



COUNCIL MEETING

MINUTES

Monday, October 5, 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. Johannes Schumann, Acting 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

1. CALL TO ORDER

His Worship, Mayor Mike Hurley, called the Open meeting to order at 5:00 p.m. and conducted the roll call. Due to the COVID-19 pandemic, Councillors Johnston and Jordan participated electronically.

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 5:01 p.m.

CARRIED UNANIMOUSLY

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

2. MINUTES

2.1 Open Council Meeting held 2020 September 28

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the minutes of the City Council meeting held on 2020 September 28 be now adopted.

CARRIED UNANIMOUSLY

2.2 Public Hearing (Zoning) held 2020 September 29

MOVED BY COUNCILLOR WANG
SECONDED BY COUNCILLOR JOHNSTON

THAT the minutes of the Public Hearing (Zoning) held on 2020 September 29 be now adopted.

CARRIED UNANIMOUSLY

3. PRESENTATION

3.1 2020 Public Safety Award

His Worship, Mayor Mike Hurley, introduced the 2020 Public Safety Award, and noted that due to the COVID-19 pandemic, the awards will be delivered to the recipients, and the City will celebrate the winners through the City's social media and communications channels.

This award was established in 2007 to recognize individuals with a connection to Burnaby who have carried out meritorious service or an act of bravery related to fire prevention, crime prevention, community policy or public safety.

Meritorious service refers to a deed or activity that has been performed in a highly professional manner, or according to a very high standard. It is often innovative, sets an example for others to follow, improves the quality of life of the community and brings benefit or honour to Burnaby.

Councillor Dan Johnston, Public Safety Committee Chair, introduced the 2020 Public Safety Award recipients. Following is the text of Councillor Johnston's remarks:

"On behalf of Mayor Mike Hurley and Council, we are pleased this evening to be honouring five individuals who performed acts of bravery in Burnaby in 2019: **Mr. Mike Keller, Mr. Richard Lipinski, Mr. Monty Shaw, Mr. Daniel Haynes, and Mr. Alan Layton** for their acts of bravery in Burnaby in 2019.

On October 2, 2019, these five individuals, a group of security workers, went above and beyond the scope of their normal work to assist in saving the life of a suicidal male who was seriously injured and openly wielding a knife in a busy, public space in Burnaby.

Mr. Mike Keller stepped in and took the knife from the male, Mr. Richard Lipinski immediately called for emergency services and first aid, and Mr. Alan Layton was first to apply first-aid to the male who was bleeding from his throat and wrist. Their coworkers Mr. Monty Shaw and Mr. Daniel Haynes also assisted with first aid. Mr. Lipinski kept paramedics updated on the male's status until they arrived.

Mr. Keller, Mr. Lipinski, Mr. Shaw, Mr. Haynes and Mr. Layton put their own safety aside and came to the aid of a suicidal male. Their bravery, quick thinking and selflessness likely saved the life of the male, while at the same time, protected members of the public from any harm.

On behalf of the Public Safety Committee, Burnaby City Council and Burnaby citizens, I want to tell you how proud we are of you, and thank you for what you have done for all of us."

4. PROCLAMATIONS

Foster Family Month (2020 October)

Councillor James Wang, on behalf of His Worship, Mayor Mike Hurley, proclaimed 2020 October as **"Foster Family Month"** in the City of Burnaby

Homelessness Action Week (2020 October 11 – 17)

Councillor Pietro Calendino, on behalf of His Worship, Mayor Mike Hurley, proclaimed 2020 October as **"Homelessness Action Week"** in the City of Burnaby.

4.1 Manufacturing Month (2020 October)

Councillor Dan Johnston, on behalf of His Worship, Mayor Mike Hurley, proclaimed 2020 October as **"Manufacturing Month"** in the City of Burnaby.

4.2 Waste Reduction Week (2020 October 19 - 24)

Councillor Joe Keithley, on behalf of His Worship, Mayor Mike Hurley, proclaimed 2020 October 19 - 24 as “**Waste Reduction Week**” in the City of Burnaby.

5. DELEGATION

5.1 Pascal Berro - Re: Proposed Bylaw to Ban Smoking in Business Premises

Ms. Pascal Berro appeared before Council via Zoom, on behalf of The Living Room Lounge located at #116 - 3787 Canada Way. Ms. Berro spoke to the proposed bylaw amendment to regulate smoking in business premises, and the adverse effect this would have on The Living Room Lounge.

The speaker advised that The Living Room Lounge was opened in 2019 August, and is primarily focused on the culturally based activity of hookah use. Ms. Berro appraised Council that over \$2,000,000 has been invested in the business and 80% of total sales revenue come from the sale of hookah. Should the bylaw amendment be enacted, The Living Room Lounge would not be sustainable as a business thereby having to default on loans and lay-off staff.

Ms. Berro also expressed concern for other Burnaby hookah lounges that will be effected by the amendment.

Council thanked Ms. Berro for her presentation.

6. REPORTS

6.1 Planning and Development Committee - Re: New Burnaby Transportation Plan - Phase 2 Consultation Update

The Planning and Development Committee submitted a report providing Council with information on preliminary Phase 2 public consultation discussions on the new Burnaby Transportation Plan.

The Planning and Development Committee recommended:

1. THAT Council receive the report for information.

MOVED BY COUNCILLOR KEITHLEY

SECONDED BY COUNCILLOR CALENDINO

THAT the recommendation of the Planning and Development Committee be adopted.

CARRIED UNANIMOUSLY

6.2 Planning and Development Committee - Re: Stormont-McBride Connector

The Planning and Development Committee submitted a report providing Council with an update on the Stormont-McBride Connector.

The Planning and Development Committee recommended:

1. THAT Council receive the report for information.
2. THAT a copy of the report be forwarded to Mr. N. Davidowicz.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the recommendations of the Planning and Development Committee be adopted.

CARRIED UNANIMOUSLY

6.3 Planning and Development Committee - Re: Sitting Approval (Subdivision Application #20-11) - 7791 19th Avenue Request for Subdivision, Sixth Street Community Plan

The Planning and Development Committee submitted a report providing Council with information regarding a request for subdivision within the Sixth Street Community Plan area, and recommending potential policy amendments related to the Sixth Street Community Plan.

1. THAT Council receive the report for information purposes.
2. THAT Council authorize staff to initiate policy amendments to the Sixth Street Community Plan area.

MOVED BY COUNCILLOR WANG
SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendations of the Planning and Development Committee be adopted.

CARRIED UNANIMOUSLY

6.4 Planning and Development Committee - Re: Rental Housing Summary - Updated to 2020 July 31

The Planning and Development Committee submitted a report providing Council with an update on recent non-market and market rental housing developments in Burnaby, including tracking of projects with inclusionary and replacement rental units, as required by the City's Rental Use Zoning Policy.

The Planning and Development Committee recommended:

1. THAT Council receive the report for information.

Wendy Tse, Senior Housing Planner, provided a PowerPoint presentation summarizing the report.

MOVED BY COUNCILLOR KEITHLEY

SECONDED BY COUNCILLOR CALENDINO

THAT the recommendation of the Planning and Development Committee be adopted.

CARRIED UNANIMOUSLY

6.5 Planning and Development Committee - Re: Official Community Plan Amendment - Institutional Sites for Affordable Housing Projects

The Planning and Development Committee submitted a report seeking Council authorization for preparation of an amendment of the Official Community Plan's Residential Framework to include institutional sites for development for affordable housing projects.

The Planning and Development Committee recommended:

1. THAT Council authorize staff to prepare an amendment to the Residential Framework of the Official Community Plan to include designated Institutional district sites for consideration of affordable housing projects, as outlined in Section 3.0 of the report.
2. THAT Council authorize staff to prepare the submission of an Official Community Plan amendment for 3550 Wayburne Drive in conjunction with Rezoning Reference #19-62, as outlined in Section 4.0 of the report, concurrently with advancement of the associated zoning bylaws to a public hearing, following consideration and adoption of the proposed amendment to the OCP Residential Framework.

Councillor Wang left the meeting at 6:16 p.m. and returned at 6:19 p.m.

MOVED BY COUNCILLOR DHALIWAL

SECONDED BY COUNCILLOR JORDAN

THAT the recommendations of the Planning and Development Committee be adopted.

AMENDED

MOVED BY COUNCILLOR CALENDINO
SECONDED BY COUNCILLOR DHALIWAL

THAT recommendation #2 be **AMENDED** to read as follows: THAT Council authorize staff to prepare the submission of an Official Community Plan amendment for 3550 Wayburne Drive following consideration and adoption of the proposed amendment to the OCP Residential Framework.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the recommendations of the Planning and Development Committee be adopted, **AS AMENDED**.

CARRIED UNANIMOUSLY

6.6 Planning and Development Committee - Re: Proposed Response and Recovery Measures to Assist Construction and Development Industry

The Planning and Development Committee submitted a report proposing measures to assist in COVID-19 response and recovery for the construction industry in Burnaby.

The Planning and Development Committee recommended:

1. THAT Council approve the amenity density bonus deferment measures outlined in Section 3.0 of the report.

MOVED BY COUNCILLOR WANG
SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendation of the Planning and Development Committee be adopted.

CARRIED UNANIMOUSLY

6.7 Public Safety Committee - Re: 2020 Public Safety Award Nominees

The Public Safety Committee submitted a report providing information relating to five individuals being honoured with the Burnaby Public Safety Award for their outstanding actions in saving a life.

The Public Safety Committee recommended:

1. THAT Council receive the report for information.

MOVED BY COUNCILLOR KEITHLEY

SECONDED BY COUNCILLOR CALENDINO

THAT the recommendation of the Public Safety Committee be adopted.

CARRIED UNANIMOUSLY

6.8 City Manager's Report, 2020 October 05

The City Manager submitted a report dated 2020 October 05 on the following matters:

7. MANAGER'S REPORTS

7.1 MAYOR'S TASK FORCE ON COMMUNITY HOUSING - ONE-YEAR PROGRESS REPORT

The City Manager submitted a report from the Director Planning and Building providing Council with a one-year progress report on the recommendations and quick starts from the Mayor's Task Force on Community Housing Final Report.

The City Manager recommended:

1. THAT Council receive the report for information.
2. THAT a copy of the progress report be provided to each member of the Mayor's Task Force on Community Housing.

MOVED BY COUNCILLOR DHALIWAL

SECONDED BY COUNCILLOR JORDAN

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.2 TRAFFIC CALMING TRIAL ALONG FOREST GROVE DRIVE

The City Manager submitted a report from the Director Engineering providing information about the proposed traffic calming trial along Forest Grove Drive to address speeding concerns.

The City Manager recommended:

1. THAT Council receive the report for information.
2. THAT Council forward a copy of the report to the Traffic Safety Committee.

MOVED BY COUNCILLOR WANG
SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendations of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.3 REZONING APPLICATIONS

The City Manager submitted a report from the Director Planning and Building regarding the current series of new rezoning applications for Council's consideration:

7.3.1 Rez #17-10008 (5777 Willingdon Avenue and 4475 Grange Street)

The City Manager recommended:

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR KEITHLEY
SECONDED BY COUNCILLOR CALENDINO

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.3.2 Rez #20-19 (2410, 2430, and a portion of 2350 Willingdon Avenue)

The City Manager recommended:

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.3.3 Rez #20-20 (2864 Norland Avenue)

The City Manager recommended:

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR WANG

SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.3.4 Rez #20-23 (3768 Pender Street)

The City Manager recommended:

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR KEITHLEY

SECONDED BY COUNCILLOR CALENDINO

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.3.5 Rez #20-24 (6462 Kingsway - Units #102/103)

The City Manager recommended:

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR DHALIWAL

SECONDED BY COUNCILLOR JORDAN

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

7.3.6 Rez #20-25 (4754 Kingsway)

The City Manager recommended:

1. THAT the Planning and Building Department be authorized to continue to work with the applicant towards the preparation of a suitable plan of development for presentation to a Public Hearing on the understanding that a more detailed report will be submitted at a later date.

MOVED BY COUNCILLOR WANG

SECONDED BY COUNCILLOR JOHNSTON

THAT the recommendation of the City Manager be adopted.

CARRIED UNANIMOUSLY

8. BYLAWS

8.1 FIRST READING

8.1.1 #14223 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 37, 2020 - Rez. #19-63 (7755 6th Street)

8.1.2 #14224 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 38, 2020 - Rez. #20-07 (4060 Regent Street)

8.1.3 #14225 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 39, 2020 - Rez. #20-13 (3986 Norland Avenue)

8.1.4 #14228 - Burnaby Heritage Designation Bylaw No. 1, 2020

MOVED BY COUNCILLOR KEITHLEY

SECONDED BY COUNCILLOR CALENDINO

THAT the Bylaw No. 14223, 14224, 14225 and 14228 be now introduced and read a first time.

CARRIED UNANIMOUSLY

8.2 FIRST, SECOND AND THIRD READING

8.2.1 #14226 - Burnaby Taxation Exemption Bylaw 2020

8.2.2 #14227 - Burnaby Street and Traffic Bylaw 1961, Amendment Bylaw No. 2, 2020

MOVED BY COUNCILLOR KEITHLEY
SECONDED BY COUNCILLOR CALENDINO

THAT the Bylaw No. 14226 and 14227 be now introduced and read three times.

CARRIED UNANIMOUSLY

8.3 SECOND READING

8.3.1 #14206 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 32, 2020 - Text Amendment

8.3.2 #14207 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 33, 2020 - Rez. #16-54 (5168, 5180 and 5192 Sidley Street)

8.3.3 #14208 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 34, 2020 - Rez. #19-44 (7860 Rosewood Street)

8.3.4 #14209 - Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 35, 2020 - Rez. #17-10010 (A portion of 3883 Imperial Street)

8.3.5 #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. 14206, 14207, 14208, 14209 and 14210 be now introduced and read a second time.

DIVISION

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the Bylaw No. 14206, 14209 and 14210 be now introduced and read a second time.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

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

CARRIED

(Opposed: Councillors Johnston and Jordan)

MOVED BY COUNCILLOR JORDAN
SECONDED BY COUNCILLOR JOHNSTON

THAT the Bylaw No. 14208 be **REFFERED** back to staff for further review.

DEFEATED

(Opposed: Mayor Hurley, Councillors Calendino, Dhaliwal, Keithley, and Wang)

As the motion was **DEFEATED**, the following motion was put:

MOVED BY COUNCILLOR DHALIWAL
SECONDED BY COUNCILLOR JORDAN

THAT the Bylaw No. 14208 be now introduced and read a second time.

CARRIED

(Opposed: Councillors Johnston and Jordan)

8.4 RECONSIDERATION AND FINAL ADOPTION

8.4.1 #14216 - Burnaby Capital Works, Machinery and Equipment Reserve
Fund Expenditure Bylaw No. 28, 2020

8.4.2 #14217 - Burnaby Planning and Building Fees Bylaw 2017, Amendment
Bylaw No. 2, 2020

8.4.3 #14218 - Burnaby Engineering Fees Bylaws 2018, Amendment Bylaw No.
1, 2020

8.4.4 #14219 - Burnaby Street and Traffic Bylaw 1961, Amendment Bylaw No.
1, 2020

MOVED BY COUNCILLOR WANG
SECONDED BY COUNCILLOR JOHNSTON

THAT the Bylaw No. 14216, 14217, 14218 and 14219 be now reconsidered and
finally adopted, signed by the Mayor and Clerk and the Corporate Seal affixed
thereto.

CARRIED UNANIMOUSLY

9. **NEW BUSINESS**

Councillor Calendino – Restroom Facilities at Kensington Park

Councillor Calendino referred to Item 1.4. of the 2020 October 01 Council Correspondence Package. The item of correspondence was received from Mr. Andrew Ee regarding the morning closure of restroom facilities at Kensington Park. Council requested that staff expedite efforts to reopen the restroom facilities.

Staff undertook to follow-up on this request.

His Worship, Mayor Hurley - Garbage Collection Pick-up

His Worship, Mayor Hurley, spoke to an item of correspondence received from a citizen in reference to Section 8A. *Designated Bear Areas* of the *Burnaby Solid Waste and Recycling Bylaw*. The writer advised that he has received several notices informing him that he is only permitted to place his bins outside between 5:30 and 7:00 a.m. on collection day.

As the writer is elderly, he has personal safety concerns as this would require taking the bins up two flights of stairs in the dark and inclement weather. The writer advised that there are other seniors in the area that are affected by this requirement.

Arising from discussion, the following motion was introduced:

MOVED BY COUNCILLOR KEITHLEY

SECONDED BY COUNCILLOR CALENDINO

THAT this item of correspondence be **REFERRED** to staff.

CARRIED UNANIMOUSLY

His Worship, Mayor Hurley - International Association of Public Participation Award

His Worship, Mayor Hurley, congratulated City staff, and the Simon Fraser University Morris J. Wosk Centre for Dialogue, who were recently recognized with a significant award from the Canadian Chapter of the International Association of Public Participation (IAP2).

The award recognizes the 'Your Voice. Your Home.' public engagement campaign which supported the City's Task Force on Community Housing.

10. INQUIRIES

There were no inquiries brought before Council at this time.

11. ADJOURNMENT

Without objection, the Open Council meeting adjourned at 7:08 p.m.

MAYOR

ACTING CITY CLERK