

2010 FEBRUARY 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, 2010 February 01 at 6:00 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 McDONELL:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

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

His Worship, Mayor Derek R. Corrigan, acknowledged Journalism Students from B.C.I.T. and their instructor, Mr. George Orr, in attendance and welcomed them to the Council meeting.

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

Certificates of Commendation to George Sojka and Russ MacKenzie

Presenters: His Worship, Mayor Derek R. Corrigan and Mr. Rick Makutra

His Worship Mayor Derek R. Corrigan advised Mr. Rick Makutra had written him a letter to advise that last fall, he had been playing a game of squash at Bonsor Recreation Centre when he collapsed

and struck his head as he fell to the floor. He was initially unconscious, had no pulse and was not breathing. Mr. George Sojka was the first staff person to arrive on the scene and began to administer CPR. Mr. Russ MacKenzie assisted with CPR until the Fire Department arrived and took over. Breathing and conscious now the Ambulance Services transported Mr. Makutra to the hospital where he made his recovery. Mr. Makutra stated in his letter "Had it not been for the quick, competent and tireless response I received that day, I would not be alive to write this letter".

On behalf of Mr. Makutra, Council and the citizens of Burnaby, Mayor Corrigan expressed a sense of honour and pride in the actions of Mr. Sojka and Mr. MacKenzie and thanked them both for a job well done.

1. MINUTES

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the 'Open' Council meeting held on 2010 January 25 be now adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the Public Hearing (Zoning) meeting held on 2010 January 26 be now adopted."

CARRIED UNANIMOUSLY

2. DELEGATION

The following wrote requesting an audience with Council:

- A) Jack Lavin and Lorne McLeod
Re: Blues and Roots Festival
Speakers: Jack Lavin
Lorne McLeod

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JORDAN:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- A) **Mr. Lorne McLeod** and **Mr. Jack Lavin** appeared before Council to discuss the City of Burnaby's Blues and Roots Festival and to provide insight and ideas on this event.

Mr. Jack Lavin, as a long time concert promoter and musician, suggested broadening the appeal of the Festival could increase its profitability. Mr. Lavin advocated for a change in the venue and recommended moving the Festival to the top of Burnaby Mountain to address the current issues with limited parking, access and space, as well as provide incredible sight lines. The delegation shared his ideas of having a 3-ring event providing Canadian Blues singers for adults; an entertainment area for children and an epicurean area featuring BC wineries, breweries and a celebrity chef. The speaker also suggested increasing the merchandising for the event and getting Burnaby's most innovative businesses involved. Mr. Lavin envisions CTV doing a video recording of the Festival for future sales which could be sold and benefits given to local charities. The speaker also noted the City could improve the profile of the event by increasing awareness through the Blues in Schools' program and hiring celebrity MCs. In conclusion, Mr. Lavin proposed that Burnaby would make a beautiful home and perfect tourist destination for a Canadian Music Hall of Fame or a "Music Museum".

Mr. McLeod listed local artists who would be available to perform. The speaker emphasized that Blues is a niche market which doesn't appeal to everyone so broadening the scope could increase profitability. Mr. McLeod believes he and Mr. Lavin have the expertise, desire and knowledge to market this event. The speaker cited other similar events which have been a success and stated their proposal would put Burnaby on the map and keep the money in Canada.

In conclusion, the delegation advised they are a team that could put this together and requested Council give them a chance.

Arising from consideration of the delegation's presentation, 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 review and report."

CARRIED UNANIMOUSLY

3. CORRESPONDENCE

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR McDONELL:

"THAT the following item of correspondence be received."

CARRIED UNANIMOUSLY

- A) The Kidney Foundation of Canada
Re: March is Kidney Health Month

A letter was received from the Kidney Foundation of Canada asking for support by proclaiming March as Kidney Month and providing approval for their volunteers to conduct door-to-door canvassing in the City of Burnaby.

A note from staff advises there is no conflict for the requested canvass dates. The Mayor's Office is preparing a proclamation for an upcoming Council meeting, as requested.

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR McDONELL:

"THAT permission be granted for the Kidney Foundation of Canada to conduct its annual door-to-door canvass in Burnaby during 2010 March and further THAT a proclamation to declare Kidney Health Month in the City of Burnaby in 2010 March be enacted by the Mayor's Office with a copy provided to the Kidney Foundation."

CARRIED UNANIMOUSLY

4. REPORTS

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

- A) **Community Development Committee**
Re: **Community Benefit to be Derived Through**
Rezoning Reference #09-24,
Metrotown Town Centre Development Plan

The Community Development Committee submitted a report to Council recommending a community amenity be derived through a density bonus to Rezoning Reference #09-24 at Bennett Street and Nelson Avenue. Given the strategic location of the site in the Metrotown Town Centre and adjacent to several residential neighbourhoods with high social needs, it is believed that the density bonus presents a unique opportunity to address a broad range of local community needs through the provision of non-profit community programming space. On completion of the preliminary design work, staff would report back to the Committee and Council on the size, design elements, and cost estimates for the proposed community programming space, and seek the necessary approvals for further advancement of the proposal.

The Community Development Committee recommended:

1. THAT Council approve, in principle, non-profit community programming space, as outlined in Section 3.1 of this report, as the community benefit to be achieved through a proposed density bonus to Rezoning Reference #09-24.
2. THAT Council authorize staff to work with the developer on a preliminary design concept for the proposed non-profit community programming space, as outlined in this report.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the recommendations of the Community Development Committee be adopted.”

CARRIED UNANIMOUSLY

B) Social Issues Committee

**Re: Child Care Resources Group Update
for 2010**

The Social Issues Committee submitted a report providing Council with a summary of activities of the Child Care Resources Group (CCRG) during 2009 and to propose a Work Plan for 2010. During 2010, the CCRG proposes to: co-sponsor an information session for non-profit child care operators on the potential fiscal and quality of care impacts of all-day Kindergarten on child care operations; assist with a staff review of Burnaby's zoning requirements as they pertain to licensed group child care centres in residential zones; and celebrate Child Care Month. The CCRG will also assume its customary role of monitoring changes in the child care environment at the Provincial and Federal levels, and providing advice to the Social Issues Committee and Council on appropriate City responses as necessary.

The Social Issues Committee recommended:

1. THAT Council receive this report for information.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

“THAT the recommendation of the Social Issues Committee be adopted.”

CARRIED UNANIMOUSLY

C) Social Issues Committee

Re: Child Care Worker Wages

The Social Issues Committee submitted a report recommending Council support the \$20/hour wage Strategy for Child Care Workers sponsored by the Early Childhood Educators

of B.C. One of the critical challenges to operating a quality child care centre is the recruitment and retention of qualified child care workers. Child care workers are leaving the field, and new workers are not entering it because of low wages, minimal benefits and other factors such as heavy workload, split shifts and lack of prestige associated with the work. With child care fees already consuming a second income in many families, it is not practical to expect that higher wages can be realized through increased child care fees. Staff and the Committee believe that what is required is for the Province to reverse the trend of recent years and infuse the child care system in British Columbia with adequate funding.

The Social Issues Committee recommended:

1. THAT the Mayor on behalf of Council, write to the Premier and the Provincial Minister of Children and Family Development urging them to develop a five year plan and funding strategy that moves child care from a user fee system to a universal, publicly funded system, and which supports an equitable entry wage for child care workers.
2. THAT the Mayor write to the Prime Minister and the Federal Minister of Human Resources and Skills Development urging them to implement a national child care strategy and work with the Provinces to establish a universal, publicly funded child care system.
3. THAT copies of this report be forwarded to Burnaby's Members of the Legislative Assembly and Members of Parliament.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the recommendations of the Social Issues Committee be adopted.”

CARRIED UNANIMOUSLY

D) Social Issues Committee
Re: Treatment Options for BC Families
with Substance Abuse Issues

The Social Issues Committee submitted a report to Council recommending support of the South Fraser Family Court and Youth Justice Committee letter campaign.

The Social Issues Committee recommended:

1. THAT the Mayor on behalf of Council, write the Attorney General and Premier urging the Provincial Government to re-open discussions regarding the enactment of legislation to provide treatment options for youth, struggling with substance abuse.

2. THAT the Mayor on behalf of Council, write to Burnaby's Members of the Legislative Assembly and Members of Parliament requesting letters of support be sent to the Attorney General and the Premier.
3. THAT copies of these letters be sent to the South Fraser Family Court Committee.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

"THAT the recommendations of the Social Issues Committee be adopted."

CARRIED UNANIMOUSLY

- E) The City Manager presented a report dated 2010 February 01 on the matters listed following as Items 01 to 04 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Status of Port Mann / Highway 1 Project

The City Manager submitted a report from the Director Planning and Building updating Council on the status of the Port Mann / Highway 1 Project. All construction that is presently being undertaken is within provincially-owned road rights-of-way. Staff are not aware of any significant changes to the project scope since the last report to Council. It is anticipated that staff will bring forward the outline of a draft Burnaby Access Memorandum for Council consideration in 2010 April.

The City Manager recommended:

1. THAT this report be received for information.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**2. Bonsor Leisure Pool
Envelope Repairs – Contract Award**

The City Manager submitted a report from the Major Civic Building Project Coordination Committee seeking Council approval to award a construction contract for the Bonsor Leisure Pool envelope repairs.

The City Manager recommended:

1. THAT Council approve the award of a construction contract to Pro-Can Construction Group Corporation in the amount of \$464,205 (*inclusive of GST @ 5%*) for the Bonsor Leisure Pool envelope repairs.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

3. City Investments – 2009 Update

The City Manager submitted a report from the Director Finance updating Council on the City’s current investment program. Solid diversification and investment strategy development has allowed the City to increase its investment income, while maintaining strict controls and guidelines outlined under the Community Charter. With an annual yield of 5.99% in the Investment Fund, the return on investment in 2009 was in excess of \$37.4 million.

The City Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

Arising from discussion of the report, Councillor Jordan was granted leave to introduce the following motion:

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the report be forwarded to the Finance and Civic Development Committee to address detailed questions from Council members.”

CARRIED UNANIMOUSLY

**4. Rezoning Reference #06-65
Master CD Rezoning for 14 Development Sites
And Potential New Watertower in UniverCity
Phase 3; Concept Plan for UniverCity Phase 4;
UniverCity at SFU**

The City Manager submitted a report from the Director Planning and Building recommending Council establish an additional prerequisite to the completion of the rezoning.

The City Manager recommended:

1. THAT the prerequisites to Rezoning Reference #06-65, Master CD Rezoning for 14 development sites and potential new watertower in UnverCity Phase 3; Concept Plan for UniverCity Phase 4; UniverCity at SFU be AMENDED to include:
 - k) The granting of Section 219 Covenants governing development of wood frame buildings and mezzanines.

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR McDONELL:

“THAT the Committee now rise and report.”

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

5. TABLED MATTER

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the resolution regarding extended hours of liquor service during the Olympics be introduced.”

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

“**THAT WHEREAS** the provincial Liquor Control and Licensing Branch issued a Policy Directive with regard to hours of liquor sales during the month of 2010 February which allows a local government, in an area where the Olympic/Paralympic licence is available, to pass a bylaw or Council resolution for the blanket extension of the hours of liquor service for Food Primary and/or Liquor Primary licences during all or part of the month of 2010 February;

AND WHEREAS the Policy Directive applies to Burnaby;

AND WHEREAS the City has received inquiries from Burnaby hotels expressing an interest in having extended liquor service hours during part of the month of 2010 February;

AND WHEREAS other jurisdictions to which the Policy Directive applies have taken advantage of extended hours of liquor service;

AND WHEREAS Burnaby’s restaurant and hotel services will be patronized by Olympic supporters;

AND WHEREAS there is a desire to bring some uniformity to hospitality service hours across the region during the course of this one time extraordinary event:

THEREFORE BE IT RESOLVED THAT Burnaby, in accordance with the LCLB Policy Directive, extend hours of liquor sales for Food Primary establishments until 2:00 a.m., and for Liquor Primary establishments until 3:00 a.m. for the period between 2010 February 8 and 28.”

CARRIED

OPPOSED: COUNCILLORS

DHALIWAL and KANG

A) LCLB Policy Directive – Hours of Liquor Service
(Tabled 2010 January 25)

This item was superseded by the previous motion.

6. BYLAWS

FIRST READING

#12760	Ptn. of 8888 University Drive and 9055 University High Street	REZ #06-65
#12761	6947/51/79 Hastings Street	REZ #07-53
#12762	6130, 6150 Wilson Avenue and 6149 Kathleen Avenue	REZ #09-32
#12763	3740 and 3746 Manor Street	REZ #08-43
#12764	6250 Lougheed Highway	REZ #09-34
#12765	9500 Glenlyon Parkway	REZ #09-30
#12766	7700 Riverfront Gate	REZ #09-31

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR KANG:

“THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 1, 2010	#12760
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 2, 2010	#12761
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 3, 2010	#12762
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 4, 2010	#12763
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 5, 2010	#12764
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 6, 2010	#12765
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 7, 2010	#12766

be now introduced and read a first time.”

CARRIED UNANIMOUSLY

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

“THAT

Burnaby Capital Works, Machinery and Equipment
Reserve Fund Expenditure Bylaw No. 1, 2010

#12767

be now introduced and read three times.”

CARRIED UNANIMOUSLY

SECOND READING:

#12739 7297 Ridge Drive

REZ #09-21

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

“THAT

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 48, 2009

#12739

be now read a second time.”

CARRIED UNANIMOUSLY

THIRD READING, RECONSIDERATION AND FINAL ADOPTION:

#12738 4021 Kingsway

REZ #09-22

#12742 8289 North Fraser Way, Units #107 & 108

REZ #09-15

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

“THAT

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 47, 2009

#12738

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 51, 2009

#12742

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 CALENDINO:

SECONDED BY COUNCILLOR KANG:

“THAT

Burnaby Local Improvement Fund Expenditure
Bylaw No. 1, 2010

#12757

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

CARRIED UNANIMOUSLY

7. NEW BUSINESS

**A) Consideration of Motion - Executive Clemency for
Leonard Pelletier and Free Trial for John Graham**

Councillor Volkow

The following motion was postponed to the 2010 February 01 meeting:

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT His Worship, Mayor Derek R. Corrigan write to President Barack Obama to request clemency for Leonard Pelletier and a fair trial for John Graham in the pursuit of justice for Anna Mae Aquash and THAT His Worship, Mayor Derek R. Corrigan also write Mayor Gregor Robertson to urge the City of Vancouver to write a letter to President Obama in this regard.”

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSON:

“THAT the motion as moved by Councillor Volkow and seconded by Councillor Johnston being ‘THAT His Worship, Mayor Derek R. Corrigan write to President Barack Obama to request clemency for Leonard Pelletier and a fair trial for John Graham in the pursuit of justice for Anna Mae Aquash and THAT His Worship, Mayor Derek R. Corrigan also write Mayor Gregor Robertson to urge the City of Vancouver to write a letter to President Obama in this regard’ be **REFERRED** to the 2010 February 08 meeting.”

CARRIED UNANIMOUSLY

Councillor Dhaliwal

Councillor Dhaliwal noted that the Association of Fundraising Professionals has awarded the 2010 Freeman Philanthropic Services Award for Outstanding Corporation to Telus which is the first Canadian company to receive this International award.

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

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR CALENDINO:

“THAT His Worship, Mayor Derek R. Corrigan send a congratulatory letter to Telus as recipient of the 2010 Freeman Philanthropic Services Award for Outstanding Corporation.”

CARRIED UNANIMOUSLY

Councillor Johnston

Councillor Johnston made reference to Item H) of the Council Correspondence package received to 2010 January 29 from Lyle D. Currie regarding paper recycling in the Lower Mainland.

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 JORDAN:

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

CARRIED UNANIMOUSLY

Councillor Kang

Councillor Kang made reference to Item A) of the Council Correspondence package received to 2010 January 29 from Marie-Josée Patry regarding the annual garbage collection calendar and inquiring as to why it was not available in French, the other official language in Canada, while it is available in a number of other languages including Chinese, Italian, Korean and Punjabi.

Councillor Kang advised the translations were done for practical reasons to encourage participation and while many French speaking residents are bilingual, many of the citizens who speak the other languages do not read English. However, Council will consider providing a French translation for 2011.

Councillor McDonell

Councillor McDonell recognized two non-profit organizations in the community who have raised money for Haiti disaster relief: the Burnaby Edmonds Lions Club has contributed \$1,000 and the Tzu Chi Foundation has raised more than \$900,000. Councillor McDonell publicly thanked them for the work they do.

8. INQUIRIES

There were no inquiries brought before Council at this time.

9. ADJOURNMENT

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR CALENDINO:

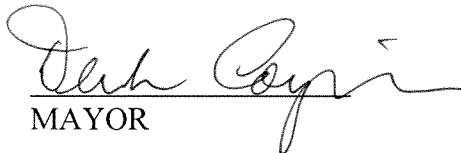
“THAT this ‘Open’ Council Meeting do now adjourn.”

CARRIED UNANIMOUSLY

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

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK