

## **2012 JUNE 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, 2012 June 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 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  
Mrs. D. Jorgenson, Director Finance  
Mr. D. Ellenwood, Director Parks, Recreation & Cultural Services  
Mr. L. Pelletier, Acting Director Planning & Building  
Mr. B. Rose, City Solicitor  
Mr. S. Cleave, Acting Deputy City Clerk  
Ms. B. Zeinabova, Administrative Officer I

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.

### **1. MINUTES**

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR CALENDINO:

"THAT the minutes of the 'Open' Council meeting held on 2012 June 11 be now adopted."

CARRIED UNANIMOUSLY

## **2. DELEGATION**

The following wrote requesting an audience with Council:

- A) **Burnaby Board of Trade**  
**Re: Inter-Municipal Mobile Business Licensing**  
**Speakers: Paul Holden, President and CEO**  
**Cory Redekop, Events Manager**

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR KANG:

“THAT the delegation be heard.”

CARRIED UNANIMOUSLY

- A) **Mr. Paul Holden**, President and CEO, and **Mr. Cory Redekop**, Events Manager, Burnaby Board of Trade, appeared before Council to discuss the issue of inter-municipal mobile business licences. The Board of Trade represents over 1,000 companies conducting business in Burnaby and throughout Metro Vancouver. Many of these companies are mobile and perform service in more than one municipality. The delegation noted a mobile business licence allows the holder to operate across participating municipalities with the purchase of a single licence.

The speaker advised there are a number of jurisdictions which currently offer a mobile business licence including Greater Victoria and the Okanagan-Similkameen area. In each of these areas the local government experienced greater licencing compliance and the businesses benefitted from reduced licencing time, expense and simplified expansion into new markets. The local governments retain all revenue generated by the sale of mobile business licences in their jurisdictions.

The delegation showed a video demonstrating the value of an inter-municipal mobile business licencing system. The speaker concluded by requesting the City of Burnaby develop a mobile business licence agreement with other municipalities in the lower mainland.

Arising from consideration of the delegation’s presentation, Councillor Johnston was granted leave by Council to introduce the following motion:

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILOR CALENDINO:

“THAT the presentation by the delegation be **REFERRED** to staff for report.”

CARRIED UNANIMOUSLY

### **3. REPORTS**

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

#### **A) Environment Committee**

**Re: Annual Drinking Water Quality Monitoring  
Report (2011)**

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The Environment Committee submitted a report providing the City's Annual Drinking Water Quality Monitoring Report for 2011. The report provides an overview of the regulatory context, outlines the drinking water quality program undertaken by staff in 2011 and associated sample results to provide the evidence of potability and compliance with the *B.C. Drinking Water Protection Regulation*. In reviewing the 2011 drinking water quality sample data, it was noted that the water quality continues to improve over previous years.

The Environment Committee recommended:

1. THAT Council receive this report for information.
2. THAT Council forward a copy of this report to Dr. Nadine Loewen, Medical Health Officer, Fraser Health Authority, Suite 400 - 4946 Canada Way, Burnaby, BC V5G 4H7.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

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

CARRIED UNANIMOUSLY

#### **B) Environment Committee**

**Re: Knotweed Management – Herbicide  
Stem Injection Trial**

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The Environment Committee submitted a report providing an update on the work done to date to manage knotweed plants and seeking Council approval for a trial of herbicide injection on knotweed. Over the past two years staff have attempted manual control techniques to manage knotweed species with poor success rates. As a result, the Committee is seeking approval from Council to undertake a trial of herbicide stem

injection in three park sites. Stem injection is a well documented and safe technique for selective application of herbicide in environmentally sensitive areas.

The Environment Committee recommended:

1. THAT Council approve a trial of herbicide stem injection on knotweed, as outlined in Section 2(c) of this report.
2. THAT Council send a copy of this report to the Parks, Recreation and Culture Commission for information.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

**C) Environment Committee**

**Re: Protection of Fish Habitat in Waterways**

The Environment Committee submitted a report to Council in response to a resolution from the City of North Vancouver regarding the protection of fish habitat in waterways. The resolution requested the Federal Government abandon proposed changes to Section 35(1) of the Fisheries Act that would see the removal of provisions banning or limiting activities that result in the ‘harmful alteration, disruption or destruction of fish habitat’. The Committee requested Council support the resolution and send a letter to the Federal Minister of Fisheries and Oceans opposing the provisions of Bill C 38, that would amend the Fisheries Act to limit protection of fish habitat.

The Environment Committee recommended:

1. THAT His Worship, Mayor Derek R. Corrigan send a letter to the Honourable Keith Ashfield, Federal Minister of Fisheries and Oceans requesting the Federal Government to abandon the changes to the Fisheries Act that would reduce protection of fish habitat, as described in Bill C 38.
2. THAT a copy of the letter be sent to Burnaby’s MPs, MLAs and all UBCM member municipalities.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

- D) The City Manager presented a report dated 2012 June 18 on the matters listed following as Items 01 to 06 either providing the information shown or recommending the courses of action indicated for the reasons given:

**1. Rezoning Reference #11-36  
9525 University Crescent  
Master CD Rezoning for 8 Development Sites and  
Neighbourhood Park in UniverCity Phase 4; UniverCity at SFU  
Response to Public Hearing Issues**

The City Manager submitted a report from the Director Planning and Building providing Council with the response to issues raised at the Public Hearing for Rezoning Reference #11-36 regarding size of units and teen-based recreational opportunities. The SFU Community Trust has made a commitment to add language to future Phase 4 RFPs that encourages developers to provide a variety of unit sizes. City staff will also work with the Trust and park designers to explore opportunities to integrate more teen-based activities into play/active spaces as UniverCity continues to develop.

The City Manager recommended:

1. THAT a copy of this report be sent to the applicant and to those persons who made submissions to the Public Hearing for Rezoning Reference #11-36.

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**2. Rezoning Reference #11-31  
5821, 5829, 5845, 5853, 5861 Barker Avenue and  
5808, 5826, Patterson Avenue  
Response to Public Hearing Issues**

The City Manager submitted a report from the Director Planning and Building providing Council with the response to issues raised at the Public Hearing for Rezoning Reference #11-31 including traffic congestion, building form, privacy, property values, views, consistency with adopted plans, shadow impacts and pedestrian safety. Staff advised the proposed high-rise apartment and townhouse development, with full underground parking, is in accordance with the adopted Metrotown Town Centre Development Plan and related transportation plans and with established Council policy governing the development of the subject site. The transportation assessment revealed the proposed development can be

accommodated by the area's developed road network and nearby transit provisions. From an integration viewpoint, the proposed development's form and density is considered to be compatible with the intent and direction for higher density development within this designated Town Centre area.

The City Manager recommended:

1. THAT a copy of this report be sent to the applicant and to individuals who spoke at, or submitted correspondence to the Public Hearing for rezoning Reference #11-31.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**3. Rezoning Road Dedication (Bill Fox Way)  
Rezoning Reference #11-04  
Big Bend Development Plan**

The City Manager submitted a report from the Director Planning and Building seeking Council authorization to dedicate road right-of-way for Bill Fox Way and for consolidation of the remaining City parcel. As part of required survey work for the subject development, it has been determined the lands associated with Bill Fox Way are not dedicated as road right-of-way. In order to allow for completion of servicing for the subject development, and to provide for legal road right-of-way for access to the development and the Riverway Public Golf Course, it is necessary to dedicate approximately 1,900 m<sup>2</sup> of the lands associated with Bill Fox Way as public road right-of-way.

The City Manager recommended:

1. THAT Council authorize the dedication of road right-of-way for Bill Fox Way, and the future consolidation of the remaining City parcel with the Riverway Public Golf Course lands, as outlined in this report.
2. THAT the Director Engineering be authorized to prepare the requisite road dedication and consolidation plans for deposit at the Land Title Office.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

**4. Liquor Licence Application #12-03  
Hart House Restaurant (Tent Structure)  
6664 Deer Lake Avenue**

The City Manager submitted a report from the Director Planning and Building addressing the proposed amendment to the existing food primary liquor license to permit liquor service within the seasonal tent structure, as well as permit patron participation entertainment. Based on staff review, the proposed food primary liquor license application would meet Council adopted guidelines for assessing amendments to existing food primary establishments.

The City Manager recommended:

1. THAT Council support the requested patron participation entertainment and use of the seasonal tent structure at the subject food primary liquor establishment, as described in Section 3.0 of this report.
2. THAT a copy of this report be forwarded to the General Manager, Liquor Control and Licensing Branch, P.O. Box 9292 Stn. Provincial Government, Victoria, BC V8W 9J8; and to the applicant, Mr. Paul Smolen, Hartco Management Ltd., 6664 Deer Lake Avenue, Burnaby, BC V5E 2L8.

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**5. Building Permit Tabulation Report No: 5  
From 2012 May 01 – 2012 May 31**

The City Manager submitted a report from the Director Planning and Building to provide Council with information on construction activity as reflected by the building permits 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 KANG:

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

CARRIED UNANIMOUSLY

**6. Materials Testing Services Contract**

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for materials testing services for a one year option. The work of this contract involves the supply of labour, materials, tools, plant and equipment to fulfill materials testing requirements on an 'as and when required' basis.

The City Manager recommended:

1. THAT a contract renewal be awarded for a one year option to extend the existing contract with Metro Testing Laboratories Ltd. for the supply of materials testing services for the period 2012 July 1 to 2013 June 30 at an estimated annual cost of \$255,360.00 including HST of \$27,360.00. Final payment will be based on actual quantities and negotiated prices.

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR VOLKOW:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

**4. TABLED MATTER**

- A) **Bylaws – Second Reading**  
**Burnaby Zoning Bylaw 1965, Amendment**  
**Bylaw No. 24, 2012 – Bylaw No. 13093 and**  
**Bylaw No. 25, 2012 – Bylaw No. 13100**  
*(Tabled 2012 June 11)*



**SECOND READING**

<b>#13092</b>	<b>4249 and 4265 Sardis Street</b>	<b>REZ #11-34</b>
<b>#13093</b>	<b>9525 University Crescent</b>	<b>REZ #11-36</b>
<b>#13100</b>	<b>5821/29/45/53/61 Barker Avenue and 5808/26 Patterson Avenue</b>	<b>REZ #11-31</b>

**MOVED BY COUNCILLOR DHALIWAL:**  
**SECONDED BY COUNCILLOR CALENDINO:**

**“THAT**

<b>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 23, 2012</b>	<b>#13092</b>
<b>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 2012</b>	<b>#13093</b>
<b>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 25, 2012</b>	<b>#13100</b>

**be now read a second time.”**

**MOVED BY COUNCILLOR DHALIWAL:**  
**SECONDED BY COUNCILLOR VOLKOW:**

**“THAT**

<b>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 2012</b>	<b>#13093</b>
<b>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 25, 2012</b>	<b>#13100</b>

**be now TABLED.”**

**CARRIED UNANIMOUSLY**

**The bylaws are being TABLED to allow staff additional time to prepare a report on issues raised at the Public Hearing in relation to Rezoning Reference #11-36 and Rezoning Reference #11-31.**

MOVED BY COUNCILLOR CALENDINO:  
SECONDED BY COUNCILLOR JORDAN:

“THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 2012	#13093
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Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 25, 2012	#13100
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be now **LIFTED** from the table.”

CARRIED UNANIMOUSLY

The motion was now before the meeting.

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

“THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 2012	#13093
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Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 25, 2012	#13100
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be now read a second time.”

Council agreed to vote separately on each bylaw.

Bylaw #13093	CARRIED UNANIMOUSLY
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Bylaw #13100	CARRIED UNANIMOUSLY
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## **5. BYLAWS**

### **FIRST, SECOND AND THIRD READING:**

MOVED BY COUNCILLOR DHALIWAL:  
SECONDED BY COUNCILLOR CALENDINO:

“THAT

Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 16, 2012	#13109
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be now introduced and read three times.”

CARRIED UNANIMOUSLY

**RECONSIDERATION AND FINAL ADOPTION:**

#13008                      6634 & 6638 Dow Avenue                      REZ #11-24

**MOVED BY COUNCILLOR DHALI WAL:**

**SECONDED BY COUNCILLOR JORDAN:**

“THAT

Burnaby Zoning Bylaw 1965, Amendment                      #13008  
Bylaw No. 36, 2011

Burnaby Highway Closure Bylaw No. 3, 2012                      #13085

Burnaby Capital Works, Machinery and Equipment                      #13107  
Reserve Fund Expenditure Bylaw No. 14, 2012

Burnaby Capital Works, Machinery and Equipment                      #13108  
Reserve Fund Expenditure Bylaw No. 15, 2012

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

CARRIED UNANIMOUSLY

**6.      NEW BUSINESS**

**Councillor Volkow**

Councillor Volkow congratulated City Manager, Bob Moncur and Deputy City Manager, Chad Turpin on receiving long service recognition awards from the Canadian Association of Municipal Administrators (CAMA) for their 25 years of service in a management capacity. Councillor Volkow also noted Mr. Turpin received a long service award from the Local Government Management Association for 35 years of municipal service.

**Councillor Chang**

**MOVED BY COUNCILLOR CHANG:**

**SECONDED BY COUNCILLOR CALENDINO:**

“THAT the date for the International Relations & Friendship Cities Committee meeting be rescheduled from Wednesday, 2012 June 27 at 12:30 p.m. to Thursday, 2012 June 21 at 12:30 p.m. in Committee Room 1 & 1A at City Hall.”

CARRIED UNANIMOUSLY

**Councillor Dhaliwal**

Councillor Dhaliwal announced that on behalf of Council, he would be attending a celebration for St. John's Ambulance for 70 years of service in Burnaby.

**7. INQUIRIES**

There were no inquiries brought before Council at this time.

**8. ADJOURNMENT**

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR McDONELL:

"THAT this 'Open' Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The 'Open' Council Meeting adjourned at 7:58 p.m.

Confirmed:

Certified Correct:

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
A/DEPUTY CITY CLERK