

2009 SEPTEMBER 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, 2009 September 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 P. Calendino
Councillor R. Chang
Councillor S. Dhaliwal
Councillor D. Johnston
Councillor C. Jordan
Councillor A. Kang
Councillor P. McDonell
Councillor N.M. Volkow

STAFF: Mr. R.H. Moncur, City Manager
Mr. C.A. Turpin, Deputy City Manager
Mr. L. Chu, Director Engineering
Mr. R. Earle, Director Finance
Mr. D. Ellenwood, Director Parks, Recreation & Cultural Services
Mr. B. Luksun, Director Planning & Building
Mr. B. Rose, City Solicitor
Mrs. D.R. Comis, City Clerk
Ms. A. Skipsey, Deputy City Clerk

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR McDONELL:

“THAT the ‘Open’ Council meeting do now reconvene.”

CARRIED UNANIMOUSLY

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

1. **MINUTES**

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT the minutes of the ‘Open’ Council meeting held on 2009 August 31 be now adopted.”

CARRIED UNANIMOUSLY

2. **DELEGATIONS**

The following wrote requesting an audience with Council:

- A) BC & Yukon Territory Building and Construction Trades Council
 Re: Project Labour Agreements
Speakers: Wayne Peppard, Executive Director
 Lee Loftus, Business Manager (Local 118)

- B) Punch-Out Promotions
 Re: Amateur Boxing in the Lower Mainland
Speaker: David Mendenhall

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT the delegations be heard.”

CARRIED UNANIMOUSLY

- A) **Mr. Wayne Peppard**, Executive Director, British Columbia and Yukon Territory Building and Construction Trades Council, appeared before Council to present a project stabilization proposal for the construction of new municipal infrastructure projects. Mr. Peppard began his presentation by congratulating Mayor and Council on being named as the Best-Run City in Canada by Maclean’s Magazine. The speaker then acknowledged and thanked the City for its continued use of a fair wage policy.

The speaker presented information about Project Labour Agreements (PLAs) for the information of Council stating the PLAs provide stability, training, fair wages and ensure qualified workers, union or non-union workers, on construction projects. Mr. Peppard also noted PLAs are currently used by Provincial governments and crown corporations. The BC and Yukon Territory Building and Construction Trades Council is ready to initiate discussions with local governments to introduce the concept of using PLAs for municipal capital projects. The delegation advised that the definition of PLA is: no strike; no lockout; everything else is negotiable.

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

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT the subject of Project Labour Agreements be **REFERRED** to the Finance and Civic Development Committee for further investigation.”

CARRIED UNANIMOUSLY

- B) Mr. David Mendenhall**, Punch-Out Promotions, and **Mr. Tony Patenaude**, appeared before Council to request permission for a professional boxing event to be held at the Delta Hotel in Burnaby, on 2009 October 31. In order to allow the event to be held, Mr. Mendenhall requested Council appoint an “out of City” athletic commission to sanction the event.

Mr. Tony Patenaude advised that in order for the event to take place, Council would be required to appoint three temporary Commissioners from 2009 October 30 – November 02 to sanction the event. The event promoters would provide insurance, medical doctors, professional referees and qualified judges. In addition, Mr. Patenaude noted there would be many economic benefits to the municipality.

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

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT staff prepare a report in response to the request by the delegation to appoint three temporary Commissioners to sanction a professional boxing event within the City of Burnaby.”

CARRIED UNANIMOUSLY

3. CORRESPONDENCE

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR McDONELL:

“THAT the following item of correspondence be received.”

CARRIED UNANIMOUSLY

- A) Martha J. Lewis, Executive Director**
Tenant Resource & Advisory Centre
Re: Temporary Accommodation Bylaw

A letter was received from the Executive Director of the Tenant Resource & Advisory Centre suggesting there may be a shortage of accommodations during the 2010 Olympic Winter Games and requesting the City of Burnaby consider enacting a temporary accommodation bylaw which would encourage residents to rent their homes to Olympic Games visitors.

A staff note advises that staff have reviewed the request and would advise that a temporary accommodations bylaw would not appear necessary for Burnaby. Staff would note that existing provisions of the Burnaby Zoning Bylaw with respect to tenants and boarders in single and two-family districts provide opportunities for temporary accommodations in Burnaby for the Olympic period. Staff would propose that the correspondence be forwarded to the Community Development Committee.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

4. REPORTS

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

A) Traffic Safety Committee

**Re: Crosswalk at Central Blvd and
Bonsor Avenue**

The Traffic Safety Committee submitted a report seeking Council approval to include in the 2010 Capital Budget discussion process upgrading the existing special crosswalk at Central Boulevard and Bonsor Avenue.

The Traffic Safety Committee recommended:

1. THAT Council approve the upgrade of the existing special crosswalk at the intersection of Central Blvd and Bonsor Ave to a full traffic signal with the funding requirement of \$131,000 (inclusive of 5% GST) to be included in the 2010 Capital budget discussion process.
2. THAT a copy of this report be provided to Mr. Allan A. Tummon, #903 – 6521 Bonsor Ave, Burnaby, BC, V5H 4N3.

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR VOLKOW:

“THAT the recommendations of the Traffic Safety Committee be adopted.”

CARRIED UNANIMOUSLY

B) Traffic Safety Committee

**Re: Departure Hubs/Park and Ride Facilities
In Burnaby for the 2010 Olympic
Winter Games**

The Traffic Safety Committee submitted a report providing Council with information regarding departure hubs and park and ride facilities within the City of Burnaby for the 2010 Olympic Winter Games.

The Traffic Safety Committee recommended:

1. THAT Council receive this report for information purposes and staff be requested to update the Committee and Council on VANOC's traffic management plans as appropriate.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the recommendation of the Traffic Safety Committee be adopted.”

Councillor Volkow retired from the Council Chamber at 8:19 p.m.

Councillor Volkow returned to the Council Chamber at 8:21 p.m. and took his place at the Council table.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the report be **REFERRED** back to the Traffic Safety Committee for further study and review of the proposed process.”

CARRIED UNANIMOUSLY

- C) The City Manager presented a report dated 2009 September 14 on the matters listed following as Items 01 to 06 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Award of Contract for Proposed Driving Range Structure

The City Manager submitted a report from the Major Civic Building Project Coordination Committee seeking Council approval to award a contract for the proposed new driving range structure at Burnaby Mountain Golf Course.

The City Manager recommended:

1. THAT Council approve the award of a construction contract to Ledcor Special Projects, a division of Ledcor Construction Ltd., in the amount of \$3,094,350 (inclusive of GST @ 5%) for the construction of the proposed Driving Range Structure at Burnaby Mountain Golf Course.
2. THAT a copy of this report be forwarded to the Parks, Recreation and Culture Commission for information purposes.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

2. Building Permit Tabulation Report No: 8
From 2009 August 01 – 2009 August 31

The City Manager submitted a report from the Director Planning and Building providing Council with information on construction activity as reflected by the building permits that have been issued for the subject period.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

3. Exemptions from Taxation - 2010

The City Manager submitted a report from the Director Finance seeking Council approval of permissive exemptions from property taxation for 2010.

The City Manager recommended:

1. THAT bylaws to exempt from taxation in 2010 those NEW properties listed in Part II(A) 100% (1 – 12) and 50% (13) be brought forward; and
2. THAT bylaws to exempt from taxation in 2010 those CHANGES to properties listed in Part II(B) 100% and partial exemption (10 – 12) be brought forward; and
3. THAT bylaws to exempt from taxation in 2010 those properties listed in Part III(A) 100% (1 – 19) and 50% (20) be brought forward; and
4. THAT bylaws to exempt from taxation in 2010 those properties listed in Part III(B) 100% (1- 19) and 50% (20) be brought forward; and
5. THAT bylaws to exempt from taxation in 2010 those properties listed in Part III(C) 100% (1 – 86) be brought forward; and

6. THAT bylaws to exempt from taxation in 2010 those properties listed in Part III(D) 100% (2) be brought forward.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR KANG:

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

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR JORDAN:

“THAT Part II (A), Item 11, 6884 Jubilee Avenue, Arya Samaj Society of B.C., be **TABLED**.”

CARRIED UNANIMOUSLY

This item was tabled until 2009 September 21 in order to allow Council more time for consideration of this matter.

A vote was then taken on the motion as moved by Councillor Volkow and seconded by Councillor Kang being “THAT the recommendations of the City Manager be adopted” and same was CARRIED UNANIMOUSLY.

4. Unightly Premises at 7775 Willard Street

The City Manager submitted a report from the Director Finance seeking Council authority for City staff or agents to enter the property at 7775 Willard Street to remove unsightly materials and overgrowth at the property owner’s expense, in accordance with the Burnaby Unightly Premises Bylaw.

The City Manager recommended:

1. THAT Council authorize City staff or agents to enter the property at 7775 Willard Street, to remove and dispose of the accumulation of rubbish, discarded materials and overgrowth 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 VOLKOW:
SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

**5. Contract No. 2009-34
2009 Supplementary Roads
Rehabilitation Program**

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for the 2009 Supplementary Roads Rehabilitation Program.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, BA Blacktop Ltd., for the 2009 Supplementary Roads Rehabilitation Program, for a total cost of \$963,245.57, with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

6. Supply and Delivery of De-Icing Salt

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for supply and delivery of de-icing salt.

The City Manager recommended:

1. THAT a contract be awarded to Mainroad Maintenance Products LP. for the supply and delivery of de-icing salt for a term of three years (starting 2009 November 1 to 2012 October 31) with options for an additional two one year extensions, for an estimated annual cost of \$289,800.00 (plus GST), as further outlined in this report.

MOVED BY COUNCILLOR McDONELL:
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, SECOND AND THIRD READING:

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR CALENDINO:

“THAT

- Local Area Service Construction Bylaw No. 6, 2009 #12691
- Local Area Service Construction Bylaw No. 7, 2009 #12692
- Local Area Service Construction Bylaw No. 8, 2009 #12693
- Local Area Service Construction Bylaw No. 9, 2009 #12694
- Local Area Service Construction Bylaw No. 10, 2009 #12695
- Local Area Service Construction Bylaw No. 11, 2009 #12696
- Local Area Service Construction Bylaw No. 12, 2009 #12697

be now introduced and read three times.”

CARRIED UNANIMOUSLY

THIRD READING, RECONSIDERATION AND FINAL ADOPTION:

- #12655 7272/78/84/90/96 and 7316 14th Ave. REZ #09-08b
 7305/11/17 13th Avenue and ptn. of lane right-of-way
- #12664 Text Amendment
- #12679 Text Amendment

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR KANG:

“THAT

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

Burnaby Zoning Bylaw 1965, Amendment #12664
Bylaw No. 28, 2009

Burnaby Zoning Bylaw 1965, Amendment #12679
Bylaw No. 33, 2009

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:

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR KANG:

“THAT

Burnaby Capital Works, Machinery and Equipment #12682
Reserve Fund Expenditure Bylaw No. 27, 2009

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

CARRIED UNANIMOUSLY

ABANDONMENT:

#12362 6842, 6858 & 6876 Royal Oak Avenue REZ #06-46

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR CALENDINO:

“THAT

Burnaby Zoning Bylaw 1965, Amendment #12362
Bylaw No. 45, 2007

be now abandoned.”

CARRIED UNANIMOUSLY

6. **NEW BUSINESS**

Councillor Jordan

Councillor Jordan requested a hard copy of the VANOC presentation be circulated to all Council members.

Councillor Johnston

Councillor Johnston made reference to Item H) of the Council Correspondence package received 2009 September 11 from Robert Hobson, President, UBCM regarding the Proposed Recognition and Reconciliation Act.

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

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR McDONELL:

“THAT staff prepare a report on the proposed legislation including its impact on local government powers.”

CARRIED UNANIMOUSLY

Councillor Dhaliwal

Councillor Dhaliwal made reference to Item F) of the Council Correspondence package received 2009 September 11 from Premier Gordon Campbell regarding Provincial funding of public libraries and noted he was disappointed in the response from the Premier.

Councillor Dhaliwal referred to Item I) of the Council Correspondence package received 2009 September 11 from Robert Hobson, President, UBCM regarding endorsement of temporary positions for the 2010 Olympic Games. Councillor Dhaliwal advised he does not support staff secondment for the 2010 Olympic Games.

Councillor Jordan

Councillor Jordan noted Metro Vancouver is experiencing issues regarding delivery of infrastructure projects. Staff are requested to advise Council when Provincial funding is made available through Federal infrastructure.

Councillor McDonell

Councillor McDonell advised the 6th Annual City Fair took place on Sunday and extended his thanks to staff for all their hard work. He noted that more than 5,000 people were in

attendance making this the best fair yet. Councillor McDonell thanked the community sponsors, both business and private, who donated \$9,000 in cash alone.

Councillor McDonell reported that the Burnaby Newsleader won an award for North America's best community newspaper.

Arising from discussion, Councillor McDonell was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT His Worship, Mayor Derek R. Corrigan write a letter of congratulations to the Burnaby Newsleader."

CARRIED UNANIMOUSLY

Councillor Johnston

Councillor Johnston made reference to Item M) of the Council Correspondence package received 2009 September 11 from the BC Lottery Commission regarding the addition of casino-style games, such as poker and blackjack to its online gaming website and expressed his concerns regarding online gambling by minors.

7. INQUIRIES

There were no inquiries to come before Council at this time.

8. ADJOURNMENT

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR JORDAN:

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

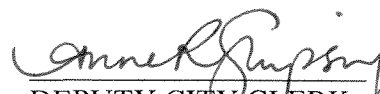
CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 8:53 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK