

2010 MARCH 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 March 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 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. B. Zeinabova, Administrative Officer I

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

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

PROCLAMATIONS

His Worship, Mayor Derek R. Corrigan proclaimed 2010 March 6th as "*Lymphedema Awareness Day*" in the City of Burnaby.

His Worship, Mayor Derek R. Corrigan proclaimed the week of 2010 March 7th – 13th as "*Stop the Sexual Exploitation of Children & Youth Awareness Week* " in the City of Burnaby.

1. MINUTES

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR KANG:

“THAT the minutes of the ‘Open’ Council meeting held on 2010 February 15 be now adopted.”

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

“THAT the minutes of the Public Hearing (Zoning) held on 2010 February 16 be now adopted.”

CARRIED UNANIMOUSLY

2. DELEGATIONS

The following wrote requesting an audience with Council:

- A) Serena Oh
Re: Notice on Title – 5713 Grant Street
Speaker: Serena Oh
- B) L’Arche Greater Vancouver
Re: Status Update of L’Arche
Speaker: Denise Haskett

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR KANG:

“THAT the delegations be heard.”

CARRIED UNANIMOUSLY

- A) **Ms. Serena Oh**, 5713 Grant Street, Burnaby, BC appeared before Council to present her views regarding a staff recommendation to file a Notice in the Land Title Office in relation to the property at 5713 Grant Street as it is currently in contravention of City Bylaws. Ms. Oh advised Council it would be impossible for her to obtain a loan to make improvements to her property when the City has a judgement on the property. The speaker noted her home is half of a duplex and claimed her property value will decrease with the City judgement against it.

His Worship, Mayor Derek R. Corrigan explained the purpose of the Notice on Title to the delegation.

In conclusion, Ms. Oh stated she did not believe the recommended action by the City represents fair treatment of her situation.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR McDONELL:

“THAT the delegation be terminated.”

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR CALENDINO:

“THAT Item 05, Manager’s Report dated 2010 March 01 be brought forward for consideration at this time.”

CARRIED UNANIMOUSLY

5. 5713 Grant Street, Burnaby, BC
Strata Lot 2 District Lot 129 Group 1 N.W.D.
Strata Plan BCS2454

The City Manager submitted a report from the Director Planning and Building requesting Council direct the City Clerk to file a Notice in the Land Title Office, pursuant to Section 57 of the Community Charter, with respect to a property in contravention of City Bylaws.

The City Manager recommended:

1. THAT Council direct the City Clerk to file a Notice in the Land Title Office stating:
 - (a) A resolution relating to the land at 5713 Grant 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 owner:
 - (a) Serena Yeong Oh
5713 Grant Street
Burnaby, BC V5B 2K5.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

- B) Ms. Denise Haskett**, Executive Director and Community Leader of L’Arche of Greater Vancouver appeared before Council accompanied by Mary Hillhouse, a 23 year resident of L’Arche and Jen Casta, Director of Day Programs.

Ms. Haskett advised she was in attendance at the Council meeting to share information about L’Arche, to thank Council for their support and encouragement and to invite Council to a unique fund raising event entitled “The Art of Being Together” to be held on Saturday, 2010 March 06 at the Nikkei Centre from 1:00 p.m. to 6:00 p.m.

The speaker advised L’Arche was founded by an International Federation in France. Currently there are 135 communities in over 30 countries around the world. L’Arche created communities where persons with developmental disabilities live together with care givers in a family like setting. L’Arche has been in Burnaby for 35 years and has six homes providing housing for 23 adults.

L’Arche also provides two day programs: the first of which provides meaningful work and activities for 15 adults; and the second program called “Neighbour to Neighbour” assists seniors to remain in their own homes.

The delegation expressed appreciation to Council for their support to ensure long term funding for the organization. As a result of Council’s support, L’Arche is now looking to the future for new development opportunities.

3. REPORTS

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

- A)** The City Manager presented a report dated 2010 March 01 on the matters listed following as Items 01 to 10 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Burnaby’s Social Sustainability Strategy

The City Manager submitted a report from the Director Planning and Building providing Council with information on the overall process for the development of a

social sustainability strategy for Burnaby. The Steering Committee, which is proposed to meet six times between March 2010 and June 2011, will guide and oversee the strategy development process and outcomes, and will help to elicit broader community interest and involvement in the process. With significant opportunities for public involvement, the strategy development process will draw on the energy, creativity and innovation of Burnaby citizens. There will be opportunities for working group sessions to focus on particular social issues and possible responses to them as well as a broader public consultation on the draft strategy document. The final Strategy, which is expected to be presented to Council for approval in 2011 June, will be founded on the City's proud record of past social achievements, will focus on what is practical, achievable and within the City's mandate, and will set direction for a progressive and sustainable social future for Burnaby.

The City Manager recommended:

1. THAT Council approve the proposed approach for advancement of the Social Sustainability Strategy process, as outlined in this report.
2. THAT a copy of this report be forwarded to the Social Issues Committee, the Community Policing Committee, the Parks, Recreation and Culture Commission, and Burnaby Inter-Agency Council for information.

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**2. Rezoning Reference #07-53
6947, 6951 and 6979 Hastings Street
Response to Public Hearing Issues**

The City Manager submitted a report from the Director Planning and Building providing a response to issues raised at the Public Hearing on 2010 February 16 for Rezoning Reference #07-53. The issues raised included: traffic and parking; bus stop location; the architectural design of the project; urban trails and park land; and location of utilities.

The City Manager recommended:

1. THAT a copy of this report be sent to the applicant and those who spoke at, or submitted correspondence to, the 2010 February 16 Public Hearing for Rezoning Reference #07-53.

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**3. Rezoning Reference #09-32
6130, 6150 Wilson Avenue and 6149 Kathleen Avenue
Response to Public Hearing Issues**

The City Manager submitted a report from the Director Planning and Building providing a response to issues raised at the Public Hearing on 2010 February 16 for Rezoning Reference #09-32. The proposed high-rise apartment and townhouse development, with full underground parking, is in line with the adopted Metrotown Development Plan and related transportation plans, and is consistent with established bylaw provisions, development guidelines and current practices in regards to its siting, massing, density, parking, and site and building design. The proposed public walkway, with an asphalt surface, remains consistent with the intended park-like character.

The City Manager recommended:

1. THAT a copy of this report be sent to the applicant and to area residents who spoke at, or submitted correspondence to, the Public Hearing for Rezoning Reference #09-32.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR CALENDINO:

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

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
Ptn. 8888 University Drive and 9055 University High Street
Response to Public Hearing Issues**

The City Manager submitted a report from the Director Planning and Building providing a response to issues raised at the Public Hearing on 2010 February 16 for Rezoning Reference #06-65. The proposed rezoning is in line with the adopted Community Plan, and the pattern and quality of development achieved to date.

The City Manager recommended:

1. THAT a copy of this report be sent to the applicant and to individuals who spoke at the Public Hearing for Rezoning Reference #06-65.

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

**5. 5713 Grant Street, Burnaby, BC
Strata Lot 2 District Lot 129 Group 1 N.W.D.
Strata Plan BCS2454**

This item was dealt with previously in the meeting in conjunction with Delegations Item 2 (A).

6. Nagar Kirtan Parade – Saturday, 2010 April 03

The City Manager submitted a report from the Director Engineering seeking Council approval for the Nagar Kirtan Parade to be held 2010 April 03. The use of rolling road closures will ensure that inconvenience to residents, businesses and motoring public is minimized. The parade organizers will be working closely with the community prior to the parade to minimize any potential problems.

The City Manager recommended:

1. THAT Council approve the parade as discussed in this report.
2. THAT the coordinator of the event, Micheal Ghirra, president of Shri Guru Ravidass Sabha, 7271 Gilley Avenue, Burnaby, BC V5J 4W9, be sent a copy of this report.

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

7. Capital Accounts

The City Manager submitted a report from the Director Engineering seeking Council approval to fund the annual sewer separation program.

The City Manager recommended:

1. THAT approval be given to the capital account referred to in this report.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**8. Playground Development Funding Request for
2nd Street Community School**

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services requesting Council authorization for the City to enter into an agreement with the Burnaby School District for the contribution to the cost of the playground upgrades at 2nd Street Community School.

The City Manager recommended:

1. THAT authorization be given for the City to enter into an agreement with the Burnaby School District for the contribution to the cost of the playground upgrades as detailed in the attached report.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

9. Artisan Farmers Market

The City Manager submitted a report from the Director Finance seeking Council authority to enter into a Licensing Agreement with Artisan Farmers Market to operate a seasonal farmers' market on the City Hall north parking lot in accordance with the terms and conditions of this report.

The City Manager recommended:

1. THAT Council authorize staff to enter into a Licensing Agreement with Artisan Farmers Market Society (for the period 2010 May 1st through 2010 October 30th), to operate a seasonal farmers' market in the north parking lot at City Hall in accordance with the terms and conditions of this report.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

10. Tender – Kingsgate Pump Station Upgrade Project

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for a new Motor Control Centre.

The City Manager recommended:

1. THAT a contract be awarded to Vector Drive Systems for the supply, delivery and commissioning of a new Motor Control Centre for an upgrade to the existing pump station at a total cost of \$316,864.80, including PST and GST.

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR CALENDINO:

“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 CALENDINO:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

4. BYLAWS

FIRST READING

#12770

5698 Hastings Street

REZ #46-97

MOVED BY COUNCILLOR KANG:
SECONDED BY COUNCILLOR DHALIWAL:

“THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 08, 2010	#12770
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Burnaby Heritage Designation Bylaw No. 1, 2010	#12771
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be now introduced and read a first time.”

CARRIED UNANIMOUSLY

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR KANG:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT

Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 4, 2010	#12772
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Burnaby Local Service Tax Bylaw 2010	#12773
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be now introduced and read three times.”

CARRIED UNANIMOUSLY

SECOND 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 KANG:

SECONDED BY COUNCILLOR CALENDINO:

“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 read a second time.”

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

#12431	7757, 7775, 7791 Royal Oak Avenue	REZ #07-31
#12497	7030/38/42/54/58/60/62/64 Edmonds St., 7359 18 th St., 7077 18 th Ave., 7042 19 th Ave., and Ptn of 19 th Ave. and Edmonds St. Road Allowances	REZ #07-57

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR CALENDINO:

“THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 13, 2008	#12431
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 46, 2008	#12497

Burnaby Capital Works, Machinery and Equipment #12768
Reserve Fund Expenditure Bylaw No. 2, 2010

Burnaby Capital Works, Machinery and Equipment #12769
Reserve Fund Expenditure Bylaw No. 3, 2010

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

CARRIED UNANIMOUSLY

5. NEW BUSINESS

Councillor Calendino:

Councillor Calendino offered congratulations to Canada and the athletes on the successful Olympic Games stating that it was a great experience.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR DHALIWAL:

“THAT a meeting of the Simon Fraser University / City of Burnaby Liaison Committee be held on Wednesday, 2010 March 31 at 5:00 p.m. in the Fraser Room, Diamond Alumni Centre, Simon Fraser University.”

CARRIED UNANIMOUSLY

Councillor Calendino made reference to the recent earthquake in Chile and was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT His Worship, Mayor Derek R. Corrigan send a letter of condolences and solidarity to the Chilean Consulate in Vancouver.”

CARRIED UNANIMOUSLY

Councillor Volkow:

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR DHALIWAL:

“THAT the Court of Revision be rescheduled and established in the Council Chambers on Thursday, 2010 March 18 at 6:00 p.m. to hear appeals against the Local Area Services and Assessment Rolls.”

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JORDAN:

“THAT a meeting of the Social Sustainability Strategy Steering Committee be scheduled for Tuesday, 2010 March 30 at 7:00 p.m. in the Hilton, Metrotown, Burnaby, BC.”

CARRIED UNANIMOUSLY

Councillor Chang:

Councillor Chang made reference to Item E) of the Council Correspondence package received to 2010 February 26 from Kash Heed, Solicitor General regarding Safer Communities and Neighbourhoods legislation in other provinces.

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

MOVED BY COUNCILLOR CHANG:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

Councillor Dhaliwal:

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR VOLKOW:

“THAT the Traffic Safety Committee meeting scheduled to be held Tuesday, 2010 March 02 at 6:00 p.m. in the Council Chambers be **CANCELLED**.”

CARRIED UNANIMOUSLY

Councillor Johnston:

Councillor Johnston advised the Provincial and Federal budgets will be coming down this week.

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

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

“THAT staff prepare a report on the implications of the Provincial and Federal budgets for impact the City, community/organizations and local businesses.”

CARRIED UNANIMOUSLY

6. **INQUIRIES**

There were no inquiries brought before Council at this time.

7. **ADJOURNMENT**

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

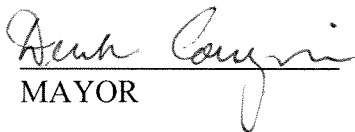
“THAT this ‘Open’ Council Meeting do now adjourn.”

CARRIED UNANIMOUSLY

The ‘Open’ Council Meeting adjourned at 7:52 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK