

COUNCIL MEETING MINUTES

Monday, September 14, 2020, 5:00 p.m. Council Chamber, City Hall 4949 Canada Way, Burnaby, BC

PRESENT: His Worship, Mayor Mike Hurley

Councillor Pietro Calendino Councillor Sav Dhaliwal

Councillor Dan Johnston (participated electronically)
Councillor Colleen Jordan (participated electronically)

Councillor Joe Keithley Councillor James Wang

STAFF: Mr. Lambert Chu, City Manager

Mr. Dipak Dattani, Director Corporate Services

Mr. Leon Gous, Director Engineering Ms. Noreen Kassam, Director Finance

Mr. Dave Ellenwood, Director Parks, Recreation & Cultural Services

Mr. Ed Kozak, Director Planning & Building

Mr. Dave Critchley, Director Public Safety & Community Services

Ms. May Leung, City Solicitor

Ms. Blanka Zeinabova, Acting City Clerk Ms. Eva Prior, Acting Deputy City Clerk Ms. Nikolina Vracar, Administrative Officer 2

1. CALL TO ORDER

His Worship, Mayor Mike Hurley, called the Open meeting to order at 5:04 p.m. and conducted the roll call. Due to the COVID-19 pandemic, Councillors Johnston and Jordan participated by electronic means.

For the benefit of the Council members that were participating by electronic means, Mayor Mike Hurley reviewed the staff members present at the meeting.

MOVED BY COUNCILLOR KEITHLEY SECONDED BY COUNCILLOR CALENDINO

THAT the Open Council meeting reconvene at 5:04 p.m.

CARRIED UNANIMOUSLY

His Worship, Mayor Mike Hurley, recognized the ancestral and unceded hom elands of the hendeminem and Skwxwú7mesh speaking peoples, and extended appreciation for the opportunity to hold a meeting on this territory.

2. MINUTES

2.1 Public Hearing (Zoning) held 2020 July 28

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR JORDAN

THAT the minutes of the Public Hearing (Zoning) held on 2020 July 28 be now adopted.

CARRIED UNANIMOUSLY

2.2 Open Council Meeting held 2020 August 24

MOVED BY COUNCILLOR WANG SECONDED BY COUNCILLOR JOHNSTON

THAT the minutes of the City Council meeting held on 2020 August 24 be now adopted.

CARRIED UNANIMOUSLY

3. PROCLAMATION

3.1 Rail Safety Week (2020 September 21-27)

Councillor Dan Johnston, on behalf of His Worship, Mayor Mike Hurley, proclaimed 2020 September 21-27 as "Rail Safety Week" in the City of Burnaby.

4. DELEGATION

4.1 Diane Gillis - Re: Burnaby Warming Centre

Ms. Diane Gillis connected through Zoom and provided information and her personal experience in regards to the City-operated warming centre at 5970

Beresford Street. The speaker expressed safety concerns for both the patrons of the warming centre and the residents in the surrounding community.

Ms. Gillis requested that prior to re-opening the Beresford warming centre, the City liaise with the Province to address the complete needs of the patrons.

Council advised that the City is working with the Province to provide the needed services.

5. CORRESPONDENCE

5.1 <u>City of Richmond - Support in Opposition for Fortis BC's Proposed Tilbury</u> Phase 2 LNG Expansions Project

Correspondence was received from the City of Richmond seeking support in opposing FortisBC's proposed Tilbury Phase 2 LNG Expansion Project.

MOVED BY COUNCILLOR JORDAN SECONDED BY COUNCILLOR KEITHLEY

- 1. THAT the City of Burnaby support the City of Richmond's resolution to oppose FortisBC's proposed Tilbury Phase 2 LNG Expansion project.
- 2. THAT a letter be sent to the Burnaby MLAs and MPs in support of the City of Richmond's resolution.

CARRIED UNANIMOUSLY

6. REPORTS

6.1 Executive Committee of Council - Re: Community Grant Applications

The Executive Committee of Council submitted a report recommending the following grants for Council's approval:

#20.25.o - \$10,000 *in-kind labour cost* - United Way of the Lower Mainland (Street Banner Program)

#20.26. - \$10,000 - Down Syndrome Resource Foundation (One to One Children Programs)

#20.27. - \$1,500 *in-kind printing* - Volunteer Grandparents (Bridging the Generations: Virtual Resources to Stay Connected)

#20.28. - DENIED - MOSAIC (BIPOC Voices on Racism and Anti-Racism Program)

The Executive Committee of Council recommended:

1. THAT Council approve the grant recommendations, as outlined in the report.

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR JORDAN

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

CARRIED UNANIMOUSLY

6.2 <u>Executive Committee of Council - Re: Update of City of Burnaby Equity</u> Policy

The Executive Committee of Council submitted a report proposing draft language for the City's updated Equity Policy.

The Executive Committee of Council recommended:

- 1. THAT Council approve the updated City Equity Policy, as outlined in Section 5.0 of the report.
- 2. THAT Council approve the implementation framework outlined in Section 6.0 of the report.
- 3. THAT a copy of the report be forwarded to the Social Planning Committee for information.

MOVED BY COUNCILLOR WANG SECONDED BY COUNCILLOR DHALIWAL

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

CARRIED UNANIMOUSLY

6.3 <u>Financial Management Committee - Re: Proposed Amendment to Routine</u> <u>Transaction Bylaw to Temporarily Extend the Increase to City Manager's Spending Limit</u>

The Financial Management Committee submitted a report seeking Council authorization to bring forward an amendment to the Routine Transaction Authority Bylaw to temporarily extend the increase to the City's Manager's spending limit.

The Financial Management Committee recommended:

- 1. THAT Council authorize an increase to the City Manager's authority to approve an award of contract and execute legal agreements for procurement of municipal goods, services and construction where the authorized level does not exceed \$1,000,000, for an additional six months.
- THAT Council authorize the City Solicitor to prepare a bylaw amendment to the Burnaby Routine Transaction Authority Bylaw 1999 to implement the proposed temporary spending limit increase.

MOVED BY COUNCILLOR KEITHLEY SECONDED BY COUNCILLOR CALENDINO

THAT the recommendations of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

6.4 <u>Financial Management Committee - Re: Permissive Tax Exemptions: 2021-</u> 2023

The Financial Management Committee submitted a report seeking Council approval for the granting of permissive exemptions from Property Tax for certain properties for the year 2021 only and for certain other properties for the years 2021, 2022 and 2023, all as outlined in the report.

The Financial Management Committee recommended:

1. THAT Council authorize the City Solicitor to bring forward a Property Tax Exemption Bylaw to exempt the properties listed in Attachment 1 from property taxation for the years 2021, 2022 and 2023, and to exempt the properties listed in Attachment 2 from property taxation for the year 2021 only.

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR JORDAN

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

6.5 Financial Management Committee - Re: 2020 September Engineering Capital Infrastructure Bylaw Funding Request

The Financial Management Committee submitted a report seeking Council authorization for the use of Waterworks Utility Capital Reserves and Capital

Reserve Fund Bylaw to finance 2020 - 2024 Engineering capital infrastructure projects.

The Financial Management Committee recommended:

1. THAT Council authorize the City Solicitor to bring forward a Capital Reserve Fund Bylaw in the amount of \$13,900,000, and the use of Waterworks Utility Capital Reserve in the amount of \$950,000 to finance Engineering Capital infrastructure improvement projects, as outlined in the report.

MOVED BY COUNCILLOR WANG SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

6.6 <u>Financial Management Committee - Re: Deer Lake Precinct Wayfinding</u> Project

The Financial Management Committee submitted a report seeking Council approval in principle of the preliminary wayfinding concept design for the Deer Lake Precinct.

The Financial Management Committee recommended:

- 1. THAT Council approve-in-principle work completed to date on the Deer Lake Precinct Wayfinding Project, as outlined in Section 4.0 of the report, as the basis for the preparation of a Comprehensive Sign Plan (CSP) for the precinct and a text amendment to the Burnaby Sign Bylaw.
- 2. THAT a copy of the report be sent to the Parks, Recreation and Culture Commission for information purposes.

MOVED BY COUNCILLOR KEITHLEY SECONDED BY COUNCILLOR CALENDINO

THAT the recommendations of the Financial Management Committee be adopted.

6.7 <u>Financial Management Committee - Re: Burnaby Board of Trade Economic</u> Development Program

The Financial Management Committee submitted a report providing the annual review of the Economic Development Program operated by the Burnaby Board of Trade.

The Financial Management Committee recommended:

1. THAT Council provide a grant in the amount of \$125,000 to the Burnaby Board of Trade for the yearly operation of the City of Burnaby Economic Development Program which is to be paid in quarterly installments of \$31,250, commencing 2020 October 01 and continuing on 2021 January 01, 2021 April 01 and 2021 July 01.

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR JORDAN

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

6.8 <u>Financial Management Committee - Re: Major Civic Building Projects</u> Status Update

The Financial Management Committee submitted a report providing an update on the current status of major civic building projects.

The Financial Management Committee recommended:

1. THAT Council receive the report for information.

MOVED BY COUNCILLOR WANG SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendation of the Financial Management Committee be adopted.

CARRIED UNANIMOUSLY

6.9 City Manager's Report, 2020 September 14

The City Manager submitted a report dated 2020 September 14 on the following matters:

7. MANAGER'S REPORTS

7.1 PROPOSED REGULATION OF SMOKING IN BUSINESS PREMISES

The City Manager submitted a report from the Director Public Safety and Community Services seeking Council authorization to establish regulations in respect to smoking in business premises.

The City Manager recommended:

 THAT Council authorize staff to bring forward a report with the bylaw amendments needed to implement the regulation and enforcement of smoking in business premises, as outlined in Sections 5.0 and 7.0 of the report.

MOVED BY COUNCILLOR KEITHLEY
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.2 HOUSING CAPITAL RESERVE FUND

The City Manager submitted a report from the Director Finance seeking Council authorization to establish the Housing Capital Reserve Fund and bring forward the Reserve Fund Transfer Bylaw to authorize the transfer of the sale proceeds for 6438 Byrnepark Drive from the Corporate Tax Sale and Land Reserve Fund to the Housing Capital Reserve Fund.

The City Manager recommended:

1. THAT the Housing Capital Reserve Fund Bylaw and Reserve Fund Transfer Bylaw be brought forward for Council's consideration, in accordance with the motion adopted by Council on 2019 December 02.

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR JORDAN

THAT the recommendation of the City Manager be adopted.

7.3 REQUEST FOR PROPOSALS (RFP) FOR NON-MARKET HOUSING PARTNERSHIP SITE - PORTION OF BEVAN LANDS

The City Manager submitted a report from the Director Planning and Building seeking Council authorization to issue a Request for Proposals (RFP) to identify a non-profit housing operator for a new non-market housing development on a portion of the Bevan Lands.

The City Manager recommended:

- THAT Council authorize staff to issue a Request for Proposals (RFP) to identify a non-profit housing provider to operate non-market rental housing on a City-owned portion of the Bevan Lands, as outlined in Section 4.0 of the report.
- 2. THAT copies of the report be sent, for information purposes, to Ms. Armin Amrolia, Associate Vice President, Development & Asset Strategies, BC Housing; Mr. Andrew Middleton, Affordable Housing Specialist, Canada Mortgage and Housing Corporation (CMHC); and Mr. Luciano Zago, Senior Vice President, Development, Mosaic Homes.

MOVED BY COUNCILLOR WANG SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.4 2021 FEES FOR PLANNING AND BUILDING PERMITS, APPLICATIONS AND OTHER SERVICES

The City Manager submitted a report from the Director Planning and Building providing Council with recommendations for the Planning and Building Department's 2021 fees for various applications for cost recovery purposes.

The City Manager recommended:

- 1. THAT Council approve the proposed fee adjustments, as outlined in the report.
- 2. THAT Council authorize the City Solicitor to bring forward the necessary bylaw amendments to implement the proposed adjustments in the Planning and Building Fees Bylaw, as set out in Attachment 1 and Appendix A of the report.

MOVED BY COUNCILLOR KEITHLEY SECONDED BY COUNCILLOR CALENDINO

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.5 <u>2021 ENGINEERING FEES AND RELATED STREET AND TRAFFIC BYLAW</u> AMENDMENT

The City Manager submitted a report from the Director Engineering proposing changes to the Engineering Fees Bylaw for 2021 for cost recovery purposes and related amendment to the Street and Traffic Bylaw.

The City Manager recommended:

- 1. THAT Council approve the proposed Engineering fee adjustments and the introduction of new container placement and parking meter and sign removal and installation fees, as outlined in the report.
- 2. THAT Council authorize the City Solicitor to bring forward the necessary bylaw amendments to implement the proposed adjustments in the Engineering Fees Bylaw, as set out in Appendix A of the report, and the introduction of new fees as set out in Appendix B of the report, effective 2021 January 01.
- 3. THAT Council authorize the City Solicitor to bring forward an amendment to the Street and Traffic Bylaw relating to placement of temporary portable storage containers on City streets, as set out in Section 4.0 of the report, effective 2021 January 01.

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR JORDAN

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.6 BUILDING PERMIT TABULATION REPORTS NO. 7 AND 8 - FROM 2020 JULY 01 - 2020 AUGUST 31

The City Manager submitted a report from the Director Planning and Building providing information on construction activity as reflected by the building permits that have been issued for the subject periods.

The City Manager recommended:

1. THAT the reports be received for information purposes.

MOVED BY COUNCILLOR WANG SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.7 <u>LIQUOR LICENCE APPLICATION #20-02 - THE STUDY PUBLIC HOUSE PUB</u> - MBC 2250 SIMON FRASER UNIVERSITY

The City Manager submitted a report from the Director Planning and Building providing a recommendation regarding the subject liquor primary licence application.

The City Manager recommended:

- THAT Council authorize staff to gather public input regarding a proposed expansion to the existing licensed patio area of The Study Public house Pub at MBC 2250 Simon Fraser University (see Sketches #1 and #2), as described in Section 4.1 of the report.
- 2. THAT a copy of the report be forwarded to the General Manager, Liquor and Cannabis Regulation Branch, P.O. Box 9292, Stn. Provincial Government, Victoria, BC V8W 9J8; and to the applicant, Edna Lizotte, 1620-1130 West Pender Street, Vancouver, BC V6E 4A4.

MOVED BY COUNCILLOR KEITHLEY SECONDED BY COUNCILLOR CALENDINO

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

8. BYLAWS

8.1 FIRST READING

- 8.1.1 #14207 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 33, 2020 Rez. #16-54 (5168, 5180 and 5192 Sidley Street)
- 8.1.2 #14208 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 34, 2020 Rez. #19-44 (7860 Rosewood Street)

- 8.1.3 #14209 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 35, 2020 Rez. #17-10010 (A portion of 3883 Imperial Street)
- 8.1.4 #14210 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 36, 2020 Rez. #20-05 (2088 Skyline Court)

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR JORDAN

THAT the Bylaw No. 14207, 14208, 14209 and 14210 be now introduced and read a first time.

DIVISION

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR CALENDINO

THAT the Bylaw No. 14207 be now introduced and read a first time.

CARRIED

(Opposed: Councillors Johnston and Jordan)

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR CALENDINO

THAT the Bylaw No. 14208, 14209 and 14210 be now introduced and read a first time.

CARRIED UNANIMOUSLY

8.2 FIRST, SECOND AND THIRD READING

- 8.2.1 #14211 Burnaby Routine Transaction Authority Bylaw 1999, Amendment Bylaw No. 3, 2020
- 8.2.2 #14212 Burnaby Housing Capital Reserve Fund Bylaw 2020
- 8.2.3 #14213 Burnaby Reserve Fund Transfer Bylaw 2020

MOVED BY COUNCILLOR WANG SECONDED BY COUNCILLOR JOHNSTON

THAT the Bylaw No. 14211, 14212 and 14213 be now introduced and read three times.

8.3 SECOND READING

- 8.3.1 #14198 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 25, 2020 Rez. #19-17 (7360 Kingsway)
- 8.3.2 #14199 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 26, 2020 Rez. #19-16 (#1-4429 Kingsway)
- 8.3.3 #14200 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 27, 2020 Rez. #19-24 (Unit B 6681 MacPherson Avenue)
- 8.3.4 #14201 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 28, 2020 Rez. #16-39 (7532/44/56/68/80 Bevan St., 6199 Marine Dr., 6335/75, 6423/53/89 Fifteen Ave. and portions of 7514 Bevan St., 6370/80, 6428/48/88 Stride Ave., and 6229/53 Marine Dr.)
- 8.3.5 #14202 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 29, 2020 Rez. #19-25 (4500 and 4554 Dawson Street, 2223 Alpha Avenue and Ptn. 2350 Willingdon Avenue)
- 8.3.6 #14203 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 30, 2020 Rez. #19-52 (3700 Gilmore Way)
- 8.3.7 #14204 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 31, 2020 Text Amendment

MOVED BY COUNCILLOR KEITHLEY SECONDED BY COUNCILLOR CALENDINO

THAT the Bylaw No. 14198, 14199, 14200, 14201, 14202, 14203 and 14204 be now read a second time.

DIVISION

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR CALENDINO

THAT the Bylaw No. 14198 be now read a second time.

DEFEATED

(Opposed: Councillors Johnston, Jordan, Keithley and Wang)

MOVED BY COUNCILLOR KEITHLEY SECONDED BY COUNCILLOR CALENDINO

THAT the Bylaw No. 14199, 14200, 14201, 14202, 14203 and 14204 be now read a second time.

CARRIED UNANIMOUSLY

8.4 CONSIDERATION AND THIRD READING

8.4.1 #13974 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 50, 2018 - Rez. #17-41 (6909/15/21/31/39/49 Balmoral Street)

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR JORDAN

THAT the Bylaw No. 13974 be now read a third time.

CARRIED UNANIMOUSLY

8.5 THIRD READING, RECONSIDERATION AND FINAL ADOPTION

- 8.5.1 #14176 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 16, 2020 Rez. #19-30 (1901 Rosser Avenue and 4399 Lougheed Hwy)
- 8.5.2 #14183 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 23, 2020 Text Amendment
- 8.5.3 #14184 Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 2020 Text Amendment

MOVED BY COUNCILLOR WANG SECONDED BY COUNCILLOR JOHNSTON

THAT the Bylaw No. 14176, 14183 and 14184 be now read a third time, reconsidered and finally adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto.

9. NEW BUSINESS

Councillor Jordan – Federal Funding Contributions

Councillor Jordan referred to Items 3.1. and 3.2. of the 2020 September 10 Council Correspondence Package. The items of correspondence were received from the Ministry of Families, Children and Social Development and the Ministry of Municipal Affairs and Housing in reference to Federal funding contributions for several projects in the City. Councillor Jordan requested that staff contact the Ministries to ascertain the specifics of the projects that are referred to.

Staff undertook to provide this information to Council.

<u>His Worship, Mayor Hurley – Barnet Marine Park</u>

Mayor Hurley referred to Item 1.12. of the 2020 September 10 Council Correspondence Package regarding accessibility concerns at Barnet Marine Park.

Staff advised that they are currently analyzing the site to determine a route with a lesser grade and progressive landings.

Councillor Dhaliwal - Notice of Motion - Trans Mountain Expansion Project

Councillor Dhaliwal provided Council with the following Notice of Motion:

WHEREAS the Trans Mountain Expansion project poses extreme danger to our community due to the expansion of the tank farm with a storage capacity of 6.4 million barrels of highly toxic and combustible products at the site; and

WHEREAS the Trans Mountain's expansion of the Westridge terminal to accommodate more than a seven-folds increase of tanker traffic in Burrard Inlet represents serious environmental risks; and

WHEREAS the Trans Mountain pipeline route is disruptive and extremely harmful to the ecology of conservation lands in the City; and

WHEREAS, given the risks and dangers associated with the Trans Mountain Expansion project, the City continues to oppose the Trans Mountain's expansion plan;

THEREFORE BE IT RESOLVED THAT the City of Burnaby supports public's right to peaceful protests and acknowledges the efforts of Dr. Tim Takaro and his supporters in opposing the Trans Mountain pipeline expansion.

MOVED BY COUNCILLOR CALENDINO SECONDED BY COUNCILLOR KEITHLEY

THAT the Notice of Motion be now waived.

CARRIED UNANIMOUSLY

With notice waived, the motion was put:

MOVED BY COUNCILLOR DHALIWAL SECONDED BY COUNCILLOR CALENDINO

WHEREAS the Trans Mountain Expansion project poses extreme danger to our community due to the expansion of the tank farm with a storage capacity of 6.4 million barrels of highly toxic and combustible products at the site; and

WHEREAS the Trans Mountain's expansion of the Westridge terminal to accommodate more than a seven-folds increase of tanker traffic in Burrard Inlet represents serious environmental risks; and

WHEREAS the Trans Mountain pipeline route is disruptive and extremely harmful to the ecology of conservation lands in the City; and

WHEREAS, given the risks and dangers associated with the Trans Mountain Expansion project, the City continues to oppose the Trans Mountain's expansion plan;

THEREFORE BE IT RESOLVED THAT the City of Burnaby supports public's right to peaceful protests and acknowledges the efforts of Dr. Tim Takaro and his supporters in opposing the Trans Mountain pipeline expansion.

CARRIED UNANIMOUSLY

His Worship, Mayor Hurley - New Westminster Fire

Mayor Hurley provided his sentiments to the residents and Council members of the City of New Westminster regarding the loss of a portion of the Pier Park due to the fire that took place on 2020 September 13.

10. INQUIRIES

There were no inquiries brought before Council at this time.

11. ADJOURNMENT

Without objection, the Open Council meeting adjourned at 6:46 p.m.