



COUNCIL MEETING MINUTES

Monday, 2016 December 05

An Open meeting of the City Council was held in the Council Committee Room, Burnaby City Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 2016 December 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.

1. CALL TO ORDER

PRESENT: His Worship, Mayor Derek R. Corrigan
Councillor Pietro Calendino
Councillor Sav Dhaliwal
Councillor Dan Johnston
Councillor Colleen Jordan
Councillor Anne Kang
Councillor Paul McDonell
Councillor James Wang

ABSENT: Councillor Nick Volkow *(due to illness)*

STAFF: Mr. Lambert Chu, City Manager
Mr. Chad Turpin, Deputy City Manager
Mr. Leon Gous, Director Engineering
Ms. Denise Jorgenson, Director Finance
Mr. Dave Ellenwood, Director Parks, Recreation & Cultural Services
Mr. Lou Pelletier, Director Planning and Building
Mr. Dave Critchley, Director Public Safety & Community Services
Ms. May Leung, City Solicitor
Mr. Dennis Back, City Clerk
Ms. Kate O'Connell, 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 at 7:05 p.m.

ANNOUNCEMENT

Mayor Derek R. Corrigan announced that the City of Burnaby has been awarded the Canadian Award for Financial Reporting by the Government Finance Officers Association for its annual financial report. Council congratulated staff on their hard work in maintaining the strong tradition of sound financial management in the City of Burnaby.

2. MINUTES

A) [Open Council Meeting held 2016 November 21](#)

MOVED BY COUNCILLOR MCDONELL
SECONDED BY COUNCILLOR WANG

THAT the minutes of the Open Council meeting held on 2016 November 21 be now adopted.

CARRIED UNANIMOUSLY

B) [Public Hearing \(Zoning\) held 2016 November 22](#)

MOVED BY COUNCILLOR MCDONELL
SECONDED BY COUNCILLOR WANG

THAT the minutes of the Public Hearing (Zoning) held on 2016 November 22 be now adopted.

CARRIED UNANIMOUSLY

3. REPORTS

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR JOHNSTON

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

CARRIED UNANIMOUSLY

Councillor Jordan left the Council Chamber at 7:15 p.m.
Councillor Jordan returned to the Council Chamber at 7:16 p.m.

A) Financial Management Committee
Re: SAP Hardware and Database Replacement Project
(Suite on HANA)

The Financial Management Committee submitted a report seeking Council approval to proceed with replacing the current SAP hardware and database to the new Suite on HANA version.

The Financial Management Committee recommended:

1. THAT Council authorize the City Solicitor to prepare a capital expenditure bylaw in the amount of \$4.14 million (inclusive of taxes) for hardware replacement, software licences and professional implementation services as outline in this report.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR JORDAN

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

B) Financial Management Committee
Re: 2017 Waterworks Utility Rates

The Financial Management Committee submitted a report seeking Council approval for an increase to the 2017 Waterworks Utility Rates.

The Financial Management Committee recommended:

1. THAT Council approve amendment by the City Solicitor of the Burnaby Waterworks Regulation Bylaw 1953 to provide for the 2017 Water Rates contained in Schedule C of this report, and the bylaw amendments outlined in Section 5 of this report, effective 2017 January 01.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR MCDONELL

THAT the recommendation of the Financial Management Committee be adopted.

- amended

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR MCDONELL

THAT the recommended 2017 Waterworks Utility Rates increase of 2% contained in Schedule C of the report be **AMENDED** to reflect a 1% increase.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR MCDONELL

THAT the motion, as **AMENDED**, be approved.

CARRIED UNANIMOUSLY

C) [Financial Management Committee](#)
Re: 2017 Sanitary Sewer Rates

The Financial Management Committee submitted a report seeking Council approval for a 2% increase to the 2017 Sanitary Sewer Rates.

The Financial Management Committee recommended:

1. THAT Council approve the City Solicitor to amend the Burnaby Sewer Parcel Tax Bylaw 1994, and the Burnaby Sewer Charge Bylaw 1961, to reflect the 2017 rates found in Schedule C, effective 2017 January 01.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR MCDONELL

THAT the recommendation of the Financial Management Committee be adopted.

- amended

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR MCDONELL

THAT the recommended 2017 Sanitary Sewer Rates increase of 2% outlined in Schedule C of the report be **AMENDED** to reflect a 1 % increase.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR JORDAN

THAT the motion, as **AMENDED**, be approved.

CARRIED UNANIMOUSLY

D) [Financial Management Committee](#)
Re: Garbage Toter Fees - Secondary Suites

The Financial Management Committee submitted a report seeking Council approval to remove provisions in the Burnaby Solid Waste and Recycling Bylaw that impose separate fees for properties with secondary suites.

The Financial Management Committee recommended:

1. THAT Council authorize the preparation of a bylaw amending Schedule A of the *Burnaby Solid Waste and Recycling Bylaw* to remove provisions that impose separate fees for properties with secondary suites.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR MCDONELL

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

E) [Financial Management Committee](#)
Re: Fire Services Bylaw Amendments

The Financial Management Committee submitted a report seeking Council approval to amend the Service Fee Schedule in the Burnaby Fire Services Bylaw.

The Financial Management Committee recommended:

1. THAT Council approve amendments to the Burnaby Fire Services Bylaw to reflect the proposed additional fees, as outlined in this report.
2. THAT the City Solicitor be authorized to bring forward the necessary bylaw amendment for Council's consideration.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendations of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

F) [Financial Management Committee](#)
Re: Board of Variance - Application Fee

The Financial Management Committee submitted a report seeking Council approval to implement a Board of Variance application fee.

The Financial Management Committee recommended:

1. THAT a fee of \$425.00 be established for applications to the Board of Variance; and that the City Solicitor be requested to bring forward the necessary bylaw amendment.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR MCDONELL

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

G) Financial Management Committee
Re: Purchasing Approval Limits

The Financial Management Committee submitted a report seeking Council approval to change the City's existing Spend and Approval Limits Authorization Policy.

The Financial Management Committee recommended:

1. THAT Council approve the changes to the City's Spend and Approval Limits for the procurement of goods, services and construction, as set out in this report.
2. THAT Council authorize the City Solicitor to prepare a bylaw amending the Burnaby Routine Transaction Authority Bylaw 1999, as outlined in Section 4 of this report.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR JORDAN

THAT the recommendations of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

H) Financial Management Committee
Re: 2016 Annual Capital Program - Engineering

The Financial Management Committee submitted a report seeking Council approval of reallocations within Engineering's 2016 Annual Capital Plan Budget.

The Financial Management Committee recommended:

1. THAT Council approve reallocations within Engineering's 2016 Annual Capital Plan to support additional work requirements in Major Roads, Waterworks and Sanitary Sewer, as outlined in this report.

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR MCDONELL

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

I) [City Manager's Report, 2016 December 05](#)

The City Manager submitted a report dated 2016 December 05 on the following matters:

4. **MANAGER'S REPORTS**

1. [5970 BERESFORD STREET](#)

The City Manager submitted a report from the Director Finance seeking Council approval for the Engineering Department to use the City-owned warehouse facility at 5970 Beresford Street from 2016 December to 2017 December.

The City Manager recommended:

1. THAT Council approve Engineering's use of the City-owned warehouse facility at 5970 Beresford Street for the period 2016 December through to 2017 December, subject to the terms and conditions as outlined in this report.

MOVED BY COUNCILLOR MCDONELL
SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

2. [CONTRACT AWARD](#)
[MINI SIDE LOADER REFUSE COLLECTION TRUCKS](#)

The City Manager submitted a report from the Director Finance seeking Council approval to award a contract for the supply and delivery of three mini side loader refuse collection trucks.

The City Manager recommended:

1. THAT Council approve a contract award to Rollins Machinery Ltd., for a total cost of \$892,009.44 including GST and PST in the amount of \$95,572.44 as outlined in this report.

MOVED BY COUNCILLOR MCDONELL
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

3. CONTRACT INCREASE 2011-13
GILMORE PUMP STATION UPGRADE PROJECT

The City Manager submitted a report from the Director Finance seeking Council approval to increase the existing contract for the Gilmore Pump Station Upgrade Project.

The City Manager recommended:

1. THAT Council approve a contract increase of \$271,817.83 including GST in the amount of \$12,943.70 to Carver Construction Ltd. for a total contract value of \$2,580,938.25 including GST in the amount of \$122,901.83 as outlined in this report.

MOVED BY COUNCILLOR MCDONELL
SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR MCDONELL
SECONDED BY COUNCILLOR JOHNSTON

THAT the Committee now rise and report.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR MCDONELL
SECONDED BY COUNCILLOR JOHNSTON

THAT the report of the Committee be now adopted.

CARRIED UNANIMOUSLY

5. **BYLAWS**

First, Second and Third Reading

- | | | |
|----|---|--------|
| A) | <u>Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 39, 2016</u> | #13690 |
| B) | <u>Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure Bylaw No. 40, 2016</u> | #13691 |
| C) | <u>Burnaby Waterworks Regulation Bylaw 1953, Amendment Bylaw No. 1, 2016</u> | #13692 |
| D) | <u>Burnaby Sewer Parcel Tax Bylaw 1994, Amendment Bylaw No. 1, 2016</u> | #13693 |
| E) | <u>Burnaby Sewer Charge Bylaw 1961, Amendment Bylaw No. 1, 2016</u> | #13694 |
| F) | <u>Burnaby Solid Waste and Recycling Bylaw 2010, Amendment Bylaw No. 2, 2016</u> | #13695 |
| G) | <u>Burnaby Fire Services Bylaw 2004, Amendment Bylaw No. 2, 2016</u> | #13696 |
| H) | <u>Burnaby Board of Variance Bylaw 1971, Amendment Bylaw No. 1, 2016</u> | #13697 |
| I) | <u>Burnaby Routine Transaction Authority Bylaw 1999, Amendment Bylaw No. 1, 2016</u> | #13698 |
| J) | <u>Burnaby Parking Meter Bylaw 1998, Amendment Bylaw No. 1, 2016</u> | #13700 |

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JOHNSTON

THAT Bylaw No. 13690, 13691, 13692, 13693, 13694, 13695, 13696, 13697, 13698 and 13700 be now introduced and read three times.

- amended

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR CALENDINO

THAT Bylaw No. 13692, 13693 and 13694 be **AMENDED** to reflect rate changes approved earlier in the meeting.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR MCDONELL
SECONDED BY COUNCILLOR CALENDINO

THAT Bylaw No. 13690, 13691, 13692, 13693, 13694, 13695, 13696, 13697, 13698 and 13700 be now introduced and read three times as **AMENDED**.

CARRIED UNANIMOUSLY

Second Reading

- | | | |
|----|---|--------|
| K) | <u>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 35, 2016 - Text Amendment</u> | #13639 |
| L) | <u>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 46, 2016 - Text Amendment</u> | #13665 |
| M) | <u>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 47, 2016 - Rez. #16-45 (3570/3650/70/90 Douglas & 5628 Hardwick)</u> | #13671 |
| N) | <u>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 48, 2016 - Rez. #15-53 (4341/51 Rumble Street and 7451, 7557 Sussex Avenue)</u> | #13672 |
| O) | <u>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 49, 2016 - Rez. #15-52 (6921/31/39/47/57/65 Arcola Street)</u> | #13673 |
| P) | <u>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 50, 2016 - Rez. #14-47 (6837/57 and Portion of 6875 Royal Oak Avenue)</u> | #13674 |

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JOHNSTON

THAT Bylaw No. 13639, 13665, 13671, 13672, 13673 and 13674 be now read a second time.

CARRIED UNANIMOUSLY

Consideration and Third Reading

- | | | |
|----|---|--------|
| Q) | <u>Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 8, 2016 - Rez. #14-27 (Portion of 7201 11th Avenue)</u> | #13584 |
|----|---|--------|

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR CALENDINO

THAT Bylaw No. 13584 be now considered and read a third time.

CARRIED UNANIMOUSLY

Reconsideration and Final Adoption

- R) [Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 7, 2016 - Rez. #14-31 \(Portion of 8255/8360 Wiggins Street and 5279 Riverbend Drive\)](#) #13579
- S) [Burnaby Local Improvement Fund Expenditure Bylaw No. 4, 2016](#) #13682

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JOHNSTON

THAT Bylaw No. 13579 and 13682 be now reconsidered and Finally Adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto.

CARRIED UNANIMOUSLY

Abandonment

- T) [Burnaby Street and Traffic Bylaw 1961, Amendment Bylaw No. 2, 2015](#) #13498
- U) [Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 30, 2015 - Text Amendment](#) #13519

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JOHNSTON

THAT Bylaw No. 13498 and 13519 be now Abandoned.

CARRIED UNANIMOUSLY

6. NOTICE OF MOTION

- A) [Councillor Dan Johnston](#)
Re: Distribution of Non-Medical Marijuana

MOVED BY COUNCILLOR JOHNSTON
SECONDED BY COUNCILLOR JORDAN

THAT WHEREAS the Federal Government is considering the legalization of marijuana for non-medical use in Canada and will be introducing new legislation in the spring of 2017; and

WHEREAS the BC Government Employees Union (BCGEU) and the BC Private Liquor Store Association (BCPLSA) is proposing a non-medical marijuana distribution model that permits retail sales only in licensed public and private liquor stores; and

WHEREAS through their joint partnership, the Responsible Marijuana Retail Alliance of BC, the BCGEU and BCPLSA are requesting local government support for this initiative; and

WHEREAS the City of Burnaby wants to ensure that should marijuana be legalized, it is distributed in a responsible manner and does not fall into the hands of minors; and

WHEREAS liquor stores are an age-controlled environment with expertise in handling a controlled substance and a strong track record of checking identification; and

WHEREAS the City of Burnaby has zoning regulations and a policy framework in place that could be amended to similarly restrict marijuana sales should the proposed model be implemented

THEREFORE BE IT RESOLVED that Burnaby City Council is supportive of the approach taken by the Responsible Marijuana Alliance of BC in anticipation of new legislation from the Federal Government in spring 2017.

CARRIED UNANIMOUSLY

7. NEW BUSINESS

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

8. INQUIRIES

There were no inquiries brought before Council at this time.

9. ADJOURNMENT

MOVED BY COUNCILLOR MCDONELL
SECONDED BY COUNCILLOR JORDAN

THAT this Open Council meeting do now adjourn.

CARRIED UNANIMOUSLY

The Open Council meeting adjourned at 7:58 p.m.

Confirmed:

Certified Correct:

MAYOR

CITY CLERK