



## **Regular Council Meeting**

**Monday, January 25, 2010**

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 Bill McNulty  
Councillor Harold Steves

Director, City Clerk's Office – David Weber

Absent: Councillor Ken Johnston

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

RES NO. ITEM

### **MINUTES**

- R10/2-1 1. It was moved and seconded  
*That:*
- (1) *the minutes of the Regular Council Meeting held on Monday, January 11, 2010,*
  - (2) *the minutes of the Special Council Meeting held on Monday, January 18, 2010, and*
  - (3) *the minutes of the Regular Council Meeting for Public Hearings held on Monday, January 18, 2010,*



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*each be adopted as circulated.*

**CARRIED**

**AGENDA ADDITIONS & DELETIONS**

R10/2-1

It was moved and seconded

*That the "Vancouver Coastal Health Services Agreement" recommendation be added to the Council Agenda as Item No. 12A and that Item 19 "Reconsideration of Defeated Motions Regarding the 2010 Operating Budget and 5 Year Financial Plan (2010-2014)" be removed from the Council Agenda as the motion was withdrawn.*

**CARRIED**

**PRESENTATION**

With the aid of a PowerPoint presentation, E. Michael O'Brien, Chair of the Board of Directors, Gateway Theatre, highlighted that Gateway Theatre is celebrating its 25<sup>th</sup> anniversary and has launched a "\$25 for Twenty-five" donation campaign. He spoke of the Theatre's main stage and studio series and remarked that despite the economic downturn, there were increased single ticket sales and over 2,200 Theatre subscribers. This increase has significantly reduced the previous year's deficit.

Mr. O'Brien commented that the Theatre was utilized 921 times, with 41 professional and community group rentals. He noted that the Theatre remains a community facility, and that there are 36 groups waiting to use it. Also, he reviewed several community outreach and mentorship programs, such as the RBC Outreach program, and the Pacific Piano Competition satellite program.

Mr. O'Brien thanked Council for its support and emphasized that the Theatre's success could not have been achieved without the help of its 160 volunteers.



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In response to queries from Council, Simon Johnston, Artistic and Executive Director, Gateway Theatre, advised that (i) the Theatre has experience donation and sponsorship hardship, in addition it is facing severe grant cuts; (ii) grant cuts will unfortunately result in less programming; and (iii) the Theatre is looking to increase box office revenues, while spending less.

Mr. Johnston stated that this year marks the Theatre’s 25<sup>th</sup> anniversary. He noted that the “\$25 for Twenty-five” donation campaign asks that the community ‘usher’ the Theatre into the next 25 years with a \$25 donation. Also, Mr. Johnston spoke of the opportunity to dedicate a Theatre seat and commented of the Theatre’s Endowment Fund.

**COMMITTEE OF THE WHOLE**

- R10/2-2    2.    It was moved and seconded  
*That Council resolve into Committee of the Whole to hear delegations on agenda items (7:34 p.m.).*

**CARRIED**

- 3.    Delegations from the floor on Agenda items.

Item No. 10 – Resolution on Community Cable Channel

Peter Mitchell, 6271 Nanika Crescent, advised that he has not been able to view live City Council meetings on the community channel. He questioned whether City Council meetings are not televised in his neighbourhood or are not available due to the digital cable box. Mr. Mitchell noted that he would contact his cable provider.

Item No. 7 – Parking Program

Mr. Mitchell, member of the Parking Advisory Committee, stated that none of the proposed changes had come through the Committee. Mr. Mitchell spoke of potential revenue the proposed changes could generate, and was of the opinion that the costs will be borne by City Centre residents and businesses.

- R10/2-3    4.    It was moved and seconded  
*That Committee rise and report (7:37 p.m.).*

**CARRIED**



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**CONSENT AGENDA**

- R10/2-4    5.    It was moved and seconded  
*That Items 6 through 17 be adopted by general consent.*

**CARRIED**

**6.    COMMITTEE MINUTES**

*That the minutes of:*

- (1)    the Community Safety Committee meeting held on Tuesday, January 12, 2010;*
- (2)    the Finance Committee meeting held on Monday, January 11, 2010;*
- (3)    the General Purposes Committee meeting held on Monday, January 18, 2010;*
- (4)    the Planning Committee meeting held on Tuesday, January 19, 2010;*
- (5)    the Public Works & Transportation Committee meeting held on Wednesday, January 20, 2010;*

*be received for information.*

**ADOPTED ON CONSENT**

**7.    PARKING PROGRAM**

(File Ref. No.: 12-8060-02-01; 12-8060-20-8572/8573/8570/8571) (REDMS No. 2786884, 2786613, 2786701, 2786712, 2785694, 2785721, 2785691, 2786075, 2800967)

*That each of the following bylaws, as attached to the memo from the Manager, Community Bylaws dated January 14, 2010, be introduced and given first, second and third readings:*

- (1)    Traffic Bylaw No. 5870, Amendment Bylaw No. 8572;*
- (2)    Parking (Off-Street) Regulation Bylaw No. 7403, Amendment Bylaw No. 8573;*
- (3)    Commercial Vehicle Licencing Bylaw No. 4716, Amendment Bylaw No. 8570; and*



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- (4) *Notice of Bylaw Violation Dispute Adjudication Bylaw No. 8122, Amendment Bylaw No. 8571.*

**ADOPTED ON CONSENT**

**8. 2010 CITY GRANT PROGRAM**

(File Ref. No.: 03-1085-01) (REDMS No. 2786251, 2695047, 2784587)

*That, as per the staff report from the General Manager, Community Services, dated January 6, 2009, the 2010 City Grants be allocated as follows (see Attachment 2):*

- (a) *The organizations in the Health, Social and Safety Services category be awarded the recommended grant amounts and cheques disbursed for a total of \$433,550; and*
- (b) *The organizations in the Cultural and Community Events category be awarded the recommended grant amounts and cheques disbursed for a total of \$82,450, and that the Community Arts Council be awarded \$2,000 from the 2010 City Grant Program.*

**ADOPTED ON CONSENT**

**9. ENHANCED SUSTAINABILITY INITIATIVE – PROPOSED CORPORATE SUSTAINABILITY FRAMEWORK**

(File Ref. No.: 01-0370-01/2009-Vol 01) (REDMS No. 2794511)

*That the Corporate Sustainability Framework as presented in the staff report dated January 4, 2010 from the General Manager, Community Services, be adopted.*

**ADOPTED ON CONSENT**

**10. RESOLUTION ON COMMUNITY CABLE CHANNEL**

(File Ref. No.: 01-0157-20-BDIR) (REDMS No. 2797368)

- (1) *That the submission by Metro Vancouver to the Canadian Radio-Television Commission (CRTC) on the community channel hearing be endorsed through the following resolution:*

*“THAT WHEREAS the community channel is of vital importance to local government for communicating with residents:*



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*AND WHEREAS, the community channel fosters public discourse and helps build a civil society;*

*AND WHEREAS, engaging citizens is a part of forming a sustainable community;*

*AND WHEREAS, the Community Channel is not just a cornerstone of the Canadian broadcasting system; the community channels adds to the fabric of a democratic society;*

*AND WHEREAS, the principles laid out in the Broadcast Act and subsequent policies which envision a community channel that involves the community in the community channel production with citizen participation supported by training programs, and community advisory boards that encourage a balance of different views and reflect the cross-cultural expression of the community and provides opportunities for feedback from viewers, should continue to stand as the foundation of the community channel;*

*THEREFORE, be it resolved that the City Council of Richmond, British Columbia endorses Metro Vancouver's submission to the Canadian Radio-Television Commission (CRTC) on the community channel hearing."*

- (2) *That the resolution be forwarded to the Metro Vancouver for inclusion in its submission to the CRTC.*

**ADOPTED ON CONSENT**

**11. 2009 ANNUAL REPORT/2010 WORK PROGRAM: RICHMOND COMMUNITY SERVICES ADVISORY COMMITTEE**

(File Ref. No.: 01-0100-20-RCSA1-01) (REDMS No. 2788517, 2796554)

*That the 2009 Annual Report and 2010 Work Program/Budget: Richmond Community Services Advisory Committee be approved as put forward in the staff report dated January 6, 2010 from the General Manager, Community Services.*

**ADOPTED ON CONSENT**



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12. **HOUSING AGREEMENT BYLAW NO. 8540 TO PERMIT THE CITY TO ENTER INTO A HOUSING AGREEMENT TO SECURE AFFORDABLE HOUSING UNITS – 8600 PARK ROAD**

(File Ref. No.: 12-8060-20-8540 Xr: 06-2280-30-022, RZ 07-397063) (REDMS No. 2777226 v2, 2777270 v2, 2756835 v7)

*That Bylaw No. 8540 be introduced and given first, second and third readings to permit the City, once Bylaw No. 8540 is adopted, to enter into a Housing Agreement substantially in the form attached hereto, in accordance with the requirements of s. 905 of the Local Government Act to secure the Affordable Housing Units required by Rezoning application 07-397063 and the associated Bylaw No. 8439.*

**ADOPTED ON CONSENT**

12A. **VANCOUVER COASTAL HEALTH SERVICES AGREEMENT**

(File Ref. No.: 10-6125-01) (REDMS No. 2749903, 2750934)

*That the General Manager of Engineering & Public Works be authorized to enter into a modification of the City's existing public health protection services agreement with Richmond Health Services, to include the following terms:*

- (a) the responsibilities, duties and services as outlined in Option 1 of the staff report dated January 13, 2010 from the Managers of Fleet/Environmental Programs and Community Bylaws;*
- (b) an annual cost of \$209,000 effective January 1, 2010;*
- (c) City provided storage for items relating to mosquito control services; and*
- (d) provisions relating to media protocols, updated terminology and general language clarifications.*

**ADOPTED ON CONSENT**

13. **VANCOUVER AIRPORT FUEL DELIVERY PROJECT PROPOSAL UPDATE**

(File Ref. No.: 10-6600-06-01) (REDMS No. 2795227)

- (1) That staff continue to provide input on the review process for a new jet fuel line in Richmond; and*



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- (2) *That the Vancouver Airport Fuel Facilities Corporation (VAFFC) be requested to provide immediate direct notification to landowners adjacent to potential jet fuel line routes.*

**ADOPTED ON CONSENT**

**14. FLOOD PLAIN DESIGNATION AND PROTECTION BYLAW 8204, AMENDMENT BYLAW 8567**

(File Ref. No.: 12-8060-20-8567) (REDMS No. 2773981, 2776146 v7)

*That Flood Plain Designation and Protection Bylaw 8204 Amendment Bylaw 8567 be introduced and given first, second and third reading.*

**ADOPTED ON CONSENT**

**15. RICHMOND COMMUNITY CYCLING COMMITTEE – PROPOSED 2010 INITIATIVES**

(File Ref. No.: 01-0100-20-RCYC1) (REDMS No. 2774715)

*That the proposed 2010 initiatives of the Richmond Community Cycling Committee regarding cycling-related engineering and education activities, as described in the staff report, dated December 23, 2009, from the Director, Transportation, be endorsed.*

**ADOPTED ON CONSENT**

**16. TRAFFIC SAFETY ADVISORY COMMITTEE – PROPOSED 2010 INITIATIVES**

(File Ref. No.: 01-0100-20-TSAD1-01) (REDMS No. 2774713)

**That:**

- (1) *the proposed 2010 initiatives for the Traffic Safety Advisory Committee, as outlined in the staff report, dated December 23, 2009, from the Director, Transportation, be endorsed.*
- (2) *a copy of the staff report, dated December 23, 2009, entitled “Traffic Safety Advisory Committee – Proposed 2010 Initiatives, from the Director, Transportation, be forwarded to the Richmond Council-School Board Liaison Committee for information.*

**ADOPTED ON CONSENT**





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17. **TRANSLINK SERVICE TO SEA ISLAND**

(File Ref. No.: 01-6480-03-01) (REDMS No. 2796169)

- (1) *communicate by letter with TransLink to express the discontent of the merchants and residents of Sea Island, with regard to current bus service on Sea Island; and*
- (2) *request of Translink that dialogue take place between TransLink and the merchants and residents of Sea Island with regard to current bus service on Sea Island.*

ADOPTED ON CONSENT

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CONSIDERATION OF MATTERS REMOVED FROM THE CONSENT AGENDA

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GENERAL PURPOSES COMMITTEE –

Mayor Malcolm D. Brodie, Chair

18. **TEMPORARY REQUEST FOR EXTENDED HOURS OF SERVICE FOR LIQUOR PRIMARY LICENCE – LANSDOWNE LUMBER MARKETING LTD., DOING BUSINESS AS JP MALONES NEIGHBOURHOOD PUB**

(File Ref. No.: 12-8275-30-001/2009-Vol 01) (REDMS No. 2790044)

R10/2-5

It was moved and seconded

*That the City provide an “objection” comment to LCLB on the Temporary Change to a Liquor Licence from JP Malones Neighbourhood Pub.*

The question on Resolution R10/2-5 was not called as representatives of JP Malones Neighbourhood Pub came forward to address Council. As a result of the delegation coming forward,

R10/2-6

It was moved and seconded

*That Council resolve into Committee of the Whole to hear delegations on Item No. 18 (8:28 p.m.).*

CARRIED



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RES NO.    ITEM

Nery Santos, Accountant, accompanied by Rick Velardo, Entertainment Manager, JP Malones Neighbourhood Pub, distributed material related to the Pub's charitable work and 2010 Olympic Winter Games (Games) promotions (on file, City Clerk's Office).

Mr. Santos provided background information and spoke of various charitable events held at the Pub and commented that the Pub is actively involved with the community.

Mr. Velardo commented on the Pub's efforts to give back to the community as well. He stated that the upcoming Games presents a once in a lifetime opportunity for the Pub and the Pub is seeking extended hours of operations like many businesses in Vancouver.

In reply to noise concerns raised by an adjacent Strata complex (Schedule 1), Mr. Velardo advised that (i) the patio on the west side of the pub is no longer a designated smoking area in light of the new provincial smoking laws; (ii) the patio is monitored by Pub security in an effort to keep noise levels down; (iii) on Friday and Saturday nights, the Pub utilizes two security guards; and (iv) security guards patrol the parking lot every 15 to 20 minutes to ensure patrons are not loitering. Mr. Velardo stated that to the best of his knowledge the concerns raised by the adjacent Strata complex had been resolved.

Also, Mr. Velardo stated that if the Pub were to be granted extended hours as requested, security would be hired seven days a week.

In response to a query from Council, Mr. Santos advised that the Pub is seeking extended hours of 9 a.m. to 2 a.m., seven days a week from the beginning of the Games to one week past the Games.

R10/2-7

It was moved and seconded

*That Committee rise and report (8:49 p.m.).*

**CARRIED**

The question on Resolution R10/2-5 was then called and it was **DEFEATED** with Mayor Brodie, and Councillors Barnes, Dang, McNulty and Steves opposed.



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Council advised the two representatives of JP Malones Neighbourhood Pub that the Pub's track record in regards to the previously approved extended hours was not ideal and many surrounding residents were unhappy with noise levels, patron behaviour, and trespassing on private property. Council emphasized that the neighbourhood must be respected should extended hours be approved.

R10/2-8

It was moved and seconded

*That Council provide a "no objection" comment to LCLB on the Temporary Change to a Liquor Licence from JP Malones Neighbourhood Pub, from February 8, 2010 to February 28, 2010, on the following conditions to be provided in writing: (i) that the applicant retain adequate extra security 7 days a week for inside and outside the pub and (ii) that the patio be closed at midnight.*

**CARRIED**

Opposed: Cllrs. E. Halsey-Brandt  
G. Halsey-Brandt  
S. Halsey-Brandt

MAYOR MALCOLM D. BRODIE  
NOTICE OF MOTION

19. **RECONSIDERATION OF DEFEATED MOTIONS REGARDING THE 2010 OPERATING BUDGET AND 5 YEAR FINANCIAL PLAN (2010-2014)**

(File Ref. No.: 03-0970-01) (REDMS No. 2795264, 2777631, 2801793)

Please see Page 2 for action taken on this item.

PUBLIC DELEGATIONS ON NON-AGENDA ITEMS

R10/2-9

20. It was moved and seconded

*That Council resolve into Committee of the Whole to hear delegations on non-agenda items (9:09 p.m.).*

**CARRIED**



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Norman Wrigglesworth, 5540 No. 1 Road, spoke about water usage and single-family water rates for a single person. He commented that he had seen a fire truck idling and was of the opinion that fire truck horns and sirens are too loud and scare people. Mr. Wrigglesworth also questioned why Fire Halls have dorms. He concluded by remarking that bicycles should be utilized by the City employees in an effort to keep costs down.

- R10/2-10    21. It was moved and seconded  
*That Committee rise and report (9:18 p.m.).*

**CARRIED**

**BYLAWS FOR ADOPTION**

- R10/2-11    It was moved and seconded  
*That the following bylaws be adopted:*  
*Road Closure and Removal of Road Dedication (Portion of 5<sup>th</sup> Avenue at Steveston Highway) Bylaw No. 8544*  
*Zoning & Development Bylaw No. 5300, Amendment Bylaw No. 8055 (9451 Blundell Road, RZ 05-305370)*  
*Zoning & Development Bylaw No. 5300, Amendment Bylaw No. 8278 (8871 Heather Street, RZ 07-374314)*  
*Zoning & Development Bylaw No. 5300, Amendment Bylaw No. 8419 (11551 Williams Road, RZ 08-421756)*

**CARRIED**

In accordance with Section 100 of the *Community Charter*, Councillor Dang declared himself to be in a potential conflict of interest as he has an interest in property in the area and left the meeting (9:21 p.m.).



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R10/2-12            It was moved and seconded  
*Zoning & Development Bylaw No. 5300, Amendment Bylaw No. 8450  
(9631, 9651, 9691, 9711, 9731, 9751, 9791 Alexandra Road and 4471, 4511,  
4531, 4551 No. 4 Road, RZ 08-408107)*

**CARRIED**

**DEVELOPMENT PERMIT PANEL**

R10/2-13    22. It was moved and seconded  
(2) *That the recommendation of the Panel to authorize the issuance of:*  
(a) *a Development Permit (DP 08-432203) for the property at 9631,  
9651, 9691, 9711, 9731, 9751 & 9791 Alexandra Road and  
4471, 4511, 4531 & 4551 No. 4 Road.*

*be endorsed, and the Permit so issued.*

**CARRIED**

Councillor Dang returned to the meeting (9:28 p.m.).

R10/2-14    22. It was moved and seconded  
(1) *That the minutes of the Development Permit Panel meeting held on  
Wednesday, January 13, 2010, and the Chair's report for the  
Development Permit Panel meetings held on January 13, 2010,  
December 16, 2009, and May 30, 2007, be received for information.*  
(2) *That the recommendations of the Panel to authorize the issuance of:*  
(b) *a Development Permit (DP 09-471758) for the property at 9460  
and 9480 Westminster Highway; and*  
(c) *a Development Permit (DP 06-347920) for the property at 9451  
Blundell Road;*

*be endorsed, and the Permits so issued.*

**CARRIED**



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**ADJOURNMENT**

R10/2-15            It was moved and seconded  
*That the meeting adjourn (9:29 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, January 25, 2010.

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Mayor (Malcolm D. Brodie)

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Corporate Officer (David Weber)

Re: Item 18  
 Council Agenda  
 Jan 25, 2010

## Mayor and Councillors

**From:**  
**Sent:** January 25, 2010 10:34 AM  
**To:** Mayor and Councillors  
**Cc:** Weber, David  
**Subject:** JP Malone's Pub  
**Categories:** UCRS CODE / FILE NUMBER: 12-8275-30-004

Schedule 1 to the Minutes of the Regular Meeting of Richmond City Council held on Monday, January 25, 2010.

### URGENT

RE: Temporary Request for extended hours of service for liquor primary licence - Lansdowne Lumber Marketing Ltd. doing business as JP MALONES NEIGHBOURHOOD PUB - File 12-8275-30-001/2009-Vol 01)

It has come to our attention that JP Malones Pub is seeking to obtain a temporary permit for extension of Pub hours. As residents that live in the area of Garden City Road and Blundell, this causes us concern.

Previously JP Malones had their hours of operation extended to a late closing. The result was felt in the neighbourhood by increased noise, trespass on private property by patrons (who at times used the grounds to urinate or be ill) and even increase in security breaches late at night. If you were in close proximity to the Pub, it was not possible to sleep with a window open. There was a marked change when JP Malones was required to limit their closing times.

The density in our area has now in fact increased significantly since the last event of late night opening at the Pub. Previously the lands to the immediate east and north of the Pub were vacant lots. These now contain new townhouse development whose bedroom areas sit right on the Pub parking lot. As well there is further expanded residential premises along Garden City to the North.

We cannot help but believe that the late night closings will again create the same problems of concern in an area that is high density residential i.e. increased noise, lawlessness and trespass on private property.

From all sources canvassed on the previous occasions of late closing, JP Malones became the late night gathering spot for people that had left previous premises that closed at an earlier time. I suspect that this would be the same scenario again.

Further, JP Malones is a "Neighbourhood Pub" and that should indicate its role in our neighbourhood. We do not live in downtown Richmond or Vancouver where higher noise levels may not be a significant issue. But people move to residential areas so they can have some quiet enjoyment of their lives.

In discussion with our neighbours, most individuals did not appear to have any issue with the Pub opening "earlier" in the day i.e. for breakfast.

Further, as this matter should be of concern to every resident in the Blundell Garden City area, it would seem appropriate that Notice be given to them so they would at least have the opportunity to voice their opinion about extending the Pub hours

We trust that this letter could be reviewed at the Closed Meeting to be held tonight and that the Mayor and Council would bear this in mind in any decision that may be made.

Members of  
 Strata Council  
 Blundell Gardens  
 NW1802

01/25/2010