

OCTOBER 31, 1960

A Regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4545 East Grandview-Douglas Highway, on Monday, October 31, 1960 at 7:30 p.m.

PRESENT: Reeve Emmott in the Chair;
Councillors Hicks, Drummond,
Edwards, Harper, Jamieson,
MacSorley, Mather and
Prittie.

Reverend W. E. Lowe led in Opening Prayer.

The Municipal Clerk announced that a number of delegations were present this evening and desired an audience.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR JAMIESON:

"That the delegations be heard."

CARRIED UNANIMOUSLY

Mr. W. A. Street first appeared on behalf of Sandor Land Company Limited in connection with a land exchange proposal involving this Company and a portion of Irving Street. Mr. Street recounted the history of this proposal and advised that in accordance with a direction of Council, he submitted the proposal in writing to the Municipal Solicitor. In this latter connection, Mr. Street informed Council that it was the view of the Municipal Solicitor that the proposal should only be implemented if the Municipality is indemnified against any damages for injurious affection which may subsequently arise. Mr. Street contended that even if such an action was brought against the Municipality, the damages which the plaintiff could claim would be inconsequential. He stressed that the only property which might be affected by this closing of Irving Street is the author of its own misfortune inasmuch as the owners of it (a few years ago) were successful in cancelling that portion of what was Irving Street abutting its lot line and adding it to their site. Mr. Street contended that the current closing proposal is merely a continuation of a situation started originally by the owner of the property lying to the west of the Sandor Land Company lot. Mr. Street concluded by suggesting that because of the circumstances just related by him (and in his written submission), the owner of this abutting property would likely not bring an action for injurious affection against the Municipality but that Sandor Land Company Limited, recognizing this possibility, is prepared to indemnify the Municipality to the extent of 50% against any damages for injurious affection which may arise as a result of the closing of the subject portion of Irving Street. Mr. Street further pointed out that the Municipality would benefit in this matter in that it would acquire a strip of land from Sandor Land Company Limited for the widening of Kingsway and thus enable the Municipality to extend its sidewalk along Kingsway.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR MacSORLEY:

"That the exchange proposal advanced by Mr. Street on behalf of Sandor Land Company Limited be accepted in principle, subject to the legal formalities in connection with a matter of this kind being satisfied."

CARRIED UNANIMOUSLY

Mrs. Winifred Denny, President, Burnaby Art Society, next appeared and presented two Briefs; one requesting that consideration be given to the use of Burnaby Mountain Pavilion by the Society for a National Print Show in 1961 and the other asking that an Art Gallery Board be created and a representative from the Society appointed to the Library Board.

MOVED BY COUNCILLOR MATHER,
SECONDED BY COUNCILLOR PRITTE:

"That the request of the Society for the use of the Pavilion be referred to the Parks and Recreation Commission for a report on the feasibility of the proposal advanced."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JAMIESON,
SECONDED BY COUNCILLOR EDWARDS:

"That the Reeve be authorized to take the matter of creating an Art Gallery Board under advisement and, in doing so, that he work in conjunction with the Burnaby Art Society in the development of a plan for this project."

CARRIED UNANIMOUSLY

Mr. K. R. Whittet, next appeared and presented a petition requesting that immediate steps be taken to repair the intersection of Lakeview Avenue and Burns Street to enable proper U-turns to be made and to prevent damage to the road and adjacent properties. He pointed out that drainage from Stanley Street to the south presently flows west to Lakeview Avenue and thence north along Lakeview Avenue to the subject intersection where it finds its way to the westerly side of Burns Street. He added that because the properties on this side of Burns Street are denied rear access, the owners park on the shoulder of the road and that vehicles proceeding north-easterly down Burns Street and endeavouring to make a reverse turn around the island at Burns Street and Lakeview Avenue conflict with these parked vehicles.

The Municipal Engineer was present and advised Council that his Department is diverting the drainage on Stanley Street so that it will flow easterly and that this would consequently alleviate the drainage problem described by Mr. Whittet to a considerable degree. He also mentioned that in the construction of the Burns - Lakeview intersection, a rolled asphalt curb was built along the westerly side of Burns Street for the purpose of intercepting road drainage and carrying it down the side of the street to a proper outlet.

MOVED BY COUNCILLOR DRUMMOND,
SECONDED BY COUNCILLOR HARPER:

"That the petition be tabled for a period of one week in order to allow Councillors the opportunity of inspecting the subject location."

CARRIED UNANIMOUSLY

Reeve A. H. Emmott then proclaimed Traffic Safety Week, October 31st - November 6th, urging all citizens of Burnaby to make an all out drive against traffic accidents during this week and asking them to support and aid this educational programme in order to minimize the injury and suffering brought about by the misuse of our roads.

The Reeve then introduced the Members of the Burnaby Traffic Safety Committee, as follows:

Councillor R. Prittie, Chairman; Councillor D. H. Jamieson; Councillor M. Harper; Mr. C. Dobeil, Transportation Division, B. C. Electric Company Limited; Mr. F. Wilson, Burnaby Ratepayers Council; Mr. W. McLaughlin, Burnaby Board of Trade; Mr. R. McCarthy, Street and Railway Mens Union; Deputy Clerk E. Ward, Secretary.

The Reeve advised that other members of the Committee who were not present this evening were:

Mrs. O. Canavor, Parent-Teacher Council; Sergeant H. Klick, R.C.M.P.; and representatives of the Burnaby School Board, Engineering Department, and Planning Department.

The Reeve commended the Committee for its diligence in the handling of traffic safety matters.

President, Burnaby Family Y.M.C.A., wrote requesting that consideration be given by Council to exempting property which his Association recently acquired at 4550 East Grandview-Douglas Highway from payment of Municipal taxes.

MOVED BY COUNCILLOR JAMIESON,
SECONDED BY COUNCILLOR HICKS:

"That this matter be referred to the Municipal Manager for investigation of the implications involved and for report."

CARRIED UNANIMOUSLY

General Secretary, Local 23, Burnaby Civic Employees' Union, submitted a letter advising that the Union wishes to commence collective bargaining for the year 1961.

MOVED BY COUNCILLOR MacSORLEY,
SECONDED BY COUNCILLOR EDWARDS:

"That the letter be received and referred for appropriate action."

CARRIED UNANIMOUSLY

Secretary, Board of Transport Commissioners for Canada, submitted a letter enclosing two certified copies of an Order of the Board dealing with an application of Great Northern Railway Company for authority to construct a siding across Underhill Avenue in this Municipality.

MOVED BY COUNCILLOR JAMIESON,
SECONDED BY COUNCILLOR MACSORLEY:

"That the letter and enclosures be received."

CARRIED UNANIMOUSLY

Secretary-Treasurer, Burnaby Ratepayer's Council, submitted a letter again objecting to a proposal of Council to delegate certain authority to the Planning Department. The Secretary-Treasurer inquired as to when the report which was to be submitted on August 8th was to be presented.

MOVED BY COUNCILLOR PRITTE,
SECONDED BY COUNCILLOR HICKS:

"That this letter be tabled until after the report of Councillor Edwards on the proposed Amendment to the Subdivision Control By-law."

CARRIED UNANIMOUSLY

Councillor Edwards then presented a report on the above noted matter advising that his reason for tabling this Amendment on June 20th was to allow him the opportunity of examining it to determine whether the incorporation of Section 708 of the Municipal Act (the Amendment) would be an extension of the powers of the Planning Officer. Councillor Edwards pointed out that this Section is a permissive one and, if put into By-law form, would require that certain characteristics of land be considered when examining an application for subdivision. He also pointed out that those sections of the Land Registry Act dealing with the Approving Officer do so in relation not to his authority but to the requirements which must be met before he may grant approval of a subdivision. Councillor Edwards added that, in his opinion, Section 95 of the Land Registry Act only empowers the Approving Officer to consider land use and land configuration insofar as highway allowances are concerned while Sections 96, 92, and 86 of the Act provides the Approving Officer with permissive authority relative to the matter of amenities of surrounding properties. He emphasized that Section 708(1) (c) of the Municipal Act is of a general nature and intended to give Council the additional opportunity to make decisions with respect to the regulation of subdivision development within the Municipality and that therefore to incorporate it into a Municipal Subdivision Control By-law, without clearly indicating the powers to be exercised exclusively be Council, would be tantamount to the delegation of a large general area of authority to the Director of Planning. Councillor Edwards recommended that the Amendment before Council be not considered for the reasons set forth above.

Councillor Edwards also introduced copies of letters which he had obtained and which contained references to the subject Amendment By-law. He particularly drew attention to a letter dated June 20th addressed to the Municipal Manager from the Municipal Solicitor in which the latter stated that the Amendment should not be presented to Council on the basis that it grants no new authority to the Approving Officer. Councillor Edwards contended that Council should have been apprized of this opinion from the Solicitor so that the purpose of the Amendment could be viewed in its proper perspective.

MOVED BY COUNCILLOR JAMIESON,
SECONDED BY COUNCILLOR HARPER:

"That the report of Councillor Edwards,
together with the verbal information
conveyed by him, be received."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JAMIESON,
SECONDED BY COUNCILLOR PRITTIE:

"That this report of Councillor Edwards
be tabled for a period of one month to
allow Council the opportunity of examining
his submission and other pertinent
correspondence."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR DRUMMOND,
SECONDED BY COUNCILLOR EDWARDS:

"That both the Municipal Manager and
Director of Planning submit reports
explaining why the contents of the
letter of June 20th from the Municipal
Solicitor to the Municipal Manager were
not conveyed to Council."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HARPER:

"That a copy of the report from Councillor
Edwards be forwarded to the Burnaby Ratepayer's
Council and they advised of the action taken
by Council in regard to this report."

CARRIED UNANIMOUSLY

Reeve Emmott submitted a report recommending that Councillor
C. Mather be appointed as Acting Reeve for the months of
November and December, 1960.

MOVED BY COUNCILLOR JAMIESON,
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendation of the Reeve be
adopted."

CARRIED UNANIMOUSLY

The Reeve then declared a recess at 9:00 p.m.

The Council reconvened at 9:10 p.m.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HICKS:

"That the Council now resolve itself
into Committee of the Whole."

CARRIED UNANIMOUSLY

TRAFFIC SAFETY COMMITTEE REPORT

(1) West side of Willingdon Avenue between Cedarwood Crescent and Bond Street.

The Committee recommended that parking be prohibited at the above location so that the "Slow" lane soon to be constructed there will be kept free of parked vehicles.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR MATHER;

"That the recommendation of the Committee be adopted."

CARRIED UNANIMOUSLY

(2) Imperial - Sussex - Maywood Intersection.

The Committee reported that it had received a group of complaints from residents in the above area concerning the difficulty being experienced by school children crossing Imperial Street in the pedestrian crosswalk. The Committee advised that investigation disclosed that though the existing crosswalk is only a pedestrian one, it is used more by school children than by other types of pedestrians. They pointed out that though the crosswalk installation comes within the policy governing pedestrian crosswalks, it appears more logical to replace the pedestrian signs with school crosswalk signs. They added that normally the institution of a school crosswalk necessitates the manning of it by School Boy Patrols but that, in this case, the crosswalk in question is too far removed from the nearest school for a patrol to be practicable. The Committee recommended:

- (a) That the existing pedestrian crossing at the east crosswalk of Imperial Street and Sussex Avenue be replaced by a school crosswalk, and that adequate landing areas and blacktopping be provided in order that the crosswalk may be painted between sidewalks.
- (b) That appropriate measures be taken to ensure that children crossed Imperial Street only within the school crosswalk.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR JAMIESON:

"That the recommendation of the Committee be adopted."

CARRIED UNANIMOUSLY

(3) Marine Drive and 12th Avenue.

The Committee reported that it had received a complaint that children attending Riverside School were experiencing difficulty in crossing Marine Drive on their way to the school. They advised that no evidence was found that children are required to wait any length of time before being able to cross the street and, though there is a curve in Marine Drive in this vicinity, it is sufficiently removed from the intersection of 12th Avenue that vehicles have adequate time in which to stop should they be so required. The Committee recommended that, in view of the foregoing, no action be taken on the request for a school crossing on Marine Drive at 12th Avenue.

MOVED BY COUNCILLOR JAMIESON,
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendation of the Committee
be adopted."

CARRIED UNANIMOUSLY

(4) Smith Avenue and Pine Street.

The Committee reported that a request was received from the Principal of Cascade Heights School that the crosswalk on Smith Avenue be relocated one block further south, because students crossing at the present location walk on the lawns after entering the school yard and damage the lawns. The Committee advised that investigation disclosed that the damage caused to the lawns in front of the school is done by children overflowing the sidewalk while waiting to enter their classrooms and not by pupils on route to the play area at the rear of the school. They suggested that the solution to the problem mentioned by the Principal would be the provision of a wider sidewalk across the front of the building. The Committee added that the present location of the crosswalk is such that it adequately serves the area. The Committee further pointed out that it had noted that a Mairs Transport bus carrying pupils to the school stopped on the crosswalk to let the children out. They pointed out that not only is this practice most undesirable and extremely hazardous but it is also unnecessary since a bus stop has been provided at the far side of the school crossing. The Committee further reported that on the day it conducted its investigation, the school patrol did not arrive until 8:45 a.m. and, as a result, almost 38% of the pupils using the crosswalk did so without the protection of the patrol. The Committee recommended:

- (a) That no change be made in the location of the present crosswalk.
- (b) That Mairs Transport Limited be directed to not stop on the crosswalk at the subject location and instead use the bus stop which is provided.
- (c) That the Principal of Cascade Heights School be requested to instruct his patrol to begin its duties at 8:35 a.m.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR JAMIESON:

"That the recommendations of the
Committee be adopted."

CARRIED UNANIMOUSLY

(5) Hastings Street and Kensington Avenue.

The Committee reported that it had received two requests for crosswalks on Hastings Street - one at Fell Avenue and the other at Kensington Avenue. They pointed out that Fell Avenue is a gravelled road with bush on both sides and that therefore a crossing on Hastings Street at this point was not considered suitable. They pointed out that though crosswalks are not normally installed for Junior or Senior High Schools, it is considered that a school crosswalk on Hastings Street at the east side of Kensington Avenue would serve to confine all crossings to one point and signs would provide motorists with a warning of the unusually heavy crossing movement. The Committee also reported that a Mairs Transport bus was observed to stop nearside at the unmarked crosswalk at Kensington Avenue and discharge students who crossed in front of the bus into oncoming traffic. They pointed out that this confliction is not only dangerous but is unnecessary because

a bus pull-off has been provided some feet in advance of the crosswalk. The Committee recommended:

- (a) That a school crosswalk be established on Hastings Street at the east crosswalk of Kensington Avenue, and that the assistance of the school Principal be sought to ensure that all crossings are made within this crosswalk.
- (b) That Mairs Transport Limited be directed to discharge school students from its busses in locations provided for such purposes and at points which will not conflict with crossing movements or other traffic.

MOVED BY COUNCILLOR MATHER,
SECONDED BY COUNCILLOR PRITTIE:

"That the recommendations of the
Committee be adopted."

CARRIED UNANIMOUSLY

(6) Dover Street and Marlborough Avenue.

The Committee reported that a request was received for a school crosswalk at the above location. They advised that a count indicated that a total of 208 children arrived between 8:20 a.m. and 9:05 a.m. while vehicular traffic entering the intersection from all directions during this period totalled 28; circumstances which do not warrant the installation of a school crosswalk. They added that many children were observed walking on the pavement while approaching this intersection even though a sidewalk exists on the north side of Dover Street. The Committee recommended:

- (a) That no action be taken regarding the request for the installation of school signs.
- (b) That the practice of school children walking on the roadway be brought to the attention of the Principal of Marlborough School.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR JAMIESON:

"That the recommendation of the Committee
be adopted."

CARRIED UNANIMOUSLY

(7) Willingdon Avenue and Grassmere Street.

The Committee reported that it had received a request for a school crosswalk at the above location and that investigation disclosed that though relatively few students made the crossing of Willingdon Avenue, special attention to this intersection seems warranted because:

- (a) All the children do not cross at the intersection but rather through the grass on the boulevard or on the roadway.
- (b) Most pupils appeared to be under 9 years of age.
- (c) A "Slow" lane is soon to be constructed on the west side of Willingdon Avenue between Cedarwood Crescent and Bond Street.

The Committee pointed out that even though a school crosswalk could not be manned by a patrol from Inman Avenue School, it is considered desirable to institute one at the subject location for the reasons just set out. The Committee recommended:

- (1) That a school crosswalk be established at Willingdon

Avenue and Grassmere Street (at the south crosswalk), together with suitable landing areas.

- (2) That the south crosswalk be painted and advance warning pavement markings also painted north and south of the intersection.
- (3) That a footpath be constructed on the east side of Willingdon Avenue from Grassmere Street 100 feet south.

MOVED BY COUNCILLOR JAMIESON,
SECONDED BY COUNCILLOR HICKS:

"That the recommendations of the Committee be adopted."

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER -- REPORT NO. 47, 1960.

- (1) The Manager submitted the report of the Medical Health Officer covering the operation of his Department for the month of September, 1960.
- (2) The Manager a report of the Social Service Administrator providing a cost and statistical comparison relating to direct Social Allowance disbursements for selected months in 1959 as against the same months in 1960.

MOVED BY COUNCILLOR MATHER,
SECONDED BY COUNCILLOR PRITTIE:

"That these two reports be received."

CARRIED UNANIMOUSLY

- (3) The Manager submitted a report of the Parks and Recreation Commission covering expenditures for the two week periods ended September 23rd and October 7th in the amounts of \$23,518.22 and \$23,340.82, respectively, recommending that they be approved.
- (4) The Manager submitted a report of the Municipal Treasurer covering expenditures for the period ended October 21st in the total amount of \$916,072.47 recommending that they be approved.
- (5) The Manager submitted a report of the Municipal Treasurer covering applications made for allowance of percentage addition charges under Section 411 of the Municipal Act in the total amount of \$53.03 recommending that these allowances be granted.
- (6) The Manager submitted a report of the Municipal Engineer covering estimates of work in the total amount of \$34,567.00 recommending that they be approved.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HICKS:

"That the recommendations of the Municipal Manager covering items (3) to (6) be adopted."

CARRIED UNANIMOUSLY

(7) Estimates for Sidewalk Construction.

The Manager submitted a report of the Municipal Engineer covering estimates of work for the latest Local Improvement Initiative Sidewalk Construction programme in the total amount of \$252,243.54 recommending that they be approved.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MacSORLEY:

"That these estimates be tabled pending passage of the necessary Local Improvement Construction By-law."

CARRIED UNANIMOUSLY

(8) Hastings Street and Sperling Avenue.

The Manager reported that the Traffic Safety Committee considers it desirable to establish crosswalks at the above intersection. He pointed out that the final widening and reconstruction of Hastings Street in this area would permit the establishment of the proposed crosswalk but that it was doubtful if this work could be accomplished within the next two years. He advised that the Committee had pointed out that, at the present time, a gap of from six to eight feet exists between the end of the sidewalk and the paved portion of Hastings Street and, because of this condition, pedestrians must walk on the gravel surface thereby making walking difficult and uncomfortable. The Manager reported that the cost of extending the pavement to eliminate the gravel was \$540.00 and, in discussion with the Reeve, the latter felt the situation needed to be remedied immediately. The Manager recommended that the intersection of Hastings Street and Sperling Avenue be improved by extending the pavement on Hastings Street (as outlined above) at an estimated cost of \$540.00 so as to permit the establishment of crosswalks at this time.

MOVED BY COUNCILLOR MacSORLEY,
SECONDED BY COUNCILLOR JAMIESON:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(9) Dominion Glass Company Limited and a portion of 17th Avenue.

The Manager recommended that Council authorize the execution of a conveyance covering the transfer of what was formerly a portion of 17th Avenue to the above Company for the sum of \$1,500.00.

MOVED BY COUNCILLOR MATHER,
SECONDED BY COUNCILLOR JAMIESON:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(10) Storm Drain over the westerly 6 feet of Lot "A", D.L. 83, Plan 4678 and the easterly 10 feet of Lot 28, D.L. 83, Plan 1267.

The Manager reported that the Corporation holds a four foot easement on the western side of the above mentioned Lot "A"

and that it is considered necessary to instal a 36 inch diameter storm sewer in this general location to replace the open ditch and provide additional drainage facilities. He advised that in order to provide an adequate right-of-way for the construction and maintenance of this storm drain, it is necessary to increase the width of the easement territory by obtaining an additional two feet from the aforementioned Lot "A" plus the easterly 10 feet of the above mentioned Lot 28. He added that negotiations for this easement have thus far not been successful due to the fact that the owner of Lot 28 (Mr. Silver) is in very poor health and the other owner (Mr. Bolsover) cannot be contacted. The Manager recommended that expropriation proceedings be instituted to acquire the necessary right-of-way in order to establish and protect the Corporation's rights.

MOVED BY COUNCILLOR DRUMMOND,
SECONDED BY COUNCILLOR JAMIESON:

"That the recommendation of the Manager be adopted but, in addition, the Medical Health Officer be directed to contact Mr. Silver's physician to determine the nature of his illness and whether he is in a state of health that would permit the conduct of business."

CARRIED UNANIMOUSLY

(11) Sewer Utility Assessment Roll.

The Manager suggested that Council set either March 16th or March 17th at 10:00 a.m. as the date for the sitting of a Court of Revision to consider the above Assessment Roll.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MacSORLEY:

"That the first sitting of the Court of Revision to deal with the Sewer Utility Assessment Roll be set at 10:00 a.m. on Thursday, March 16, 1961."

CARRIED UNANIMOUSLY

(12) North Burnaby Water Main.

The Manager submitted a report from the Municipal Engineer containing additional information with respect to the proposed change in the above noted water main, as reported under Item (1) of the Manager's Report No. 46.

In his report, the Municipal Engineer explained the object of the recommendation that this water main be terminated at Belmont Street. He also provided cost comparison information and a map illustrating the current proposal as opposed to the original one. He pointed out that when the Water District extends the subject main beyond the terminal, it is possible a further agreement could be entered into which would provide for the delivery to Burnaby of additional quantities of water along this new route. He emphasized that Burnaby would not be at a disadvantage should this eventuality occur.

MOVED BY COUNCILLOR JAMIESON,
SECONDED BY COUNCILLOR EDWARDS:

"That both the report from the Engineer and the covering report from the Manager be received and the recommendation presented by the Manager on October 24th respecting the North Burnaby Water Main be adopted."

CARRIED UNANIMOUSLY

(13) Municipal Hall Alterations.

The Manager submitted a copy of the floor plans showing the proposed alterations to the Municipal Hall.

MOVED BY COUNCILLOR PRITTE,
SECONDED BY COUNCILLOR JAMIESON:

"That the report and plans be received
and the matter tabled until after the
Public Hearing tomorrow evening."

CARRIED UNANIMOUSLY

Councillor Drummond submitted a report in which he drew attention to what he termed a double levy in the 1959 Budget. He claimed that the sum of \$244,940.00 was levied and raised by the Water Utility and, at the same time, an identical amount was levied and raised in the General Budget. He added that the same situation prevails in the 1960 Budget - the amount involved being \$257,415.00. Councillor Drummond advised that he had attempted to obtain an explanation of this situation from both the Municipal Treasurer and the Municipal Auditors (Ross Touche and Company) and that after considerable deliberation, he was informed by the Treasurer that this levy was required to be made by law. Councillor Drummond added that the Treasurer had also admitted making an error in the 1959 Budget by not showing the amount in question as a surplus in the 1959 Financial Statements. Councillor Drummond contended that Council should have been specially informed in 1959 or, at least, in 1960 when the Budget was being discussed. He made further reference to another item in the 1959 Budget - By-law No. 4006 - which, he felt, was levied in the wrong place and possibly levied twice. Councillor Drummond criticized the Manager, Treasurer and Auditors for not having drawn this matter to the attention of the Council previously.

Councillor Drummond recommended that Council suspend the Auditors and that a Committee of Council be appointed to engage an independent auditor to examine the entire matter.

The Municipal Treasurer was present and explained the situation in regard to the matter raised by Councillor Drummond. He confirmed that a double levy was imposed during both 1959 and 1960 but that he was required to so levy by law and therefore had no choice to do otherwise. The Treasurer advised that three Debenture By-laws were passed prior to the creation of the Water Utility which call for a levy to be made under the General section of the Municipal Budget but, in addition, the Certificate of Self-Liquidation for the Utility requires the imposition of a levy by the Utility to raise sufficient funds to satisfy debenture debt obligations each year. He added that the aforementioned three By-laws could possibly be amended so as to revoke the requirement concerning debenture debt but that it was felt the Department of Municipal Affairs would likely not approve such an amendment because of the effect on the debenture holders. The Treasurer further advised that Council could, if it so desired, transfer the monies raised by the Utility to General Revenue. The Treasurer pointed out that this surplus was recorded as such in the Water Revenue Account in the Financial Statements for 1959 and, in fact, special mention was made of it by the Auditors. He assured Council that the oversight in not showing the surplus in the Budget would not be perpetuated in future years.

MOVED BY COUNCILLOR MacSORLEY,
SECONDED BY COUNCILLOR JAMIESON:

"That the matter raised by Councillor Drummond be tabled pending the return of the Municipal Manager at which time reports be submitted by the Manager, the Treasurer, the Auditors, and the Municipal Solicitor, explaining in detail the situation regarding the Budget matters questioned by Councillor Drummond in his submission."

CARRIED UNANIMOUSLY

The matter of the partial cancellation of Carson Street (as proposed under Item No. 9 of Report No. 46 of the Municipal Manager) was then lifted from the table for further consideration.

MOVED BY COUNCILLOR PRITTE,
SECONDED BY COUNCILLOR EDWARDS:

"That this matter be tabled for a further week."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR HICKS:

"That the Committee now rise and report."

The Council reconvened.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR MacSORLEY:

"That the report of the Committee be now adopted."

CARRIED UNANIMOUSLY

"BURNABY SIGN REGULATION BY-LAW, 1960" was then lifted from the table for further consideration.

MOVED BY COUNCILLOR EDWARDS,
SECONDED BY COUNCILLOR MacSORLEY:

"That this By-law be tabled for a further week."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR MATHER,
SECONDED BY COUNCILLOR HICKS:

"That "BURNABY BUDGET AUTHORIZATION BY-LAW 1960, AMENDMENT BY-LAW 1960" be now reconsidered."

CARRIED
COUNCILLORS DRUMMOND
& MacSORLEY VOTING
AGAINST.

Both Councillors Drummond and MacSorley stated that their reason for opposing this By-law was that they objected to the principle of a double levy, as covered in detail earlier in the report of Councillor Drummond.

MOVED BY COUNCILLOR MATHER,
SECONDED BY COUNCILLOR EDWARDS:

"That "BURNABY BUDGET AUTHORIZATION BY-LAW
1960, AMENDMENT BY-LAW, 1960"
be now finally adopted, signed by the Reeve
and Clerk and the Corporate Seal be affixed
thereto."

CARRIED
COUNCILLORS DRUMMOND
& MACSORLEY VOTING
AGAINST

MOVED BY COUNCILLOR JAMIESON,
SECONDED BY COUNCILLOR PRITTE:

"That "BURNABY ROAD CLOSING BY-LAW NO. 7,
1960"
be now reconsidered."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR JAMIESON,
SECONDED BY COUNCILLOR EDWARDS,

"That "BURNABY ROAD CLOSING BY-LAW NO. 7,
1960"
be now finally adopted, signed by the Reeve
and Clerk and the Corporate Seal be affixed
thereto."

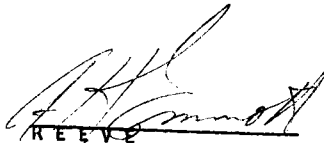
CARRIED UNANIMOUSLY

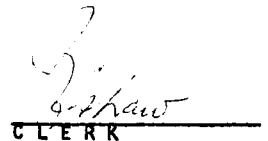
MOVED BY COUNCILLOR MATHER,
SECONDED BY COUNCILLOR EDWARDS:

"That the meeting adjourn until after
the Public Hearing to-morrow evening."

CARRIED UNANIMOUSLY

Confirmed:


REEVE


CLERK