

2010 MARCH 08

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 08 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
Ms. D. Jorgenson, Deputy Director Finance
Mr. D. Ellenwood, Director Parks, Recreation & Cultural Services
Mr. L. Pelletier, Deputy Director Planning & Building
Mr. B. Rose, City Solicitor
Ms. A. Skipsey, Deputy City Clerk
Ms. L. Axford, Administrative Officer I

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR CALENDINO:

“THAT the 'Open' Council meeting do now reconvene.”

CARRIED UNANIMOUSLY

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

PROCLAMATION

His Worship, Mayor Derek R. Corrigan proclaimed the month of 2010 March as “*Community Social Services Awareness Month*” in the City of Burnaby.

1. MINUTES

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

“THAT the minutes of the ‘Open’ Council meeting held on 2010 March 01 be now adopted.”

CARRIED UNANIMOUSLY

2. DELEGATION

The following wrote requesting an audience with Council:

A) BCGEU

Re: Community Social Services Awareness Month

Speaker: Amber Keane

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR KANG:

“THAT the delegation be heard.”

CARRIED UNANIMOUSLY

- A) **Ms. Amber Keane**, Burnaby resident and employee of the Burnaby Association of Community Inclusion, appeared before Council as part of a campaign to promote the value of community social services in our community. The speaker provided the members of Council with a questionnaire entitled “Community Social Services Matter” to help determine how community social services may have touched their lives and to bring attention to the role and importance of these services in supporting the quality of life for others in the community.

Ms. Keane advised that community social services include staff and group homes for people with developmental disabilities; supporting families and youth in need; providing child care for children, including those with special needs; supporting victims of violence; assisting those with substance abuse issues; offering a range of services for women; counselling and supporting immigrant families; supporting those dealing with emotional or physical abuse; working with those encountering job loss, life skills and decision making problems; supporting those with emotional and mental health problems; assisting First Nations; and more.

The speaker noted that the Community Social Services Matters Campaign is a broad Province wide effort to obtain awareness of the vital role these services play in communities. Workers are leading the campaign and together with agencies, families and community partners are bringing attention to social services as these services are often misunderstood or marginalized. Ms. Keane suggested that by working with Council, and others in the community, they can insure these services are more visible and better understood. In asking

Council to proclaim March as Community Social Services Awareness Month there are three main goals for community social services: creating awareness of their value; changing and expanding the perception of the people who use these services and building greater public support for the services which are provided and the work which is done.

Council expressed support for assisting agencies and informed the delegation of the recent formation of the City's Social Sustainability Steering Committee which will deal with most of the areas identified in the delegation's presentation.

3. REPORTS

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

A) Finance and Civic Development Committee

Re: Emergency Program

2010 Training and Exercises

The Finance and Civic Development Committee submitted a report proposing to Council the allocation of a portion of the Gaming Reserve Funds to improve public safety by developing and/or expanding the knowledge, skills and confidence of emergency responders and non-emergency personnel through specialized training and exercises.

The Finance and Civic Development Committee recommended:

1. THAT Council authorize an expenditure of up to \$45,000 from the Gaming Reserve Funds for specialized emergency management training that includes Incident Command System, Emergency Operations Centre, and Emergency Call Centre Operator training.
2. THAT Council authorize an expenditure of up to \$23,000 from the Gaming Reserve Funds for exercises to reinforce emergency management training, validate emergency plans and strengthen interdepartmental and interagency emergency functions.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR McDONELL:

“THAT the recommendations of the Finance and Civic Development Committee be adopted.”

CARRIED UNANIMOUSLY

B) Finance and Civic Development Committee
Re: Computer Software and Equipment
Replacement and Additions

The Finance and Civic Development Committee submitted a report requesting Council approval of funding for the purchase of replacement and additional computer software and equipment including software licensing and consulting services.

The Finance and Civic Development Committee recommended:

1. THAT a Capital Reserves Expenditures Bylaw in the amount of \$1,155,000 (inclusive of GST) be brought down to finance the purchase of computer software and equipment replacement, including software licensing and consulting services.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

“THAT the recommendation of the Finance and Civic Development Committee be adopted.”

CARRIED UNANIMOUSLY

Arising from consideration of the report, Council requested a memo from the Chief Information Officer regarding the advisability and feasibility of providing the old computer equipment to community groups.

C) Finance and Civic Development Committee
Re: Burnaby Mountain Golf Driving
Range Project

The Finance and Civic Development Committee submitted a report providing Council with a status update on the construction progress of the Burnaby Mountain Golf Driving Range Project for the period of 2010 January 18 to 2010 February 18. The project is on schedule and on budget.

The Finance and Civic Development Committee recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

“THAT the recommendation of the Finance and Civic Development Committee be adopted.”

CARRIED UNANIMOUSLY

D) Finance and Civic Development Committee
Re: New Clubhouse at Riverway Golf Course

The Finance and Civic Development Committee submitted a report providing Council with a status update on the construction progress of the new clubhouse at Riverway Golf Course. Staff will continue to monitor the construction and provide further details in future reports.

The Finance and Civic Development Committee recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

“THAT the recommendation of the Finance and Civic Development Committee be adopted.”

CARRIED UNANIMOUSLY

E) Finance and Civic Development Committee
Re: Impact of the HST on Funding Tourism Burnaby

The Finance and Civic Development Committee submitted a report providing Council with input on alternatives for funding Tourism Burnaby as a result of the proposed elimination of the AHRT – the 2% tax levied against room rates in hotels. This tax is collected and subsequently used to fund Tourism Burnaby.

The Finance and Civic Development Committee recommended:

1. THAT this report be received for information.
2. THAT a copy of this report be sent to the Minister of Finance; Minister of Tourism, Culture and the Arts; the Union of B. C. Municipalities; Tourism Burnaby and Burnaby’s four MLAs.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

“THAT Recommendation 1. of the Finance and Civic Development Committee be adopted.”

CARRIED UNANIMOUSLY

When this report was prepared by the Director Finance on 2010 February 23 there was some concern that the AHRT tax would not be extended past July 2011; however, the 2010 Provincial Budget tabled last week includes continuation of the AHRT. As a result of this information received from the Acting Director Finance, Council chose not to consider Recommendation 2. of the Committee report.

- F) The City Manager presented a report dated 2010 March 08 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. City Policy on Consultation Fees

The City Manager submitted a report from the Director Planning and Building seeking Council approval of a City of Burnaby consultation fee policy.

The City Manager recommended:

1. THAT Council approve the City of Burnaby consultation fee policy contained in Appendix 1.
2. THAT Council forward a copy of this report and the approved policy to the Honourable George Abbott, Minister of Aboriginal Relations and Reconciliation (MARR), the Honourable Bill Bennett, Minister of Community and Rural Development (MCRD), Ms. Regan Schlecker, Managing Director, Lower Mainland Treaty Advisory Committee (LMTAC), and the municipal and First Nation members of Metro Vancouver.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

2. Hastings Street Infrastructure Renewal

The City Manager submitted a report from the Director Engineering seeking Council approval to enter into an agreement with Delcan for engineering services related to the Hastings Street infrastructure renewal project.

The City Manager recommended:

1. THAT staff be authorized to retain Delcan for engineering services related to the Hastings Street infrastructure renewal project, at an estimated cost of \$260,000 (inclusive of 5% GST), as outlined in this report.

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**3. Contract No. 2010-04
2010 Sewer Rehabilitation Program - Newcombe**

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for sewer rehabilitation and related work.

The City Manager recommended:

1. THAT a contract be awarded to the lowest bidder, Mar-Tech Underground Services Ltd., for sewer rehabilitation for a tendered total cost of \$373,306.29, with final payment based on actual quantities and unit prices tendered.

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

4. Road Closure Request – Canada Day

The City Manager submitted a report from the Director Engineering seeking Council approval for a temporary road closure to facilitate a community event.

The City Manager recommended:

1. THAT Council approve the road closure as discussed in this report.
2. THAT the coordinator of the event, Daniela Tench, Recreation Programmer, Eastburn Community Centre, 7435 Edmonds St, Burnaby, BC V3N 1B1, be sent a copy of this report.

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JORDAN:

“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

5. BYLAWS

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR KANG:
SECONDED BY COUNCILLOR VOLKOW:

"THAT

Burnaby Capital Works, Machinery and Equipment #12774
Reserve Fund Expenditure Bylaw No. 5, 2010

Burnaby Highway Closure Bylaw No. 2, 2010 #12775

be now introduced and read three times."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

MOVED BY COUNCILLOR KANG:
SECONDED BY COUNCILLOR JOHNSTON:

"THAT

Burnaby Highway Closure Bylaw No. 1, 2010 #12759

Burnaby Capital Works, Machinery and Equipment #12772
Reserve Fund Expenditure Bylaw No. 4, 2010

Burnaby Local Service Tax Bylaw 2010 #12773

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

CARRIED UNANIMOUSLY

ABANDONMENT:

#9726	112 – 4640 Kingsway	REZ #12-92
#10585	2316/78 Beta Ave., 4756/66/4828 Lougheed Hwy, 2311 Delta Ave.	REZ #01-93
#10619	Ptn. 7871 Mandeville Ave., 7878 Mandeville Ave, 4630/4700 Tillicum St.	REZ #35-96
#11198	2999 Underhill Ave.	REZ #00-16
#11299	8335 Eastlake Drive	REZ #01-17
#11587	3100 Production Way	REZ #03-29A
#11588	3100 Production Way	REZ #03-29B
#12329	9055 University High Street	REZ #06-07
#12399	Ptn. 8888 University Drive	REZ #06-65

MOVED BY COUNCILLOR KANG:
SECONDED BY COUNCILLOR VOLKOW:

“THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 71, 1986	#9726
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 26, 1997	#10585
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 39, 1997	#10619
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 49, 2000	#11198
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 32, 2001	#11299
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 48, 2003	#11587
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 49, 2003	#11588
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 40, 2007	#12329

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 1, 2008

#12399

be now abandoned.”

CARRIED UNANIMOUSLY

6. **NEW BUSINESS**

Councillor Johnston

Councillor Johnston made reference to a memo on table from the Director Engineering regarding the recent chemical spill in Byrne Creek and the resulting 1,000 to 2,000 fish killed.

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

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

“THAT staff prepare a report providing suggestions for education and prevention measures.”

CARRIED UNANIMOUSLY

Councillor Dhaliwal

Councillor Dhaliwal advised he attended the FCM Board meeting and provided Council with an update of the discussions held at the meetings including wastewater management; international relations, and the rebuilding of Haiti after the recent earthquake as well as the “Buy American Agreement”.

His Worship, Mayor Derek R. Corrigan advised there had once been a commitment by the Federal Government to consult with municipalities prior to entering into any further trade agreements.

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 JORDAN:

“THAT

WHEREAS the Canadian government has entered into negotiations with the European Union for a comprehensive economic and trade agreement; and

WHEREAS the European Union and European corporations are insisting on full access to procurement by subnational governments – including municipalities, school boards, universities, hospitals and other provincial agencies – which could significantly reduce or eliminate the right to specify local priorities when public money is invested in goods, services or capital projects; and

WHEREAS Canadian municipalities have expressed a growing interest in trade agreements and their potential impacts on municipal programs and activities; and

WHEREAS unfettered access to Canadian municipal procurement by European corporations may encourage privatization and reduce economic development options for local communities; and

WHEREAS the FCM has stated that it will inform Canadian municipalities about international trade negotiations and ensure timely sharing of information and coordination;

THEREFORE BE IT RESOLVED THAT the City of Burnaby request a briefing from the Province of B.C. on the scope and content of trade negotiations with Europe, the areas where the negotiations touch on municipal responsibilities and powers, and a copy of the current draft text of the Canada-EU Comprehensive Economic Partnership Agreement, and;

BE IT FURTHER RESOLVED THAT the Federation of Canadian Municipalities provide sector-by-sector analysis of the potential impacts on municipal functions and powers of the procurement regime the European Union is seeking, and;

BE IT FINALLY RESOLVED THAT the City of Burnaby ask the FCM to urge the Government of Canada not to provide the E.U. with access to subnational government procurement.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR McDONELL:

“THAT the motion as moved by Councillor Dhaliwal and seconded by Councillor Jordan be **AMENDED** to include ‘THAT a copy of this resolution be sent to all UBCM member municipalities, and British Columbia MLAs and MPs’.”

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Dhaliwal and seconded by Councillor Jordan being:

“THAT

WHEREAS the Canadian government has entered into negotiations with the European Union for a comprehensive economic and trade agreement; and

WHEREAS the European Union and European corporations are insisting on full access to procurement by subnational governments – including municipalities, school boards, universities, hospitals and other provincial agencies – which could significantly reduce or eliminate the right to specify local priorities when public money is invested in goods, services or capital projects; and

WHEREAS Canadian municipalities have expressed a growing interest in trade agreements and their potential impacts on municipal programs and activities; and

WHEREAS unfettered access to Canadian municipal procurement by European corporations may encourage privatization and reduce economic development options for local communities; and

WHEREAS the FCM has stated that it will inform Canadian municipalities about international trade negotiations and ensure timely sharing of information and coordination;

THEREFORE BE IT RESOLVED THAT the City of Burnaby request a briefing from the Province of B.C. on the scope and content of trade negotiations with Europe, the areas where the negotiations touch on municipal responsibilities and powers, and a copy of the current draft text of the Canada-EU Comprehensive Economic Partnership Agreement, and;

BE IT FURTHER RESOLVED THAT the Federation of Canadian Municipalities provide sector-by-sector analysis of the potential impacts on municipal functions and powers of the procurement regime the European Union is seeking, and;

BE IT FINALLY RESOLVED THAT the City of Burnaby ask the FCM to urge the Government of Canada not to provide the E.U. with access to subnational government procurement and THAT a copy of this resolution be sent to all UBCM member municipalities, and British Columbia MLAs and MPs.” **AS AMENDED** and same was CARRIED UNANIMOUSLY.

7. **INQUIRIES**

There were no inquiries brought before Council at this time.

8. **ADJOURNMENT**

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

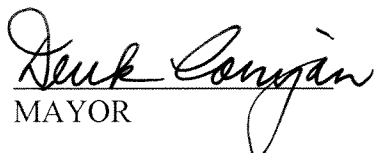
“THAT this ‘Open’ Council Meeting do now adjourn.”

CARRIED UNANIMOUSLY

The ‘Open’ Council Meeting adjourned at 8:04 p.m.

Confirmed:

Certified Correct:


MAYOR


DEPUTY CITY CLERK