

Tuesday - June 7th 1949

An adjourned meeting of the Council was held at the Municipal Hall, Edmonds on Tuesday, June 7th 1949 at 9:45 A.M.

Present: Reeve Morrison in the Chair, Crs. Beamish, MacSorley, Gartlan, Stephens, and Drummond.

Special Committee appointed to report on the Corporation's side of the sale of Block 1, D.L. 120 to Willington Heights Ltd., submitted the following facts in this connection:

- (1) Report August 26th 1946, submitted by the Reeve, Councillors for Ward 7 and Ward 2, recommended the sale for \$62,000, setting out the terms and conditions of sale, was adopted August 26, 1946 by a unanimous vote of the Council.
- (2) The report presupposed that a plan of subdivision of the whole property would be submitted to the Corporation for approval.
- (3) Reads, Lanes and water mains were to be constructed at the entire expense of the Company, the Company to put up a bond to the satisfaction of the Corporation Solicitor as a guarantee for the carrying out of the work.
- (4) An agreement embodying the conditions of the sale, was to be drawn and executed.
- (5) October 21, 1946, Report submitted by the Engineer, Property Manager and Municipal Clerk, recommended subdivision plan of a portion of the land sold, conditional upon the Company depositing the sum of \$7,872 to cover cost of readwork and installation of water main, and upon the payment of \$6,000 conveyance would be executed for the 48 lots created by the said subdivision. This report was adopted by the Council, Councillors Beamish and MacSorley voting against.
It will be noted that the adoption of this report changed the conditions set out in the report of August 26th, 1946.
- (6) The Willington Heights Ltd. were advised on October 18, 1946 of the changed conditions governing the sale, which was acknowledged by S.W. Smith, Solicitor for the Company, by endorsement on the letter on October 23, 1946.
- (7) Agreement of Sale was drawn and executed on October 7, 1946.
- (8) Draft agreement governing construction of roads, and lanes, and installation of water mains was drawn but was abandoned, as it was assumed that the endorsed letter October 18, 1946 constituted an agreement.
- (9) The Report of October 21, 1946 was accepted as the pattern for dealing with subsequent subdivisions of this property, and all details were carried out by the Municipal Clerk, Engineer, and Property Manager. No further reference was made to the Council.
- (10) The Engineer proceeded to carry out the work of read and lane construction, and installation of water mains, on the distinct assumption that the cost would be met in full by the Company. He is satisfied the Officers of the Company had the same understanding.
- (11) The Agreement of Sale has been satisfied in full, and deeds have been issued to the Company for all sub-divided property, with the exception of unsubdivided portion of Block 1, D.L. 120 and Lot 11, S.D. 1, Blk. 1, D.L. 120
- (12) The Statement of Account as at 31st December 1948

Total amount expended on Reads		83,229.41
Lanes & Watermains		
Total amount paid by the Company		<u>62,448.00</u>
Debit Balance		\$20,781.41

Moved by Cr. Beamish, Seconded by Cr. MacSorley: "That the report be received."
Carried Unanimously

Property Sales per sales slips Nos. 7394, 7395, 7397 were submitted for approval as follows:-

7394 Lots 13 to 24 incl., Block 22, D.L. 29	Charles Riley	3300.00	3200.00
7395 1.42 acre part of Block 21, D.L. 29	Charles Riley	1200.00	1150.00
7397 11.027 acre part of Block 2, D.L. 216	Charles Riley	6615.00	6615.00

Moved by Cr. Gartlan, Seconded by Cr. Beamish: "That property sales as submitted be approved."
Carried Unanimously

The following offers were brought forward for renewal, on three year basis, of Public Liability Insurance, with limits of liability of \$50,000.00 for one person and \$100,000.00 for more than one person in one accident

Offer No. 1 - \$3,300.00 premium (3 year) - A. W. McLeod Ltd.

Offer No. 2 - \$2,970.00 premium (3 year) - C. Robertson

Treasurer recommended the lowest tender be accepted.

Moved by Cr. Beamish, Seconded by Cr. Drummond: "That the recommendation of the Treasurer be adapted."
Carried Unanimously

Moved by Cr. Gartlan, Seconded by Cr. Stephens: "That authority be granted to execute easement between the Corporation of Burnaby, William John Mauch and Walter Stanley Hamlick respecting Lot 13, Blocks 1 to 4 & 6, D.L. 125, that the Indenture be signed by the Reeve and Clerk and the Corporate Seal be affixed thereto."
Carried Unanimously

Moved by Cr. Drummond, Seconded by Cr. Beamish: "That authority be granted to execute Agreement between the Corporation of Burnaby and Charles Riley respecting roads and water main construction in Block 1, D.L.216, that the Agreement be signed by the Reeve and Clerk, and the Corporate Seal be affixed thereto."

Carried Unanimously

Moved by Cr. Drummond, Seconded by Cr. Beamish: "That authority be granted to execute Agreement between the Corporation of Burnaby and Charles Riley respecting roads and water main construction in Blocks 21 Pt. and 22, B.L. 22, that the Agreement be signed by the Reeve and Clerk and the Corporate Seal be affixed thereto."

Carried Unanimously

Moved by Cr. Gartlan, Seconded by Cr. Beamish: "That Burnaby Land Sale By-law No. 7, 1949 be now introduced, that the Council sit as a Committee of the Whole with the Reeve in the Chair to consider the By-law."

Carried Unanimously

The Reeve then asked the question: "What is your pleasure with this By-law?" Moved by Cr. Gartlan, Seconded by Cr. Beamish: "That the By-law be read by short title only."

Carried Unanimously

Moved by Cr. Gartlan, Seconded by Cr. Beamish: "That the Committee do now rise and report the By-law complete without amendment."

Carried Unanimously

Moved by Cr. Gartlan, Seconded by Cr. Beamish: "That Burnaby Land Sale By-law No. 7, 1949 be now passed."

Carried Unanimously

The meeting then adjourned.

Confirmed:

Charles Beamish
Clerk

G. J. Thomson
Chairman