

2007 MAY 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, 2007 May 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 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. C.A. Turpin, Deputy City Manager
Mr. L. Chu, Deputy Director Engineering
Mr. R. Earle, Director Finance
Mr. L. Pelletier, Assistant Director Long Range Planning
Ms. K. Friars, Director Parks, Recreation & Cultural Services
Mr. B. Rose, City Solicitor
Mrs. D.R. Comis, City Clerk
Mr. S. Cleave, Administrative Officer I

MOVED BY COUNCILLOR JORDAN:

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.

PROCLAMATIONS

His Worship Mayor Derek R. Corrigan, proclaimed 2007 May 16th as "**Energy Conservation Day**" in the City of Burnaby.

His Worship Mayor Derek R. Corrigan, proclaimed the week of 2007 May 20th to 26th as "**National Public Works Week**" in the City of Burnaby.

1. MINUTES

MOVED BY COUNCILLOR EVANS:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the 'Open' Council meeting held on 2007 May 07 be now adopted."

CARRIED UNANIMOUSLY

2. CORRESPONDENCE

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the following item of correspondence be received."

CARRIED UNANIMOUSLY

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

A) Patrick Hamill, St. Francis de Sales School
2007 May 10

Re: Request permission to post temporary signs at various
Locations in Burnaby to advertise their Spring Fair

A letter was received from St. Francis de Sales School requesting permission to post signs in various public areas of South Burnaby to advertise their annual Spring Fair which is being held on Saturday, May 26th.

A note from staff advises that the Burnaby Sign Bylaw allows for the placement of temporary signs. The signs requested for parks locations cannot be permitted; however, Council may adopt a resolution to approve the placing of the other proposed temporary signs as requested, subject to receiving written agreement from St. Francis de Sales School to remove the signs within three days after the conclusion of the fair and the approval of the Director Engineering of specific locations on the street rights-of-way.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR JORDAN:

"THAT the request from St. Francis de Sales School for the placement of signs at locations on Imperial Street, Canada Way, Griffiths, Oakland and Rumble, as outlined in their correspondence, be approved subject to receiving written confirmation the signs will be removed within 3 days of the conclusion of the event on 2007 May 26th and the approval of the Director Engineering of specific locations on street rights-of-way."

CARRIED UNANIMOUSLY

3. REPORTS

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

A) **Environment Committee** **Re: Plumbing Regulations – Dual-Flush Toilets**

The Environment Committee submitted a report providing information on regulation of dual-flush toilets under the BC Building Code. Dual-flush toilet technology provides for water conservation benefits over and above the current 26% savings achieved from the recent introduction of regulations for low-flush toilets. The Province's current proposal for development of a unified BC Green Building Code provides an appropriate opportunity for the advancement of this and other green building approaches to the province for consideration as part of this overall initiative.

The Environment Committee recommended:

1. THAT Council request the Minister Responsible for Housing to include consideration of regulations to establish requirements for dual-flush toilets within the review process for the proposed BC Green Building Code.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

B) **Environment Committee** **Re: Environment Week 2007 – Proposed Program**

The Environment Committee submitted a report requesting approval of the proposed program for Environment Week in Burnaby, 2007 June 4 to June 10. Environment Week is a national event to raise public environmental awareness and encourage stewardship. This year a broad spectrum of environmental projects and activities has been proposed throughout the week, to raise awareness for green alternatives that are beneficial to residents – both from an environmental and a quality-of-life point-of-view.

The Environment Committee recommended:

1. THAT Council approve the proposed event program, as outlined in Appendix A of this report, for Environment Week 2007, scheduled from 2007 June 4 to June 10.
2. THAT Council proclaim 2007 June 6 Clean Air Day in Burnaby.
3. THAT Council allocate \$6,500 from the Council Committee budget for advertising and event signage for Environment Week.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

C) His Worship, Mayor Derek R. Corrigan
Re: Burnaby Board of Trade – Economic Development
Mission to China

His Worship Mayor Derek R. Corrigan submitted a report informing Council of his acceptance of the Board of Trade's invitation for the Economic Development Mission to China. He will be accompanied by the City Manager. Burnaby delegates joining the mission represent a broad cross-section of local businesses and include representation from the Canada-China Business Association. The objective of the mission is to highlight and explore increased business links and forge new business partnerships in the cities of Changshu, Wuxi, Zhuhai and Shanghai as well as Taipei and Xinzhu in Taiwan.

His Worship, Mayor Derek R. Corrigan recommended:

1. THAT Council receive this report for information purposes.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

- D)** The City Manager presented a report dated 2007 May 14 on the matters listed following as Items 01 to 04 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Annual Report – Burnaby Youth Services

The City Manager submitted a report from the Officer In Charge, Burnaby Detachment, providing Council with condensed information with reference to the activities of Burnaby Youth Services during the calendar year of 2006. Youth Services continues to be successful at reaching the desired goal of decreasing problematic behaviours. Throughout the year, Youth Services continued to provide a restorative response to harms done by young persons. Several Restorative Justice conferences were held with the goal of repairing the harm done to relationships and to community property.

The City Manager recommended:

1. THAT Council receive this report for information purposes.
2. THAT Council refer this report to the Community Issues and Social Planning Committee and Community Policing Committee for information.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**2. Liquor Licence Application #07-01
Old Admiral Pub
4125 Hastings Street
Proposed Extension of Operating Hours**

The City Manager submitted a report from the Director Planning and Building providing Council with recommendations on the requested extension of operating hours of liquor sale at the subject liquor primary establishment at 4125 Hastings Street.

Council has in place a guideline on standard opening hours for liquor primary establishments and the current 11:00 a.m. opening on Saturday and Sunday is consistent with this Council-adopted guideline. As such, staff is recommending Council not support the requested 10:00 a.m. opening on Saturday and Sunday and on statutory holidays falling on Monday or Friday.

The City Manager recommended:

1. THAT Council deny the request for earlier opening hours of liquor sale (from the current 11:00 a.m. Monday to Sunday to the requested 10:00 a.m. opening on Saturday & Sunday and on statutory holidays falling on Monday or Friday) at the subject liquor licence establishment, as outlined in this report.
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, Rick Erdman, 2975 Ash Street, Abbotsford, B.C. V2S 4G5.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR DHALIWAL:

"THAT the report be **TABLED** until the 2007 May 28th Council Meeting."

CARRIED UNANIMOUSLY

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

3. Rezoning Reference #06-37
7325 Ridge Drive
Response to Public Hearing Comments

The City Manager submitted a report from the Director Planning and Building responding to a specific concern raised at the Public Hearing. The proposed deck expansion does not extend into the north side yard and does not appear to have significant privacy impacts on the adjacent dwelling at 7335 Ridge Drive. However, the proposed roof covering over the northerly portion of the deck, which was considered to have a direct and negative view impact, has been eliminated and further trellis screening has been provided.

The City Manager recommended:

1. THAT a copy of this report be sent to the applicant and to area residents who spoke at, or submitted correspondence to the Public Hearing for Rezoning Reference #06-37.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

4. TransLink Governance Legislation – Bill 36

The City Manager submitted a report from the Director Planning and Building advising Council of the draft Provincial legislation regarding TransLink Governance. The report finds that Bill 36 would impact TransLink governance negatively in the key areas of accountability, inclusiveness of local representation, regional land use / transportation planning, and operational effectiveness. It is concluded that Bill 36 is contrary to the public interest for reasons as outlined in the recommendation.

The City Manager recommended:

1. THAT Council request the Provincial Government, through the Premier and the Minister of Transportation, to withdraw *Bill 36 – Greater Vancouver Transportation Authority Amendment Act, 2007*, as the proposed legislation is contrary to the public interest as it:
 - a. Results in a model of regional transportation governance with the appointment of an unelected board that is not directly accountable to taxpayers or responsive to regional and local plans and issues;
 - b. Does not give member municipalities a direct voice in the governance of regional transportation;
 - c. Does not provide a governance model that will result in coordinated decisions with respect to land use, social, economic, and environmental plans; and
 - d. Goes directly against submissions made to the provincial Review Panel, which favoured more open, accountable, and inclusiveness governance models.
2. THAT Council request the Provincial Government to undertake a focused public consultation process with broad input to develop a revised approach for governance of regional transportation in Greater Vancouver, specifically to achieve the basic principles of public accountability, direct and equitable representation of affected local governments, and a coordinated approach to regional land use and transportation planning in support of the social, economic and environmental objectives of the Greater Vancouver region.
3. THAT Council forward this report to: Premier of British Columbia; Minister of Transportation; David Chudnovsky, MLA Vancouver-Kensington; Burnaby MLAs; Chair, GVRD; Chair, TransLink; GVRD member municipalities; and the City's Transportation Committee.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JORDAN:

"THAT this report be **TABLED** until the 2007 May 28th Council meeting."

CARRIED UNANIMOUSLY

This item was tabled in order to provide Council with additional time for review.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CALENDINO:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

4. BYLAWS

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DHALIWAL:

"THAT

Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 12, 2007	#12283
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Burnaby Local Improvement Fund Expenditure Bylaw No. 3, 2007	#12284
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be now introduced and read three times."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

#12123 7411/31/51/81, 7531/85, 7635 North Fraser Way REZ #05-51
and 7410, 7418/26 Hugh Drive

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DHALIWAL:

"THAT

- Burnaby Zoning Bylaw 1965, Amendment #12123
Bylaw No. 39, 2006
- Burnaby Capital Works, Machinery and Equipment #12273
Reserve Fund Expenditure Bylaw No. 11, 2007
- Burnaby Golf Fees Bylaw 2007 #12274
- Burnaby Village Museum Fees Bylaw 2007 #12275
- Burnaby Recreation Fees and Admissions Bylaw 2007 #12276
- Burnaby Shadbolt Centre and Burnaby Art Gallery #12277
Rental Fees Bylaw 2007
- Burnaby Local Area Service Construction Bylaw No. 12, 2007 #12278
- Burnaby Local Area Service Construction Bylaw No. 13, 2007 #12279
- Burnaby Financial Plan Bylaw 2007 #12281
- Burnaby Rates Bylaw 2007 #12282

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

CARRIED
OPPOSED: COUNCILLORS EVANS AND
RANKIN TO BYLAWS #12281
AND #12282

5. NEW BUSINESS

Councillor Volkow

Councillor Volkow extended his congratulations to the Finance Department and other City departments, in partnership with Honeywell, as recipients of the PowerSmart B.C. Hydro Award for Outstanding Efficiency Project.

Councillor Volkow referred to Item (H) of the Council Correspondence Received to 2007 May 04 from Savik Sidhu, Senior Consultant, Government and Community Relations with the Fraser Health Authority regarding a special tribute to the nurses providing care to residents in their homes, care facilities and hospital settings.

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

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

"THAT staff investigate linking this information to the City of Burnaby's website."

CARRIED UNANIMOUSLY

Councillor Jordan

Councillor Jordan advised that His Worship, Mayor Derek R. Corrigan had raised the subject of veteran's parking at the GVRD meeting and that it had been referred to the Mayors Committee for further consideration.

Councillor Begin

Councillor Begin congratulated the Engineering Staff for the success of the 'Open' House held this past Saturday at the City Works Yard. 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 CALENDINO:

"THAT His Worship, Mayor Derek R. Corrigan write to the Engineering Department thanking the employees for their efforts and enthusiasm in hosting the 'Open' House on Saturday, May 12."

CARRIED UNANIMOUSLY

Councillor Dhaliwal

Councillor Dhaliwal referred to Item (C) of the Council Correspondence Received to 2007 May 04 from the UBCM regarding RCMP contract issues and suggested that the City should be staying involved with the contract discussions.

Council was advised that the Director Finance is involved with the matter.

Councillor Dhaliwal also noted that last week at the LMLGA Convention in Whistler a resolution was passed unanimously for RCMP contracting costs to be shared 30% by senior governments. Councillor Dhaliwal also advised he had been elected to LMLGA Executive.

Councillor Dhaliwal

Councillor Dhaliwal referred to Item (G) of the Council Correspondence received to 2007 May 04, from the UBCM, regarding Tax Policy Changes and arising from consideration of the matter Councillor Dhaliwal was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT Council request staff prepare a report on the information provided by UBCM regarding Bill 35 tax policy changes and tax exemption."

CARRIED UNANIMOUSLY

6. INQUIRIES

Councillor Evans

Councillor Evans inquired as to whether the City should be billing ICBC for the Fire Department's services when they are attending motor vehicle accidents.

The Director Finance advised that ICBC has their own legislation which governs what they will pay for and first responders are not payable by ICBC.

7. ADJOURNMENT

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:


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

CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 7:59 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK