

## **2009 October 26**

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 October 26 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 P. McDonell  
Councillor N.M. Volkow

ABSENT: 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. B. Luksun, Director Planning & Building  
Mr. B. Rose, City Solicitor  
Mrs. D.R. Comis, City Clerk  
Ms. B. Zeinabova, Administrative Officer I

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

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

### **1. MINUTES**

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

"THAT the minutes of the 'Open' Council meeting held on 2009 October 19 be now adopted."

CARRIED UNANIMOUSLY

## **2. DELEGATIONS**

The following wrote requesting an audience with Council:

- A) Black Wool Incorporated  
Re: Play on – A Street Hockey Tournament  
Speakers: Jon Margolis  
Chris Lee
  
- B) Bryan Vogler  
Re: Dredging Burnaby Lake  
Speaker: Bryan Vogler

MOVED BY COUNCILLOR McDONELL:  
SECONDED BY COUNCILLOR JOHNSTON:

“THAT the delegations be heard.”

CARRIED UNANIMOUSLY

- A) **Mr. Jon Margolis and Mr. Chris Lee**, Black Wool Incorporated, appeared before Council to discuss the possibility of relocating their Play on Street Hockey Tournament from Vancouver to another Lower Mainland municipality, such as Burnaby.

The delegation advised the event is open to players of all ages, both male and female, with varying degrees of skill and experience and that the intent of the program is to promote an interest in hockey and encourage physical activity. Mr. Margolis noted that last year over 300 teams played in the tournament. The speaker explained the program began in 2003 and, in 2008, CBC Hockey Night in Canada became the primary sponsor. Next year, the event is planned to take place in 12 locations across Canada.

Mr. Margolis advised the event would require road closures (typically road closures take effect on Friday at 6:00 p.m. until 12:00 a.m. on Monday) and areas in parking lots. The location would also need to provide: space for 24 rinks with clean smooth surfaces each measuring 100 feet long by 30 feet wide; access to power and water; washroom facilities as well as a close proximity to transit. The delegation explained the purpose of their presentation was to explore options with the City for an event site with consideration for a traffic plan, policing, municipal services, promotional assistance and funding.

The speaker noted May or June are the optimum months to hold the event, with a particular preference for the weekend of 2010 June 13<sup>th</sup>. In 2008, the event took place near GM Place, however, Tourism Burnaby had suggested to the presenters that Metropolis at Metrotown or Brentwood Mall may be suitable locations for the program in the upcoming year.

In conclusion, Mr. Margolis expressed his hope that Burnaby City Council would endorse the event in 2010.

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

MOVED BY COUNCILLOR McDONELL:  
SECONDED BY COUNCILLOR JOHNSTON:

“THAT the presentation by the delegation be **REFERRED** to staff for further investigation and a report back to Council as soon as possible.”

CARRIED UNANIMOUSLY

- B) Mr. Bryan Vogler**, 354 Sherbrooke Street, New Westminster, appeared before Council to discuss concerns about the dumping of raw sewage from passing trains into Burnaby Lake Regional Park. Mr. Vogler advised he recently submitted a 50-page report to the Mayor's office outlining concerns related to the actions of Via Rail in dumping sewage at locations across Canada, including Burnaby Lake Regional Park.

The speaker advised the dumping of sewage by Via Rail ended in 2005 and the Rocky Mountain Rail ended dumping in 1995. Mr. Vogler expressed strong concerns about the release of pathogens from past dumping during proposed dredging activities in Burnaby Lake.

In conclusion, the speaker contended the past actions of the rail operators have left Burnaby citizens in a dangerous situation and he advocates Council pursue restitution from the rail companies and Federal Government to repair the damage.

### **3. REPORTS**

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

- A) City Clerk**  
**Re: Certificate of Sufficiency**

The City Clerk submitted a report providing Council with the Certificate of Sufficiency covering a Local Area Service lane paving project as detailed in the report.

The City Clerk recommended:

1. THAT the City Clerk's Certificate of Sufficiency covering the rear lane of Neville Street and Rumble Street from WPL 6037 Neville Street to Curragh Avenue.
2. THAT on receipt of the successful petition, the City Solicitor prepare Local Area Service Construction Bylaw for the project.
3. THAT on receipt of the successful petition, the City Solicitor prepare Local Area Service Fund Expenditure Bylaw for the project.

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**B) Executive Committee of Council**  
**Re: Grant Applications**

The Executive Committee of Council submitted the following grant applications for Council's consideration:

**#09/63 Burnaby Community Connections - Recreation Credit Program**

The Executive Committee of Council recommended:

1. THAT a grant in the amount of \$24,790 be awarded to the Burnaby Community Connections – Recreation Credit Program in support of administering the Burnaby Parks, Recreation and Cultural Services Credit Program for 2009.

MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR McDONELL:

"THAT the recommendation of the Executive Committee of Council be adopted."

CARRIED UNANIMOUSLY

**#09/64 Wildlife Rescue Association of BC**

The Executive Committee of Council recommended:

1. THAT a grant in the amount of \$5,500 be awarded to the Wildlife Rescue Association of BC to assist with promoting the welfare of wild animals in the urban environment.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

“THAT the recommendation of the Executive Committee of Council be adopted.”

CARRIED UNANIMOUSLY

**#09/66 Christmas Dinner Grants**

The Executive Committee of Council recommended:

1. THAT a grant in the amount of \$6.00 per person be awarded to \*Seniors' groups applying for their 2009 Christmas Dinner grants.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR McDONELL:

“THAT the recommendation of the Executive Committee of Council be adopted.”

CARRIED UNANIMOUSLY

- C) The City Manager presented a report dated 2009 October 26 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. Promotional Support for Heritage Christmas 2009**

The City Manager submitted a report from the Director Parks, Recreation & Cultural Services seeking Council approval for special Burnaby Village Museum admission rates and for the proceeds of the special Museum admissions on 2009 December 10 to be donated to the Burnaby Christmas Bureau.

The City Manager recommended:

1. THAT approval be granted for special Burnaby Village Museum half-price admission rates as a donation to the Burnaby Christmas Bureau on Thursday, 2009 December 10, from 4:00 p.m. – 8:00 p.m. as part of a promotional partnership for the Museum with Burnaby Now and the Burnaby Christmas Bureau as outlined in this report.
2. THAT the proceeds of the special Museum admissions on 2009 December 10, from 4:00 p.m. – 8:00 p.m. be donated to the Burnaby Christmas Bureau.

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**2. Community Tourism Program – Residual Phase 1 Funding**

The City Manager submitted a report from the Director Planning and Building requesting Council authorization for the City’s project applications for use of the residual allocation of Phase 1 UBCM Community Tourism Program funding.

The City Manager recommended:

1. THAT Council authorize staff to submit detailed project applications for the production of ***Tourism Burnaby Tear Sheets*** (\$7,589.64) and support for the 2010 ***Giro di Burnaby*** (\$22,186.31) to utilize the residual Phase 1 UBCM Community Tourism Program funding as outlined in Section 2 of this report.
2. THAT Council send this report to the Board of Directors of Tourism Burnaby; Matthew Coyne, Executive Director of Tourism Burnaby; and Isabel Kolic, Executive Director, The Heights Merchants Association.

MOVED BY COUNCILLOR McDONELL:  
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**3. 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 bring forward a bylaw to appropriate funds from Capital Reserves to finance the continued implementation of the Deer Lake Master Plan.

The City Manager recommended:

2. THAT a bylaw be brought down to appropriate \$131,250 (inclusive of 5% GST) from Capital Reserves to finance the continued implementation of the Deer Lake Master Plan.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**4. 2010 Fees for Building Permits and  
Other Planning Applications and Services**

The City Manager submitted a report from the Director Planning and Building providing Council with recommendations for the Planning and Building Department's 2010 fee schedule for various applications for the purpose of cost recovery.

The City Manager recommended:

1. THAT Council approve the proposed fee adjustments and text changes as outlined in this report.
2. THAT Council authorize the preparation of a bylaw amending the rezoning application fees in the Burnaby Zoning Bylaw, as outlined in Section 3.2 of Schedule A, and that the Bylaw be advanced to First Reading on 2009 November 02 and to a Public Hearing on 2009 November 24 at 7:30 p.m.
3. THAT Council authorize the preparation of the necessary bylaw amendments to effect the fee adjustments and text changes outlined in Section 4.0 of Schedule A.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**5. Demolition of 8315 14<sup>th</sup> Avenue**

The City Manager submitted a report from the Director Engineering seeking Council approval to remove and/or demolish the City owned building at 8315 14<sup>th</sup> Avenue.

The City Manager recommended:

1. THAT Council authorize the demolition or sale for moving or salvage of the structures including all outbuildings at 8315 14<sup>th</sup> Avenue.

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**6. Curtis-Duthie Water Pump Station**

The City Manager submitted a report from the Director Engineering seeking Council approval to enter into an agreement with Kerr Wood Leidel for engineering services related to the design of a new Curtis-Duthie water pump station.

The City Manager recommended:

1. THAT Staff be authorized to retain Kerr Wood Leidel for engineering services related to the design of a new Curtis-Duthie water pump station, at an estimated cost of \$260,000 (inclusive of 5% GST), as outlined in this report.

MOVED BY COUNCILLOR VOLKOW:  
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:  
SECONDED BY COUNCILLOR CALENDINO:

“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



**4. BYLAWS**

**FIRST, SECOND AND THIRD READING:**

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR VOLKOW:

“THAT

Burnaby Local Area Service Construction Bylaw No. 13, 2009	#12717
Burnaby Local Area Service Construction Bylaw No. 14, 2009	#12718
Burnaby Local Area Service Construction Bylaw No. 15, 2009	#12719
Burnaby Local Area Service Construction Bylaw No. 16, 2009	#12720
Burnaby Local Area Service Construction Bylaw No. 17, 2009	#12721
Burnaby Local Area Service Construction Bylaw No. 18, 2009	#12722
Burnaby Local Area Service Construction Bylaw No. 19, 2009	#12723

be now introduced and read three times.”

CARRIED UNANIMOUSLY

**RECONSIDERATION AND FINAL ADOPTION:**

#12287      7610 Joffre Avenue      REZ #07-10

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR McDONELL:

“THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 28, 2007	#12287
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Burnaby Local Improvement Fund Expenditure  
Bylaw No. 4, 2009

#12715

Burnaby Development Cost Charges Reserve Fund  
Expenditure Bylaw No. 1, 2009

#12716

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

CARRIED UNANIMOUSLY

**5. NEW BUSINESS**

**Councillor Jordan**

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the start time for the Community Development Committee meeting to be held on Tuesday, 2009 October 27 in the Council Committee Room be changed from 5:00 p.m. to 6:00 p.m.”

CARRIED UNANIMOUSLY

Councillor Jordan made reference to Item D) of the Council Correspondence package received to 2009 October 23 from Elaine Huva, on behalf of residents of Greentree Village III, expressing their opposition to the Provincial Government’s plan to allow idling buses to park along Wayburne Drive during the Olympics.

Mr. Lambert Chu, Director Engineering, advised that VANOC has removed Wayburne Drive from their proposed parking sites for the 2010 Olympics.

**Councillor Johnston**

Councillor Johnston informed Council that the new Kingsway pedestrian bridge at Metrotown, has been granted two prestigious awards. At their annual conference, the Consulting Engineers of British Columbia awarded the bridge with their Award of Excellence which is their highest honour in the transportation category. The American-based National Council of Structural Engineering Association awarded the bridge their 2009 Outstanding Project Award in the transportation category at their annual conference in Phoenix, Arizona.

The City of Burnaby also received awards for the Griffiths Overpass which included: the 2008 Project of the Year Award from the Public Works Association of BC and the 2008 BC Steel Design Award from the Architectural Division Outstanding Steel Structure. Councillor

Johnston also informed Council that the Winston Overpass is being considered for the 2009 Constructional Steelwork Awards.

His Worship, Mayor Corrigan, offered his congratulations to staff since these prestigious awards are a testimony to the strong collaborative effort between the engineering and architectural companies and the City of Burnaby staff.

Councillor Johnston also made reference to Item G) of the Council Correspondence package received to 2009 October 23 from Jim Abram, Director, Strathcona Regional District recommending the transfer of the Canadian Coast Guard from the Department of Fisheries and Oceans to the Ministry of Public Safety.

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

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

“THAT this item of correspondence be **REFERRED** to the Environment Committee for consideration.”

CARRIED UNANIMOUSLY

**Councillor Volkow**

Councillor Volkow made reference to an article in the Globe and Mail pertaining to the non-payment of industrial property taxes to the City of Castlegar by Mercer International. Councillor Volkow reported the Mayor of Castlegar is advocating that the corporation use a portion of its federal grant money to pay the \$3.6M in outstanding taxes.

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

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

“THAT His Worship, Mayor D.R. Corrigan, write to His Worship, Mayor Chernoff, City of Castlegar, commending him for his defence of the legal responsibility of corporations to pay their property taxes.”

CARRIED UNANIMOUSLY

6. **INQUIRIES**

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

7. **ADJOURNMENT**

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

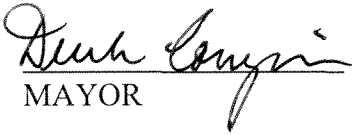
“THAT this ‘Open’ Council Meeting do now adjourn.”

CARRIED UNANIMOUSLY

The ‘Open’ Council Meeting adjourned at 8:31 p.m.

Confirmed:

Certified Correct:

  
MAYOR

  
DEPUTY CITY CLERK