



City of RICHMOND

MINUTES

REGULAR COUNCIL MEETING

MONDAY, MAY 25TH, 1998

Time: 7:00 p. m.

Place: Council Chambers,
Richmond City Hall

Present: Mayor Greg Halsey-Brandt
Councillor Malcolm Brodie
Councillor Derek Dang
Councillor Lyn Greenhill
Councillor Kiichi Kumagai
Councillor Ken Johnston
Councillor Bill McNulty
Councillor Corisande Percival-Smith
Councillor Harold Steves

City Clerk – J. Richard McKenna

Call to Order: Mayor Greg Halsey-Brandt called the meeting to order at 7:00 p.m.

RES. NO. ITEM

1. MINUTES

R98/10-1 It was MOVED and SECONDED

That:

- (a) *the minutes of the Regular Council Meeting held on Monday, May 11th, 1998 and*
- (b) *the minutes of the Special Council Meeting (for the purpose of holding public hearings) held on Tuesday, May 19th, 1998,*

each be adopted as circulated, and that the GVRD "Board in Brief" dated May 1st, 1998, be received for information.

CARRIED



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RES. NO. ITEM 2.

AGENDA ADDITIONS & DELETIONS

R98/10-2 It was MOVED and SECONDED
 That the report (dated May 25th, 1998, from the Public Works Administrator), regarding the Garry Point Park Washroom and Caretaker Accommodation Project, be added to the Council Agenda as an additional item.

CARRIED

COMMITTEE OF THE WHOLE

R98/10-3 2. It was MOVED and SECONDED
 That Council resolve into Committee of the Whole to hear delegations (7:08 p.m.).

CARRIED

3. Delegations from the floor on Agenda items.

Item No. 8 – Vancouver/Whistler 2010 Games Bid

Ms. Allana Quinn, representing the Vancouver/Whistler 2010 Games Bid Society, provided information on the status of the Society's bid to host the 2010 Winter Games.

Item No. 13 – Application for Rezoning from Broadway Properties Ltd.

Mr. Fraser Rowland, of CB Commercial Ltd., representing Broadway Properties Ltd., explained that if the application was denied, his client would be unable to reapply to rezone the properties on Vulcan Way and Viscount Way for the next five years. He advised that his client was in the process of finding a specific user for the subject site, and he asked that the rezoning application be withdrawn from the Council Agenda and referred to staff to provide his client with the opportunity to complete the transaction.

R98/10-4 It was MOVED and SECONDED
 That the application from Broadway Properties Ltd. for the rezoning of 13200 Vulcan Way, 2611 and 2651 Viscount Way (RZ 98-139379), be withdrawn from the Council Agenda and referred to staff.

CARRIED



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<u>RES. NO.</u>	<u>ITEM</u>		3.
R98/10-5	4.	It was MOVED and SECONDED <i>That Committee rise and report (7:35 p.m.).</i>	CARRIED

RATIFICATION OF COMMITTEE ACTION

R98/10-6		It was MOVED and SECONDED <i>That Council ratify the action of the Committee of the Whole in directing that the application from Broadway Properties Ltd. for the rezoning of 13200 Vulcan Way, 2611 and 2651 Viscount Way (RZ 98-139379), be withdrawn from the Council Agenda and referred to staff.</i>	CARRIED
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COMMUNITY SERVICES COMMITTEE -
Mayor Greg Halsey-Brandt, Chair

R98/10-7	5.	It was MOVED and SECONDED <i>That the minutes of the Community Services Committee meeting held on Tuesday, May 12th, 1998 be received for information.</i>	CARRIED
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6. AGREEMENT WITH VANCOUVER/RICHMOND HEALTH BOARD
(Report: May 7/98; File No.: 1000-18-R1)

R98/10-8		It was MOVED and SECONDED (1) <i>That the Mayor and City Clerk be authorized to execute an agreement between the City and the Richmond Health Services Society to undertake an exchange of services; and</i> (2) <i>That Society staff be authorized to enforce City bylaws on behalf of the City.</i>	CARRIED
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4.

FINANCE & COMMUNITY SAFETY COMMITTEE -
Councillor Ken Johnston, Chair

R98/10-9 7. It was MOVED and SECONDED
 *That the minutes of the Finance & Community Safety
 Committee meeting held on Thursday, May 14th, 1998, be received
 for information.*

CARRIED

8. VANCOUVER/WHISTLER 2010 GAMES BID
(Report: May 21/98; File No.: 7400-01)

R98/10-10 It was MOVED and SECONDED
 *That the City endorse in principle, the endeavours of the
 Vancouver Whistler 2010 Olympic Games Society to host the 2010
 Winter Games.*

CARRIED

9. BC HYDRO/BC TEL RIGHT-OF-WAY AT 7117 LINDSAY ROAD (LOT 4
SEC. 13-4-7 NWD PLAN LMP31703)
(Report: Apr. 23/98; File No.: 2285-30-01)

R98/10-11 It was MOVED and SECONDED
 *That the BC Hydro/BC Tel right-of-way over Lot 4 Section 13
 Block 4 North Range 7 West NWD Plan LMP31703 (shown on Plan
 LMP31705 attached to the report dated April 23rd, 1998, from the
 Property Negotiator), be approved.*

CARRIED

10. ABANDONMENT OF OUTSTANDING BYLAWS
(Report: May 4/98; File No.: B/L 6494, 6496, 6605, 6644, 6735, 6757,
6758)

R98/10-12 It was MOVED and SECONDED
 That the following bylaws be abandoned:

- (1) *Official Community Plan Amendment Bylaw 6494 and Zoning
 Amendment Bylaw 6496 (7571 and 7611 Alderbridge Way);*
- (2) *Zoning Amendment Bylaw 6605 (10471, 10491, 10511 and
 10531 No. 1 Road);*



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- | <u>RES. NO.</u> | <u>ITEM</u> | <u>5.</u> |
|-----------------|---|----------------|
| | (3) <i>Zoning Amendment Bylaw 6644 (6640 and 6660 Granville Avenue);</i> | |
| | (4) <i>Land Expropriation Bylaw 6735 (5671 No. 3 Road); and</i> | |
| | (5) <i>Official Community Plan Amendment Bylaw 6757 and Zoning Amendment Bylaw 6758 (7320 and 7340 No. 2 Road).</i> | |
| | | CARRIED |
| | 11. <u>COASTAL COMMUNITY NETWORK</u>
(Report: Apr. 6/98; File No.: 0060-01) | |
| R98/10-13 | It was MOVED and SECONDED
<i>That Richmond become an associate member of the Coastal Community Network, at a cost of \$250.</i> | |
| | | CARRIED |
| | <u>PLANNING COMMITTEE -</u>
Councillor Bill McNulty, Vice Chair | |
| R98/10-14 | 12. It was MOVED and SECONDED
<i>That the minutes of the Planning Committee meetings held on Tuesday, May 5th, 1998 (continued on Thursday, May 7th and Friday, May 8th, 1998), and on Wednesday, May 20th, 1998, be received for information.</i> | |
| | | CARRIED |
| | 13. <u>APPLICATION FOR REZONING - BROADWAY PROPERTIES I.T.D.</u>
(RZ 98-139379 - Report: May 6/98; File No.: RZ 98-139379) | |
| | See Page 2 of these minutes for action taken on this matter. | |
| | 14. <u>APPLICATION FOR REZONING - KIRPAL AND NIRMAL BAINS</u>
(RZ 98-138410 - Report: April 27/98; File No.: B/L 6917) | |
| R98/10-15 | It was MOVED and SECONDED
<i>That Bylaw No. 6917, for the rezoning of 10280 Bird Road from "Single-Family Housing District, Subdivision Area E (R1/E)" to "Single-Family Housing District, Subdivision Area B (R1/B)", be introduced and given first reading.</i> | |
| | | CARRIED |



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- | <u>RES. NO.</u> | <u>ITEM</u> | |
|-----------------|-------------|--|
| | 15. | <u>APPLICATION FOR REZONING - WEN-FANG HUANG AND LI-NA CHANG</u>
(RZ 98-139850 - Report: April 21/98; File No.: B/L 6910) |
| R98/10-16 | | It was MOVED and SECONDED
(1) <i>That (in accordance with Section 702.01 of the Zoning and Development Bylaw No. 5300) no action be taken on the establishment of a larger area for which to set a Lot Size Policy in connection with the application at 8460 Francis Road.</i>

(2) <i>That Bylaw No. 6910, for the rezoning of 8460 Francis Road from "Single-Family Housing District, Subdivision Area E (R1/E)" to "Single-Family Housing District, Subdivision Area C (R1/C)", be introduced and given first reading.</i>
<p style="text-align: right;">CARRIED</p> |
| | 16. | <u>BUILDING INSPECTION RESPONSIBILITIES – CONDOMINIUM CONSTRUCTION</u>
(Report: May 11/98; File No.: 8360-01) |
| R98/10-17 | | It was MOVED and SECONDED
<i>That the following recommendations be forwarded to the Barrett Commission regarding improvements for condominium construction in British Columbia:</i>

<i>That the City of Richmond supports:</i>

(a) <i>measures to change the British Columbia Building Code which address improved window designs and standards; flashing details; materials and methods of construction to eliminate water penetration into exterior wall and roof assemblies.</i>

(b) <i>The AIBC (Architectural Institute of British Columbia) and APEGBC (Association of Professional Engineers and Geoscientists of British Columbia) initiative to develop education and training for "Building Envelope Specialists".</i> |



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7.

- (c) *Education initiatives to improve skills and knowledge for stakeholders in the construction industry developed to address construction standards, life safety and quality construction.*
- (d) *A warranty program system (whether by warranty, bonds or insurance) for water penetration and structural sufficiency for all residential construction.*
- (e) *Initiatives to clarify the role and responsibility of each stakeholder in the construction industry along with appropriate liabilities.*
- (f) *The reinstatement of the provincial Building Standards Branch to address building code issues and support technical training and education of participants.*

CARRIED

17. BUILDING BYLAW NO. 6920
(Report: May 8/98; File No.: B/L 6920)

R98/10-18

It was MOVED and SECONDED

That Bylaw No. 6920, which repeals Building Bylaw No. 5882 and all amendments thereto, be introduced and given first, second and third readings.

CARRIED

18. AMENDMENT TO PLUMBING BYLAW NO. 3078
(Report: May 8/98; File No.: B/L 6918)

R98/10-19

It was MOVED and SECONDED

That Bylaw No. 6918, which amends Plumbing Bylaw No. 3078 to increase permit fees, be introduced and given first, second and third readings.

CARRIED



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- | <u>RES. NO.</u> | <u>ITEM</u> | |
|-----------------|---|---------|
| | | 8. |
| | 19. <u>AMENDMENT TO GAS FITTING BYLAW NO. 2236</u>
(Report: May 8/98; File No.: B/L 6919) | |
| R98/10-20 | It was MOVED and SECONDED
<i>That Bylaw No. 6919, which amends Gas Fitting Bylaw No. 2236 to increase permit fees, be introduced and given first, second and third readings.</i> | CARRIED |
| | 20. <u>STATE OF THE ENVIRONMENT REPORT</u>
(Report: May 6/98; File No.: 0100-A5-05) | |
| R98/10-21 | It was MOVED and SECONDED
(1) <i>That staff be directed:</i> | |
| | (a) <i>To create targets for two environmental indicators (Street Trees and Water Consumption) in the State of the Environment (SOE) Report, in consultation with the Advisory Committee on the Environment;</i> | |
| | (b) <i>To implement the work program for the State of Environment (SOE) Action Program in conjunction with the Advisory Committee on the Environment, (as summarized in the report dated May 11, 1998 from the Manager, Land Use);</i> | |
| | (c) <i>To create SOE indicators for: Land Use/ Human Settlement, City Environmental Practices, and Noise as opportunities arise through the completion of the SOE Action Program;</i> | |
| | (d) <i>To report to the Planning Committee by November, 1998 with updates on target setting, the SOE Action Program and any new indicators; and</i> | |
| | (2) <i>That the Advisory Committee on the Environment be requested to assist with updating the SOE Report every three years (with the next update completed by 2001), and that staff assistance be provided as required to complete the task.</i> | CARRIED |



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RES. NO. ITEM 10.

23. AWARD OF CONTRACT FOR MAINTENANCE OF TRAFFIC SIGNAL SYSTEMS

(Report: May 11th, 1998; File No.: T.1457)

R98/10-24

It was MOVED and SECONDED

(1) *That contract T.1457 for the Maintenance of Traffic Signal Systems be awarded to Cobra Electric Limited for the period of June 1, 1998 to December 31, 2000 at a total annual extended unit price of \$265,901.01.*

(2) *That the prices tendered in the Schedule of Quantities and Prices be accepted.*

(3) *That the source of funds be the annual Operational Budget (Traffic Signal Maintenance G/L 12319-32).*

CARRIED

24. TENDER NO. T.1460 – MINORU ARENA REFIT

(Report: May 7th, 1998; File No.: T.1460)

R98/10-25

It was MOVED and SECONDED

That Contract T.1460 for the Minoru Arena Refit be awarded to Bry Sand Ice Arena Ltd. for the total tendered amount of \$468,517.

CARRIED

CITY HALL BUILDING COMMITTEE

R98/10-26

25. It was MOVED and SECONDED

That the minutes of the meeting of the City Hall Building Committee held on Tuesday, May 19th, 1998, be received for information.

CARRIED



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RES. NO. ITEM

11.

DEVELOPMENT PERMIT PANEL

R98/10-27 26.

It was MOVED and SECONDED

- (1) *That the minutes and the Chair's report for the Development Permit Panel meetings held on Wednesday, May 13th, 1998, be received for information.*
- (2) *That the recommendations of the Panel to authorize the issuance of:*
 - (a) *Development Variance Permits for:*
 - (i) *the properties at 2700 Sweden Way and 12500 Vulcan Way (DV 97-122926), and*
 - (ii) *for portions of property in the 3000 Block No. 8 Road Section 30-5-4 (DV 96-000187), and*
 - (b) *a Development Permit (DP 97-120667) for property at 8291 Westminster Highway,*

be endorsed, and the Permits so issued.
- (3) *That the recommendation of the Panel (at its meeting on April 29th, 1998) to DENY the Development Variance Permit (DV 97-123068) for property at 13300 Blundell Road, be endorsed.*

CARRIED

FINANCE & CORPORATE SERVICES DIVISION

27. COUNCIL REMUNERATION AND EXPENSES

(Report: May 14/98; File No.: 0105-08)

R98/10- 28

It was MOVED and SECONDED

That the report (dated May 14th, 1998, from the Finance & Corporate Services Administrator) detailing the remuneration and expenses paid to and incurred by Council during 1997, be received for information in accordance with the requirements of Section 186 of the Municipal Act.

CARRIED



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12.

28. SUGGESTED TECHNIQUES TO RESOLVE NOISE COMPLAINTS FROM EVENTS HELD LATE AT NIGHT
(Report: May 17/98; File No.: B/L 6928)

R98/10-29

It was MOVED and SECONDED

- (1) *That Bylaw No. 6928, which amends Noise Control Bylaw No. 5401 to bring in regulations which would change the rules for measuring noise emanating from places used for public entertainment, and which would further amend the bylaw to allow citizens of other jurisdictions to press charges under the bylaw, be introduced and given first, second and third readings.*
- (2) *That staff be instructed to review the feasibility of adopting a bylaw which would require all public assembly activities to end by 3:00 a.m. each night.*
- (3) *That staff be instructed to prepare a bylaw to regulate 'special events'.*

Prior to the question being called, staff were requested to include in its next report to Council on this matter, a definition for 'public assembly activities'.

The question on Resolution No. R98/10-29 was then called, and it was **CARRIED.**

29. ROAD EXCHANGE AT 8580 CAMBIE ROAD – MB 628 VENTURES LTD. (REZONING BYLAW NOS. 6834 AND 6838
(Report: Apr. 7/98; File No.: B/L 6929)

R98/10-30

It was MOVED and SECONDED

That Bylaw No. 6929, which authorizes the exchange of land for road purposes at 8580 Cambie Road, be introduced and given first, second and third readings.

CARRIED



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- RES. NO. ITEM** 13.
- URBAN DEVELOPMENT DIVISION**
30. **APPOINTMENT OF WEED CONTROL OFFICER**
(Report: May 19/98; File No.:)
- R98/10-31 It was MOVED and SECONDED
That Mr. Troy Sutton be appointed as a Weed Control Officer in accordance with Section 10 of the "Weed Control Act".
CARRIED
- 30A. **GARRY POINT WASHROOM AND CARETAKER ACCOMMODATION PROJECT**
(Report: May 25/98; File No.: 2325-G)
- R98/10-32 It was MOVED and SECONDED
- (1) *That all tenders for the supply of washrooms at Garry Point Park be rejected, and that the bidders be thanked for their participation.*
- (2) (a) *That staff be authorized to undertake the construction of the Garry Point washroom project using a construction management process;*
- (b) *That the firm of Nisa Consultants be retained for a contract free of 4.5% of the construction price, for the provision of construction management services; and*
- (c) *That construction approval be deferred until the Public Works Administrator is satisfied the project can be delivered within the approved budget.*
- CARRIED**
- PUBLIC DELEGATIONS ON NON-AGENDA ITEMS**
- R98/10-33 31. It was MOVED and SECONDED
That Council resolve into Committee of the Whole (8:48 p.m.).
CARRIED



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14.

- (a) Mr. Stan Robertshaw, Organizer of the Richmond Chapter, Council of Canadians, spoke about the Federal Government's resolution relating to its Multilateral Agreement on Investment, and he requested that Council adopt a resolution (prepared by his organization) on this matter.

R98/10-34

It was MOVED and SECONDED

- (1) *Whereas the Government of Canada is in the process of negotiating the Multilateral Agreement on Investment (MAI) with the 29 countries of the Organization for Economic Co-operation and Development (OECD) with the intention of completing a signed agreement by September, 1998;*
- (2) *And Whereas the citizens of the City of Richmond have had little access to information and informed debate on the Multilateral Agreement on Investment, and its implications at the Federal, Provincial, and local levels;*
- (3) *And Whereas there are potential negative impacts of a Multilateral Agreement on Investment on the lives and livelihoods of the residents of the City of Richmond, especially small businesses;*
- (4) *And Whereas the MAI treaty, as drafted, would stop municipalities from limiting the use of property by international investors, which could have the effect of restricting Council's right to set planning bylaws;*
- (5) *And Whereas the MAI treaty, as drafted, restricts the ability of Council to enact bylaws and make decisions in the public interest inasmuch as it subjects Council's decisions and actions to a wider definition of expropriation which exposes the City of Richmond to the potential claim for compensation from international investors that would not be available under Canadian law at present.*



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RES. NO. ITEM

15.

Therefore, Be It Resolved:

- (1) *That the City of Richmond urge the Government of Canada to consult widely and in depth with the people of Canada, especially and including the soliciting of detailed responses from municipal councils, before taking further action on the Multilateral Agreement on Investment;*
- (2) *That the Government of Canada be advised that the City of Richmond is opposed to the Multilateral Agreement on Investment and requests that further negotiations cease and desist immediately;*
- (3) *That the City of Richmond endorse the position taken by the Federation of Canadian Municipalities that the Prime Minister of Canada be petitioned to have the chief negotiator of the Multilateral Agreement on Investment file a permanent and explicit exemption of the agreement limiting the application of the agreement to areas of Federal jurisdiction; and*
- (4) *That a copy of this motion be circulated to the Members of Parliament representing the City of Richmond with the request that they endorse the City's action and that their responses as to whether or not they endorse Council's action be:*
 - (i) *forwarded to the Federation of Canadian Municipalities' annual meeting, and*
 - (ii) *be made available to the public.*

Prior to the question being called, direction was given that Richmond's two Members of Parliament, Mr. John Reynolds and Mr. Raymond Chan, be requested to provide a response to the City on this matter.

The question on Resolution No. R98/10-34 was then called, and it was **CARRIED.**

- (b) Mr. Norman Wigglesworth, of 5540 No. 1 Road, spoke about the upcoming trip by Council and other individuals to Japan and Hong Kong, and he expressed concern about the estimated cost of the trip.



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RES. NO. ITEM

16.

R98/10-35 32. It was MOVED and SECONDED
That Committee rise and report (9:18 p.m.).

CARRIED

RATIFICATION OF COMMITTEE ACTION

R98/10-36 It was MOVED and SECONDED
That Council ratify the action of the Committee of the Whole in directing that:

- (1) *Whereas the Government of Canada is in the process of negotiating the Multilateral Agreement on Investment (MAI) with the 29 countries of the Organization for Economic Cooperation and Development (O.E.C.D.) with the intention of completing a signed agreement by September, 1998;*
- (2) *And Whereas the citizens of the City of Richmond have had little access to information and informed debate on the Multilateral Agreement on Investment, and its implications at the Federal, Provincial, and local levels;*
- (3) *And Whereas there are potential negative impacts of a Multilateral Agreement on Investment on the lives and livelihoods of the residents of the City of Richmond, especially small businesses;*
- (4) *And Whereas the MAI treaty, as drafted, would stop municipalities from limiting the use of property by international investors, which could have the effect of restricting Council's right to set planning bylaws;*
- (5) *And Whereas the MAI treaty, as drafted, restricts the ability of Council to enact bylaws and make decisions in the public interest inasmuch as it subjects Council's decisions and actions to a wider definition of expropriation which exposes the City of Richmond to the potential claim for compensation from international investors that would not be available under Canadian law at present.*



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RES. NO. ITEM

17.

Therefore, Be It Resolved:

- (1) *That the City of Richmond urge the Government of Canada to consult widely and in depth with the people of Canada, especially and including the soliciting of detailed responses from municipal councils, before taking further action on the Multilateral Agreement on Investment;*
- (2) *That the Government of Canada be advised that the City of Richmond is opposed to the Multilateral Agreement on Investment and requests that further negotiations cease and desist immediately;*
- (3) *That the City of Richmond endorse the position taken by the Federation of Canadian Municipalities that the Prime Minister of Canada be petitioned to have the chief negotiator of the Multilateral Agreement on Investment file a permanent and explicit exemption of the agreement limiting the application of the agreement to areas of Federal jurisdiction; and*
- (4) *That a copy of this motion be circulated to the Members of Parliament representing the City of Richmond with the request that they endorse the City's action and that their responses as to whether or not they endorse Council's action be:*
 - (i) *forwarded to the Federation of Canadian Municipalities' annual meeting, and*
 - (ii) *be made available to the public.*

CARRIED

BYLAWS FOR ADOPTION

R98/10-37

It was MOVED and SECONDED

That the following Bylaws be adopted:



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18.

Official Community Plan Bylaw No. 5400, Amendment Bylaw No. 6798 (Part of 3571 Westminster Highway, RZ 94-000216)

Zoning & Development Bylaw No. 5300, Amendment Bylaw No. 6799 (Part of 3571 Westminster Highway, RZ 94-000216)

CARRIED

OPPOSED: Cllr. Steves

R98/10-38

It was MOVED and SECONDED

That Garry Street Lane Closure Bylaw No. 6854 be adopted.

CARRIED

ADJOURNMENT

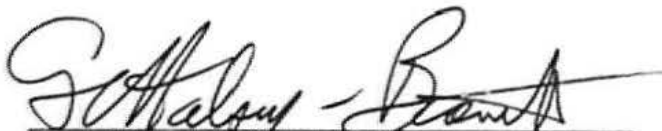
R98/10-39

It was MOVED and SECONDED


That the meeting adjourn (9:25 p.m.).

CARRIED

Certified a true and correct copy of the Minutes of the Regular Meeting of the Council of the City of Richmond held on Monday, May 25th, 1998.



Mayor (Greg Halsey-Brandt)



City Clerk (J. Richard McKenna)