

2013 FEBRUARY 25

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 February 25 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. 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. Volkow

STAFF: Mr. R. Moncur, City Manager
Mr. C. Turpin, Deputy City Manager
Mr. L. Chu, Deputy City Manager
Mr. B. Davis, Acting Director Engineering
Mrs. D. Jorgenson, Director Finance
Mr. D. Ellenwood, Director Parks, Recreation & Cultural Services
Mr. E. Kozak, Assistant Director Current Planning
Mr. B. Rose, City Solicitor
Mrs. M. Manuel, Acting City Clerk
Ms. B. Zeinabova, Administrative Officer

MOVED BY COUNCILLOR McDONELL:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

The 'Open' Council meeting reconvened in the Council Chamber at 7:01 p.m.

1. MINUTES

MOVED BY COUNCILLOR KANG:

SECONDED BY COUNCILLOR McDONELL:

“THAT the minutes of the 'Open' Council meeting held on 2013 February 18 be now adopted.”

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR CALENDINO:

“THAT the minutes of the Local Court of Revision held on 2013 February 19 be now adopted.”

CARRIED UNANIMOUSLY

2. **DELEGATION**

The following wrote requesting an audience with Council:

- A) **Peter Hanson**
Re: Bullying
Speaker: Peter Hanson

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR JOHNSTON:

“THAT the delegation be heard.”

CARRIED UNANIMOUSLY

- A) **Mr. Peter Hanson**, 1203 - 7264 Kingsway, Burnaby, appeared before Council to speak on the subject of bullying. Mr. Hanson made reference to Burnaby School District Policy #5.45 and hoped this policy that promotes respect and understanding is a good start on what needs to be done to eliminate bullying. Mr. Hanson also referenced programs and bylaws in Port Coquitlam that could serve as a guide for Burnaby to develop an approach to this important issue. Mr. Hanson explained Port Coquitlam’s a program where the bully has a choice to participate in an anti bullying program and, if they complete this program, the charge of bullying and the fines attached will be dismissed and no record kept.

Mr. Hanson further mentioned a program in Nanaimo, where the School Board has teamed up with the Red Cross to teach students in secondary schools how to mentor younger students about anti bullying so that they do not become bullies themselves or victims of bullying. Reports indicate this program has a better chance of working because kids listen to kids more than they listen to adults.

Mr. Hanson concluded by advising he has lived in Burnaby for 64 years and has watched the City grow to become the best run city in the world. He hoped that a solid program for anti bullying in Burnaby is something that could become a reality.

3. REPORTS

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

A) Traffic Safety Committee
Re: Public Washrooms at SkyTrain Stations

The Traffic Safety Committee submitted a report providing Council with a response from TransLink regarding the implementation of public washrooms at SkyTrain stations.

The Traffic Safety Committee recommended:

1. THAT Council request further information from TransLink regarding public washroom facilities at SkyTrain stations.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR McDONELL:

“THAT the recommendation of the Traffic Safety Committee be adopted.”

CARRIED UNANIMOUSLY

B) The City Manager presented a report dated 2013 February 25 on the matters listed following as Items 01 to 10 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Rezoning Reference #12-21
High-Rise Apartment Tower with Street Fronting Townhouses
Brentwood Town Centre Development Plan

The City Manager submitted a report from the Director Planning and Building seeking Council authorization to forward this application to a Public Hearing on 2013 March 19. The purpose of the proposed zoning bylaw amendment is to permit the construction of a high-rise apartment tower over a ground oriented townhouse and amenity podium.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2013 March 04, and to a Public Hearing on 2013 March 19 at 7:00 p.m.

2. THAT the introduction of a Highway Closure Bylaw be authorized according to the terms outlined in Section 3.5 of this report, contingent upon the granting by Council of Second Reading of the subject Rezoning Bylaw.
3. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies, including a 4% Engineering Inspection Fee, to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
 - d) The utilization of an amenity bonus through the provision of a \$6,521,410 cash in-lieu contribution in accordance with Section 3.2 of this report.
 - e) The consolidation of the net project site into one legal parcel.
 - f) The granting of any necessary Covenants, including, but not necessarily limited to, Section 219 Covenants restricting the enclosure of balconies, indicating that project surface driveway accesses will not be restricted by gates, guaranteeing provision and maintenance of public art, guaranteeing the provision and ongoing maintenance of electric vehicles and EV plug-in stations, providing that all disabled parking to remain as common property, restrictions of use regarding guest rooms and ensuring compliance with the submitted acoustical analysis.
 - g) The granting of any necessary easements and statutory rights-of-way.
 - h) The dedication of any rights-of-way deemed requisite.
 - i) The design and provision of units adaptable to persons with disabilities (the provision of special hardware and cabinet work being subject to the sale/lease of the unit to a disabled person) with allocated disabled parking spaces protected by a Section 219 Covenant.
 - j) The provision of covered car wash stalls and adequately sized and appropriately located garbage handling and recycling material holding space to the approval of the Acting Director Engineering and a commitment to implement the recycling provisions.

- k) The submission of a suitable on-site stormwater management system to the approval of the Acting Director Engineering, the deposit of sufficient monies for its provision, and the granting of a Section 219 Covenant to guarantee its provision and continuing operation.
- l) The submission of a Site Profile and resolution of any arising requirements.
- m) The review of a detailed sediment Control System by the Acting Director Engineering.
- n) The submission of a suitable Solid Waste and Recycling plan to the approval of the Acting Director Engineering.
- o) The review of on-site residential loading facilities by the Acting Director Engineering.
- p) The provision of facilities for cyclists in accordance with this report.
- q) The undergrounding of existing overhead wiring adjacent to the site.
- r) Compliance with the Council-adopted sound criteria.
- s) The review of a detailed Sediment Control System by the Acting Director Engineering.
- t) Compliance with the guidelines for underground parking for visitors.
- u) The deposit of the applicable GVS & DD Sewerage Charge.
- v) The deposit of the applicable Parkland Acquisition Charge.
- w) The deposit of the applicable School Site Acquisition Charge.
- x) The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.

MOVED BY COUNCILLOR DHALIWAL:

SECONDED BY COUNCILLOR JOHNSTON:

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

CARRIED UNANIMOUSLY

**2. Rezoning Reference #12-04
Four-Storey Mixed-Use Development
Royal Oak Community Plan, Sub-Area 8**

The City Manager submitted a report from the Director Planning and Building seeking Council authorization to forward this application to a Public Hearing on 2013 March 19. The purpose of the proposed zoning bylaw amendment is to permit the construction of a four-storey mixed-use development with full underground parking, comprised of at grade commercial fronting Lane Street with residential uses behind and above.

The City Manager recommended:

1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2013 March 04, and to a Public Hearing on 2013 March 19 at 7:00 p.m.
2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies including, a 4% Engineering Inspection Fee, to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
 - d) The submission of an undertaking to remove all existing improvements from the site within six months of the rezoning bylaw being effected, but not prior to Third Reading of the Bylaw. Demolition of any improvements will be permitted after Second Reading of the Rezoning Bylaw has been granted, provided that the applicant acknowledges that such permission does not fetter Council's ability to grant or not to grant Third Reading and/or Final Adoption of the Rezoning Bylaw. In addition, the demolition of any improvements will be permitted at any time if they are vacant and considered by staff to be subject to misuse and vandalism.
 - e) The undergrounding of existing overhead wiring abutting the site.
 - f) The granting of any necessary statutory rights-of-way, easements and/or covenants.

- g) The granting of any necessary Section 219 Covenants including, but not limited to, a restriction on the enclosure of balconies; provision, access and maintenance of shared amenity areas; provision and maintenance of electric vehicles; and that all handicap accessible stalls remain as common property.
- h) In light of the proximity of the site to Royal Oak Avenue, Kingsway and Imperial Street, a noise study is required to ensure compliance with the Council-adopted sound criteria.
- i) Compliance with the guidelines for underground parking for residential visitors and commercial patrons.
- j) The provision of a covered car wash stall and adequately sized and appropriately located garbage handling and recycling material holding space to the approval of the Acting Director Engineering and a commitment to implement the recycling provisions.
- k) The pursuance of Storm Water Management Best Practices in line with established guidelines.
- l) The submission of a suitable Solid Waste and Recycling plan to the approval of the Acting Director Engineering.
- m) The submission of a Site Profile and resolution of any arising requirements.
- n) The review of a detailed Sediment Control System by the Acting Director Engineering.
- o) The provision of facilities for cyclists in accordance with Section 4.5 of the rezoning report.
- p) The submission of a detailed comprehensive sign plan.
- q) The deposit of the applicable Parkland Acquisition Charge.
- r) The deposit of the applicable GVS & DD Sewerage Charge.
- s) The deposit of the applicable School Site Acquisition Charge.
- t) The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR DHALIWAL:

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

CARRIED UNANIMOUSLY

3. Rezoning Reference #11-37
Four-Storey Mixed-Use Development
Royal Oak Community Plan, Sub-Area 8

The City Manager submitted a report from the Director Planning and Building seeking Council authorization to forward this application to a Public Hearing on 2013 March 19. The purpose of the proposed zoning bylaw amendment is to permit the construction of a four-storey mixed-use development with full underground parking, comprised of at grade commercial fronting Lane Street with residential uses behind and above.

The City Manager recommended:

1. THAT the sale be approved in principle of City-owned property for inclusion with the subject development site in accordance with the terms outlined in Section 3.9 of this report, and subject to the applicant pursuing the rezoning proposal to completion.
2. THAT the amendment to the Royal Oak Community Plan, as outlined in Section 2.3 of this report be approved, to take effect upon the granting by Council of Second Reading of the subject Rezoning Bylaw related to the subject site.
3. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2013 March 04, and to a Public Hearing on 2013 March 19 at 7:00 p.m.
4. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies including, a 4% Engineering Inspection Fee, to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The installation of all electrical, telephone and cable servicing, and all

other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.

- d) The submission of an undertaking to remove all existing improvements from the site within six months of the rezoning bylaw being effected, but not prior to Third Reading of the Bylaw. Demolition of any improvements will be permitted after Second Reading of the Rezoning Bylaw has been granted, provided that the applicant acknowledges that such permission does not fetter Council's ability to grant or not to grant Third Reading and/or Final Adoption of the Rezoning Bylaw. In addition, the demolition of any improvements will be permitted at any time if they are vacant and considered by staff to be subject to misuse and vandalism.
- e) The undergrounding of existing overhead wiring abutting the site.
- f) The consolidation of the net project site into one legal parcel.
- g) The granting of any necessary statutory rights-of-way, easements and/or covenants.
- h) The granting of any necessary Section 219 Covenants including, but not limited to, a restriction on the enclosure of balconies; provision, access and maintenance of shared amenity areas; provision and maintenance of electric vehicles; and that all handicap accessible stalls remain as common property.
- i) In light of the proximity of the site to Royal Oak Avenue, Kingsway and Imperial Street, a noise study is required to ensure compliance with the Council-adopted sound criteria.
- j) Compliance with the guidelines for underground parking for residential visitors and commercial patrons.
- k) The provision of a covered car wash stall and adequately sized and appropriately located garbage handling and recycling material holding space to the approval of the Acting Director Engineering and a commitment to implement the recycling provisions.
- l) The provision of a suitable on-site stormwater management system to the approval of the Acting Director Engineering, and the granting of a Section 219 Covenant to guarantee its provision and continuing operation.
- m) The submission of a suitable Solid Waste and Recycling plan to the approval of the Acting Director Engineering.
- n) The submission of a Site Profile and resolution of any arising

requirements.

- o) The review of a detailed Sediment Control System by the Acting Director Engineering.
- p) The provision of facilities for cyclists in accordance with Section 4.5 of the rezoning report.
- q) The submission of a detailed comprehensive sign plan.
- r) The completion of the sale of City property.
- s) The deposit of the applicable Parkland Acquisition Charge.
- t) The deposit of the applicable GVS & DD Sewerage Charge.
- u) The deposit of the applicable School Site Acquisition Charge.
- v) The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

**4. Rezoning Reference #12-36
Stacked Townhouse Development
Edmonds Town Centre Plan**

The City Manager submitted a report from the Director Planning and Building seeking Council authorization to forward this application to a Public Hearing on 2013 March 19. The purpose of the proposed zoning bylaw amendment is to permit the construction of a three storey stacked townhouse development (20 units) with full underground parking.

The City Manager recommended:

- 1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2013 March 04 and to a Public Hearing on 2013 March 19 at 7:00 p.m.

2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies, including a 4% Engineering Inspection Fee, to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
 - d) The removal of all existing improvements from the site prior to Final Adoption but not prior to Third Reading of the Bylaw. Demolition will be permitted after Second Reading of the Rezoning Bylaw has been granted provided that the applicant acknowledges that such permission does not fetter Council's ability to grant or not to grant Third Reading and/or Final Adoption of the Rezoning Bylaw. In addition, the demolition of any improvements will be permitted at any time if they are vacant and considered by staff to be subject to misuse or vandalism.
 - e) The review of a detailed Sediment Control System by the Acting Director Engineering.
 - f) The pursuance of Storm Water Management Best Practices in line with established guidelines.
 - g) Compliance with the Council-adopted sound criteria.
 - h) The provision of a covered car wash stall and an adequately sized and appropriately located garbage handling and recycling material holding space and a commitment to implement the recycling provisions.
 - i) The deposit of the applicable Parkland Acquisition Charge.
 - j) The deposit of the applicable GVS & DD Sewerage Charge.
 - k) The deposit of the applicable School Site Acquisition Charge.
 - l) The provision of facilities for cyclists in accordance with Section 4.5 of the rezoning report.
 - m) The granting of a 219 Covenant restricting enclosure of balconies.

- n) The granting of a 219 Covenant providing that all disabled parking to remain as common property.
- o) The submission of a written undertaking to distribute area plan notification forms, prepared by the City, with disclosure statements; and, to post area plan notification signs, also prepared by the City, on the development site and in the sales office in prominent and visible locations prior to Third Reading, or at the time marketing for the subject development commences, whichever is first, and remain posted for a period of one year, or until such time that all units are sold, whichever is greater.

MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

5. Rezoning Reference #12-35
New Automobile Dealership

The City Manager submitted a report from the Director Planning and Building seeking Council authorization to forward this application to a Public Hearing on 2013 March 19. The purpose of the proposed zoning bylaw amendment is to permit a new car dealership on the site.

The City Manager recommended:

- 1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2013 March 04, and to a Public Hearing on 2013 March 19 at 7:00 p.m.
- 2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies, including a 4% Engineering Inspection Fee, to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
 - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point

of connection to the existing service where sufficient facilities are available to serve the development.

- d) The granting of any necessary statutory rights-of-way, easements and/or covenants.
- e) The approval of the Ministry of Transportation to the rezoning application.
- f) The deposit of the applicable GVS & DD Sewerage Charge.
- g) Engineering Environmental Services Division will need to review a detailed plan of Sediment Control System prior to Final Adoption. The proposed Sediment Control System will then be the basis, after Final Adoption, for the necessary Preliminary Plan Approval and Building Permit.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR VOLKOW:

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

CARRIED UNANIMOUSLY

6. Rezoning Reference #11-02
Church Expansion
Cariboo Heights Area

The City Manager submitted a report from the Director Planning and Building seeking Council authorization to forward this application to a Public Hearing on 2013 March 19. The purpose of the proposed zoning bylaw amendment is to permit construction of an addition to the existing church.

The City Manager recommended:

- 1. THAT a Rezoning Bylaw be prepared and advanced to First Reading on 2013 March 04, and to a Public Hearing on 2013 March 19 at 7:00 p.m.
- 2. THAT the following be established as prerequisites to the completion of the rezoning:
 - a) The submission of a suitable plan of development.
 - b) The deposit of sufficient monies, including a 4% Engineering Inspection Fee, to cover the costs of all services necessary to serve the site and the completion of a servicing agreement covering all requisite services. All services are to be designed to City standards and constructed in

accordance with the Engineering Design. One of the conditions for the release of occupancy permits will be the completion of all requisite services.

- c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
- d) The granting of any necessary statutory rights-of-way, easements and/or covenants.
- e) The approval of the Ministry of Transportation to the rezoning application.
- f) The provision of a suitable on-site stormwater management system to the approval of the Acting Director Engineering, and the granting of a Section 219 Covenant to guarantee its provision and continuing operation.
- g) The review of a detailed Sediment Control System by the Acting Director Engineering.
- h) The submission of a suitable Solid Waste and Recycling plan to the approval of the Acting Director Engineering.

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

7. Giro di Burnaby

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services seeking Council approval for a road closure for the Giro di Burnaby to be held 2013 July 11. This cycling event, named as a tribute to the area's Italian community and to the world famous Giro d'Italia, is a professional cycle race that is a part of the BC Superweek series, the richest event in Canadian Cycling with professional racers from around the world competing for a prize purse totalling over \$15,000 for the week.

The City Manager recommended:

1. THAT approval be granted for the road closure for the Giro di Burnaby as identified in this report.

MOVED BY COUNCILLOR CALENDINO:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

**8. Playground Development Grant Request for
École Marlborough Elementary, Maywood Community School,
Stoney Creek Community School and École Aubrey Elementary**

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services seeking authorization for the City to enter into an agreement with the Burnaby School district for the contribution to the cost of the playground upgrades.

The City Manager recommended:

1. THAT authorization be given for the City to enter into an agreement with the Burnaby School District for the contribution to the cost of the playground upgrades a detailed in the attached report.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

**9. Bylaw to Fund Parks, Recreation & Cultural
Services 2013 Capital Projects**

The City Manager submitted a report from the Director Parks, Recreation and Cultural Services seeking Council bring forward a bylaw to appropriate \$1,551,200 from Capital Reserves to finance fifteen projects.

The City Manager recommended:

1. THAT a bylaw be brought down to appropriate \$1,551,200 (inclusive of 12% HST) from the Capital Reserves to finance fifteen projects.

MOVED BY COUNCILLOR KANG:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

10. Fraser River Foreshore Dyking Project Reach 6 Engineering Agreement E14-2012

The City Manager submitted a report from the Acting Director Engineering seeking Council approval to increase the existing engineering services agreement to a total of \$280,000 (inclusive of HST).

The City Manager recommended:

1. THAT Council approve the revised budget amount of \$280,000 (inclusive of HST), under the existing Engineering Agreement E14/2012 with Opus DaytonKnight Consultants Ltd. (Opus) for additional engineering construction services related to the Dyke Reach 6 Project, Contract 2012-25.

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR CALENDINO:

“THAT the Committee now rise and report.”

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR McDONELL:
SECONDED BY COUNCILLOR KANG:

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

CARRIED UNANIMOUSLY

4. TABLED MATTER

**2. 7045 Sierra Drive, Burnaby, BC
Lot 127, D.L. 216, Group 1, N.W.D. Plan 11656**

The City Manager submitted a report from the Director Planning and Building requesting a Council resolution to file 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 Acting City Clerk, City of Burnaby.**
2. **THAT a copy of this report be sent to the following owner:**

**Victor Pires Meira
7045 Sierra Drive
Burnaby, BC V5A 1A4**

**MOVED BY COUNCILLOR VOLKOW:
SECONDED BY COUNCILLOR CALENDINO:**

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

**MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR JOHNSTON:**

“THAT Item 2, Manager’s Report be now TABLED.”

CARRIED UNANIMOUSLY

This report was TABLED in order to provide an opportunity for the property owner to respond to a second notice.

**MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR CALENDINO:**

“THAT Item 2, Manager’s Report be now **LIFTED from the table.”**

CARRIED UNANIMOUSLY

A vote was then taken on the motion as moved by Councillor Volkow and seconded by Councillor Calendino being ‘THAT the recommendations of the City Manager be adopted’ and same was CARRIED UNANIMOUSLY.

5. BYLAWS

FIRST, SECOND AND THIRD READING:

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR VOLKOW:

“THAT

Burnaby Capital Works, Machinery and Equipment #13180
Reserve Fund Expenditure Bylaw No. 4, 2013

be now introduced and read three times.”

CARRIED UNANIMOUSLY

CONSIDERATION AND THIRD READING:

#13093	9525 University Cres.	REZ #11-36
#13105	7405, 7413, 7425, & 7435 Kingsway and 7456 Britton Street	REZ #11-45
#13110	6080 & 6136 Beresford Street	REZ #11-13

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR VOLKOW:

“THAT

Burnaby Zoning Bylaw 1965, Amendment #13093
Bylaw No. 24, 2012

Burnaby Zoning Bylaw 1965, Amendment #13105
Bylaw No. 27, 2012

Burnaby Zoning Bylaw 1965, Amendment #13110
Bylaw No. 29, 2012

be now considered and read a third time.”

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL ADOPTION:

MOVED BY COUNCILLOR DHALIWAL:
SECONDED BY COUNCILLOR VOLKOW:

“THAT

Burnaby Capital Works, Machinery and Equipment #13179
Reserve Fund Expenditure Bylaw No. 3, 2013

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

CARRIED UNANIMOUSLY

6. NEW BUSINESS

Councillor Johnston

MOVED BY COUNCILLOR JOHNSTON:
SECONDED BY COUNCILLOR VOLKOW:

“THAT the Environment Committee meeting scheduled to be held on Tuesday, 2013 May 14 at 6:00 p.m. in the Council Committee Room be **RESCHEDULED** to Wednesday, 2013 May 15 at 6:00 p.m. in the Committee Room 1 & 1A.”

CARRIED UNANIMOUSLY

Councillor Jordan

MOVED BY COUNCILLOR JORDAN:
SECONDED BY COUNCILLOR McDONELL:

“THAT the start time for the Community Development Committee meeting to be held Tuesday, 2013 February 26, in the Council Committee Room be changed from 5:00 p.m. to 5:30 p.m.”

CARRIED UNANIMOUSLY

Councillor Calendino

Councillor Calendino made reference to Item E) of the Council Correspondence package received to 2013 February 22 regarding a letter to Premier Christ Clark from Hans Olsen, Chariperson, Voices of Burnaby Seniors seeking the government establish an independent office of a seniors' advocate with the necessary resources.

Councillor Calendino expressed his disappointment in the current process and supports the appointment of an independent seniors' advocate.

Councillor Volkow

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR McDONELL:

“THAT a Closed meeting of the Kushiro Cup Selection Committee be held on Wednesday, March 6 at 4:30 p.m. in the Council Committee Room.”

CARRIED UNANIMOUSLY

7. INQUIRIES

There were no inquiries to come before Council at this time.

8. ADJOURNMENT

MOVED BY COUNCILLOR VOLKOW:

SECONDED BY COUNCILLOR McDONELL:

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

CARRIED UNANIMOUSLY

The ‘Open’ Council Meeting adjourned at 7:26 p.m.

Confirmed:

Certified Correct:

MAYOR

ACTING CITY CLERK