



Regular Council Meeting

Monday, July 27, 2009

Time: 7:00 p.m.

Place: Council Chambers
Richmond City Hall

Present: Mayor Malcolm D. Brodie
Councillor Linda Barnes
Councillor Derek Dang
Councillor Evelina Halsey-Brandt
Councillor Greg Halsey-Brandt
Councillor Sue Halsey-Brandt
Councillor Ken Johnston
Councillor Harold Steves

Acting Director, City Clerk's Office – Gail Johnson

Absent: Councillor Bill McNulty

Call to Order: Mayor Brodie called the meeting to order at 7:00 p.m.

RES NO. ITEM

MINUTES

- R09/14-1 1. It was moved and seconded
That:
- (1) *the minutes of the Regular Council Meeting held on Monday, July 13, 2009,*
 - (2) *the minutes of the Regular Council Meeting for Public Hearings held on Monday, July 20, 2009,*
- each be adopted as circulated and the Metro Vancouver "Board in Brief" dated June 26, 2009, be received for information.*

CARRIED



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RES NO. ITEM

COMMITTEE OF THE WHOLE

- R09/14-2 2. It was moved and seconded
That Council resolve into Committee of the Whole to hear delegations on agenda items (7:02 p.m.).

CARRIED

3. Delegations from the floor on Agenda items.

Item No. 12 – Ticket Allocation for 2010 Olympic Games

Vince Miele, Board Chair, Richmond Centre for Disability (RCD), accompanied by Frances Clark, Secretary, thanked members of Council for recommending that two tickets to a major Olympic event be donated to the RCD to be used for fundraising purposes. Mr. Miele advised that the RCD would celebrate its 25th anniversary with a fundraiser which would be held on October 3rd, 2009. Funds raised would be used for continuation of the services and programs provided by the Centre.

Ms. Clark expressed her appreciation for Council's support and indicated that she hoped to see the City and other Olympic invitees involved in an event related to the Paralympics.

In conclusion Mr. Miele added that the RCD was aware of the need to obtain VANOC's approval prior to using the donated tickets for fundraising purposes, and that the tickets would be handled properly and according to VANOC's requirements.

Item No. 27 – Nelson Road-Highway 91 Interchange – Proposed City of Richmond Contribution

Bill Zylmans, 17771 Westminster Highway, spoke as a representative of the Agricultural Advisory Committee, the Richmond Farmer's Institute, and as an owner of WA Farms in East Richmond. Mr. Zylmans expressed concerns related to traffic safety issues, and spoke about accidents along Westminster Highway between Nelson and No. 6 Roads involving cyclists and semi-trailers. He also noted that approximately 50 school children catch school buses between No. 6 Road and Nelson Road on a regular basis.



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Mr. Zylmans stated that it was vitally important for the City to participate in the funding of the Nelson Road-Highway 91 Interchange, and that the farmers believed it would be more beneficial to elevate the interface over Westminster Highway in order to alleviate the truck traffic and turn Westminster Highway into an “old farming road”. Mr. Zylmans also spoke about how several businesses along Westminster Highway had been increasingly losing business due to the high movement of container traffic along the Highway.

In response to queries, Victor Wei, Director, Transportation, advised that an elevated interface over Westminster Highway would result in (i) an overpass that would eliminate the ability of traffic to make left or right turns; and (ii) costs that would far outweigh the benefits.

With the aid of a diagram, Mr. Wei then reviewed the proposed design concept under discussion with the Ministry of Transportation and Infrastructure (MOTI), and advised that (i) the proposed recommendation would tighten up the curvature of the land to align with the existing highway without intruding on the adjacent farm lands; (ii) the MOTI had agreed that the City’s objectives would form part of the project; and (iii) the MOTI would make the final decision regarding the proposed design concept, however the City would not be providing any funding unless the identified objectives are fulfilled.

Item No. 8 – Electrical and Fire Safety Inspection Program

Paul Sterman, resident on Seacastle Drive, spoke in opposition to the Electrical and Fire Safety Inspection Program, and provided comments on the following points (i) the acceptable range of electrical consumption; (ii) accountability to the public for damages, including wrongful inspection; (iii) procedural issues; (iv) the role of the RCMP; and (v) provisions for voluntary disclosure of high energy consumption. A copy of Mr. Sterman’s presentation is attached as Schedule 1 to these minutes.

In response to a query, Kim Howell, Deputy Chief – Administration, advised that residential consumption of over 93 kilowatts hours per day was considered abnormally high, and that this target was determined by BC Hydro’s certified electrical workers.



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- R09/14-3 4. It was moved and seconded
That Committee rise and report (7:34 p.m.).

CARRIED

CONSENT AGENDA

- R09/14-4 5. It was moved and seconded
That Items 6 through 24 with the removal of Item No. 15 – Application for Rezoning – Pacific Coastal Home Ltd., and Item No. 16 – Application for Rezoning – Biz Management Ltd, and with the substitution of Bylaw 8522 for Item No. 19 – Application for Rezoning Oris Development (River Drive) Corporation, be adopted by general consent.

CARRIED

6. COMMITTEE MINUTES

That the minutes of:

- (1) the Community Safety Committee meeting held on Tuesday, July 14, 2009;*
- (2) the General Purposes Committee meeting held on Monday, July 20, 2009 and the Special General Purposes Committee meeting held on Thursday, July 23, 2009;*
- (3) the Planning Committee meeting held on Tuesday, July 21, 2009;*
- (4) the Public Works & Transportation Committee meeting held on Wednesday, July 22, 2009; and*
- (5) the Council/Board Liaison Committee meeting held on Tuesday, July 7, 2009;*

be received for information.

ADOPTED ON CONSENT



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RES NO. ITEM

7. 2009/2010 RCMP ANNUAL PERFORMANCE PLAN – CITY PRIORITIES

(File Ref. No.: 01-0340-25-LCSA1) (REDMS No. 2652692)

That the City priorities identified in the staff report dated June 3, 2009 from the General Manager, Law & Community Safety be approved for inclusion in the Richmond Detachment 2009/2010 RCMP Annual Performance Plan.

ADOPTED ON CONSENT

8. ELECTRICAL & FIRE SAFETY INSPECTION PROGRAM

(File Ref. No.: 09-5140-01/2009-Vol 01 / 12-8060-20-8485) (REDMS No. 2641651, 2589653)

(1) That the Electrical & Fire Safety Inspection Program become an established program for the City of Richmond; and

(2) That the Property Maintenance and Repair (Grow-Op) Bylaw No. 7897, Amendment Bylaw No. 8485 (Attachment 1) be introduced and given first, second and third readings.

ADOPTED ON CONSENT

9. RICHMOND GRANT PROGRAM REVISIONS

(File Ref. No.: 03-1085-00) (REDMS No. 2655587, 2490748, 2643857)

That the revised Richmond Grant Program (Attachment 2 of the staff report dated June 17, 2009 from the General Manager, Planning and Development) be adopted.

ADOPTED ON CONSENT

10. 2010 OLYMPIC GAMES RELATED BUSINESS AND MAJOR PROJECTS ACHIEVEMENTS

(File Ref. No.: 11-7400-30-01) (REDMS No. 2667154, 2681715)

(1) That staff be directed to reformat this staff report and attached synopsis on 2010 Olympic Games Related Business and Major Projects Achievements to make it more suitable for publication and distribution for general community viewing;



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- (2) *That staff submit the reformatted version of this report for publication in the next City Page Section of the Richmond local newspapers in accordance with usual practice; and*
- (3) *That staff be directed to regularly update the information in this report, including a description of those who have contributed to the development of the Richmond Olympic Oval, and an outline of the Oval's Legacy value.*

ADOPTED ON CONSENT

11. METRO VANCOUVER COMMERCE (MVC) 2010 PARTNERSHIP INVESTMENT PROGRAM

(File Ref. No.: 08-4150-20-005/2009-Vol 01) (REDMS No. 2674507)

That Richmond's participation in the MVC 2010 Program be approved with funding of \$20,000 to come from the current Economic Development budget.

ADOPTED ON CONSENT

12. TICKET ALLOCATION FOR 2010 OLYMPIC GAMES

(File Ref. No.: 11-7400-30-01) (REDMS No. 2673996,2681661)

- A. (1) *That the General Manager, Olympic Business and Major Projects, be authorized to enter into a contract to sell 2010 Games tickets for a value of up to \$56,000 to the Richmond Chamber of Commerce for the purpose of supporting a Business to Business program as described in section 4(a) of the staff report dated June 20, 2009 from the Director, Legacy and Integration, Richmond Olympic Business Office entitled 'Ticket Allocation for 2010 Olympic Games';*
- (2) *That the General Manager, Olympic Business and Major Projects, be authorized to enter into a contract to sell 2010 Games tickets for a value of up to \$35,000 to Tourism Richmond for the purposes of supporting a Business to Business and a Richmond marketing program as described in section 4(b) of the staff report dated June 20, 2009 from the Director, Legacy and Integration, Richmond Olympic Business Office entitled 'Ticket Allocation for 2010 Olympic Games'; and*



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- (3) *That the General Manager, Olympic Business and Major Projects, be authorized to enter into a contract to sell 2010 Games tickets for a value of up to \$14,000 to the Richmond School Board or parent associations for the purposes described in section 5 of the staff report dated June 20, 2009 from the Director, Legacy and Integration, Richmond Olympic Business Office entitled 'Ticket Allocation for 2010 Olympic Games'.*

ADOPTED ON CONSENT

- B. *That, with regard to the allocation of 2010 Olympic Games tickets remaining after:*

- (i) *contracting with the Richmond Chamber of Commerce for tickets for a value of up to \$56,000;*
- (ii) *contracting with Tourism Richmond for tickets for a value of up to \$35,000; and*
- (iii) *contracting with the Richmond School Board or parent associations for a value of up to \$14,000,*

the matter of the allocation of tickets be referred back to staff for further information, analysis, review, and expansion on the staff report dated June 20, 2009, from the Director, Legacy and Integration, entitled "Ticket Allocation for 2010 Olympic Games", and including:

- (1) (a) *the use of tickets for fundraising purposes and what limitations there are for tickets used for fundraising purposes;*
- (b) *the means by which the City receives permission for the use of the tickets for fundraising purposes;*
- (c) *the types of organizations and the criteria through which fundraising organizations are chosen as recipients for tickets;*
- (d) *the process for distribution of fundraising tickets; and*
- (e) *the requirements associated with using tickets for fundraising purposes;*
- (2) (a) *the allotment of tickets for volunteers and the process for distribution of tickets for volunteers;*



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- (b) *whether it is effective to use other resources, in addition to Volunteer Richmond, for tickets for volunteers;*
 - (c) *the criteria through which volunteers are chosen as recipients for tickets;*
 - (d) *the process for distribution of tickets to volunteers; and*
 - (e) *the use of the Legacy Lounge for volunteers;*
- (3)
 - (a) *in addition to the Working Poor Fund, the choice of other groups as potential ticket recipients; and*
 - (b) *the criteria through which the Working Poor Fund ticket recipients are chosen;*
- (4)
 - (a) *the disbursement of tickets to Richmond private schools;*
 - (b) *the criteria, including the size of the student body, to discern which private schools may be recipients of tickets; and*
 - (c) *the process for distribution of tickets to Richmond private schools;*
- (5)
 - (a) *the process for distribution of tickets for use in the Legacy Lounge; and*
 - (b) *a list of guidelines for Council regarding how Councillors are to be involved in Legacy Lounge activities and the responsibilities associated with that involvement.*

ADOPTED ON CONSENT

- C. *That whereas the City of Richmond has the ability to donate tickets to Olympic events to a registered charity; and*
- That whereas the Richmond Centre for Disability is a registered charity and has expressed a desire to receive tickets; and*
- That whereas they would like to use those tickets for fundraising purposes; and*
- That whereas those tickets can only be used for fundraising purposes with VANOC's express permission on a case-by-case basis, it is recommended that:*



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- (1) *two tickets to a main/major Olympic event be donated to the Richmond Centre for Disability to be used for fundraising purposes;*
- (2) *staff be directed to contact VANOC as soon as possible to obtain VANOC's permission for the Richmond Centre for Disability to use the donated tickets as an auction or raffle item at their fundraising dinner on October 3, 2009;*
- (3) *staff work with the Richmond Centre on Disability to make any necessary presentations to VANOC in support of the above request.*
- (4) *staff report back to Council by mid-September, 2009 on the outcome of the request to VANOC.*
- (5) *staff clarify with VANOC how donated tickets may be utilized by registered charities.*
- (6) *staff consider assisting other groups in a similar manner.*

ADOPTED ON CONSENT

13. **APPLICATION BY SCIENCE OF SPIRITUALITY - ECOLOGY CENTRE FOR REZONING AT 11001 AND 11011 SHELL ROAD, 10700 STEVESTON HIGHWAY AND THE UNADDRESSED PARCEL G, PLAN 2870 FROM AGRICULTURAL DISTRICT (AG1) TO COMPREHENSIVE DEVELOPMENT DISTRICT (CD/207)**
(File Ref. No.: 12-8060-20-7992, RZ 05-301611) (REDMS No. 2659662, 2661703)

That Bylaw No. 7992, to create "Comprehensive Development District (CD/207)" and for the rezoning of 11001 and 11011 Shell Road, 10700 Steveston Highway and the unaddressed Parcel G, Plan 2870 from "Agricultural District (AG1)" to "Comprehensive Development District (CD/207)", be introduced and given first reading.

ADOPTED ON CONSENT



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14. **APPLICATION BY JUDE AND LILLIAN REMEDIOS FOR REZONING AT 4440 NO. 4 ROAD FROM SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA F (R1/F) AND 4433 FISHER DRIVE FROM SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA B (R1/B) TO SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA C (R1/C)**

(File Ref. No.: 12-8060-20-8448, RZ 08 - 442356) (REDMS No. 2664771, 2523869, 2573726)

That Bylaw No. 8448, for the rezoning of 4440 No. 4 Road from “Single-Family Housing District, Subdivision Area F (R1/F)” and 4433 Fisher Drive from “Single-Family Housing District, Subdivision Area B (R1/B)” to “Single-Family Housing District, Subdivision Area C (R1/C)”, be introduced and given first reading.

ADOPTED ON CONSENT

15. **APPLICATION BY PACIFIC COASTAL HOMES LTD. FOR REZONING AT 4311 GARRY STREET FROM SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA E (R1/E) TO SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA A (R1/A)**

(File Ref. No.: 12-8060-20-8508, RZ 09 - 461562) (REDMS No. 2658052, 822951, 2660511)

Please see page 15 for action taken on this matter.

16. **APPLICATION BY BIZ MANAGEMENT LTD. FOR REZONING AT 4900 GARRY STREET FROM SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA E (R1/E) TO SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA A (R1/A)**

(File Ref. No.: 12-8060-20, RZ 09 - 465180) (REDMS No. 2658054, 822951, 2660912)

Please see page 16 for action taken on this matter.

17. **APPLICATION BY AM-PRI CONSTRUCTION LTD. FOR REZONING AT 5580, 5600 AND 5620 MONCTON STREET FROM SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA E (R1/E) TO TOWNHOUSE DISTRICT (R2 – 0.6D)**

(File Ref. No.: 12-8060-20-8515, RZ 08 - 425926) (REDMS No. 2661264, 2253785, 2661284)

That Bylaw No. 8515, for the rezoning of 5580, 5600 and 5620 Moncton Street from “Single-Family Housing District, Subdivision Area E (R1/E)” to “Townhouse District (R2 – 0.6D)”, be introduced and given first reading.

ADOPTED ON CONSENT



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18. APPLICATION BY MINGLIAN HOLDINGS LTD. FOR REZONING AT 7500 ALDERBRIDGE WAY FROM LIMITED INDUSTRIAL RETAIL DISTRICT (I4) TO COMPREHENSIVE DEVELOPMENT DISTRICT (CD/208)

(File Ref. No.: 12-8060-20-8516/8517, RZ 07-402059) (REDMS No. 2545186, 2666140, 2607752)

- (1) That Bylaw No. 8516, to amend the land use designation of 7500 Alderbridge Way from “Urban Centre T5” to “Urban Centre T6” in the Generalized Land Use Map (2031) and Specific Land Use Map: Lansdowne Village (2031) in Schedule 2.10 (City Centre Area Plan) of Official Community Plan Bylaw (OCP) No. 7100 as being amended by OCP Amendment Bylaw 8383, be introduced and given first reading.*
- (2) That Bylaw No. 8516, having been considered in conjunction with:
 - (a) the City’s Financial Plan and Capital Program; and*
 - (b) the Greater Vancouver Regional District Solid Waste and Liquid Waste Management Plans;*is hereby deemed to be consistent with said program and plans, in accordance with Section 882(3)(a) of the Local Government Act.*
- (3) That Bylaw No. 8516, having been considered in accordance with the Official Community Plan Bylaw Preparation Consultation Policy 5043, is hereby deemed not to require further formal consultation.*
- (4) That Bylaw No. 8517, to create “Comprehensive Development District (CD/208)”, and for the rezoning of 7500 Alderbridge Way from “Limited Industrial Retail District (I4)” to “Comprehensive Development District (CD/208)”, be introduced and given first reading.*

ADOPTED ON CONSENT



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19. **APPLICATION BY ORIS DEVELOPMENT (RIVER DRIVE) CORPORATION FOR REZONING AT 1880 NO. 4 ROAD AND 10071, 10091, 10111, 10131, 10151, 10311 RIVER DRIVE FROM “INDUSTRIAL STORAGE DISTRICT (I5)” TO “COMPREHENSIVE DEVELOPMENT DISTRICT (CD/209)”**

(File Ref. No.: 12-8060-20-8521/8522, RZ 07 - 380169) (REDMS No. 2657757, 2681493, 2668984, 2670901, 2669312, 2670456, 2668520, 2668511)

- (1) *That Bylaw No. 8521, to redesignate the area defined by River Drive, No. 4 Road, the North Arm of the Fraser River and Shell Road:*

- (a) *from “Neighbourhood Residential” to “Mixed Use” in Attachment 1 to Schedule 1 of Official Community Plan Bylaw No. 7100 (Generalized Land Use Map);*
- (b) *to redesignate from “Residential (Townhouse)” to “Residential Mixed Use (Maximum six-storey and 1.45 FAR)” and “Potential Park Site” the area bound by River Drive, No. 4 Road, the North Arm of the Fraser River and Shell Road in the Bridgeport Land Use Map in Schedule 2.12 of the Official Community Plan Bylaw No. 7100 (Bridgeport Area Plan) and replace Policy 3.1(b); and*
- (c) *to redesignate from “Residential (Townhouse)” to “Residential Mixed Use (Maximum six-storey and 1.45 FAR)” and “Potential Park Site” the area bound by River Drive, No. 4 Road, the North Arm of the Fraser River and Shell Road in the Bridgeport Land Use Map in Schedule 2.12 of the Official Community Plan Bylaw No. 7100 (Bridgeport Area Plan) and replace Policy 3.1(b) as being amended by OCP Amendment Bylaw No. 8382,*

be introduced and given first reading;

- (2) *That Bylaw No. 8521, having been considered in conjunction with:*

- (a) *the City’s Financial Plan and Capital Program; and*
- (b) *the Greater Vancouver Regional District Solid Waste and Liquid Waste Management Plans;*

is hereby deemed to be consistent with said program and plans, in accordance with Section 882(3)(a) of the Local Government Act.



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- (3) *That Bylaw No. 8521, having been considered in accordance with OCP Bylaw Preparation Consultation Policy 5043, is hereby deemed not to require further consultation;*
- (4) *That Bylaw No. 8522, to create "Comprehensive Development District (CD/209)" and for the rezoning of 1880 No. 4 Road and 10071, 10091, 10111, 10131, 10151, 10311 River Drive from "Industrial Storage District (I5)" to "Comprehensive Development District (CD/209)" and "School & Public Use District (SPU)", be introduced and given First Reading; and*
- (5) *That staff be directed to take the required steps to redesignate FREMP Management Unit V-17.4 and a portion of Unit V-17.5 under the FREMP-Richmond Area Designation Agreement from "Ilc" to "Rlc".*

ADOPTED ON CONSENT

20. **PROPOSAL TO REPEAL STEVESTON VILLAGE HERITAGE CONTROL PERIOD BYLAW NO. 8401**

(File Ref. No.: 12-8060-20-8401, 12-8060-20-8520) (REDMS No. 2664685, 2463105, 2669686)

That Steveston Village Heritage Control Period Repeal Bylaw No. 8520 be introduced and given first, second and third readings.

ADOPTED ON CONSENT

21. **FLOOD PLAIN DESIGNATION AND PROTECTION BYLAW 8204, AMENDMENT BYLAW 8468**

(File Ref. No.: 12-8060-20-8468) (REDMS No. 2549011, 2548976)

That:

- (1) *Flood Plain Designation and Protection Bylaw 8204 Amendment Bylaw 8468 be introduced and given first, second and third reading; and*
- (2) *staff bring forward an amendment to the Zoning and Development Bylaw 5300 concurrent with final adoption of Flood Plain Designation and Protection Bylaw 8204 Amendment Bylaw 8468.*

ADOPTED ON CONSENT



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**22. MUNICIPAL ACCESS AGREEMENT WITH NOVUS
 ENTERTAINMENT INC.**

(File Ref. No.: 03-1000-21-007) (REDMS No. 2604606)

That the General Manager, Engineering & Public Works be authorized to negotiate, enter into and execute a Municipal Access Agreement between the City of Richmond and Novus Entertainment Inc.

ADOPTED ON CONSENT

23. CONTRACT T.3567 - NO. 2 ROAD BRIDGE PAINTING

(File Ref. No.: 03-1000-20-T.3567) (REDMS No. 2549011, 2681872, 2666958)

That:

- (1) Contract T.3567, No. 2 Road Bridge Painting, be awarded to Nor Lag Coatings Ltd. at the tendered amount of \$626,463.60; and*
- (2) the source of funds be the Major Road Network Operating, Maintenance and Rehabilitation Provisional Account.*

ADOPTED ON CONSENT

24. LOCAL CHANNEL DREDGING

(File Ref. No.: 10-6150-04/2009-Vol 01) (REDMS No. 2663749, 2681885)

- (1) That City staff work in partnership with Port Metro Vancouver, Steveston Harbour Authority, the Ladner Sediment Group, the Shelter Island Group, and any other interested groups to seek funding from the Provincial and federal government for the dredging and long term capital and maintenance of local channels as outlined in attachment 1;*
- (2) That the attached report from the Director of Parks and Public Works Operations entitled "Local Channel Dredging" dated June 29 2009, be sent to Metro Vancouver board, the Fraser Basin Council, the Lower Mainland Local Government Association, Members of Parliament, Members of the Legislative Assembly, Vancouver International Airport, and the Department of Fisheries and Oceans Canada for information; and*



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- (3) *That local federal and provincial representatives be advised as to the change in support and consequent reduction of funding available for dredging in the Fraser River and the implications to local Maritime users.*

ADOPTED ON CONSENT

CONSIDERATION OF MATTERS REMOVED FROM THE
CONSENT AGENDA

In accordance with Section 100 of the Community Charter, Councillor Linda Barnes declared herself to be in a potential conflict of interest as she resides near the subject properties of Items No. 15 and 16, and left the meeting (8:18 p.m.).

15. **APPLICATION BY PACIFIC COASTAL HOMES LTD. FOR REZONING AT 4311 GARRY STREET FROM SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA E (R1/E) TO SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA A (R1/A)**
(File Ref. No.: 12-8060-20-8508, RZ 09 - 461562) (REDMS No. 2658052, 822951, 2660511)

R09/14-5

It was moved and seconded

That Bylaw No. 8508, for the rezoning of 4311 Garry Street from “Single-Family Housing District, Subdivision Area E (R1/E)” to “Single-Family Housing District, Subdivision Area A (R1/A)”, be introduced and given first reading.

CARRIED



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16. **APPLICATION BY BIZ MANAGEMENT LTD. FOR REZONING AT 4900 GARRY STREET FROM SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA E (R1/E) TO SINGLE-FAMILY HOUSING DISTRICT, SUBDIVISION AREA A (R1/A)**
(File Ref. No.: 12-8060-20, RZ 09 - 465180) (REDMS No. 2658054, 822951, 2660912)

R09/14-6

It was moved and seconded

That Bylaw No. 8509, for the rezoning of 4900 Garry Street from “Single-Family Housing District, Subdivision Area E (R1/E)” to “Single-Family Housing District, Subdivision Area A (R1/A)”, be introduced and given first reading.

CARRIED

Councillor Linda Barnes re-entered the meeting at 8:20 p.m..

GENERAL PURPOSES COMMITTEE –

Mayor Malcolm D. Brodie, Chair

25. **CANADA LINE INFORMATION & ADVERTISING DISPLAYS IMPLEMENTATION**

(File Ref. No.: 01-0190-08) (REDMS No. 2667847, 2681705)

R09/14-7

It was moved and seconded

That:

- (1) staff be directed to implement a program of Canada Line information and advertising displays as outlined in the attached report; and***
- (2) the General Manager of Business & Financial Services be authorized to execute the agreements in relation to the approved program.***

The question on Resolution No. R09/14-7 was not called, as discussion ensued and the following **referral** was introduced:



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R09/14-8 It was moved and seconded
That staff investigate alternative locations for the elevated LED advertising displays along the Canada Line in Richmond.

CARRIED

OPPOSED: Cllrs. E. Halsey-Brandt
S. Halsey-Brandt
Steves

26. **2010 GAMES CITY OLYMPIC HOSTING AND PROTOCOL PROGRAM**

(File Ref. No.: 11-7400-30-01, XR: 01-0450-03) (REDMS No. 2670909, 2681664)

R09/14-9 It was moved and seconded

(1) *That the 2010 Games City Olympic Hosting and Protocol Program as outlined in the staff report dated June 23, 2009 from the Manager, Community Relations and Protocol be endorsed; and*

(2) *That the \$250,000, considered for appropriation from the City's 2008 Surplus Account for the City Olympic Hosting and Protocol Program, be retained in the City's 2008 Surplus Account.*

The question on Resolution No. R09/14-9 was not called, as a request was made to vote on each part separately.

The question on Part (1) of Resolution No. R09/14-9, was then called, and it was **CARRIED**.

The question on Part (2) of Resolution No. R09/14-9 was then called, and it was **CARRIED** with Cllrs. Barnes, E. Halsey-Brandt, and S. Halsey-Brandt opposed.

PUBLIC WORKS & TRANSPORTATION COMMITTEE –
Councillor Linda Barnes, Chair

27. **NELSON ROAD-HIGHWAY 91 INTERCHANGE - PROPOSED CITY OF RICHMOND CONTRIBUTION**

(File Ref. No.: 01-0150-20-THIG1) (REDMS No. 2619804, 2681883)



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R09/14-10

It was moved and seconded

- (1) *That the proposed contribution of \$3 million by the City of Richmond to support the implementation of the Nelson Road-Highway 91 Interchange, as described in Option 1 of the staff report dated July 9, 2009 from the Director, Transportation, be approved provided that:*
- (a) *the latest design concept of the proposed Nelson Road interchange be revised to reflect the original concept developed by the City in order to eliminate or minimize the impacts on adjacent farmland;*
 - (b) *any additional cost savings in land acquisition from the current estimate of \$6.3 million be credited back to the City proportionally among all land funding partners; and*
 - (c) *the City seeks the approval of TransLink to introduce restriction of use by large trucks on Westminster Highway between Nelson Road and No. 6 Road for implementation upon completion of the Nelson Road Interchange and report back on the outcome of the request.*
 - (d) *the payment of in lieu of taxes for the Fraser Port Lands for 2008/2009 be paid;*
- (2) *That staff be directed to discuss with Port Metro Vancouver the payments in lieu of taxes for their lands and report back.*

The question on Resolution No. R09/14-10 was not called, as a request was made to vote on each part separately.

The question on Part (1) of Resolution No. R09/14-10, was then called, and it was **DEFEATED** with Cllrs. Barnes, Dang, E. Halsey-Brandt, G. Halsey-Brandt, S. Halsey-Brandt, Johnston, and Steves opposed.

The question on Part (2) of Resolution No. R09/14-10 was then called, and it was **CARRIED**.



Regular Council Meeting

Monday, July 27, 2009

RES NO. ITEM

PUBLIC DELEGATIONS ON NON-AGENDA ITEMS

- R09/14-11 28. It was moved and seconded
That Council resolve into Committee of the Whole to hear delegations on non-agenda items (8:55 p.m.).

CARRIED

Norman Wigglesworth, 5540 No. 1 Road, expressed his disapproval of the salary earned by George Duncan, Chief Administrative Officer, as well as City Councillors' expenses, retirement gifts and pensions which he believed should be spent elsewhere. Mr. Wigglesworth stated that an ombudsman should double check all expenses incurred by Councillors. In conclusion he suggested that Mr. Duncan should take a 5% cut in salary.

- R09/14-12 29. It was moved and seconded
That Committee rise and report (9:01 p.m.).

CARRIED

PUBLIC ANNOUNCEMENTS AND EVENTS

Mayor Brodie announced that Andrea Forbes had been appointed to the Richmond Heritage Commission until December 31, 2010.

BYLAWS FOR ADOPTION

- R09/14-13 It was moved and seconded
That the following bylaws be adopted:
Zoning & Development Bylaw No. 5300, Amendment Bylaw No. 7907 (5420 Granville Avenue, RZ 04-270312)
Road Closure and Removal of Road Dedication (Portion of Bayview Street) Bylaw No. 8283



Regular Council Meeting

Monday, July 27, 2009

RES NO. ITEM

*Zoning & Development Bylaw No. 5300, Amendment Bylaw No. 8410
(10320 Williams Road, RZ 08-409188)*

*Zoning & Development Bylaw No. 5300, Amendment Bylaw No. 8476
(5151 and 5171 Merganser Drive, RZ 08-447003)*

CARRIED

DEVELOPMENT PERMIT PANEL

R09/14-14 30. It was moved and seconded

(1) That the minutes of the Development Permit Panel meeting held on Wednesday, July 15, 2009, and the Chair's report for the Development Permit Panel meetings held on Wednesday, May 27, 2009, and Wednesday, July 15, 2009 be received for information.

(2) That the recommendations of the Panel to authorize the issuance of Development Permits for properties at:

(a) 7820 Williams Road (DP 09-464198); and

(b) 4020 & 4300 Bayview Street (DP 08-414809)

be endorsed, and the Permits so issued.

CARRIED

ADJOURNMENT

R09/14-15 It was moved and seconded

That the meeting adjourn (9:17 p.m.).

CARRIED



Regular Council Meeting

Monday, July 27, 2009

RES NO. ITEM

Certified a true and correct copy of the
Minutes of the Regular Meeting of the
Council of the City of Richmond held on
Monday, July 27, 2009.

Mayor (Malcolm D. Brodie)

Acting Corporate Officer (Gail Johnson)

SCHEDULE 1 TO THE MINUTES
OF THE REGULAR MEETING OF
COUNCIL HELD ON
MONDAY, JULY 27, 2009

Hello again, everybody,

On my last appearance in front of this microphone, I presented a 2 pager on issues that I have with the EFSI program. Now, I see that the same parties are back, trying to ram approval through and hoping no one notices nor can afford to take the time to come down here and openly argue for their rights. Tonight, we're up to three pages.

In April, 5 of the points I made were addressed and the program was sent back for revision and improvement.

And that's what I had hoped to see, short of their decision to abandon the program altogether.

First of all, I'd like to respond to their assertion that 93kW*H per day is "abnormally high" and is an indicator that the electrical system integrity of the residence may be compromised, resulting in potentially serious hazards and property loss.

I'd like to use my own house as an example of how ludicrous that assertion really is.

My 30 year old house is just less than 1850 sq.ft. Only 2/3 of my electrical panel is populated with breakers, with the same range of amperages as anyone's - a slough of 15 Amp slots with a smattering of 30's and a pair of 40's. They're for the same things in your house:

Oven/Range - Washer - Dryer - Heating

If I turn enough appliances and lights on to load each breaker to 2/3 of its rated capacity, and run them for 4 hours, turning everything OFF for the other 20 hours of the day, the total power will be slightly more than 120kW*h.

The truth is that there's nothing hazardous nor abnormally high about it.

The second issue identified has to do with accountability to the public for damages, including from wrongful inspection. This issue was given just over a dozen words' worth of consideration, in the form of the 7th bulleted point in a list of procedural changes. But, conversely to recover the city's costs, there are schedule after schedule after fee after fee for every staff hour spent. This shows a complete lack of interest in answering to the public for the damages of wrongful action. The way it's worded, to me, also suggests that the city is free to completely disregard claims for damages, citing procedural permissibility in the By-law.

I still see no way to recover the costs of lost time. I assume that these inspections take place during business hours.

The third point has to do with those aforementioned procedural issues. Here I saw a change for the worse. Changing the wording on the sticker posting so as to exclude the use of nefarious terms makes no difference to public perception of the sticker while displayed on a front door.

I spoke of how rarely I take an out of town vacation for less than 48 hours. And now there is direction in the document to shorten that to 24. That is the stuff that calamity is made of. And I've read that those are quite costly in the staff hours department.

This shows a complete lack of response to the direction of this council made in April.

Point 4 has to do with the role of the RCMP. Although they don't spell it right in the June revision, it reads that the officer is still to remain off property with the front door of the property within his site.

This means that the officer is still directly involved in the inspection. And neighbours can see this.

This is against the ruling of the court in the case of Arkinstall, plaintiff against the City of Surrey, where it was ruled that warrantless searches by police were not justified even for peacekeeping purposes.

The judge held that warrantless police entry on to private property as part of an inspection is contrary to Section 8 of the Canadian Charter of Rights and Freedoms.

Even if the car is across the street, the owner of that house's reputation in that community is irreparably changed. It confounds me how this council appears so ready to swallow all of this and toss our rights away without a second thought.

I was completely underwhelmed this time around by the Fire Chief's resorting to insertion of a 3 page deluge of irrelevant propaganda and incomplete statistics around organized crime in general.

I thought this program was themed on safety. Those paragraphs are completely inappropriate.

Those insertions were included in the revision so as to put a dirty enough picture in our collective minds in order to make what's really going on here seem OK and reasonable. I can assure you it is neither.

I read third party assertions that state that how other criminal activity is attracted by the simple presence of grow ops.

Based on the facts at hand, I beg to differ. Surrey has since made great victorious claims about their program's success. In their first year of operation, more than 230 houses were wrongfully inspected. 7 day repair notices were only issued 16% of the time. That doesn't sound very successful.

Surrey claims that other crime is significantly reduced since the inception of the program. Well, I have May's report right here. It doesn't look that way at all to me.

I count just over 210 cars stolen and around 150 occasions of breaking and entering, just for that one month.

The revised report also cites the need for an officer in pointing out that a firearm was found on one inspection. One. In two years. Over 200 cases. One. I'm thinking that, in today's Richmond, if you searched a truly random spread of 200 houses, you'd probably come up with far more than one firearm. Finding a single firearm in one case of a group of over 200 cases is less than negligible.

Like I said, scare. Dirty picture. Take your mind off the relevant.

Point 5 calls for provisions for voluntary disclosure of high energy consumption. Instead, what was included was another single sentence about arrangement of voluntary inspection, not disclosure.

I'll say again, I have no interest in walking an electrical inspector past my original creations in testing. I don't think the City has the budget for the lawsuit that my employers would rightfully wage.

In Coquitlam, the Court found a "serious issue to be tried" with respect to a municipal bylaw that

authorizes entry into private property without judicial authorization.

The Court also ruled that data from BC Hydro relied on to justify this inspection was outdated and did not provide reasonable grounds for search.

This revision asserts that the grow op problem is widespread and responsible for considerable fire loss.

In Surrey, do you know what is the single cause for approximately 70% of their residential fires?
Cooking related fires in the kitchen.

I'd also like to address the assertions made in the revised document about the program's financial viability. Firstly, it's public knowledge that this city is already spending more than \$630,000 per year on drug control. Surely that's enough money already.

The figures in this very document show that the EFSI program became a bigger money loser, from 54% to 87% of the time, in its first two years.

Yet, in the same document the opposite assertion is made - that this is a financially viable program, as made in the prediction of at least 8 successful inspections in the coming year when, in '08, you only had 6.

One thing is for certain – that organized criminals get craftier and more resourceful as time goes by and as necessity dictates.

Even the Richmond Deputy Chief has advised this council that the decline in positive inspections in the subsequent year was caused by factors such as stolen hydro and the increased use of generators. It means that the organized ones have learned to either steal power (which is far more dangerous and higher risk than a potentially inadequate wiring situation) or they simply use less grid power and don't make the list.

I was shocked to find in the minutes that, of the 5 of you listed as present at the Safety Committee meeting last week, none raised any of these issues before voting.

To completely disregard everything that I've said here, according to Section 24 of the Canadian Charter of Rights and Freedoms, would clearly bring local administration of justice into glaring disrepute.

Please, I can't be more clear – come to your senses and get off the band wagon. This occasionally unintelligible document makes no sense; it contravenes current rulings, plural, made in local courts, it offers nearly zero accountability for the errors committed against the public nor the resultant costs, it puts a negative spin on the truth and obscures the real issues, it makes unestablished allegations of association, and it violates our Charter rights.

I can't believe that, in the presence of all of these intelligent and conscientious minds, I have to come here and point all of this out, much less twice.

Again, thank you all for your time and rational consideration.



2009/05/01

SURREY CRIME MAP - MAY 2009

SURREY RCMP

