnaby Capital Works, Machinery and Equipment #12112
Reserve Fund Expenditure Bylaw No. 18, 2006

Burnaby Capital Works, Machinery and Equipment
Reserve Fund Expenditure Bylaw No. 19, 2006

#12113

be now introduced and read three times."

CARRIED UNANIMOUSLY

Arising from consideration of the bylaw readings, Councillor Dhaliwal was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR JORDAN:

"THAT a copy of Bylaw #12100, a bylaw amending the Burnaby Waterworks Regulation Bylaw, be **REFERRED** to the Parks, Recreation and Culture Commission for information."

CARRIED UNANIMOUSLY

THIRD READING

#11980 3495 North Road

REZ #03-68

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR JORDAN:

"THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw
No. 44, 2005

#11980

be now read a third time."

CARRIED UNANIMOUSLY

THIRD READING AND RECONSIDERATION AND FINAL ADOPTION:

#12098 Text Amendment

#12099 Text Amendment

MOVED BY COUNCILLOR EVANS:
SECONDED BY COUNCILLOR VOLKOW:

"THAT

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

#12098

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

#12099

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:

#12085 3610 Bonneville Place

REZ #06-03

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Heritage Designation
Bylaw No. 1, 2006

#12064

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 17, 2006

#12085

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

CARRIED UNANIMOUSLY

7. NEW BUSINESS

Councillor Jordan

Councillor Jordan advised the first meeting of the Mayor's Task Force on Graffiti had taken place and clarified that while the Committee is working towards a productive resolution to the issue the work in the community which is currently being done to address graffiti will continue.

His Worship Mayor Corrigan

His Worship Mayor Corrigan extended condolences and sympathies on behalf of Council and the citizens of Burnaby to Councillor Rankin and his family for the recent loss of his mother.

His Worship Mayor Corrigan also extended condolences and sympathies on behalf of Council and the citizens of Burnaby to Councillor Calendino and his family for the loss of his mother.

His Worship Mayor Corrigan concluded by extending condolences and sympathies to Freeman McLean and family for the loss of his wife, Edna.

Councillor Rankin

Councillor Rankin thanked His Worship Mayor Corrigan and others for their condolences and also thanked the staff at Burnaby General Hospital for the wonderful care extended to his mother.

8. INQUIRIES

There were no inquiries brought before Council at this time.

9. ADJOURNMENT

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR EVANS:

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

CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 7:35 p.m.

Confirmed:


MAYOR

Certified Correct:


DEPUTY CITY CLERK