

2010 January 18

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 January 18 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 A. Kang
Councillor P. McDonell
Councillor N.M. Volkow

ABSENT: Councillor C. Jordan

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 DHALIWAL:
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.

1. MINUTES

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT the minutes of the 'Open' Council meeting held on 2009 December 14 be now adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CALENDINO:

“THAT the minutes of the Public Hearing (Zoning) held on 2009 December 15 be now adopted.”

CARRIED UNANIMOUSLY

2. DELEGATIONS

The following wrote requesting an audience with Council:

- A) Burnaby Spirit of BC Community Committee
Re: 2010 Torch Relay
Speaker: Harriet Tuey

- B) Ivan Hnatuik
Re: Transportation Review of Burnaby
Heights / Capitol Hill Neighbourhood
Speaker: Ivan Hnatuik

- C) Hinda Abdillah
Re: License for Hinda's Finest Food
Speaker: Hinda Abdillah

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR McDONELL:

“THAT the delegations be heard.”

CARRIED UNANIMOUSLY

- A) **Ms. Harriet Tuey**, Burnaby Torch Relay Coordinator and Co-Chair, Burnaby Spirit of BC Community Committee, **Mr. Matthew Coyne**, Burnaby Spirit Co-Chair and Executive Director, Tourism Burnaby and **Ms. Pat Carlsen**, Burnaby Spirit Secretary and Tourism Manager, Metropolis at Metrotown, appeared before Council advising of the events planned in conjunction with the 2010 Torch Relay. Ms. Tuey stated there will be a “photo op” stop at the Burnaby Village Museum on Thursday, 2010 February 11 with a Burnaby Community Celebration to follow at Metropolis at Metrotown's Grand Court from 2:00 p.m. until 7:00 p.m. The delegation invited Council and the public to attend the Celebration. Ms. Tuey informed Council they were unable to divulge the actual touch route at this time as this information is being held confidential until 10 days prior to the event.

- B) **Mr. Ivan Hnatuik**, 4253 Albert St, Burnaby and **Mr. Peter Cech**, appeared before Council to discuss the “Transportation Review of Burnaby Heights/Capitol Hill Neighbourhood” report (Report 4 (F) from the City's Transportation Committee). Mr. Hnatuik advised

Council he had had the opportunity to appear before the Transportation Committee last week to address the following concerns with the report:

1. Speeding – there is no reference to speeding on Albert Street as staff consider speeders to be insignificant;
2. Stop signs – the problem with drivers not stopping at the stop signs is not mentioned in the report;
3. Volume – Albert Street currently has about 5,600 vehicles on it each day which is more than the street is designated for;
4. Regional traffic - staff has not verified the numbers of regional trip vehicles;
5. Oversized commercial vehicles – some of these large vehicles are currently using Albert Street in order to avoid Hastings Street even though it is not their shortest route;
6. Enforcement – not addressed in the report; and
7. Previous efforts – there have been numerous measures taken in the past with limited or no success to resolve the traffic issues in this area.

The speaker suggested what was also missing from the report was the human factor. Mr. Hnatuik requested the sentence “Based on the above, staff would not propose to pursue the use of diversionary methods” be struck from Section 3.5.1 of the report as it appears to be at odds with the amendment made by the Committee after their presentation. Section 4.2 point 7. states “In addition to the above, the Transportation Committee, at its meeting of 2010 January 13, invited the public to offer other traffic calming measures, including diversions and barriers, to reduce Regional Trips and traffic speed in the neighbourhood”. The delegation requested staff map out what diversionary measures might look like.

Mr. Peter Cech thanked the members of Council who sit on the Transportation Committee for their willingness to look at diversions and encouraged more open discussions with the neighbourhood on this issue.

- C) **Ms. Hinda Abdillah**, 116 – 3993 Henning Drive, Burnaby, BC, and **Ms. Laverne Kelly**, appeared before Council to discuss the process involved with obtaining a business licence from the City for Ms. Abdillah’s business, Hinda’s Finest Food.

The speaker advised she moved to Burnaby from Vancouver in 2009 July and it took until 2009 December to obtain a licence. Ms. Abdillah stated this delay caused her to be in a difficult financial situation and expressed her lack of understanding as to why it took so long for her to get her business licence.

His Worship, Mayor Derek R. Corrigan explained he had reviewed information on the process undertaken by staff and emphasized the City could not issue the business licence until the new location had met the standards required by the Fraser Health Authority for food processing.

3. CORRESPONDENCE

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR KANG:

“THAT all of the following listed items of correspondence be received and those items of the City Manager’s Report dated 2010 January 18 which pertain thereto be brought forward for consideration at this time.”

CARRIED UNANIMOUSLY

- A) Metro Vancouver
Re: Request for Resolution in Council for
Metro Vancouver Canadian Radio-
Television and Telecommunications
Commission (CRTC) Submission

A letter was received from the Metro Vancouver Board of Directors requesting the City of Burnaby pass a resolution endorsing their submission to the Canadian Radio-Television and Telecommunications Commission.

A staff note advised that a staff report appears elsewhere on the Council agenda related to this matter (Manager’s Report, Item 03).

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR VOLKOW:

“THAT Item 03, Manager’s Report 2010 January 18, “Review of Community Television Policy Framework (2009-661) by the Canadian Radio-Television and Telecommunications Commission (CRTC) be brought forward for consideration at this time.”

CARRIED UNANIMOUSLY

3. Review of Community Television Policy Framework (2009-661) by the Canadian Radio-Television and Telecommunications Commission (CRTC)

The City Manager submitted a report from the Director Planning and Building requesting Council endorse the Metro Vancouver submission to the CRTC as part of the City of Burnaby’s submission to the Canadian Radio-Television Commission (CRTC) on their review of the community television policy framework (2009-661).

The City Manager recommended:

1. THAT Council endorse the submission by Metro Vancouver to the CRTC on the community channel hearing, as outlined in Section 4.0 of this report, including the

Metro Vancouver recommendations to the Commission on how to better meet the objectives of the community channel.

2. THAT Council adopt the following recommendations in response to the issues raised in the item of correspondence dated 2009 November 6 from the Community Media Education Society (CMES) regarding the CRTC Review of Community Television Policy (2009-661) as discussed in Section 5.0 of this report:
 - a. THAT Council convey to the CRTC a specific response to Question 17 of the CRTC comment form; that the CRTC should be requested to restrict commercial advertising from community channels.
 - b. THAT Council convey to the CRTC a specific response to Question 26 of the CRTC comment form; that although a useful complement, Internet distribution is not seen as a replacement for community channel distribution.
3. THAT Council adopt the following recommendations in response to specific community channel issues as outlined in Section 6.0 of this report:
 - a. THAT Council request the CRTC to require the community channel provider to provide adequate back-up staff to ensure that every Council meeting is broadcast and that high production values are maintained for each broadcast.
 - b. THAT Council request the CRTC to preclude the displacement of local Council meetings from the community channel to ensure that every Council meeting is broadcast live.
 - c. THAT Council request the CRTC to require local cable providers to supply the community channel (including Council meeting broadcasts) to all of their customers in a proactive manner.
 - d. THAT Council request the CRTC to protect space (broadcast frequency) for community media both now and in the future, whether the platform is over the air, the Internet, cable, wireless, or satellite.
4. THAT Council send this report to Mr. Konrad von Finckenstien, Chairman, CRTC at fax 1-819-994-0218 on or before 2010 February 1 as the City of Burnaby's official written submission to the CRTC Consultation (2009-661).
5. THAT Council send copies of this report to Marianne Pengelly, Corporate Relations, Metro Vancouver, the Community Media Education Society (CMES), Jeff Bray, Manager, Government and Regulatory Affairs – BC, Shaw Communications Inc, and the Burnaby Members of Parliament.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

B) CivicInfo BC
Re: Membership Renewal for 2010

An invoice was received from CivicInfo BC for the City of Burnaby’s 2010 membership dues.

A staff note advises that a resolution of Council is required to authorize payment of the invoice.

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 CALENDINO:

“THAT Council approve payment of the invoice from CivicInfo BC for the City of Burnaby’s 2010 membership dues.”

CARRIED UNANIMOUSLY

C) Federation of Canadian Municipalities
Re: Membership Fee

An invoice was received from the Federation of Canadian Municipalities for the City of Burnaby’s 2010 – 2011 membership fees.

A staff note advises that a resolution of Council is required to authorize payment of the invoice.

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 CALENDINO:

“THAT Council approve payment of the invoice from the Federation of Canadian Municipalities for membership fees from 2010 April 1 to 2011 March 31.”

CARRIED UNANIMOUSLY

4. REPORTS

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

**A) His Worship, Mayor Derek R. Corrigan
Re: Citizen Reappointments to the Boards,
Committees and Commissions of
Council – 2010**

His Worship, Mayor Derek R. Corrigan submitted a report recommending the reappointment of citizen representatives to the various boards, committees and commissions of Council for 2010.

His Worship, Mayor Derek R. Corrigan recommended:

1. THAT Council reappoint citizen representatives to various Boards, Commissions and Committees of Council, as set out in this report for the terms specified.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR McDONELL:

“THAT the recommendation of His Worship, Mayor Derek R. Corrigan be adopted.”

CARRIED UNANIMOUSLY

**B) Environment Committee
Re: Boulevard Trees – 635 Clare Avenue**

The Environment Committee submitted a report advising Council of concerns raised by the Sacilotto family regarding Red Maple trees on the boulevard adjacent to their property. Over the past few years, staff have responded to the Sacilotto’s requests for tree work, reviewed the overall situation and engaged the services of independent arborist to resolve the situation. Based on the independent assessment and the work done by Forestry staff over the last few years, there is no further work required at this time. Staff will monitor the situation over the next few years and if the conditions deteriorate, could consider a root barrier or further tree work.

The Environment Committee recommended:

1. THAT Council receive this report for information.

2. THAT a copy of this report be sent to Paolo Sacilotto, Gabriella Sacilotto and Dario Sacilotto, 635 Clare Avenue, Burnaby.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

C) Executive Committee of Council

Re: Grant Applications

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

#09/75 North Burnaby Boxing Society

The Executive Committee of Council recommended:

1. THAT a one time only grant in the amount of \$8,300 be awarded to North Burnaby Boxing Society to assist with the cost of providing a ringside boxing ring, twelve (12) heavy bags and head gear for ten (10) at their new location.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

#09/76 North Burnaby Boxing Society

The Executive Committee of Council recommended:

1. THAT a grant in the amount of \$150 be awarded to North Burnaby Boxing Society to assist with travel expenses for Robert Couzens, a Burnaby resident and member of North Burnaby Boxing Club, to compete at the International Championships held in San Juan, Puerto Rico, 2009 October 8-10.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

D) Traffic Safety Committee
Re: 2010 Olympic Bus Network Departure
Hub at BCIT

The Traffic Safety Committee submitted a report providing Council with information regarding the Departure Hub at BCIT for the 2010 Olympic Winter Games.

The Traffic Safety Committee recommended:

1. THAT Council receive this report for information.
2. THAT a copy of this report be forwarded to Elaine Huva, 4748 Laurelwood Place, Burnaby, BC, V5G 4B2.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

E) Traffic Safety Committee
Re: 2010 Curb Bulges – Phase 1

The Traffic Safety Committee submitted a report seeking Council approval to replace interim rubber curb bulges with permanent curb bulges. The rubber curves were first used as temporary, inexpensive control measures to quickly upgrade school crossing areas. They have been successful in enhancing the crosswalk and have been well received by the schools at which they were installed. It is recommended that the proposed upgrades be carried out in a phased program. These improvements are eligible for ICBC cost sharing which will be pursued to help offset some of the costs.

The Traffic Safety Committee recommended:

1. THAT Council approve the appropriation of Gaming Funds in the amount of \$105,000 (inclusive of 5% GST) for the installation of permanent curb bulges.
2. THAT Council forward a copy of this report to the Finance and Civic Development Committee for information.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

F) Transportation Committee
Re: Transportation Review of Burnaby Heights /
Capitol Hill Neighbourhood

The Transportation Committee submitted a report providing Council with a review of traffic issues raised by residents in the Burnaby Heights / Capitol Hill neighbourhood (BHCH). The report reviewed traffic data collected in the BHCH neighbourhood, and found evidence of regional trips cutting across the neighbourhood. Traffic speeds in the neighbourhood are generally within expected limits, with some localized exceptions.

The Transportation Committee recommended:

1. THAT Council authorize the public consultation process described in Section 5.0 of this report, based on the proposals identified in Section 4.2 of this report.
2. THAT Council distribute this report to those that have corresponded with the City on this matter.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

G) The City Manager presented a report dated 2010 January 18 on the matters listed following as Items 01 to 16 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. 2010 – 2014 Provisional Financial Plan

The City Manager submitted a report from the City Manager seeking Council approval of the 2010 – 2014 Provisional Financial Plan. The purpose of the Provisional Financial Plan is to present Council’s financial direction for the City over the next five years and to provide a basis for public consultation before adoption of the City’s 2010 – 2014 Financial Plan before 2010 May 15 as required under Section 165 and 197 of the Community Charter. The 2010 budget continues to provide the operating and capital resources necessary to maintain and improve upon the City’s infrastructure and service delivery. Copies of the 2010 – 2014 Provincial Financial Plan are available for the public upon request.

The City Manager recommended:

1. THAT the 2010 – 2014 Provisional Financial Plan be received.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

2. “Play On” Street Hockey Event

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services providing Council with information on the advisability and feasibility of the proposed “Play On” street hockey event. The mandate of the event is “to provide a pure, fun, family-oriented hockey experience” through a large scale street hockey tournament for all ages and both genders. The 2009 event in Vancouver had an estimated attendance of 20,000 people, with almost 2,000 participants and over 300 teams. Hosting an event of this size is seen as having significant positive economic impacts for local hotels, restaurants, shops and services. The event is also a good opportunity to enhance the sport of hockey as well as encourage physical activity for all ages.

The City Manager recommended:

1. THAT Council agree to provide in-kind Engineering services up to a value of \$7,000 in 2010 to facilitate the “Play On” street hockey event, as outlined in this report.
2. THAT a copy of this report be forwarded to the event organizer, Jon Margolis of Black Wool Incorporated.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

3. Review of Community Television Policy Framework (2009-661) by the Canadian Radio-Television and Telecommunications Commission (CRTC)

This item was dealt with previously in the meeting in conjunction with Item 3(A), Correspondence.

**4. Rezoning Reference #09-25
4250 Marine Drive
Response to Public Hearing Issues**

The City Manager submitted a report from the Director Planning and Building advising Council of the response to issues raised at the Public Hearing for Rezoning Reference #09-25. The proposed townhouse development is considered appropriately designed and in line with the adopted New Haven Conceptual Development Plan and the Big Bend Development Plan, and meets City guidelines and practices in regards to its siting, massing, density, parking and design.

The City Manager recommended:

1. THAT a copy of this report be sent to the applicant and to the United Flower Growers Co-operative Association who submitted correspondence to the Public Hearing for Rezoning #09-25.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

**5. Rezoning Reference #09-28
1908 Rosser Avenue (Unit #2)
Response to Public Hearing Issues**

The City Manager submitted a report from the Director Planning and Building advising Council of the response to issues raised at the Public Hearing for Rezoning Reference #09-28. Due to the proposed restaurant patio’s mixed use context, the request for later hours and amplified and/or live music is not supported because of the anticipated negative impacts to surrounding residential uses.

The City Manager recommended:

1. THAT a copy of this report be sent to the applicant who spoke at the Public Hearing for Rezoning Reference #09-28.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**6. Rezoning Reference #08-20
7176 Barnet Road
Response to Public Hearing Issues**

The City Manager submitted a report from the Director Planning and Building advising Council of the response to issues raised at the Public Hearing for Rezoning Reference #08-20.

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 December 2009 Public Hearing for Rezoning #08-20.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**7. Siting Approval Application #09-75
4212 McGill Street
Proposed Construction of New Single-Family Dwelling
Chevron Buffer Zone**

The City Manager submitted a report from the Director Planning and Building informing Council of a request to construct a new single-family dwelling within the Chevron Buffer Zone. Construction of a new dwelling on the subject property would hamper long standing plans to complete the Chevron Buffer Zone program. However, Chevron has indicated they are unable to acquire additional properties within the Buffer Zone area at this time due to budget availability. Further to follow up by the City, should Chevron advise that it is not willing to pursue negotiations for the subject property or new negotiations with the property owner are unsuccessful, the City would be required to release a building permit for a new single-family dwelling, in line with the prevailing R5 District and the requirements of the Chief Building Inspector.

The City Manager recommended:

1. THAT Chevron Canada Ltd. be requested to pursue acquisition of the subject property for inclusion within the Chevron Buffer Zone.
2. THAT staff be authorized to pursue discussions with Chevron Canada Ltd. on the established terms, expectations and commitments of the Chevron Buffer Zone with

a view of securing Chevron's commitment to the timely completion of the adopted program.

3. THAT a copy of this report be sent to Chevron Canada Limited, #1500 – 1050 West Pender Street, Vancouver, BC, V6E 3T4, and to Mr. P.D. Gray, Manager Business Analysis & Facilities Planning, Chevron Canada Ltd., 355 North Willingdon Avenue, Burnaby, BC, V5C 1X4.
4. THAT a copy of this report be sent to the applicant, Geraldina Trasolini, 4212 McGill Street, Burnaby, BC, V5C 1M9.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**8. Subdivision Reference #09-24
Consolidation of City Lots
7740 – 20th Street, Parcel “F” and Parcel “A”**

The City Manager submitted a report from the Director Planning and Building seeking Council authority for the consolidation of the City lots located at 7740 – 20th Street, inclusive of Parcel F and Parcel A (Bylaw Plan 65776), with dedication of road right-of-way for Griffiths Drive.

The City Manager recommended:

1. THAT Council authorize the consolidation of the subject City lots with provision for road dedication on Griffiths Drive, as outlined in this report.
2. THAT Council authorize the Director Engineering to prepare the required plan of subdivision for registration at the Land Title Office, as outlined in this report.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

9. Proposed Discontinuation of Planning Information Program

The City Manager submitted a report from the Director Planning and Building regarding the Planning Information Program. Given the limited interest in the Program, its administrative costs and the wider availability of public information on planning matters, staff propose to discontinue the Program. With Council approval, staff would contact the current subscribers (8) to advise the program would continue to the end of their current subscription.

The City Manager recommended:

1. THAT Council authorize staff to discontinue the Planning Information Program, as outlined in this report.
2. THAT the Planning Department be directed to notify the current subscribers of the alternative resources available to obtain information provided by the Program, as outlined in this report.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**10. Building Permit Tabulation Report No: 12
From 2009 December 01 – 2009 December 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 VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

11. Local Area Services and Sewer Assessment Rolls

The City Manager submitted a report from the Director Engineering seeking Council authority to convene a Court of Revision.

The City Manager recommended:

1. THAT a Court of Revision be established in the Council Chambers, Thursday, 2010 February 18, at 6:00 p.m. to hear appeals against the Local Area Services and Sewer Assessment Rolls.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

12. Capital Accounts

The City Manager submitted a report from the Director Engineering seeking Council approval of capital accounts for Pavement Overlay (2010 Program) and Watermain Renewals – Engineering Services (2010 Program).

The City Manager recommended:

1. THAT approval be given to various capital accounts as more specifically referred to in this report.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

**13. Contract No. 2009-11
2009 Roadworks LASP Phase I**

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for the 2009 Roadworks LASP Phase I.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, J. Cote & Son Excavating Ltd., for the 2009 Roadworks LASP Phase I, for a total cost of \$1,837,500.00 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

14. Contract No. 2009-24
Marine Way at Byrne Road Widening and
Intersection Improvements

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for the Marine Way at Byrne Road widening and intersection improvements.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Mainland Civil Works Inc., for the Marine Way at Byrne Road widening and intersection improvements, for a total cost of \$724,080.00 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

15. Contract No. 2009-40
Still Creek Connector: Preload

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for the Still Creek Connector preload.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Mainland Civil Works Inc., for the Still Creek Connector preload, for a total cost of \$767,655.00 with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

16. Tender for Electrical Maintenance and Repair Services

The City Manager submitted a report from the Director Finance seeking approval to award a two year contract for electrical maintenance and repair services.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Western Integrated Electric Ltd., for the electrical maintenance services, for an estimated annual cost of \$779,896.66 for 2010 and \$857,886.32 for 2011, with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

“THAT the Committee now rise and report.”

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

5. BYLAWS

SECOND READING:

#12736	7176 Barnet Road	REZ #08-20
#12737	4250 Marine Drive	REZ #09-25
#12738	4021 Kingsway	REZ #09-22
#12740	5228 Neville Street	REZ #09-19
#12741	1908 Rosser Avenue (Unit #2)	REZ #09-28
#12742	8289 North Fraser Way (Units #107 & 108)	REZ #09-15
#12743	4500 Still Creek Drive	REZ #09-26
#12744	4350 Still Creek Drive	REZ #09-27

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR KANG:

“THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 45, 2009	#12736
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 46, 2009	#12737
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 47, 2009	#12738
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 49, 2009	#12740
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 50, 2009	#12741
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 51, 2009	#12742
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 52, 2009	#12743
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 53, 2009	#12744

be now read a second time.”

CARRIED UNANIMOUSLY

CONSIDERATION AND THIRD READING:

#12611 7118 & 7128 Lougheed Highway REZ #08-13

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

“THAT

Burnaby Zoning Bylaw 1965, Amendment #12611
Bylaw No. 11, 2009

be now read a third time.”

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

#12418 3820 Pender Street REZ #07-17

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

“THAT

Burnaby Zoning Bylaw 1965, Amendment #12418
Bylaw No. 7, 2009

Burnaby Capital Works, Machinery and Equipment #12753
Reserve Fund Expenditure Bylaw No. 31, 2009

Burnaby Capital Works, Machinery and Equipment #12754
Reserve Fund Expenditure Bylaw No. 32, 2009

Burnaby Local Area Service Construction #12755
Bylaw No. 21, 2009

Burnaby Capital Works, Machinery and Equipment #12756
Reserve Fund Expenditure Bylaw No. 33, 2009

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

CARRIED UNANIMOUSLY

ABANDONMENT:

#10789	4698 Hastings Street	REZ #46-97
#11479	3861/75/91 Kingsway, 3880/92 Sandell Street	REZ #02-35
#11583	4180 Dawson Street	REZ #03-07
#12062	3861/75/91 Kingsway, 3880/92 Sandell Street	REZ #05-40

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

“THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 37, 1998	#10789
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 52, 2002	#11479
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 44, 2003	#11583
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 9, 2006	#12062

be now abandoned.”

CARRIED UNANIMOUSLY

6. NEW BUSINESS

Councillor Johnston

Councillor Johnson was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

“THAT the City Solicitor be authorized to prepare an amendment to the City of Burnaby Procedure Bylaw No. 11714 to amend the start time for Public Hearings from 7:30 p.m. to 7:00 p.m. effective for the Public Hearing in February, 2010 and all subsequent Public Hearings.”

CARRIED UNANIMOUSLY

Councillor Calendino

Councillor Calendino was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR DHALIWAL:

“THAT the Social Issues Committee meeting dates be changed from the third Thursday, bi-monthly to the fourth Thursday, bi-monthly, beginning in March, 2010 and further, THAT the meetings be held in the Council Chambers.”

CARRIED UNANIMOUSLY

Councillor Dhaliwal

Councillor Dhaliwal made reference to Item A) of the Council Correspondence package received to 2010 January 08 from Danyta Welch, Policy & Programs Officer, UBCM, regarding implementation of the Harmonized Sales Tax (HST) and its impact on the Additional Hotel Room Tax (AHRT).

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

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR CALENDINO:

“THAT Item A) of the Council Correspondence package received to 2010 January 08 be **REFERRED** to the Finance and Civic Development Committee.”

CARRIED UNANIMOUSLY

Councillor Dhaliwal made reference to the emergency situation in Haiti due to the recent 7.0 earthquake and noted the FCM is not taking leadership in the matter, but is encouraging cities to assist directly by making donations on behalf of their citizens.

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

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR McDONELL:

“THAT a letter of condolence be sent to the people of Haiti through the Governor General of Canada and THAT \$5,000 be sent to the Red Cross for Haiti Earthquake Relief.”

Council Dhaliwal also recommended that should the FCM undertake to provide assistance for the rebuilding process in Haiti in the future, that Burnaby consider participation at that time.

His Worship Mayor Derek R. Corrigan noted the Federal Government is matching donations to the Red Cross so that Burnaby's contribution would result in \$10,000 in aid.

7. **INQUIRIES**

There were no inquiries brought before Council at this time.

8. **ADJOURNMENT**

MOVED BY COUNCILLOR VOLKOW:

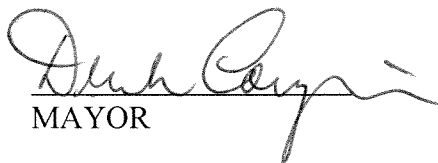
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

The ‘Open’ Council Meeting adjourned at 9:24 p.m.

Confirmed:


MAYOR

Certified Correct:


DEPUTY CITY CLERK