

2011 FEBRUARY 21

An 'Open' meeting of the City Council was held in the Council Committee Room, City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 2011 February 21 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 Derek R. Corrigan, In the Chair
Councillor P. Calendino
Councillor R. Chang
Councillor S. Dhaliwal
Councillor D. Johnston
Councillor C. Jordan
Councillor P. McDonell
Councillor N. Volkow (*arrived at 7:01 p.m.*)

ABSENT: Councillor A. Kang

STAFF: Mr. R.H. Moncur, City Manager
Mr. C.A. Turpin, Deputy City Manager
Mr. R. Earle, Deputy City Manager
Mr. L. Chu, Director Engineering
Mrs. D. Jorgenson, Director Finance
Mr. D. Ellenwood, Director Parks, Recreation and Cultural Services
Mr. B. Luksun, Director Planning and Building
Mr. B. Rose, City Solicitor
Mr. S. Cleave, Acting Deputy City Clerk
Ms. B. Zeinabova, Administrative Officer 1

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR CHANG:

“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

Councillor Volkow arrived at the 'Open' Council meeting at 7:01 p.m. and took his place at the Council table.

His Worship, Mayor Derek R. Corrigan proclaimed 2011 February 23 as “Bullying Stops Here Pink Shirt Day 2011” in the City of Burnaby.

His Worship, Mayor Derek R. Corrigan proclaimed 2011 March as “Kidney Health Month” in the City of Burnaby.

His Worship, Mayor Derek R. Corrigan proclaimed 2011 March as “Community Social Services Awareness Month” in the City of Burnaby.

1. MINUTES

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR McDONELL:

“THAT the minutes of the ‘Open’ Council meeting held 2011 February 14 be now adopted.”

CARRIED UNANIMOUSLY

2. DELEGATION

The following wrote requesting an audience with Council:

A) Youth Voice

**Re: 5 km Walk/Run to Raise Awareness about
the Sexual Exploitation of Children**

**Speakers: Chantel Mousseau
Stephanie Docherty**

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR JORDAN:

“THAT the delegation be heard.”

CARRIED UNANIMOUSLY

- A) Ms. Chantel Mousseau**, a member of Youth Voice, a subcommittee of the Burnaby-New Westminster Task Force on Sexual Exploitation of Children and Youth and **Ms. Stephanie Docherty**, Co-ordinator, Student Safety and Child Abuse Prevention for the Burnaby School District, appeared before Council to raise awareness regarding the very serious issue of sexually exploited children and youth in the community. The delegation noted education is an important component in the struggle to eliminate the underage sex trade. The delegation shared a video regarding this topic and noted that governments must create laws with a zero tolerance for all forms of sexual exploitation.

The delegation concluded by advising the 2nd Annual 5 km walk/run to raise awareness about the sexual exploitation of children and youth in Burnaby and New Westminster. The event will be held on Sunday, March 13, 2011 at Central Park. Funds raised will go towards event costs and to agencies supporting youth victims of sexual exploitation.

3. REPORTS

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

A) Environment Committee
Re: 2011 Environment Week and
Environment Awards Program

The Environment Committee submitted a report seeking Council approval for the preliminary approach for the planning of 2011 Environment Week activities and the Environment Awards Program call for nominations. The Environment Week Program recognizes and celebrates Burnaby's environmental activities and events, developed in conjunction with City representatives, for the benefit of Burnaby citizens. The 2011 theme is "Waste Reduction – Making a Difference" with the goal to enhance public awareness of waste reduction options in the City.

The Environment Committee recommended:

1. THAT Council approve the approach for the planning of Environment Week scheduled for June 05 to June 11, as outlined in this report.
2. THAT Council approve the call for nominations for the 2011 Environment Awards Program, as outlined in this report.
3. THAT Council approve an expenditure of \$4,300 from the Boards, Committees and Commissions' operating budget for the Environment Awards call for nominations' advertisements.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR McDONELL:

"THAT the recommendations of the Environment Committee be adopted."

CARRIED UNANIMOUSLY

B) Environment Committee
Re: Correspondence from Mr. Porter –
Banning Smoking at Malls

The Environment Committee submitted a report responding to a letter received from Burnaby resident, Mr. Doug Porter requesting a broader smoking ban, especially outside malls.

The Environment Committee recommended:

1. THAT Council write to the Province of BC asking that they review the various non-smoking bylaws with the purpose of introducing uniform standard regulations province wide.
2. THAT a copy of this report be sent to all Burnaby MLA's, UBCM, Fraser Health Authority, Lower Mainland municipalities and Mr. Porter.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

C) The City Manager presented a report dated 2011 February 21 on the matters listed following as Items 01 to 07 either providing the information shown or recommending the courses of action indicated for the reasons given:

**1. “Play on! Burnaby”
Street Hockey Tournament 2011**

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services seeking Council approval for road closures for the “Play On! Burnaby” Street Hockey Tournament 2011. This tournament will be held 2011 June 11 and 12 in the Metrotown area and will require temporary closure of the eastbound lane of Central Boulevard from Willingdon Avenue to Bonsor Avenue and a section of Bonsor Avenue.

The City Manager recommended:

1. THAT approval be given for the road closures as outlined in the attached report.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

2. Licence Agreement – Burnaby Sailing Association

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services seeking Council approval for a licence agreement with the Burnaby Sailing Association for a five year term. The Burnaby Sailing Association is a not-for-profit small craft sailing and paddling organization that has been in continuous operation at Barnet Marine Park since the late 1970’s. They do not have a current formal licence agreement for the occupation of the compound in the park; however, it is recognized in the Barnet Marine Park Master Plan as an activity that is appropriate to this particular park.

The City Manager recommended:

1. THAT approval be given to enter into an agreement with the Burnaby Sailing Association for a five year term beginning the 1st day of March 2011 and ending on the 29th day of February, 2016 under the terms and conditions in the attached report.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR CALENDINO:

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

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CALENDINO:

“THAT the motion as moved by Councillor Dhaliwal and seconded by Councillor Calendino being ‘THAT the recommendation of the City Manager be adopted’ be now **TABLED.**”

CARRIED UNANIMOUSLY

This item was TABLED until the 2011 March 07 meeting in order to provide Council members with a further opportunity for review.

3. Bylaw to Fund Parks, Recreation and Cultural Services 2011 Capital Projects

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services seeking Council approval to bring forward a bylaw to appropriate funds from Capital Reserves to finance ten projects. Sufficient Capital Reserves are available to complete the ten projects in the 2011 Provisional Capital Budget.

The City Manager recommended:

1. THAT a bylaw be brought down to appropriate \$1,338,400 (inclusive of 12% HST) from Capital Reserves to finance ten projects.

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

4. Westcoast Motorcycle Ride to Live

The City Manager submitted a report from the Director Engineering seeking Council approval for a rolling road closure (parade). The Westcoast Motorcycle Ride to Live scheduled for Sunday, 2011 May 29, will require closure of Boundary Road between Lougheed Highway and 1st Avenue, from 7:00 a.m. to 9:00 a.m. for participant registration and the east side of Boundary Road between 1st Avenue and Hastings Street from approximately 9:00 a.m. to 9:15 a.m. for the rolling road closure.

The City Manager recommended:

1. THAT Council approve the rolling road closure (parade) as discussed in this report.

2. THAT the coordinator of the event, Leah Lariviere, Executive Director, Prostate Cancer Foundation of BC, 230 – 3689 East 1st Avenue, Vancouver, BC V5M 1C2, be sent a copy of this report.

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

5. Capital Account

The City Manager submitted a report from the Director Engineering seeking Council approval to fund a capital account for Pump Station and SCADA Systems Improvements. Sufficient General Revenue funds are available and these expenditures are included in the Sanitary Sewer Utility component of the 2011 Provisional Financial Plan.

The City Manager recommended:

1. THAT the capital account, as more specifically referred to in this report, be approved.

MOVED BY COUNCILLOR DHALI WAL:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

6. Local Service Tax Bylaws

The City Manager submitted a report from the Director Finance seeking Council approval to impose a local service tax for projects completed between 2010 June 01 and 2011 May 31.

The City Manager recommended:

1. THAT a Local Service Tax Bylaw based on the taxable frontage be brought down to impose a local service tax on the benefiting properties included in the projects listed in Schedules 1 to 19 of this report.

MOVED BY COUNCILLOR DHALI WAL:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

**7. 7449 - 17th Avenue, Burnaby, BC
West Half Lot 11, Block 37, District Lot 30, Group 1
New Westminster District, Plan 3036**

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 that:
 - (a) A resolution relating to the land has been made under Section 57 of the Community Charter, and
 - (b) Further information respecting the resolution may be inspected at the offices of the City Clerk, City of Burnaby.
2. THAT a copy of this report be sent to the following owners:
 - (a) Wei Yi Lee
Anna Ri Yuan Lee
7449 – 17th Avenue
Burnaby, BC V3N 1L5.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR JORDAN:

“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

CONSIDERATION AND THIRD READING:

#12872 6451, 6475 and 6479 Telford Avenue and REZ #08-05
 Ptn. of Lane Allowance

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR CALENDINO:

“THAT

 Burnaby Zoning Bylaw 1965, Amendment #12872
 Bylaw No. 38, 2010

be now read a third time.”

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR CALENDINO:

“THAT

 Burnaby Highway Closure Bylaw No. 1, 2011 #12899

 Burnaby Capital Works, Machinery and Equipment #12908
 Reserve Fund Expenditure Bylaw No. 7, 2011

 Burnaby Capital Works, Machinery and Equipment #12909
 Reserve Fund Expenditure Bylaw No. 8, 2011

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

CARRIED UNANIMOUSLY

5. NEW BUSINESS

Councillor Johnston

Councillor Johnston made reference to Item A) of the Council Correspondence package to 2011 February 18 from the UBCM regarding the status of RCMP Contract Renewal negotiations.

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 VOLKOW:

“THAT Council forward a letter to the UBCM expressing an interest in advancing the name of a Burnaby Council member as a representative on the Permanent Contract Management Committee.”

CARRIED UNANIMOUSLY

6. INQUIRIES

There were no inquiries brought before Council at this time.

7. ADJOURNMENT

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

The ‘Open’ Council Meeting adjourned at 7:42 p.m.

Confirmed:

Certified Correct:

MAYOR

DEPUTY CITY CLERK