

## **2009 November 16**

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 November 16 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  
Ms. W. Scott, Assistant Director Parks, Recreation & Cultural Services  
Mr. B. Luksun, Director Planning & Building  
Mr. B. Rose, City Solicitor  
Ms. A. Skipsey, Deputy City Clerk  
Mr. S. Cleave, Administrative Officer 1

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

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

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

*City of Burnaby Community Policing Award*  
**Presenters:** *His Worship, Mayor Derek Corrigan*  
*Councillor Pietro Calendino, Chair, Community Policing Committee*  
**Award Recipient:** *Sheldon Leung*

Councillor Calendino introduced the recipient of the City of Burnaby's Community Policing Award, fourteen year old Sheldon Leung, in attendance at the meeting with members of his immediate and extended family. Councillor Calendino lauded Sheldon for his courage and brave actions in helping to keep his neighbour from sustaining further life-threatening injuries during a physical assault. On behalf of Burnaby City Council, Councillor Calendino expressed appreciation to Mr. Leung for

demonstrating outstanding leadership and civic responsibility. His Worship, Mayor Derek R. Corrigan and Councillor Calendino presented Sheldon Leung with a crystal plaque as a token of appreciation for his act of bravery and for the example he set for others in the community, especially young people.

### **PROCLAMATION**

His Worship, Mayor Derek R. Corrigan proclaimed the week of 2009 November 21<sup>st</sup> to November 28<sup>th</sup> as ***"YMCA World Peace Week"*** in the City of Burnaby.

### **IN MEMORIUM**

His Worship, Mayor Derek R. Corrigan announced the recent passing of Dr. Donald B. Rix, a long standing member of the Burnaby business community who was always pushing the boundaries of science and medicine and was a tireless supporter and advocate for local companies.

On behalf of Council and the citizens of Burnaby, Mayor Corrigan expressed sincere sympathy to the Rix family. His Worship Mayor Corrigan advised he will be sending a letter of condolence to the Rix family on behalf of Council.

#### **1. MINUTES**

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

"THAT the minutes of the 'Open' Council meeting held on 2009 November 02 be now adopted."

CARRIED UNANIMOUSLY

#### **2. REPORTS**

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

#### **A) Community Policing Committee** **Re: Nomination for the City of Burnaby** **Community Policing Award**

The Community Policing Committee submitted a report advising the City of Burnaby Community Policing Award is to be presented to Mr. Sheldon Leung for his outstanding act of bravery; saving his neighbour from a physical assault.

The Community Policing Committee recommended:

1. THAT Council receive this report for information.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JORDAN:

“THAT the recommendation of the Community Policing Committee be adopted.”

CARRIED UNANIMOUSLY

**B) Environment Committee**

**Re: Roadside Garbage and Recycling  
Containers – Pilot Project**

The Environment Committee submitted a report seeking Council approval to undertake a pilot project with EcoMedia Direct Inc. involving garbage and recycling containers. In conjunction with other City waste reduction initiatives to address the littering issue, the proposed partnership would further enable the public to appropriately dispose of their waste and recyclable materials, and maintain a cleaner streetscape.

The Environment Committee recommended:

1. THAT Council authorize staff to undertake a pilot project with EcoMedia Direct Inc. involving placement of 50 garbage and recycling receptacles at selected City street locations as outlined in this report.
2. THAT Council request staff to report back to the Committee and Council on the outcome of the pilot project including next steps.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR KANG:

“THAT the recommendations of the Environment Committee be adopted.”

CARRIED UNANIMOUSLY

**C) Environment Committee**

**Re: Sustainable Purchasing Initiatives  
City Green Team**

The Environment Committee submitted a report providing a summary of initiatives undertaken by the City Green Team and seeking Council endorsement of an outline of the proposed work plan for 2010. The Green Team is providing a forum for greater stewardship by City staff as a deeper awareness and understanding of the economic, environmental and

social aspects of purchasing decisions are managed and balanced through the use of the Sustainable Purchasing Guidelines.

The Environment Committee recommended:

1. THAT Council receive this report for information.
2. THAT Council authorize the Green Team to proceed with the proposed 2010 work plan.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR KANG:

“THAT the recommendations of the Environment Committee be adopted.”

CARRIED UNANIMOUSLY

**D) Mayor's Task Force on Graffiti**

**Re: Anti-Graffiti Strategy**

The Mayor's Task Force on Graffiti submitted a report regarding Burnaby's Anti-Graffiti Strategy including work in progress, outstanding strategy elements and new initiatives in each of the four elements of Eradication, Education, Prevention and Identification and Deterrence.

The Mayor's Task Force on Graffiti recommended:

1. THAT Council receive this report for information.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the recommendation of the Mayor's Task Force on Graffiti be adopted.”

CARRIED UNANIMOUSLY

**E) Mayor's Task Force on Graffiti**

**Re: Mural Funding**

The Mayor's Task Force on Graffiti submitted a report outlining a funding proposal for the City of Burnaby Mural Program. The requested funding would provide for development of 40 murals over a 5-year period based upon 50/50 cost sharing between the City and the mural applicant.

The Mayor's Task Force on Graffiti recommended:

1. THAT Council refer to the Finance and Civic Development Committee the request for funding in the amount of \$100,000.00 from the Gaming Fund Reserves for the City of Burnaby Mural Program that was established in 2009 March by the Mural Sub-Committee of the Mayor's Task Force on Graffiti.
2. THAT Council request staff, in conjunction with the Finance and Civic Development Committee, develop detailed policy guidelines for consideration of mural grants.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR CALENDINO:

"THAT the recommendations of the Mayor's Task Force on Graffiti be adopted."

CARRIED UNANIMOUSLY

F) The City Manager presented a report dated 2009 November 16 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. Bylaw Dispute Adjudication System (Ticketing)**  
**Screening Officer Policy**

The City Manager submitted a report from the Director Planning and Building, Director Finance, Director Engineering, Fire Chief, O.I.C. RCMP, and Director Parks, Recreation & Cultural Services requesting Council approval to adopt a Screening Officer Bylaw Notice Policy for the City. The new Bylaw Dispute Adjudication System will be an improvement to the existing ticket dispute system. It will take minor bylaw violations out of the more complex court system and the screening process will assist in managing the number of tickets being disputed. It will be more convenient for the public and more efficient use of staff time. With the adoption of the policy, staff will be able to finalize the work required to implement the new system and it is anticipated that it will be operational in January 2010.

The City Manager recommended:

1. THAT Council adopt the Screening Officer Bylaw Notice Policy contained in Schedule "A" of this report.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**2. 7953 Burnfield Crescent, Burnaby, BC  
Lot 152, D.L. 87, Group 1, N.W.D. Plan 31698**

The City Manager submitted a report from the Director Planning & Building recommending the filing of a Notice in the Land Title Office, pursuant to Section 57 of the Community Charter, for the property at 7953 Burnfield Crescent. Should the property be listed for sale while enforcement action is underway, this would ensure potential purchasers are advised of City Bylaw contraventions.

The City Manager recommended:

1. THAT Council direct the City Clerk to file a Notice in the Land Title Office stating that:
  - (a) A resolution relating to the land at 7953 Burnfield Crescent, Burnaby, BC has been made under Section 57 of the Community Charter, and
  - (b) Further information respecting the resolution may be inspected at the Office of the City Clerk, City of Burnaby.
2. THAT a copy of this report be sent to the following owner:
  - (a) Ashwani Kalia  
7953 Burnfield Crescent  
Burnaby BC V5E 2B8.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**3. 6550 Clinton Street, Burnaby, BC  
Lot 6, D.L. 160, Group 1, N.W.D., Plan 11554**

The City Manager submitted a report from the Director Planning & Building recommending the filing of a Notice in the Land Title Office, pursuant to Section 57 of the Community Charter, for the property at 6550 Clinton Street. Should the property be listed for sale while enforcement action is underway, this would ensure potential purchasers are advised of City Bylaw contraventions.

The City Manager recommended:

1. THAT Council direct the City Clerk to file a Notice in the Land Title Office stating that:

- a) A resolution relating to the land at 6550 Clinton Street, Burnaby, BC has been made under Section 57 of the Community Charter, and
  - b) Further information respecting the resolution may be inspected at the Office of the City Clerk, City of Burnaby.
2. THAT a copy of this report be sent to the following owners:
- a) Yuan Sheng and Yuan Meng  
6550 Clinton Street  
Burnaby BC V5E 1A4.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**4. 4223 Victory Street, Burnaby, BC  
Lot E, D.L. 149, N.W.D Plan BCP 4842**

The City Manager submitted a report from the Director Planning & Building recommending the filing of a Notice in the Land Title Office, pursuant to Section 57 of the Community Charter, for the property at 4223 Victory Street. Should the property be listed for sale while enforcement action is underway, this would ensure potential purchasers are advised of City Bylaw contraventions.

The City Manager recommended:

- 1. THAT Council direct the City Clerk to file a Notice in the Land Title Office stating that:
  - a) A resolution relating to the land at 4223 Victory Street, Burnaby BC has been made under Section 57 of the Community Charter, and
  - b) Further information respecting the resolution may be inspected at the Office of the City Clerk, City of Burnaby.
- 2. THAT a copy of this report be sent to the following owners:
  - a) Harjinder Singh and Surjit Kaur Mahal  
4223 Victory Street  
Burnaby BC V5C 1N7.

MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**5. Building Permit Tabulation Report No. 10**  
**From 2009 October 01 – 2009 October 31**

The City Manager submitted a report from the Director Planning & 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 VOLKOW:  
SECONDED BY COUNCILLOR MCDONELL:

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

CARRIED UNANIMOUSLY

**6. Police Records Information**  
**Management Environment**

The City Manager submitted a report from the Director Finance providing Council with an update and overview of the Provincial Police Information System (PRIME-BC). The governance of the system is provided by the private company PRIMECorp. PRIMECorp’s Board of Directors currently has no local government representation or input into the operation, maintenance or upgrade of the systems governed by this company.

The City Manager recommended:

1. THAT Burnaby request that the Province provide municipal representation on the PRIME-BC Board of Directors.

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR JOHNSTON:

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



MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR MCDONELL:

“THAT the recommendation be **AMENDED** to read as follows: ‘THAT Burnaby request that the Province amend the governance structure of PRIME-BC to include majority representation from UBCM member municipalities on the PRIME-BC Board of Directors.’ ”

CARRIED UNANIMOUSLY

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

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

MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR JOHNSTON:

“THAT the report AS AMENDED be sent to all UBCM member municipalities and Burnaby’s four MLAs.”

CARRIED UNANIMOUSLY

**7. HVAC Systems Maintenance and  
Repairs Services**

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for HVAC systems maintenance and repairs services.

The City Manager recommended:

1. THAT a contract be awarded to the lowest tenderer, Honeywell Limited for HVAC Systems Maintenance and Repairs Services for the two year period of December 1, 2009 to November 30, 2011 at an estimated annual cost of \$870,778.50.

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**8. Fire Department 3<sup>rd</sup> Quarter 2009 Report**

The City Manager submitted a report from the Fire Chief providing Council with information relating to the Fire Department's activities during the 3<sup>rd</sup> Quarter of 2009.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JOHNSTON:

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 JORDAN:

SECONDED BY COUNCILLOR MCDONELL:

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

CARRIED UNANIMOUSLY

**3. BYLAWS**

**FIRST, SECOND AND THIRD READING:**

MOVED BY COUNCILLOR CHANG:

SECONDED BY COUNCILLOR CALENDINO:

"THAT

Burnaby Capital Works, Machinery and Equipment  
Reserve Fund Expenditure Bylaw No. 28, 2009

#12733

Burnaby Local Improvement Fund Expenditure  
Bylaw No. 5, 2009

#12734

Burnaby Local Improvement Fund Expenditure  
Bylaw No. 6, 2009

#12735

be now introduced and read three times.”

CARRIED UNANIMOUSLY

**THIRD READING, RECONSIDERATION AND FINAL ADOPTION:**

#12713          Text Amendment

MOVED BY COUNCILLOR CHANG:

SECONDED BY COUNCILLOR MCDONELL:

“THAT

Burnaby Zoning Bylaw 1965, Amendment  
Bylaw No. 42, 2009

#12713

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 CHANG:

SECONDED BY COUNCILLOR DHALIWAL:

“THAT

Burnaby Local Area Service Construction  
Bylaw No. 20, 2009

#12725

Burnaby Subdivision Control Bylaw 1971,  
Amendment Bylaw No. 2, 2009

#12726

Burnaby Liquor Licence Application Fee  
Bylaw 2001, Amendment Bylaw No. 2, 2009

#12727

Burnaby Plumbing Bylaw 2000, Amendment  
Bylaw No. 2, 2009

#12728

Burnaby Gas Bylaw 1978, Amendment  
Bylaw No. 2, 2009

#12729

Burnaby Building Bylaw 2004, Amendment #12730  
Bylaw No. 3, 2009

Burnaby Electrical Bylaw 1974, Amendment #12731  
Bylaw No. 2, 2009

Burnaby Tree Bylaw 1996, Amendment #12732  
Bylaw No. 2, 2009

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

CARRIED UNANIMOUSLY

**ABANDONMENT:**

#11944          3853/75/76/91/92 Norfolk Street          REZ #04-64

MOVED BY COUNCILLOR CHANG:  
SECONDED BY COUNCILLOR JORDAN:

"THAT

Burnaby Zoning Bylaw 1965, Amendment #11944  
Bylaw No. 37, 2005

be now abandoned.”

CARRIED UNANIMOUSLY

**4. NEW BUSINESS**

**Councillor Johnston**

Councillor Johnston made reference to Item I) of the Council Correspondence package received to 2009 November 13 from Richard Ward, Director, Community Media Education Society (CMES) regarding the Canadian broadcasting system. Arising from consideration of the letter, Councillor Johnston was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR VOLKOW:

“THAT staff prepare a submission regarding the impact of the loss of programming and services from local community television.”

CARRIED UNANIMOUSLY

**5. INQUIRIES**

There were no inquiries brought before Council at this time.

**6. ADJOURNMENT**

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR CALENDINO:

“THAT this ‘Open’ Council Meeting do now adjourn.”

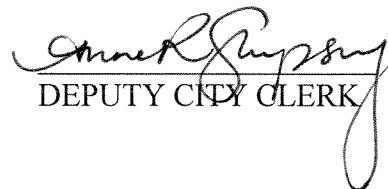
CARRIED UNANIMOUSLY

The ‘Open’ Council Meeting adjourned at 8:40 p.m.

Confirmed:

Certified Correct:

  
MAYOR

  
DEPUTY CITY CLERK