

2012 MARCH 05

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 March 05 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 D. Johnston
Councillor C. Jordan
Councillor A. Kang
Councillor P. McDonell
Councillor N.M. Volkow

ABSENT: Councillor S. Dhaliwal

STAFF: Mr. R.H. Moncur, City Manager
Mr. C.A. Turpin, Deputy City Manager
Mr. L. Chu, Director Engineering
Mr. B. Klimek, Deputy Director Finance
Mr. D. Ellenwood, Director Parks, Recreation & Cultural Services
Mr. B. Luksun, Director Planning & Building
Mr. B. Rose, City Solicitor
Ms. A. Skipsey, Acting City Clerk
Mr. S. Cleave, Acting Deputy City Clerk

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.

PROCLAMATIONS

Councillor Jordan, on behalf of His Worship, Mayor Derek R. Corrigan proclaimed the week of 2012 March 5th to 11th as ***“Stop the Sexual Exploitation of Children & Youth Week”*** in the City of Burnaby.

Councillor Johnston, on behalf of His Worship, Mayor Derek R. Corrigan proclaimed Saturday, 2012 March 10th as ***“Tibet Day”*** in the City of Burnaby.

His Worship, Mayor Derek R. Corrigan proclaimed Sunday, 2012 March 11th as ***“World Plumbing Day”*** in the City of Burnaby.

1. MINUTES

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the minutes of the ‘Open’ Council meeting held on 2012 February 20 be now adopted.”

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JORDAN:

“THAT the minutes of the Public Hearing (Zoning) held on 2012 February 21 be now adopted.”

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT the minutes of the Public Hearing (Heritage Designation / Revitalization Agreement) held on 2012 February 21 be now adopted.”

CARRIED UNANIMOUSLY

2. DELEGATIONS

The following wrote requesting an audience with Council:

A) Youth Voice

**Re: 5K Walk to Raise Awareness of Sexually
Exploited Youth**

**Speakers: Alexa Banister-Thompson
Lauren Cullen
Kevin Huang**

B) Gurinder Mangat

Re: Notice on Title – 7757 & 7759 Stanley Street

Speaker: Gurinder Mangat

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR JORDAN:

“THAT the delegations be heard.”

CARRIED UNANIMOUSLY

- A) **Ms. Alexa Banister-Thompson, Ms. Lauren Cullen and Mr Kevin Huang**, members of Youth Voice, a subcommittee of the Burnaby-New Westminster Task Force on Sexual Exploitation of Children and Youth, appeared before Council to raise awareness and work toward the elimination of the underage sex trade. The delegation noted that any sex act between a youth and an adult is abuse. The delegation also noted many children and youth involved in the sex trade face the realities of homelessness, drug use and past trauma, and/or may have been lured, tricked, or forced into the sex trade. The speakers concluded by advising the 5 km Walk to Raise Awareness of Sexually Exploited Youth will be held on Saturday, 2012 April 21 at 1:00 p.m. at Central Park.
- B) **Mr. Gurinder Mangat**, on behalf of Ravinder and Sarbjit Loodu, the owners of 7757/7759 Stanley Street, appeared before Council requesting that the City not file a notice in the Land Title Office with respect to a bylaw contravention regarding the two-family dwelling on the subject property. The speaker acknowledged that the owners have covered the front decks and put in windows without City authorization. He noted, however, there are many other duplexes in Burnaby with similar covered decks and windows. The speaker, a renter of the subject duplex, alleged this action has nothing to do with the owners and the bylaw contravention but results from him being singled out, noting this is the third time it has happened. In conclusion, the delegation requested Council look into the matter and prevent it from happening specifically to him.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

“THAT Item 3, Manager’s Report 2012 March 05 ‘7757 & 7759 Stanley Street, Burnaby, BC, Lot 174, DL 87, Plan 34147’ be brought forward for consideration at this time.”

CARRIED UNANIMOUSLY

3. 7757 & 7759 Stanley Street, Burnaby, BC
Lot 174, DL 87, Plan 34147

The City Manager submitted a report from the Director Planning and Building requesting a Council resolution 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 front decks of the subject two family dwelling were converted to living area without City authorization.

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) Ravinder Loodu
Sarbjit Loodu
7757 Stanley St
Burnaby, BC V5E 1V7

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

The normal order of the agenda resumed.

3. CORRESPONDENCE

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR CALENDINO:

“THAT the following item of correspondence be received.”

CARRIED UNANIMOUSLY

A) Eagle Creek Streamkeepers Society

Re: Signs for Salmon Release

A letter was received from the Eagle Creek Streamkeepers Society requesting permission to place lawn signs on City boulevards in order to publicize the release of 50,000 Chum Salmon into Eagle Creek on 2012 April 14.

A staff note advises that in accordance with the Burnaby Street and Traffic Bylaw and Burnaby Sign Bylaw, a motion of Council is required to permit the temporary placement of signs on street rights-of-way for this event. The request is supportable and Engineering staff will work with event organizers to determine the appropriate location and number of signs to be placed on City boulevards.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT Council grant permission to the Eagle Creek Streamkeepers Society to temporarily place signs on street rights-of-way in order to publicize the release of 50,000 Chum Salmon into Eagle Creek.”

CARRIED UNANIMOUSLY

4. REPORTS

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

A) Community Development Committee

**Re: Zoning Bylaw Amendment – Family
Child Care**

The Community Development Committee submitted a report proposing a revised approach to permitting child care facilities in single-family dwellings. Under this approach, applications for child care facilities within a single-family residential dwelling with up to 10 children and one non-resident staff (in addition to the resident staff person) would be reviewed through the Preliminary Plan Approval process. The intent of the proposed approach is to simplify the approval process for child care facilities within a single-family dwelling, while ensuring compliance with the provisions of Burnaby Zoning Bylaw and other relevant bylaws and regulations.

The Community Development Committee recommended:

1. THAT Council authorize the preparation of a bylaw amending the Burnaby Zoning Bylaw, as outlined in Section 5.1 of this report, and that the bylaw be advanced to First Reading on 2012 March 12 and to a Public Hearing on 2012 April 24 at 7:00 p.m.
2. THAT Council authorize that the City initiate rezoning of the 12 – R “b” District properties to remove the “b” subscript zoning, as outlined in Section 5.3 of this report, and that the bylaw be advanced to First Reading on 2012 March 12 and to a Public Hearing on 2012 April 24 at 7:00 p.m.
3. THAT a copy of this report be sent to the property owners of the residential lots identified in the attached Schedule A.
4. THAT a copy of this report be sent to the Fraser Health Authority at 4946 Canada Way, Burnaby, B.C. V5G 4H7.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR CALENDINO:

“THAT the recommendations of the Community Development Committee be adopted.”

CARRIED UNANIMOUSLY

B) Community Development Committee
Re: Density Bonus Community Amenity
Provisions, Rezoning Reference #11-32
Metrotown Development Plan

The Community Development Committee submitted a report seeking Council approval of a cash-in-lieu contribution as the community benefit valued at \$971,633.00 derived through Rezoning Reference #11-32. Given the subject sites limited size, purely residential context and commitment to provide eight replacement rental units, the Committee determined this multiple-family residential project was not suitable for an on-site amenity.

The Community Development Committee recommended:

1. THAT Council approve a cash-in-lieu contribution as the community benefit to be derived through the density bonus granted to Rezoning Reference #11-32.

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR McDONELL:

“THAT the recommendation of the Community Development 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:

#12/05 – BC Provincial School for the Deaf
Educational Trip

The Executive Committee of Council recommended:

1. THAT this grant request be denied.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

#12/06 – Scouts Canada
Scouting Programs

The Executive Committee of Council recommended:

1. THAT a grant in the amount of \$5,000 be awarded to Scouts Canada for 2012.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

#12/07 – Burnaby Winter Club
Pee-Wee A1 Hockey Team

The Executive Committee of Council recommended:

1. THAT a grant in the amount of \$1,000 be awarded to the Burnaby Winter Club Pee-Wee A1 Hockey Team to assist with travel expenses for Burnaby players to compete at the Quebec International Pee-Wee Hockey Tournament in February 2012.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

#12/08 – Burnaby Family Life
Community Grant

The Executive Committee of Council recommended:

1. THAT a grant in the amount of \$16,000 be awarded to the Burnaby Family Life to fund programs and services provided by the organization in 2012.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

#12/09 - Michael J. Fox Theatre
Golf Tournament

The Executive Committee of Council recommended:

1. THAT an in-kind grant of a green fee waiver be awarded to the Michael J. Fox Theatre in support of the annual Michal J. Fox Golf Tournament to be held on 2012 June 01.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

#12/10 – Stand Up for Mental Health Comedy Society
2012 Comedy Debut Show

The Executive Committee of Council recommended:

1. THAT one time only grant in the amount of \$1,000 be awarded to the Stand Up for Mental Health Comedy Society to assist with costs associated with 2012 Comedy Debut Show to be held on 2012 May 07.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

#12/11 - Maple Leaf Singers
Seize the Day Show

The Executive Committee of Council recommended:

1. THAT the City of Burnaby support the Maple Leaf Singers 2012 Annual Spring Show to be held on 2012 May 26 and 27 by purchasing an advertisement in the program for the event at a cost of \$200.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

#12/12 – BC Self Advocacy Foundation
Walk N Roll

The Executive Committee of Council recommended:

1. THAT this grant request be denied.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

#12/13 – Burnaby School District #41
WORDS Writing Project

The Executive Committee of Council recommended:

1. THAT this grant request be denied.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

#12/14 – Rotary Club of Burnaby Metrotown
2012 Wine, Food & Music Festival

The Executive Committee of Council recommended:

1. THAT an in-kind grant up to a value of \$2,000 for printing services be awarded to the Rotary Club of Burnaby Metrotown in support of the 2012 Wine, Food and Music Festival.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

#12/16 – Burnaby Hospital Foundation
Rhythm of Life Walk & Run

The Executive Committee of Council recommended:

1. THAT a grant in the amount of \$6,000 be awarded to the Burnaby Hospital Foundation for the 14th Annual Rhythm of Life 1/5/10 km walk and run to be held on 2012 September 09.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR McDONELL:

“THAT grant application #12/16 be **REFERRED** back to the Executive Committee of Council for further review.”

CARRIED UNANIMOUSLY

D) Executive Committee of Council
Re: Festivals Burnaby Grant Applications –
Large Scale Events

The Executive Committee of Council submitted the following grant application for Council's consideration:

12-L-001 Eurofest BC Society
European Festival

The Executive Committee of Council recommended:

1. THAT Council award a Festivals Burnaby Grant in the amount of \$10,000 to the Eurofest BC Society for the 15th Annual European Festival to be held on 2012 May 25 & 26 at the Swangard Stadium.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

E) Executive Committee of Council
Re: Healthy Living Trade Show (Grant #12-15)

The Executive Committee of Council submitted a report seeking Council approval of a grant for the Healthy Living Trade Show. The intent of the proposed trade show is to provide an opportunity for each local government in Fraser Health's service region to

highlight its related initiatives and to learn from each other's work. The event will be an interactive, invitation-only event, primarily for elected local government officials, senior Fraser Health staff, and lead individuals from key community partners (e.g. Board of Trade, School Districts) to a maximum of approximately 500 people. The event will be co-hosted by Fraser Health and the City through a cost-sharing agreement.

The Executive Committee of Council recommended:

1. THAT Council award a grant in the amount of \$880 to Fraser Health for the Healthy Living Trade Show to be held at Bonsor Recreation Complex on Thursday, 2012 April 12.

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

"THAT the recommendation of the Executive Committee of Council be adopted."

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

"THAT the recommendation of the Executive Committee of Council be **AMENDED** to indicate the Healthy Living Trade Show will be held on Friday, 2012 April 20."

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Calendino and seconded by Councillor Kang being 'THAT the recommendation of the Executive Committee of Council be adopted', **AS AMENDED** and same was **CARRIED UNANIMOUSLY**.

F) Executive Committee of Council

Re: Federal Funding for Infrastructure Projects

The Executive Committee of Council submitted a report seeking Council support for a resolution calling upon the federal government to not limit its infrastructure funding for local governments to public private partnerships.

The Executive Committee of Council recommended:

1. THAT Council adopt the resolution regarding federal funding for infrastructure projects, as contained within this report.
2. THAT Council submit this resolution to the LMLGA for the 2012 UBCM Convention.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

G) Finance and Civic Development Committee
Re: Edmonds Pool and Community Centre

The Finance and Civic Development Committee submitted a report providing Council with an update on the construction progress for the Edmonds Pool and Community Project. To date, approximately 47% of the contract value has been completed and work is progressing on schedule. The work completed is of a good quality and the worksite is well organized as the project moves into the key stages of the construction schedule.

The Finance and Civic Development Committee recommended:

1. THAT this report be received for information purposes.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

H) The City Manager presented a report dated 2012 March 05 on the matters listed following as Items 01 to 08 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Response to Questions Raised at Public Hearing

The City Manager submitted a report from the Director Planning and Building to respond to Council's request for further information regarding questions raised concerning Rezoning Reference #11-17 at the 2012 February 21 Public Hearing in relation to trees, a former gas station and recent improvement to the existing dwelling at 6709 Royal Oak Avenue.

The City Manager recommended:

1. THAT a copy of this report be sent to Mr. Matthew Haydar, #301 – 6739 Royal Oak Avenue, Burnaby, BC V5H 3P5.

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

**2. Road Closure Reference: #08-3
X-Reference: Subdivision #08-6
Portion of Road Right-of-Way Adjacent
5939, 5959 and 5987 Brantford Avenue**

The City Manager submitted a report from the Director Planning and Building seeking Council authority for the closure and sale of a redundant portion of road right-of-way adjacent 5939, 5959 and 5987 Brantford Avenue.

The City Manager recommended:

1. THAT Council authorize the introduction of a Burnaby Highway Closure Bylaw involving the closure and consolidation of an area of approximately 10.05 m (33 ft.) by 46.32 m (152 ft.) of redundant road right-of-way adjacent 5939, 5959 and 5987 Brantford Avenue, as shown on the *attached* Sketch #1.
2. THAT Council authorize the sale of the road closure area, as outlined in this report.
3. THAT a copy of this report be sent to Ms. Marisa Beraldin of #612 – 125 W. 6th Avenue, Vancouver, B.C. V6H 4G5.

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

**3. 7757 & 7759 Stanley Street, Burnaby, BC
Lot 174, DL 87, Plan 34147**

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

4. Unsightly Properties at 5420 & 5484 Canada Way

This item of business was **WITHDRAWN** from the agenda prior to the Council meeting.

5. 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 2011 June 01 and 2012 May 31. Annually it is necessary pursuant to Division 5, Section 210 (Local Service Taxes) of the Community Charter to pass bylaws to impose parcel taxes for local improvement works. The 2012 Local Service Tax Bylaw will cover those works on which construction was completed in 2011 or which will be completed by 2012 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 29 of this report.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

6. Processing and Marketing of Residential Green Waste Compostable Material

The City Manager submitted a report from the Director Finance seeking Council approval to increase the value of the contract for processing and marketing of the compostable materials. In 2007, Fraser Richmond Soil & Fiber Ltd. was awarded a five year contract in the amount of \$4,172,000 including HST of \$447,000. Based on an increase of services and diversion volumes, the value of the existing contract is now estimated to increase to \$5,740,000 including HST of \$615,000.

The City Manager recommended:

1. THAT the existing contract with Fraser Richmond Soil & Fiber Ltd. for the processing and marketing of compostable materials be increased to \$5,740,000 including HST of \$615,000. Final payment will be based on actual services.

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR McDONELL:

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

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

“THAT the report be **REFERRED** to the Finance and Civic Development Committee for review.”

CARRIED UNANIMOUSLY

7. Vehicle Towing Services and Storage Facilities

The City Manager submitted a report from the Director Finance seeking Council approval to increase the estimated value of an existing contract for vehicle towing services and storage facilities. In 2008, J & M Motors Ltd. dba Mundie's Towing was awarded a contract in the amount of \$196,000 including HST of \$21,000. Based on an increase of services and the ICBC annual rate increase, the value of the existing contract is now estimated to increase to \$317,760 including HST of \$34,046.

The City Manager recommended:

1. THAT the existing contract with J & M Motors Ltd. dba Mundie's Towing for vehicle towing services and storage facilities be increased to \$317,760 including HST of \$34,046. Final payment will be based on actual services.

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR McDONELL:

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

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR McDONELL:

“THAT the report be **REFERRED** to the Finance and Civic Development Committee for review.”

CARRIED UNANIMOUSLY

8. Capital Accounts

The City Manager submitted a report from the Director Engineering seeking Council approval to fund various capital accounts for an ongoing program of improvements to existing pump station alarm and data acquisition systems and for cost-sharing with private development for infrastructure improvements not directly related to the proposed development.

The City Manager recommended:

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

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR KANG:

“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 CALENDINO:

“THAT

Burnaby Capital Works, Machinery and Equipment
Reserve Fund Expenditure Bylaw No. 5, 2012

#13061

be now introduced and read three times.”

CARRIED UNANIMOUSLY

SECOND READING:

#13054 6709 Royal Oak Avenue
#13055 4021 Kingsway
#13060 Text Amendment

REZ #11-17

REZ #11-50

MOVED BY COUNCILLOR KANG:
SECONDED BY COUNCILLOR VOLKOW:

“THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 3, 2012	13054
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 4, 2012	13055
Burnaby Heritage Designation Bylaw No. 1, 2012	13058
Burnaby Heritage Revitalization Agreement Bylaw No. 1, 2012	13059
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 5, 2012	13060

be now read a second time.”

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

#12787	4700 Still Creek Drive, 4855 Still Creek Ave., 2549 and 2650 Beta Avenue	REZ #09-16
#12941	4700 Still Creek, Portion of 4855 Still Creek Drive, 2549 and 2650 Beta Avenue	REZ #10-41

MOVED BY COUNCILLOR KANG:
SECONDED BY COUNCILLOR McDONELL:

“THAT

Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 16, 2010	12787
Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 17, 2011	12941
Burnaby Highway Closure Bylaw No. 1, 2012	13041

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 made reference to recent information released in the Vancouver Sun newspaper and expressed concern regarding the high number of deaths resulting from C Difficile related infections at Burnaby Hospital in the last couple of years and requested that His Worship, Mayor Derek R. Corrigan arrange a meeting with the executives of Burnaby Hospital regarding this very serious matter.

His Worship, Mayor Derek R. Corrigan advised he would make the necessary arrangements for a presentation by Burnaby Hospital executives to Council.

Councillor Johnston

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR McDONELL:

“THAT the Public Hearing scheduled for Tuesday, 2012 March 20 at 7:00 p.m. in the Council Chamber be **CANCELLED**, and

THAT the Advisory Planning Commission meeting scheduled for Thursday, 2012 March 08 at 6:00 p.m. in Committee Room 1 & 1A be **CANCELLED**.”

CARRIED UNANIMOUSLY

Councillor Johnston expressed concern about the proposed Trans Mountain pipeline expansion plans and noted the importance of ensuring consultation between the City of Burnaby, Kinder Morgan and the National Energy Board regarding this matter.

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

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR McDONELL:

“THAT

WHEREAS the Trans Mountain pipeline has operated within the City of Burnaby since 1953, transporting up to 300,000 barrels per day of Alberta oil from the tar sands to its Westridge Terminal;

AND WHEREAS its operator, Kinder Morgan Canada, maintains two Burnaby facilities, a storage terminal maintaining up to 6.1 million barrels onsite, and the Westridge Terminal whereby up to 290,000 barrels can be stored;

AND WHEREAS the Westridge Terminal, located on Port Metro Vancouver, can accommodate ships up to approximately 100,000 dead weight tons and barges for the purpose of shipping crude oil by sea, and also receives and redirects jet fuel by a second pipeline to Vancouver International Airport;

AND WHEREAS Kinder Morgan has been: reviewing the possibility of twinning of its Trans Mountain pipeline with the intention of doubling capacity from 300,000 barrels per day to 600,000 per day; considering the expansion of its tanker capacity at Westridge from 32 ships to 70 per year through construction of a second berth; and expanding its storage on Burnaby Mountain;

AND WHEREAS Port Metro Vancouver is also investigating the possibility of dredging Vancouver harbour at Lions Gate to permit super tankers similar to the Exxon Valdez passage under the bridge with heavier loads than are permitted currently;

AND WHEREAS the Trans Mountain pipeline has an existing right-of-way, it is considered to be more economically viable than other pipeline proposals such as the Enbridge or Keystone pipelines thereby enabling more crude oil products to be shipped to the USA and Asia;

AND WHEREAS in September 2011, the cities of Burnaby and Victoria through the UBCM requested that the National Energy Board (NEB), Port Metro Vancouver, and all appropriate federal ministers ensure that any applications to expand the amount of oil transported by pipeline or tanker in British Columbia undergo:

- a. the highest degree of environmental assessment; and
- b. meaningful public consultation, including direct engagement with affected municipalities, regional authorities and British Columbia First Nations;

AND WHEREAS in December 2011, at a meeting of eight south coast B.C. mayors, including Burnaby's it was agreed that a potential oil spill could have significant negative impacts on residents, the liability of the region, and the health of the environment and economy. The mayors called on the NEB to conduct a public consultation process for all applications for expansion of oil pipelines and tanker traffic in the Vancouver area;

AND WHEREAS on February 21, 2012, the NEB approved an application by Kinder Morgan Canada to enter into firm service contracts for the delivery of crude oil shipments through Vancouver harbour without any public hearings in Vancouver;

AND WHEREAS Burnaby, is the city home to the Westridge Terminal, the Burnaby Storage facility and the pipeline's western terminus with several neighbourhoods and thousands of nearby residents who have already been – and may again be – negatively impacted by effects of increased future operations of the above three facilities, it seems only appropriate that Kinder Morgan and the NEB consult the City of Burnaby and its residents and place their opinion high in the decision making process:

THEREFORE BE IT RESOLVED that Burnaby Council request that the mayor write to Kinder Morgan Canada again requesting that the company consult with the City of Burnaby, and its citizens regarding Kinder Morgan's plan for this project, including details of current and future expansion of the pipeline, storage area, Westridge Terminal, and the distribution of crude oil and jet fuel products, also seeking a written response as early as possible:

BE IT FURTHER RESOLVED that we again write to the National Energy Board demanding that they hold public hearings on this project in the Metro Vancouver area before approving any further aspects of this proposal and that we are disappointed that the views of Kinder Morgan's clients appear to be more valuable in this decision than those of the taxpayers and residents of Burnaby and Metro Vancouver:

BE IT FURTHER RESOLVED that this letter be expedited in order to arrive at the offices of both Kinder Morgan Canada and the National Energy Board prior to any further application by Kinder Morgan Canada to expand its Trans Mountain pipeline, terminal or storage facilities and /or crude oil tanker shipments."

CARRIED UNANIMOUSLY

Councillor McDonell

Councillor McDonell made reference to Item E) of the Council Correspondence package received to 2012 March 02 from Mary McNeil, Minister of Children and Family Development regarding the Fifth Annual Child Care Awards of Excellence and requested that the City nominate the child care centre at the Ledingham McAllister building on Cameron Street and North Road for an award.

The Director Planning and Building undertook to submit the nomination.

Councillor Volkow

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR CALENDINO:

"THAT a meeting of the Simon Fraser University / City of Burnaby Liaison Committee be held on Tuesday, 2012 April 17 at 5:00 p.m. at Riverway Golf Course."

CARRIED UNANIMOUSLY

Councillor Jordan

Councillor Jordan made reference to Items L), M), N) and O) of the Council Correspondence package received to 2012 March 02 from Heath Slee, President, UBCM, providing responses to various resolutions submitted by the City of Burnaby.

In response to a query from Council regarding the status of Burnaby resolutions to the UBCM, the Director Planning and Building advised that a report regarding this matter will be submitted to an upcoming Council Meeting and the Council Committees responsible for various resolutions will be updated regarding the status of resolutions originating from their committees.

7. INQUIRIES

There were no inquiries brought before Council at this time.

8. ADJOURNMENT

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

The ‘Open’ Council Meeting adjourned at 8:17 p.m.

Confirmed:

Certified Correct:

MAYOR

A/DEPUTY CITY CLERK