

2009 June 01

An 'Open' meeting of the City Council was held in the Council Committee Room, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 2009 June 01 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 D. Johnston
Councillor C. Jordan
Councillor P. McDonell
Councillor N.M. Volkow

ABSENT: Councillor R. Chang
Councillor A. Kang

STAFF: Mr. R.H. Moncur, City Manager
Mr. L. Chu, Director Engineering
Mr. R. Earle, Director Finance
Mr. D. Ellenwood, Director Parks, Recreation & Cultural Services
Mr. L. Pelletier, Deputy Director Planning & Building
Mr. B. Rose, City Solicitor
Ms. A. Skipsey, Deputy City Clerk
Mr. S. Cleave, Administrative Officer
Mr. J. Cusano, Assistant Chief Building Inspector

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

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

I N M E M O R I U M

His Worship, Mayor Derek R. Corrigan announced the passing of Burnaby Freeman Donald Neil Brown on Saturday, 2009 May 16th, just 12 days past his 90th birthday.

Mayor Corrigan advised that Freeman Don Brown was born in Birmingham, England and moved to Canada with his family in 1922. After serving in the Royal Canadian

Engineers during World War II and as a Second Lieutenant in the Canadian Army stationed in Chilliwack, he joined the British Columbia Provincial Police force. The year was 1947 and his first assignment brought him to the City he would adopt as his home – Burnaby. His career with the BCPP and subsequently the RCMP took him across Canada working in Regina, Ottawa, and Vancouver where he ended a distinguished 35 year career as Superintendent.

His Worship, Mayor Corrigan noted that throughout his career Don was the recipient of many awards and citations including the Meritorious Service Award, BCPP – 1950, the Commissioner's Commendation RCMP – 1951, Chief of Police Commendation – 1951 and the Canadian Centennial Medal – 1967.

After his retirement Don became involved in local politics and in 1978 was elected to a two year term as a Burnaby School Trustee. He ran for Council in 1979 and served as Alderman until 1985. In 1991, Don was appointed as Chair of the Burnaby Centennial Committee and in 1992 both he and his wife Helen were awarded the Kushiro Cup as joint Citizens of the Year, a testament to the strength of their 69 year partnership. In recognition of his long and dedicated service to his Community, Don was awarded Burnaby's highest honour and made Freeman of the City in 1993 March.

On behalf of Council and the citizens of Burnaby, Mayor Corrigan expressed sincere condolences to Don's wife, Helen and their family and advised that a celebration of Freeman Don Brown's life would be held on Friday, June 5th at 11:00 a.m. at the Bill Copeland Sports Centre, Upper Lobby, 3676 Kensington Avenue.

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

His Worship, Mayor Derek R. Corrigan proclaimed 2009 June 15th as ***"World Elder Abuse Awareness Day"*** in the City of Burnaby.

His Worship, Mayor Derek R. Corrigan proclaimed 2009 June 6th as ***"Access Awareness Day"*** in the City of Burnaby.

His Worship, Mayor Derek R. Corrigan proclaimed 2009 June as ***"Stroke Recovery Month"*** in the City of Burnaby.

His Worship, Mayor Derek R. Corrigan proclaimed 2009 June as ***"Spina Bifida and Hydrocephalus Awareness Month"*** in the City of Burnaby.

P R E S E N T A T I O N

Presentation of Certificates of Recognition to:

Burnaby/New Westminster Junior "B" Ringette Team

& Burnaby/New Westminster Petite "B" Ringette Team

Presenter: His Worship, Mayor Derek Corrigan

His Worship, Mayor Corrigan welcomed the coaches, parents, supporters and the Burnaby New Westminster Ringette Junior "B" and Petite "B" Teams to the Council meeting. The Mayor congratulated all of the players for their Provincial Championship win in addition to their very successful regular season. His Worship then presented the players, managers and coaches with certificates of recognition in acknowledgement of their great accomplishment.

1. MINUTES

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR CALENDINO:

"THAT the minutes of the 'Open' Council meeting held on 2009 May 11 be now adopted."

CARRIED UNANIMOUSLY

2. DELEGATIONS

The following wrote requesting an audience with Council:

- A) Ted Norcott
Re: Wildlife and Bird Feeding
Speakers: Ted Norcott
Tracy Cooke
Bob Semerdjian
- B) Julianne Gogal
Re: Pet Overpopulation and Bylaws
Speaker: Julianne Gogal

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- A) **Ted Norcott, 7831 Hawthorne Terrace, Burnaby, Tracy Cooke, 6679 Prenter Street, Burnaby and Bob Semerdjian, 6659 Southoaks Crescent, Burnaby** appeared before Council to share their concerns regarding the serious environmental, health, and anti-social problem occurring in their neighbourhood as

a result of one of their neighbours feeding the birds. Mr. Norcott advised the issue started about 1 ½ years ago when an individual began feeding the birds in the gardens of the Nikkei Centre and soon after, rodents began to appear and pigeons began to roost at the facility. The speaker noted that because the Nikkei Centre is private property, the caretaker was able to put a stop to the bird feeding on their site, however, the feeding continues now in a different location.

Mr. Bob Semerdjian advised they have taken steps to put an end to this activity which include sending a letter from one of the Strata Developments to the individual, telephone calls to the SPCA, the RCMP and City Staff as well as a meeting between Mr. Semerdjian and the individual to advise that the community at large is upset with her feeding the birds. The speaker advised these actions have had no affect. The delegation stated that in May, the City posted a sign forbidding the feeding of birds at the location where the feeding takes place and that the Parks Department has issued a compliance notice to cease-and-desist feeding the animals. The speaker reported this too, has had no result.

Mr. Semerdjian advised the community circulated a petition and collected 250 signatures requesting Mayor and Council address and reinforce the "No Feeding Animals" bylaw. The petition was submitted at the meeting.

Ms. Tracy Cooke brought to the attention of Council some of the effects the attraction of birds to the neighbourhood is having including impacting costs incurred in relation to corrosion and rust from the droppings on buildings and roofs, the potential for insect breeding, the attraction of rodents and other animals, native bird nests being disturbed and health concerns posing a risk to the elderly and the young.

In conclusion, the delegation, on behalf of their community, requested assistance from Council by looking into a bylaw to prohibit the feeding of animals in Burnaby.

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

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JORDAN:

"THAT the issues raised by the delegation be **REFERRED** to staff for report."

CARRIED UNANIMOUSLY

B) Julianne Gogal, 1102 Grover Avenue, Coquitlam, appeared before Council to address the issue of pet overpopulation. Ms. Gogal advised the breeding rate of puppies and kittens greatly exceeds the number of homes available and that

recently there were 1,514 ads for dogs and puppies on one of the local free online classified sites, many of which advertised multiple pups (up to 12 puppies).

The speaker suggested the introduction of the following two bylaws which would reduce pet overpopulation as well as increase revenue for the shelters: a bylaw to allow for a "lifetime" license for animals which are spayed or neutered and a bylaw to require a breeding permit for cats and dogs. The delegate suggested that through applications for breeding permits, the City would have the ability to oversee that pit bulls and wolf-hybrid dogs are being bred by knowledgeable breeders and that puppy mills are eliminated.

In conclusion, Ms. Gogal requested Council consider making these changes to help keep neighbourhoods safe and keep innocent dogs from being euthanized.

Council suggested that the best way to deal with this issue would be on a Provincial wide basis and noted the MLAs should be provided with information.

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

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the issues raised by the delegation be **REFERRED** to staff for report."

CARRIED UNANIMOUSLY

3. CORRESPONDENCE

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JORDAN:

"THAT the following item of correspondence be received."

CARRIED UNANIMOUSLY

- A) Metro Vancouver
Re: Support for Cage Free Eggs

A letter was received from the Chair of the Metro Vancouver Board providing the City of Burnaby with resolutions endorsed by Metro Vancouver in support of the production of eggs from cage free hens.

A note from staff advises that effective 2009 June 01, the City of Burnaby, Food Services Division will purchase only free range eggs. In addition, priority will be

given to the purchase of pre-made products using cage free eggs, as long as the product is feasible and available through the current supplier. This should have a limited effect on Food Service operations as the use of eggs and egg products on the current menu is not substantial.

By endorsing this resolution, the City of Burnaby, would be doing its part to motivate other communities, individuals and organizations towards this responsible cause in improving conditions for egg-laying hens.

4. REPORTS

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

A) Community Policing Committee

Re: BC Crime Prevention Association 2009

Training Symposium – 2009 September 24 - 26

The Community Policing Committee submitted a report requesting Council approval for the expenditure of up to \$1,500 to cover registration fees for the BCCPA 2009 Training Symposium to be held 2009 September 24 – 26 at the Sheraton Guildford Hotel, Surrey.

The Community Policing Committee recommended:

1. THAT Council authorize up to four (4) Community Policing Committee members to attend the BC Crime Prevention Association 2009 Training Symposium at an approximate cost of \$1,500.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

"THAT the recommendation of the Community Policing Committee be adopted."

CARRIED UNANIMOUSLY

B) Environment Committee

Re: Regional Draft Liquid Waste Management Plan

The Environment Committee submitted a report seeking Council support of the Regional Draft Liquid Waste Management Plan (LWMP). The regional draft LWMP establishes goals, strategies and actions which align with other regional

and provincial plans to further protect public health and the environment. The Committee believes the overarching goals and objectives of the draft LWMP are sound; however, there are certain elements contained in the Plan that would require further discussion and evaluation. Some of the specific issues are related to inflow and infiltration standards, financial implications and affordability as outlined in the report.

The Environment Committee recommended:

1. THAT Council support in principle the goals contained in the draft LWMP as discussed in this report contingent upon:
 - i) the three levels of government equally funding the upgrading of the waste water treatment plants for Vancouver and North Shore sewerage areas; and
 - ii) Metro Vancouver addressing concerns of financial implication of adoption of the remaining LWMP elements in the context of regional affordability prior to the adoption of the final LWMP by the Metro Vancouver Board.
2. THAT Council instruct staff to bring a report back to Council upon completion of the LWMP consultation program to apprise Council of the final Plan.
3. THAT a copy of this report be sent to Metro Vancouver, Attention: Johnny Carline, Chief Administrative Officer.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

C) Environment Committee

Re: Southpoint Rainwater Management Amenity

The Environment Committee submitted a report seeking Council approval to design and construct rainwater management amenity on the 6500 block Southpoint Drive road right-of-way. The Committee feels the Southpoint RMA project offers significant value to City residents. Important environmental, engineering, parks, recreational and public educational benefits will develop through this initiative. Opportunities to positively engage the community, local school children and developers are clearly present.

The Environment Committee recommended:

1. THAT Council authorize staff to proceed with the implementation of a rainwater management amenity project on the 6500 block Southpoint Drive as outlined in this report.
2. THAT Council allocate \$200,000 from the Gaming Fund to provide the funding required for the project.
3. THAT a copy of this report be sent to the Parks, Recreation and Culture Commission and the Byrne Creek Streamkeepers.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

D) Environment Committee

Re: City of Burnaby 2009 Environment Awards Program

The Environment Committee submitted a report advising of the recipients of the 2009 City of Burnaby Environment Awards and Environmental Stars.

2009 Environment Awards:

Communications Award:	Derek Matthews
Planning & Development Awards:	Discovery Parks Trust
	Larry Morgan
Community Stewardship Award:	Nerine Anne Berting
Youth Awards:	Bruce Nip
	Burnaby Mountain Secondary Urban
	Farming Project Group
Green Choices Award:	Laura Iwan & Brian Gulayets

2009 Environment Stars:

Community Stewardship Star:	Janice Bobic
Youth Stars:	Alex Diep
	Byrne Creek Secondary School
	Environmental Club
Business Stewardship Star:	Metropolis at Metrotown

The Environment Committee recommended:

1. THAT Council receive this report for information.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

Di) Finance and Civic Development
Re: Edmonds Pool and Community Centre

The Finance and Civic Development Committee submitted a report seeking Council approval to enter into a consulting agreement with CEI Architecture Planning Interiors for the detailed design of the new Edmonds Town Centre Pool and Community Centre.

The Finance and Civic Development Committee recommended:

1. THAT Council approve the architectural design firm of CEI Architecture Planning Interiors be retained for the detailed design and contract administration phases for the new Edmonds Town Centre Pool and Community Centre project, 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

- E)** The City Manager presented a report dated 2009 June 01 on the matters listed following as Items 01 to 20 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Local Government Liability in Building Regulation

The City Manager submitted a report from the City Solicitor providing Council with information on the ongoing problems facing the City in litigation arising out of building construction regulation.

The City Manager recommended:

1. THAT Council receive this report for its information.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CALENDINO:

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

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR McDONELL:

"THAT the recommendation be **AMENDED** to include 'THAT a copy of the report be sent to all Union of BC Municipalities member municipalities and Burnaby's four MLAs.'"

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR VOLKOW:

"THAT the recommendation be **AMENDED** to also include 'THAT a copy of the report be sent to the Metro Vancouver Governance Committee.'"

CARRIED UNANIMOUSLY

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

2. Transport and Disposal of Surplus Excavated Materials from the Norland Avenue Transfer Site

The City Manager submitted a report from the Director Finance seeking approval to award a contract for transport and disposal of surplus materials.

The City Manager recommended:

1. THAT a contract for a one year period with options for up to four annual renewals be awarded to the lowest bidder, D & S Bulldozing for transport and disposal of surplus excavated materials from the Norland Avenue transfer site for a total estimated cost of \$440,055.00 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."

CARRIED UNANIMOUSLY

3. Automation Refuse and Yard Waste Containers

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for supply and distribution of refuse and yard waste containers.

The City Manager recommended:

1. THAT a contract be awarded to the lowest evaluated proponent, Toter Incorporated, for the supply and distribution of refuse and yard waste containers for an estimated total cost of \$4,230,255.48, including GST, with final payment based on the Canadian /US exchange rate.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

4. Arya Towing Ltd.

The City Manager submitted a report from the Director Finance responding to Council's request for a report concerning the Arya Towing Ltd. delegation that appeared before Council on 2009 February 02.

The City Manager recommended:

1. THAT a copy of this report be forwarded to:

Arya Towing Ltd. dba Advance Towing
1282 Franklin Street
Vancouver, BC V6A 1K1

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

5. Contract No. 2009-14
2009 Sewer Lateral Inspection and Interface Grouting

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for sanitary sewer lateral inspection, air testing and interface grouting.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Chet Construction Ltd. for the sanitary sewer lateral inspection, air testing and interface grouting for a total cost of \$323,864.10 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

6. Contract No. 2009-06
2009 Local Roads Network Rehabilitation Program North

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for road rehabilitation and related work on various streets in Burnaby North.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Imperial Paving Ltd., for the road rehabilitation on various local, collector and arterial streets in Burnaby North, for a total cost of \$1,286,718.20 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

7. Contract No. 2009-07
2009 Local Roads Network Rehabilitation Program South

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for road rehabilitation and related work on various streets in Burnaby South.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Imperial Paving Ltd., for the road rehabilitation on various local, collector and arterial streets in Burnaby South, for a total cost of \$1,257,613.09 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

8. Four Colour Printing Press

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for supply and installation of a four colour printing press.

The City Manager recommended:

1. THAT Council approve the award of a contract to Canadian Printing Equipment Ltd., for the supply, delivery and installation of a four colour printing press for a total amount of \$439,800.00, including GST.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

9. 2009 Access Improvements to City Facilities

The City Manager submitted a report from the Director Planning and Building seeking Council authorization for expenditures for access improvements at various City facilities in 2009.

The City Manager recommended:

1. THAT Council authorize expenditures for access improvements to City facilities in 2009, as described in Section 2.0 of this report.
2. THAT Council authorize the preparation of a Capital Expenditure Bylaw in the amount of \$50,000 (inclusive of GST) to finance the 2009 accessibility improvements.
3. THAT a copy of this report be forwarded to the Social Issues Committee for information.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

10. Capital Budget Funding Request

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services requesting Council approval for the appropriation of Gaming Funds for commissioning a work of public art for installation on City land as the Burnaby component of the "Necklace Project".

The City Manager recommended:

1. THAT approval be given for the appropriation of Gaming Funds in the amount of \$157,500 (inclusive of 5% GST) for the project as outlined in the attached report.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

11. Bylaw to Fund Parks, Recreation and Cultural Services 2009 Capital Projects

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services requesting Council authority to bring forward a bylaw to appropriate funds from Capital Reserves to finance fourteen projects.

The City Manager recommended:

1. THAT a bylaw be brought down to appropriate \$2,409,750 (inclusive of 5% GST) from Capital Reserves to finance the projects as outlined in the attached report.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

Council inquired as to whether consideration would be given to an alternative to the plywood lacrosse boxes. The Director Parks, Recreation & Cultural Services advised that they would look into possible alternatives.

12. Canada Way-Gilmore to Curle:
City Cost Sharing Agreement

The City Manager submitted a report from the Director Engineering requesting Council approval to increase an existing Cost Sharing Agreement amount with Discovery Parks Inc. (DPI) for additional road improvements to be undertaken under Rezoning Reference #98-51.

The City Manager recommended:

1. THAT Council authorize an increase of \$257,000 (inclusive of GST) to an existing Cost Sharing Agreement with Discovery Parks Inc. (DPI) for the City's contribution to additional road works undertaken under Rezoning Reference #98-51.
2. THAT Council authorize bringing forward a Capital Works Expenditure Bylaw in the amount of \$440,260 (inclusive of GST) for City share of road works costs on Canada Way.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

13. Storm Sewer Rehabilitation on Burris Street

The City Manager submitted a report from the Director Engineering seeking Council approval for funding for the rehabilitation of storm sewers on Burris Street.

The City Manager recommended:

1. THAT Council authorize bringing forward a Capital Works Expenditure Bylaw in the amount of \$525,000 (inclusive of 5% GST) for the rehabilitation of storm sewers on Burris St.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

14. Storm Sewer Rehabilitation on Willard Street

The City Manager submitted a report from the Director Engineering seeking Council approval for funding for the construction of storm sewers on Willard Street from Trapp Avenue to Spur Road.

The City Manager recommended:

1. THAT Council authorize bringing forward a Capital Works Expenditure Bylaw in the amount of \$525,000 (inclusive of 5% GST) for the rehabilitation of storm sewers on Willard St from Trapp Ave to Spur Rd.

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

15. Appointment of Bylaw Enforcement Officer

The City Manager submitted a report from the Director Engineering seeking to confirm the appointment of a Bylaw Enforcement Officer by Council Resolution.

The City Manager recommended:

1. THAT Council adopt the following resolution appointing Lori Champagne to be a Bylaw Enforcement Officer:

"BE IT RESOLVED THAT the City of Burnaby pursuant to the power vested in it by Section 36 of the Police Act R.S.B.C. 1996, Ch. 367 does hereby appoint as Bylaw Enforcement Officer in and for the City of Burnaby: Lori Champagne."

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

16. Road Closure Request – Canada Day

The City Manager submitted a report from the Director Engineering seeking Council approval for a temporary road closure to facilitate a community event. Burnaby Parks, Recreation & Cultural Services is organizing its annual Canada Day event on Wednesday, 2009 July 01 between 11:00 a.m. and 2:30 p.m. The Festival requires the closure of Vista Crescent from Humphries to Fulton between 7:30 a.m. and 3:30 p.m. to facilitate set up and take down.

The City Manager recommended:

1. THAT Council approve the road closure as discussed in this report.
2. THAT the coordinator of the event, Daniela Tench, Recreation Programmer, Eastburn Community Centre, 7435 Edmonds, St., Burnaby, BC V3N 1B1, be sent a copy of this report.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

17. Road Closure Request – Healthy Kids Preschool Fair

The City Manager submitted a report from the Director Engineering seeking Council approval for a temporary road closure to facilitate a community event. Burnaby Parks, Recreation & Cultural Services is organizing a Preschool Fair on Thursday, 2009 October 01 from 9:30 a.m. to 11:30 a.m. The Fair requires the closure of Vista Crescent from Humphries to Fulton between 8:30 a.m. and 12:00 noon to facilitate the Fire Department and RCMP emergency vehicles that will be on display.

The City Manager recommended:

1. THAT Council approve the road closure as discussed in this report.
2. THAT the coordinator of the event, Daniela Tench, Recreation Programmer, Eastburn Community Centre, 7435 Edmonds St., Burnaby, BC V3N 1B1, be sent a copy of this report.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

18. St. Anthony's Parade

The City Manager submitted a report from the Director Engineering seeking Council approval for a temporary closure of Ingleton, Esmond, Pandora, Triumph and MacDonald for a church parade. The parade is to take place on Saturday, 2009 June 13 from 7:00 p.m. – 8:00 p.m.

The City Manager recommended:

1. THAT Council approve the road closure as discussed in this report.
2. THAT the coordinator of the event, Vitto Lecce, 2701 St. George St, Port Moody, BC V3H 2H1, be sent a copy of this report.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

19. Internal Orders

The City Manager submitted a report from the Director Engineering seeking Council approval for the funding of the following Internal Order accounts: 60-21153 Watermain Renewals – 2009 Program (Phase 1); 60-30115 Sewer System Evaluation; 60-30117 Sanitary Sewer Rehabilitation (2009 Program) and 60-32141 Meadow Ave Pump Station.

The City Manager recommended:

1. THAT the Internal Orders, as more specifically referred to in this report, be approved.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

20. Rezoning Applications

The City Manager submitted a report from the Director Planning and Building submitting the current series of new rezoning applications for Council consideration.

The City Manager recommended:

1. THAT Council set a Public Hearing for this group of rezonings on 2009 June 23 at 7:30 p.m. except where noted otherwise in the individual reports.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

Item #1 Application for the rezoning of:

Rez #09-04 Lot 9, Blk 54, D.L. 123, Grp 1, NWD Plan 1543, Ptn. of Lot 199, D.L. 86, Grp 1, NWD Plan 32482 & Lot 7, Blk 24, D.L. 117, Grp 1, NWD Plan 1222

From: R10, R1 and R5 Residential Districts

To: P3 Park and Public Use District

Address: 1409 Delta Avenue, Ptn. of 7657 Pitt Street and 4058 William Street

Purpose: To bring the zoning of the properties into conformance with their designated school use.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2009 June 01 and a Public Hearing on 2009 June 23 at 7:30 p.m.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

Item #2 Application for the Rezoning of:
Rez #09-06 Lot 1, D.L. 86, Group 1, NWD Plan 15380

From: R1 Residential District

To: R1b Residential District

Address: 5960 Walker Avenue

Purpose: To permit a child care facility for up to ten children

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2009 June 01 and a Public Hearing on 2009 June 23 at 7:30 p.m.
2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) Compliance with all requirements of the Fraser Health Authority, including applicable sections of the Child Care Licensing Regulation of the *Community Care and Assisted Living Act*.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

Item #3 Application for the rezoning of:
Rez #09-07 Lot 67, D.L. 74, Group 1, NWD Plan 28120

From: R3 Residential District

To: R3a Residential District

Address: 5388 Laurel Street

Purpose: To permit additional gross floor area beyond that currently permitted under the prevailing R3 District.

The City Manager recommended:

1. THAT the Planning and Building Department be authorized to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report be submitted at a later date.

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

Item #4 Application for the rezoning of:
Rez #09-08 Lot 83, D.L. 1, Grp. 1, NWD Plan 50030, Lots 71, 70 & 69, D.L. 29, Grp 1, NWD Plan 39217, Lots 2, 3, 4, 5, 6 & 9, Blk 3, D.L. 29, Grp 1, NWD Plan 3035, Lot 24 Except: the north 10 ft., D.L. 159, Grp 1, NWD Plan 1268 and Lot 73, D.L. 159, Grp 1, NWD Plan 27653

From: R2 and R5 Residential Districts, A2 Small Holdings District and CD Comprehensive Development District

To: P3 Park and Public Use District

Address: 9740 Rochester Street and ptn. of road – Rochester Street, 7305, 7311 and 7317 – 13th Avenue, 7272, 7278, 7284, 7290, 7296 and 7316 14th Avenue, ptn. of lane – 14th Avenue and ptn. of road – Ethel Avenue, 5785 McKee Street, 5679 Patrick Street and ptn. of lane - Patrick Street

Purpose: To bring the subject City-owned properties into conformance with the approved park use designation

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2009 June 01 and a Public Hearing on 2009 June 23 at 7:30 p.m.
2. THAT Council authorize the subject subdivision/consolidation, road dedications and closures and the Director Engineering be authorized to prepare any necessary survey plans for the City-owned properties outlined in Section 3.1 A), B) and C) of this report.
3. THAT Council authorize the introduction of Highway Closure Bylaws for a portion of Rochester Street, lane right-of-way south of 14th Avenue, portion of Ethel Avenue, and lane right-of-way north of Patrick Street as outlined in Section 3.1 A), B) and C) of this report.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the recommendations of the City Manager be adopted.”

CARRIED UNANIMOUSLY

Item #5 Application for the rezoning of:

Rez #09-10 Lot 27 Except: Part Dedicated as Road on Plan 35786, D.L. 135, Group 1, NWD Plan 3234

From: R4 Residential District

To: CD Comprehensive Development District (based on P2 Administration and Assembly District and P3 Park and Public Use District as guidelines)

Address: 1255 Duthie Street

Purpose: To develop a booster pump station, as well as to bring the zoning of the

subject property in conformance with its existing open green space/urban trail use.

The City Manager recommended:

1. THAT the Planning and Building Department be authorized to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

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 JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

5. BYLAWS

FIRST READING

#12650	5960 Walker Avenue	REZ #09-06
#12651	1409 Delta Avenue	REZ #09-04A
#12652	Ptn. of 7657 Pitt Street	REZ #09-04B
#12653	4058 William Street	REZ #09-04C
#12654	9740 Rochester Street and Ptn. of Road R/W	REZ #09-08A

#12655 7272/78/84/90/96 and 7316 14th Ave., REZ #09-08B
 7305/11/17 13th Ave. & Ptn. of Lane R/W

#12656 5785 McKee St. & 5679 Patrick St. REZ #09-08C

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR VOLKOW:

"THAT

Burnaby Zoning Bylaw 1965, Amendment #12650
Bylaw No. 21, 2009

Burnaby Zoning Bylaw 1965, Amendment * #12651
Bylaw No. 22, 2009

Burnaby Zoning Bylaw 1965, Amendment #12652
Bylaw No. 23, 2009

Burnaby Zoning Bylaw 1965, Amendment #12653
Bylaw No. 24, 2009

Burnaby Zoning Bylaw 1965, Amendment #12654
Bylaw No. 25, 2009

Burnaby Zoning Bylaw 1965, Amendment #12655
Bylaw No. 26, 2009

Burnaby Zoning Bylaw 1965, Amendment #12656
Bylaw No. 27, 2009

be now introduced and read a first time."

CARRIED UNANIMOUSLY

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Bylaw Notice Enforcement Bylaw 2009 #12657

Burnaby Cab Regulation Bylaw 2009 #12658

be now introduced and read three times."

CARRIED UNANIMOUSLY

CONSIDERATION AND THIRD READING:

#12496 7898 North Fraser Way REZ #08-27

#12545 5607, 5625 & 5641 Chaffey Ave. REZ #03-46

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

"THAT

Burnaby Zoning Bylaw 1965, Amendment #12496
Bylaw No. 45, 2008

Burnaby Zoning Bylaw 1965, Amendment #12545
Bylaw No. 53, 2008

be now read a third time."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR DHALIWAL:

"THAT

Burnaby Capital Works, Machinery and Equipment #12649
Reserve Fund Expenditure Bylaw No. 15, 2009

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

CARRIED UNANIMOUSLY

ABANDONMENT:

#12466 5607/25/41 & Ptn. 5587 Chaffey Avenue REZ #03-46

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

"THAT

Burnaby Zoning Bylaw 1965, Amendment #12466
Bylaw No. 26, 2008

be now abandoned."

CARRIED UNANIMOUSLY

6. NEW BUSINESS

Mayor Corrigan

His Worship, Mayor Derek R. Corrigan advised that he and some of the other members of Council had just returned home from a relationship building trip to Taiwan and China and noted that some Council members and staff were yet to return. Mayor Corrigan stated that there would be a report forthcoming on the cultural opportunities and outcomes of the trip.

Councillor Jordan

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the Community Heritage Commission meeting scheduled to be held on Thursday, 2009 June 04 at 6:00 p.m. be CANCELLED and re-scheduled to Thursday, 2009 June 11 at 6:00 p.m. in the Council Committee Room."

CARRIED UNANIMOUSLY

Councillor Volkow

Councillor Volkow referred to an email sent to all of the Lower Mainland Mayors regarding the TransLink Universal Pass and a resolution passed by Vancouver City which endorses the call of Students' Unions of Vancouver Community College, Emily Carr Students' Union and Douglas Students' Union for a standardized price for the Universal Pass program in Metro Vancouver that will not increase the cost to students already included in the program.

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

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

"THAT the matter be **REFERRED** to the Transportation Committee for consideration."

CARRIED UNANIMOUSLY

7. INQUIRIES

There were no inquiries brought before Council at this time.

8. ADJOURNMENT

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

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

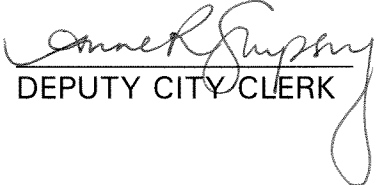
CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 9:05 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK