

2013 NOVEMBER 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, 2013 November 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 7:08 p.m. in the Council Chamber.

PRESENT: His Worship, Mayor D. Corrigan, In the Chair
Councillor P. Calendino
Councillor S. Dhaliwal
Councillor D. Johnston
Councillor C. Jordan
Councillor A. Kang
Councillor P. McDonell
Councillor N. Volkow

ABSENT: Councillor R. Chang

STAFF: Mr. C. Turpin, Deputy City Manager
Mr. L. Chu, Deputy City Manager
Mr. L. Gous, Director Engineering
Mrs. D. Jorgenson, Director Finance
Mr. D. Ellenwood, Director Parks, Recreation & Cultural Services
Mr. L. Pelletier, Director Planning & Building
Mr. B. Rose, City Solicitor
Mrs. M. Manuel, City Clerk
Mr. S. Cleave, Deputy City Clerk

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR McDONELL:

"THAT the 'Open' Council meeting do now reconvene."

CARRIED UNANIMOUSLY

The 'Open' Council meeting reconvened in the Council Chamber at 7:08 p.m.

P R O C L A M A T I O N

His Worship, Mayor Derek Corrigan proclaimed Friday, 2013 November 29th as "*Jersey Day in Burnaby*".

1. MINUTES

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR JORDAN:

“THAT the minutes of the ‘Open’ Council meeting held on 2013 November 04 be now adopted.”

CARRIED UNANIMOUSLY

2. DELEGATIONS

The following wrote requesting an audience with Council:

- A) Teppet Critters Ltd. DBA Pet Habitat
Re: Bylaw Changes Regarding Animal Sales
Speaker: Tom Peters, Owner
- B) Small Animal Rescue Society of BC
Re: Ban on Sales of Small Animals in Pet Stores
Speaker: Lisa Hutcheon

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR KANG:

“THAT the delegations be heard.”

CARRIED UNANIMOUSLY

- A) **Mr. Tom Peters**, owner of Pet Habitat, Metropolis at Metrotown, 240 – 4820 Kingsway, Burnaby, appeared before Council regarding proposed bylaw amendments to regulate Burnaby pet store operations.

Mr. Peters noted the following points:

- Pet Habitat sources pets from United States Department of Agriculture inspected breeding facilities.
- Store kennels are designed in accordance with recommendations from Pet Industry Joint Advisory Council and guidelines set out by the SPCA.
- Pet Habitat has always complied with an order given by the SPCA.
- All breeders need to be inspected; the City should ask the Province to address this issue.
- The proposed bylaw should be amended to include all organizations who are in the business of finding homes for animals; animals being sold through kennels, rescue and adoption organizations need to be held to the same standards as pet stores.

The delegation noted concerns regarding the following proposed requirements pertaining to pet store licencees:

1. Ensure each rabbit sold is spayed or neutered prior to sale.
 - This wording should be extended to all businesses engaged in the homing of animals.
2. Not sell or display any animals on the prohibited animal list or turtles.
 - This is a redundant clause as it has already been addressed on a provincial level.
3. Keep a registry of all animal transactions including: date of acquisition, sale or other disposition; name and address of breeder (for animals other than fish) and supplier, if different, description, gender, colouring, tattoo, microchip or other identifying markings; hold each transaction record for six months; make records available to the animal shelter manager, Chief Licence Inspector, Police Chief or designates.
 - Designates should have written authority to act on the officials' behalf.
4. Provide the purchaser at the time of sale; detailed description of animal including species, age, gender, breed, colour, markings, tattoo, micro-chip, veterinary history, record of all vaccinations, in the case of rabbit with proof of spayed/neutered, and the name and address of the breeder and supplier.
 - It becomes logistically difficult to provide information regarding the breeder for kittens as well as the small animals.
5. Permit inspection of the premises, or any animal contained within the premises, at all reasonable times by the animal shelter manager, Chief Licence Inspector, Police Chief, or their designates to ensure that all provisions contained within the bylaw are being complied with.
 - The phrase 'at all reasonable times' should be changed to match the SPCA wording of 'during regular business hours'.

In summary, the speaker noted he supports the proposed bylaw with minor alterations.

A copy of the presentation is available on file in the City Clerk's Office.

- B) Lisa Hutcheon**, Small Animal Rescue Society of BC, PO Box 54564, 7155 Kingsway, Burnaby, appeared before Council to discuss the sale of small animals in Burnaby pet stores. The speaker noted if the City continues to allow the sale of small animals then the City must have a place for them to go when they are no longer wanted. If this cannot be done then small animal sales should be stopped.

The speaker also noted the following points:

- Pet stores refer to live animals as a product, not living beings.
- Small animals are used by pet stores to sell more expensive items.
- Pet store workers are poorly trained.
- Impulse buying occurs in pet stores.
- The SPCA will not house more than two small animals at one time.

The delegation concluded by advising that her organization along with other members of the rescue community are making the choice to shop at and support pet stores that do not sell live animals.

A copy of the presentation is available on file in the City Clerk's Office.

3. REPORTS

MOVED BY COUNCILLOR CALENDINO:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

A) Finance and Civic Development Committee

Re: Burnaby Soil Deposit and Soil Removal Bylaws

The Finance and Civic Development Committee submitted a report seeking Council approval to amend the Soil Removal Bylaw and the Soil Deposit Bylaw to increase the current permit fee of \$2.50 to \$250.00 per application to offset the actual City cost related to the permit.

The Finance and Civic Development Committee recommended:

1. THAT Council authorize staff to amend the Burnaby Soil Removal Regulation Bylaw 1961 (No. 4251) and the Burnaby Soil Deposit Bylaw 1971 (No. 5974) as outlined in this report.
2. THAT a copy be forwarded to the Environment Committee for information.

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: Temporary Financing Bylaw

The Finance and Civic Development Committee submitted a report seeking Council borrowing authority to temporarily finance expenditures. Temporary borrowing sometimes becomes necessary during the year prior to collection of property taxes and at other times to make large unexpected payments or to cover an overdraft resulting from revenue shortfalls.

The Finance and Civic Development Committee recommended:

1. THAT Council bring down a bylaw to permit borrowing of up to \$2 million as required, during the period 2014 January 01 to December 31, repayable 2014 December 31.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

C) Finance and Civic Development Committee
Re: Payment Card Compliance Project

The Finance and Civic Development Committee submitted a report providing Council with an update of the Payment Card Compliance Project and requesting stabilization funding for Phase 2. The project will contribute to the overall security of private and sensitive information held on the City’s databases by providing a strengthened technical infrastructure, improved business processes and scalable and repeatable model that can be extended to cover the implementation of new and enhanced information systems. Phase 2 of the project will enable the City to reach Payment Card Industry Data Security Standards compliance.

The Finance and Civic Development Committee recommended:

1. THAT Council approve stabilization funding totalling \$460,000 including applicable taxes to fund Phase 2 of the Payment Card Compliance project, as outlined in this report.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR JORDAN:

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

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

The report was TABLED to provide Council with a further opportunity to review the project and Council requested staff to make arrangements for a workshop.

D) Finance and Civic Development Committee

Re: Sanitary Sewer Utility Rates for 2014

The Finance and Civic Development Committee submitted a report seeking Council approval for 2014 sanitary sewer rates. The budget reflects a general utility rate increase of 5.5% to ensure the sanitary sewer utility continues to be self-supporting.

The Finance and Civic Development Committee recommended:

1. THAT Council approve the amendments of the Burnaby Sewerage System Parcel Tax Bylaw and the Burnaby Sewer Charge Bylaw to provide for the fees contained in Schedule C, effective 2014 January 01, as outlined in this report.

MOVED BY COUNCILLOR JOHNSTON:

SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

E) Finance and Civic Development Committee

Re: Waterworks Utility Rates 2014

The Finance and Civic Development Committee submitted a report seeking Council approval for 2014 water rates. The projected 2014 rate increase of 5.5% reflects an increase in the supply cost of water provided by the Greater Vancouver Water District and the continued funding of infrastructure replacement and maintenance program.

The Finance and Civic Development Committee recommended:

1. THAT Council approve the amendments of the Burnaby Waterworks Regulation Bylaw to provide for the water rates contained in Schedule C, effective 2014 January 01, as outlined in this report.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

F) Finance and Civic Development Committee
Re: Renewal of City Fleet Insurance

The Finance and Civic Development Committee submitted a report seeking Council approval for an expenditure to renew the City Vehicle Fleet Insurance Program.

The Finance and Civic Development Committee recommended:

1. THAT Council approve an expenditure of up to \$700,000 payable to Willis Canada for the City's Fleet Auto Liability, Collision, and Comprehensive insurance programs as outlined in this report.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

G) Finance and Civic Development Committee
Re: Still Creek Recycling/Green Waste Depot
and Works Yard

The Finance and Civic Development Committee submitted a report providing Council with a status update on construction progress for the Still Creek Recycling / Green Waste Depot and Works Yard. During the month of September the general contractor and subtrades have made steady progress on the construction of the Operations and Storage Buildings. The general contractor is maintaining the original construction schedule, is well organized and work to date is of a good standard. Staff will continue to monitor progress and provide updated reports throughout the course of construction.

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) International Relations and Friendship Cities Committee
Re: Friendship city visit – Dalian, China

The International Relations and Friendship Cities Committee submitted a report seeking Council funding approval to host a 22-member delegation from Dalian, China. The purpose of the visit is to provide the delegation with an opportunity to learn more about the City of Burnaby and to further build upon the existing friendship city relationship and technological agreements between the two cities. The costs of hosting the delegates, including ceremonial gifting, are estimated at \$2,000. Funds will be allocated from the International Relations & Friendship Cities Committee budget.

The International Relations and Friendship Cities Committee recommended:

1. THAT Council approve the costs associated with hosting a 22-member delegation from Dalian, China on 2013 November 12, as outlined in this report.

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR VOLKOW:

“THAT the recommendation of the International Relations and Friendship Cities Committee be adopted.”

CARRIED UNANIMOUSLY

I) Social Issues Committee
Re: Burnaby Access Advisory Committee
2014 Workplan

The Social Issues Committee submitted a report providing Council with a summary of the Burnaby Access Advisory Committee’s (BAAC) activities in 2013 and to propose a workplan for 2014. Since its establishment 25 years ago, BAAC has played an important role providing valuable advice and recommendations to the City regarding accessibility and inclusion issues. Implementation of items identified in the workplan for 2014 will enable BAAC to continue to assist the City to enhance access facilities and inclusion in services for all Burnaby residents.

The Social Issues Committee recommended:

1. THAT Council approve the proposed Burnaby Access Advisory Committee 2014 workplan, as outlined in Section 3.0 of this report.

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR VOLKOW:

“THAT the recommendation of the Social Issues Committee be adopted.”

CARRIED UNANIMOUSLY

J) Social Issues Committee
Re: Consultation Results on Proposed Changes to
Burnaby's Adaptable Housing Policy

The Social Issues Committee submitted a report seeking Council approval of the Community Development Committee's proposed revised Adaptable Housing Policy.

The Social Issues Committee recommended:

1. THAT Council adopt the recommendation of the Community Development Committee to approve the proposed revised Adaptable Housing Policy, as summarized in Section 5.0 of the attached report (Appendix A).

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR VOLKOW:

"THAT the recommendation of the Social Issues Committee be adopted."

CARRIED UNANIMOUSLY

K) Traffic Safety Committee
Re: Royal Oak at McKee Street

The Traffic Safety Committee submitted a report responding to a request for a crosswalk near Alta Vista Park. The Engineering Department conducted pedestrian and traffic volume counts on Royal Oak at McKee Street and it was concluded that a marked crosswalk would not be warranted.

The Traffic Safety Committee recommended:

1. THAT Council receive this report for information.
2. THAT a copy of this report be sent to Mr. Scott Rees, 5291 Carson Street, Burnaby, BC V5J 3Z3.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR KANG:

"THAT the recommendations of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

- L)** The City Manager presented a report dated 2013 November 18 on the matter listed following as Item 01 either providing the information shown or recommending the courses of action indicated for the reasons given:

**1. Building Permit Tabulation Report No: 10
From 2013 October 01 – 2013 October 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 JORDAN:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR JOHNSTON:

"THAT the Committee now rise and report.”

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR CALENDINO:

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

CARRIED UNANIMOUSLY

4. BYLAWS

FIRST READING

#13261 Text Amendment

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR CALENDINO:

“THAT

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 40, 2013

#13261

be now introduced and read a first time.”

CARRIED UNANIMOUSLY

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR VOLKOW:

“THAT

Burnaby Solid Waste and Recycling Bylaw 2010, #13260
Amendment Bylaw 2013

Burnaby Smoking Regulation Bylaw 1996 #13262
Repeal Bylaw 2013

be now introduced and read three times.”

CARRIED UNANIMOUSLY

THIRD READING, RECONSIDERATION AND FINAL ADOPTION:

#13248 101 – 4501 North Road (Strata Lot 09) REZ #08-38

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT

Burnaby Zoning Bylaw 1965, Amendment #13248
Bylaw No. 32, 2013

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

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT

Burnaby Highway Closure Bylaw No. 5, 2013 #13249

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

CARRIED UNANIMOUSLY

ABANDONMENT:

#12581 4501 North Road (Strata Lot #9 and Common Property) Rez. #08-38

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

“THAT

Burnaby Zoning Bylaw 1965, Amendment
Bylaw No. 73, 2008

#12581

be now Abandoned.”

CARRIED UNANIMOUSLY

5. NEW BUSINESS

There was no new business brought before Council at this time.

6. INQUIRIES

There were no inquiries brought before Council at this time.

7. ADJOURNMENT

MOVED BY COUNCILLOR JORDAN:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

The ‘Open’ Council Meeting adjourned at 8:20 p.m.

Confirmed:

Certified Correct:

MAYOR

DEPUTY CITY CLERK