

AUGUST 7, 1961

A Regular Meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4545 East Grandview-Douglas Highway, on Monday, August 7, 1961 at 7:30 p.m.

PRESENT: His Worship Reeve Emmott in the Chair;  
Councillors Clark, Drummond, Edwards,  
Harper, Hicks, MacSorley and Prittie.

ABSENT: Councillor Jamieson

His Worship the Reeve led the meeting in the Lord's Prayer.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That leave of absence be granted Councillor  
Jamieson from this meeting."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR EDWARDS:

"That Minutes of the meeting of July  
24th be adopted as written and confirmed."

CARRIED UNANIMOUSLY

Burnaby Dump Truck Rentals Association wrote offering certain comments on the Burnaby Dump Truck Contract and requesting that this Contract be reconsidered.

MOVED BY COUNCILLOR HICKS,  
SECONDED BY COUNCILLOR HARPER:

"That this letter be tabled for  
consideration with the Manager's Report."

CARRIED UNANIMOUSLY

James W. Logie, President, Funspot Rentals Ltd. wrote requesting a Trades Licence to operate a business for the rental of all types of power driven equipment for recreational and home use. The applicant submitted that the first item available for rent would be locally manufactured fun cars and that the operation of these cars would take place on a fenced portion of the parking lot on the premises at 5000 Kingsway. The applicant submitted that he was willing to meet construction specifications and to comply with any legal and other requirements the Corporation may impose which would enable him to obtain a licence for this operation. Mr. Logie appeared and requested an opportunity to be heard.

Mr. Logie spoke referring to his letter which outlined his proposal and expressed hope that approval would be forthcoming. Mr. Logie submitted that his operation would extend to the rental of outboard motors, car tops and car coolers, etc., and these items would be available for sale as well. The applicant submitted that his operation had been underway for approximately eleven days and that no problems or complaints had occurred. At the present time the operation extended until darkness and that in the future it was proposed that lights be installed to permit the operation to extend to approximately 10:00 p.m. The applicant submitted a set of

specifications for the fun cars used on his premises.

The Manager submitted that the Chief Licence Inspector had inspected the operation together with members of the Council and that in his opinion there was no objection to the granting of a licence on a six month trial basis; the applicant to close the operation not later than 10:00 p.m. each day and that the storage of gasoline be arranged to the complete satisfaction of the Fire Prevention Officer.

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR MacSORLEY:

"That the temporary licence granted for this operation be confirmed subject to the conditions as laid out by the Chief Licence Inspector and further subject to the cars being constructed according to the specifications presented."

CARRIED UNANIMOUSLY

His Worship the Reeve then returned for consideration the application of Harvey's Drive-in for operation of Go-Karts on the parking lot at their Drive-in Restaurant on Kingsway; the application of Messrs. Adams and Tisdale for a licence to establish a Go-Kart operation in Burnaby was also submitted for consideration.

MOVED BY COUNCILLOR HARPER,  
SECONDED BY COUNCILLOR EDWARDS:

"That Harvey's Drive-In be asked to resubmit their application to operate Go-Karts on their parking lot on Kingsway for further consideration and that Messrs. Adams and Tisdale be also requested to submit their application for consideration at such time as a suitable location is found."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CLARK,  
SECONDED BY COUNCILLOR MacSORLEY:

"That correspondence under Original Communications be received, except Item (b)."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR EDWARDS:

"That Item (b) under Original Communications be stricken from the Agenda."

CARRIED UNANIMOUSLY

Mr. W. R. Kaye wrote with reference to the proposed swimming pool project offering his services in an advisory capacity and advising that he had served on a Committee which handled the construction of a swimming pool in the Greater Vancouver area and that he had considerable experience in life-saving.

MOVED BY COUNCILLOR PRITIE,  
SECONDED BY COUNCILLOR MacSORLEY:

"That the letter be received and that Mr. Kaye be thanked and his offer be referred to the Swimming Pool Committee for its information."

CARRIED UNANIMOUSLY

The Brentwood Park Ratepayers' Association wrote expressing concern about the pedestrian situation on Delta Avenue and requesting that consideration be given to the construction of a Local Improvement sidewalk on Delta in the interests particularly of safety to the students travelling to and from the Brentwood, Holy Cross and Alpha Junior High Schools.

MOVED BY COUNCILLOR MacSORLEY,  
SECONDED BY COUNCILLOR CLARK:

"That a Local Improvement sidewalk on the west side of Delta Avenue adjacent to the Brentwood Park area and that area immediately to the north be initiated forthwith."

CARRIED UNANIMOUSLY

The Brentwood Park Ratepayers' Association wrote expressing disappointment at the initiation of the bus service along Brentlawn Drive and requesting that continued consideration be given to this routing with a view to a revision if same can be arranged. The Association further suggested that future changes in bus routing should be publicized for the information of the residents concerned.

MOVED BY COUNCILLOR DRUMMOND,  
SECONDED BY COUNCILLOR PRITIE:

"That the correspondence be received and referred to the Transportation Committee for further study."

CARRIED UNANIMOUSLY

Messrs. G. LeBurnett and E. Robilliard wrote requesting that the Council initiate a Plans Cancellation to effect the return of a lane allowance at the rear of their property adjacent to Richmond Park, suggesting that the remaining property owners affected were in a position to handle the cancellation on their own.

MOVED BY COUNCILLOR MacSORLEY,  
SECONDED BY COUNCILLOR HARPER:

"That the previous decision to not oppose an application for cancellation of a part of the registered plan for return of the lane, subject to the granting of certain easements, be reaffirmed."

CARRIED UNANIMOUSLY

The Real Estate Council of British Columbia submitted a mailing piece briefly outlining one phase of the Real Estate Education

Programme in conjunction with the University of British Columbia,

MOVED BY COUNCILLOR HARPER,  
SECONDED BY COUNCILLOR EDWARDS:

"That the Council resolve into a Committee  
of the Whole (7:55 p.m.)

CARRIED UNANIMOUSLY

The Grants Committee submitted the following recommendations:

(1)a) Burnaby Family Y.M.C.A.

The Committee submitted that the Burnaby Family Y.M.C.A. has under lease from the Provincial Government land at 4550 East Grandview-Douglas Highway and that they are responsible to meet the Municipal taxation. The Committee recommended that in view of the public service provided by the Y.M.C.A. the sum of \$315.91 be granted to this Organization to cover Municipal taxation exclusive of water rates.

MOVED BY COUNCILLOR HARPER,  
SECONDED BY COUNCILLOR EDWARDS:

"That the recommendation of the Committee  
be adopted."

CARRIED UNANIMOUSLY

b) The Committee further recommended that the Council pass a By-law pursuant to Section 328 of the Municipal Act exempting taxation of this property. This would be an annual requirement prior to 30th of November of any year.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR CLARK:

"That the recommendation of the Committee  
be adopted."

CARRIED UNANIMOUSLY

(2) Ellesmere United Church.

The Committee reported that the Ellesmere United Church had made application for a grant to assist in the construction of its Christian Education Building and that as this type of service is general throughout the Municipality the Committee could not recommend that assistance be granted.

MOVED BY COUNCILLOR MacSORLEY,  
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Committee  
be adopted."

CARRIED UNANIMOUSLY

The Public Utilities Committee reported having met with Officials of the B. C. Electric Company Limited to re-examine the bus service to the Duthie area advising that the Company submitted a revised service as an extension to the Westridge transit routing to give service to the area in the vicinity of Duthie Avenue and Curtis operating from Hastings Street via Inlet Drive,

Ridge Drive, Duthie Avenue, Curtis Street and Sperling Avenue. The Committee reported that authority had been granted to institute the new service and requested Council ratification of their action.

MOVED BY COUNCILLOR DRUMMOND,  
SECONDED BY COUNCILLOR HICKS:

"That the actions of the Public Utilities Committee in approving the extension of the bus service to serve the Duthie Avenue - Curtis Street area be ratified."

CARRIED UNANIMOUSLY

The Traffic Safety Committee Report.

(1) Bus Stop at End of Driveway at 7591 Government Street.

The Committee reviewed the previous considerations leading to the establishment of a bus stop at the entrance to the driveway at this address advising that the owner of the property had again protested and that further investigations had been made by the Committee and inquiries conducted of the B. C. Electric bus drivers concerning any possible problem which existed as a result of the bus stop at this location. The Committee reported that from observations made it appeared the greatest hazard was in vehicles backing out of the driveway onto Government Street and were not due to the presence of the bus stop and that consequently, it was recommended the request of the resident at this address to relocate the bus stop be not entertained. It was also pointed out by the Committee that a sidewalk was scheduled for the north side of Government Street which, if successful, would improve conditions.

MOVED BY COUNCILLOR HICKS,  
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendation of the Committee be adopted."

CARRIED UNANIMOUSLY

(2) Bus Stops on Westridge Route Extension.

The Committee submitted Plan B-47 dated July 31st, 1961 prepared by the B. C. Electric Company Limited detailing bus stop changes as a result of the revised routing of the Westridge Transit Service to serve the Duthie Avenue-Curtis Street area, recommending that these bus stop changes be approved.

MOVED BY COUNCILLOR DRUMMOND,  
SECONDED BY COUNCILLOR HICKS:

"That the recommendation of the Committee be adopted."

CARRIED UNANIMOUSLY

Councillor W. R. Clerk submitted the following Resolution for consideration by the Council:

RESOLUTION RE PROPERTY TAX

WHEREAS property taxes mailed to the tax collector are mailed and post marked on or before the final date set for payment are deemed to be late if received the following day or any day thereafter.

WHEREAS a five percent (5%) penalty is charged on these payments,

WHEREAS this may be the only avenue of payment open to the property owner,

WHEREAS in fact they have been paid however not yet delivered through no fault of the sender,

WHEREAS the sender has no recourse against the Postal Department for penalty charges,

THEREFORE BE IT RESOLVED that the Union of B. C. Municipalities make representations to the Minister of Municipal Affairs to have the By-laws amended to the effect that the postal mark be accepted as evidence of payment of the aforesaid taxes, and that three days grace be allowed before charges are required to be entered into the tax roll.

It was submitted that discussions with the Executive Director of the Union of B. C. Municipalities had indicated that the submission of this Resolution to the U.B.C.M. Convention would be on the basis of a late Resolution and that there would be little likelihood of the Resolution receiving consideration. It was suggested that in view of this situation, the problem be presented to the Department of Municipal Affairs and that the Resolution be amended accordingly.

The Manager referred to correspondence dating back to the year 1956 between this Corporation and the Department on this subject and that the view was expressed that the custom followed by this Corporation in demanding payments to be in the hands of the collector by the due date was considered to be a superior practice to the acceptance of post marks. The Department had expressed the view that there would be no change in its opinions in this respect and later correspondence also indicated that this feeling prevailed.

The Manager submitted a letter containing comprehensive reasons by the Municipal Treasurer for maintaining the status quo on this subject and giving comparisons of methods used by surrounding municipalities.

During discussions it was submitted that the Federal Government accepts post marks as evidence of due date and that the adoption of similar practices for payment of property taxes would establish a general pattern.

It was suggested that the Resolution be amended as follows:

"THEREFORE BE IT RESOLVED that representations be made to the Department of Municipal Affairs to have the appropriate sections of the Municipal Act amended to the effect that the postal mark be accepted as evidence of payment of the aforesaid taxes. "

MOVED BY COUNCILLOR CLARK,  
SECONDED BY COUNCILLOR PRITTEE:

"That the Resolution, as amended, be adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CLARK,  
SECONDED BY COUNCILLOR DRUMMOND:

"That penalties collected this year following the due date which had been submitted prior to the due date as evidenced by the past mark be returned to the respective ratepayers with the approval of the Department of Municipal Affairs."

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER -- REPORT NO. 40, 1961.

(1) Expropriation of B. C. Electric Company.

The Manager reported that the expropriation of the B. C. Electric Company by the Province created a situation whereby taxes and other income are now receivable from the Company as a Crown Corporation. The Manager submitted that a sum of \$66,728.00 was receivable representing 1% of the 1959 revenue in lieu of taxes plus \$281,350.00 in taxes and \$1,500.00 in licences from the B. C. Electric. The loss of such revenue could create a serious situation for the Corporation and there was contradiction abroad concerning the effects on Municipal revenues throughout the Province. The fate of the bus service in Burnaby was also a matter of concern since no franchise existed here.

MOVED BY COUNCILLOR HICKS,  
SECONDED BY COUNCILLOR HARPER:

"That the Provincial Government be requested for an interpretation of the Statutes as they affect taxation in respect of the B. C. Electric holdings in this Municipality."

CARRIED UNANIMOUSLY

(2) Appointment of Banks as Collection Agencies.

The Manager recommended that the Bank of Montreal Branch in the Brentwood Shopping Centre be appointed as a collection agency for this Corporation.

MOVED BY COUNCILLOR PRITTE,  
SECONDED BY COUNCILLOR CLARK:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(3) Municipal Property at 4014 McGill Street.

The Manager reported that the Municipality owns property at this address upon which was located a dwelling, an old garage, and an old shed. It was reported that the Fire Prevention Officer was concerned with the fire hazard created by these buildings and that, in fact, a small fire had occurred during July. The buildings had been inspected and it was recommended that the Property Manager be authorized to have the buildings demolished at an estimated cost of \$200.00.

MOVED BY COUNCILLOR HICKS,  
SECONDED BY COUNCILLOR MacSORLEY;

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

(4) Coast Marksmen Incorporated.

The Municipal Manager reported that the above Organization holds a lease on a portion of Blocks 10 and 11, D. L. 213/214, Plan 3081 with this Corporation and that permission had been requested pursuant to the lease to construct a building on the property for an indoor pistol range. The Manager recommended that the request to construct the building be granted.

MOVED BY COUNCILLOR DRUMMOND,  
SECONDED BY COUNCILLOR CLARK;

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

(5) Greater Vancouver Sewerage and Drainage District, Deer  
Creek Easement - Block 17, D. L. 79.

The Greater Vancouver Sewerage and Drainage District requires an easement along the north bank of Deer Creek approximately 45 feet wide through Block 17, D. L. 79, which is owned by the Corporation.

It is recommended that the easement be granted for the sum of \$1.00 and that the Reeve and Clerk be authorized to sign the necessary documents.

(6) Greater Vancouver Sewerage and Drainage District - Stoney  
Creek Trunk Sewer Easement - over Parcel "B" of Block 17,  
D. L. 6 - Sullivan Street.

The Greater Vancouver Sewerage and Drainage District requires an easement for the Stoney Creek Sewer through the above mentioned property owned by the Corporation. The easement area is outlined in Red on Drawing S.G. 374 and contains .077 acres.

The Corporation has a small 6 inch sanitary sewer crossing this area.

The Manager recommended that the easement be granted for the sum of \$1.00 with the condition that the agreement provide for the 6 inch sanitary sewer and that the Reeve and Clerk be authorized to sign the necessary documents.

(7) Acquisition of Easements - South Slope Sewer Project -  
Phase No. 2.

The Manager reported that easements are required in connection with Phase No. 2 of the South Slope Sewer Project as follows:

- (a) Sigurd Berg and Susanne Berg, Fisherman and Wife, of  
5041 Sidley Street, Burnaby 1.  
Description of Easement - North ten feet of Lot 1 of part  
of Block 50, D. L. 98, Group 1, Plan 10519, N.W.D.  
Consideration - \$1.00 plus restoration of easement area.



Location of Easement - 504 1/2 Sidley Street.

(b) The Director, Veterans' Land Act, (S. L. Hoskin, 5138 Sidley Street, Burnaby 1, B. C.)

Description of Easement - south twenty feet of Block 42, D.L. 98, Group 1, Plan 573, save and except the north 33' as shown on Burnaby Street Dedication By-law filed No. 11362 and save and except the south 130.5 feet thereof, N.W.D., as shown outlined in Red on the plan attached to the easement. Consideration - \$1.00 plus restoration of easement area. Location of easement - 5138 Sidley Street.

(8) West fifteen feet of Lot 2, Block 49, D. L. 98, Plan 11632, Easement - South Slope Sewer Project No. 2.

On June 12, 1961, the Council authorized the acquisition of the above mentioned easement. Through a typographical error the description read the "west 15 feet" but should have read the "west 12 feet".

The Manager recommended that the error be corrected and the description be amended to read the west twelve feet of Lot 2, Block 49, D. L. 98, Plan 11632.

MOVED BY COUNCILLOR PRITTE,  
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendations ~~respecting~~ items (5), (6), (7) and (8) of the Manager's Report be adopted."

CARRIED UNANIMOUSLY

(9) Application to keep horses at 5155 Sperling Avenue.

The Manager referred to Item 4 of his Report No. 31 tabled by the Council pending production by the applicants of written consents from the neighbours and the building plan for the stable to house the horses acceptable to the Corporation. The Manager reported that the Clerk had received consents in writing from the adjoining residents and the Chief Building Inspector had advised the plot plan of the stable had been received and was acceptable to the Corporation.

MOVED BY COUNCILLOR HICKS,  
SECONDED BY COUNCILLOR MacSORLEY:

"That the report be received and permission to keep horses at this address, as requested be granted."

CARRIED UNANIMOUSLY

(10) Investments - General Fund.

In July, the major portion of Burnaby's tax collections are received. A schedule of cash requirements was drawn up and investments sought on securities maturing on coincidental dates.

*Att.* 3,533,000.00  
43,533.00. was invested in various maturities of the Royal Bank of Canada Deposit Receipts, \$24,000. In Province of B. C. Toll Highways and Bridges Authority 5% Parity Bonds, and \$168,000. in 4% Quebec Hydro. *Jv.*

The B. C. Parity Bonds present a very attractive security to assist in retaining a high yield investment for the longest period of time.

The following is a schedule of the investments made by the Municipal Treasurer:

Purchase	Amount	Interest From	No. of Days	Interest Earnings
18 Aug. R.B. of C. Deposit Receipts 2 3/4%	222,000.	17 July	32	535.23
28 Aug. R.B. of C. Deposit Receipts 2 3/4%	300,000.	26 July	33	745.88
15 Sep. R.B. of C. Deposit Receipts 2 3/4%	147,000.	18 July	59	653.44
22 Sep. R.B. of C. Deposit Receipts 2 3/4%	136,000.	18 July	66	676.27
29 Sep. R.B. of C. Deposit Receipts 2 3/4%	512,000.	18 July	73	2,815.98
8 Oct. R.B. of C. Deposit Receipts 2 3/4%	150,000.	14 July	84	992.37
13 Oct. R.B. of C. Deposit Receipts 3%	150,000.	14 July	91	1,121.89
20 Oct. R.B. of C. Deposit Receipts 3%	126,000.	14 July	98	1,030.99
27 Oct. R.B. of C. Deposit Receipts 3%	100,000.	14 July	101	830.14
3 Nov. R.B. of C. Deposit Receipts 3%	581,000.	14 July	112	5,348.26
10 Nov. R.B. of C. Deposit Receipts 3%	104,000.	14 July	119	1,017.18
17 Nov. R.B. of C. Deposit Receipts 3%	104,000.	14 July	126	1,077.02
24 Nov. R.B. of C. Deposit Receipts 3%	454,000.	14 July	133	4,962.79
29 Dec.) R.B. of C. Deposit Receipts 3%	445,000.	18 July	164	5,998.37
) B.C. Toll Highways 5%	456,000.	1 Aug.	150	9,410.92
1 Feb. B. C. Toll Highways 5%	47,000.	1 Aug.	184	1,184.65
15 Feb. B. C. Toll Highways 5%	73,000.	1 Aug.	198	1,979.90
1 March Quebec Hydro -Yield 3 5/8%	188,000.	17 July	227	5,846.61
1 May B. C. Toll Highways 5%	40,000.	1 Aug.	271	1,484.92
1 June B. C. Toll Highways 5%	76,000.	1 Aug.	302	3,144.10
	\$4,415,000.			\$50,856.91

As funds would not be needed to pay for the Toll Highways and Bridges Authority debentures and certain other expenses until 1 August, the following securities were purchased:

1 Aug. Canada Treasuries 2.50%	1,000,000.	18 July	13	890.00
28 July Canada Treasuries 2.50%	200,000.	18 July	9	124.00
	\$1,200,000.			\$51,870.91

The Manager recommended that the action taken by the Municipal Treasurer in making these investments be approved by Council.

MOVED BY COUNCILLOR PRITTEE,  
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(11) Proposed New Main Branch - Burnaby Public Library.

The Manager reported that discussions had been held with the Architect for the new Library, the Chairman of the Board and Mr. Jones, Chief Librarian, and that the following was submitted as a progress report on agreements reached during these discussions:

- (1) Plans for the Library called for incursion upon property now used by the Police and that the Police have concurred in the reduction of the area. The proposed site plan was now available.
- (2) Chief Building Inspector to act as Council's agent in the contract.

- (3) Target date of September 15th set for Plans and Specifications which will include demolition of the old building.
- (4) The Library Board will forward Plans and Specifications to Council for tender call and award of contract.
- (5) Library to supply information on non-contract costs.
- (6) Library Board has made arrangements for continuity of service.
- (7) Old McGill Branch will be declared surplus as soon as possible to do so.
- (8) Preliminary cost estimate of new building to be provided to Council.

The Preliminary estimate as provided:

Architect's estimate of prime contract (including demolition and \$2,000. contingency)	\$ 130,000.
Architect's Fee	7,800.
Furnishings	11,000.
Grounds (lawn, blacktop installation and restoration)	<u>5,000.</u>
	\$ 153,800.

The Library Board has suggested that the Corporation may now take steps if it so desires towards permanent disposition of the old McGill Branch building on Hastings Street.

Mr. Jones and Mr. Peter F. Smith, Architect, were present.

Mr. Jones presented a new site plan of the proposed Library pointing out that changes in location of the building were necessary since a Greater Vancouver Water Board easement had been discovered through the property containing a water main and that consequently the spacing of the area between the Library Building and the Police Building would be reduced, eliminating a part of the existing parking lot. The Chief Librarian submitted that the Police Department had been approached concerning the reduction in this area and that their approval had been obtained.

MOVED BY COUNCILLOR PRITTFE,  
SECONDED BY COUNCILLOR HARPER:

"That approval be granted to the change in site plans as presented."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR MacSORLEY:

"That an application be submitted to the Department of Municipal Affairs for approval of the use of proceeds from the sale of tax sale lands for the construction of the Library Headquarters on the same basis as that utilized for the financing of the new McGill Branch in North Burnaby."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HICKS,  
SECONDED BY COUNCILLOR PRITTEE:

"That authority be granted for the  
disposition of property occupied by  
the old McGill Branch on Hastings Street."

CARRIED UNANIMOUSLY

THE REEVE DECLARED A TEN MINUTE RECESS AT 9:00 P.M.

THE COUNCIL RECONVENED AT 9:10 P.M.

(12) Purchase of Equipment.

The Manager reported that tenders had been called for the supply of various pieces of equipment and that sealed tenders were received up to 3:00 p.m., 16th July and were opened publicly. The Manager recommended acceptance of tenders from the following for the supply of this equipment:

- (1) One 3-Ton Cab and Chassis - Brentwood Dodge Ltd., Dodge Truck Model S8D500 with Perkins R6 Diesel Engine,  
Cost - \$5,650.00.
- (2) One 3-Ton Cab and Chassis for Crane - McLennan Motors Ltd. Mercury Truck Model M600,  
Cost - \$3,850.00.
- (3) One 1-Ton Cab and Chassis for Flat Deck - Brentwood Dodge Ltd., Dodge Truck Model S8-D300,  
Cost - \$2,635.00
- (4) One Diesel Automotive Engine - Dietrich-Collins Equipment Company - General Motors Bedford make, model 300,  
Cost - \$2,134.10
- (5) One Hydraulic Crane for truck mounting - Pacific Tractor and Equipment Limited, Hiab make, Model 172,  
Cost - \$2,541.14
- (6) One Catch Basin Emptier (a complete truck mounted unit), Clarke Simpkins Ltd., Commer make,  
Cost - \$10,388.00
- (7) One All-Purpose Road Maintainer - Walkem Machinery & Equipment Ltd. - Aveling-Barford make, Model RM,  
Cost - \$7,990.00 with Fordson Diesel Engine.
- (8) Rubber Mounted Backhoe with front end loader - Purves Ritchie Ltd., John Deere make, Model 51-710-1010,  
Cost - \$7,833.34 with Diesel Engine.
- (9) One 9-Wheel Pneumatic Road Roller - Purves Ritchie Ltd., Browning make, Model SPR9,  
Cost - \$9,859.85 with Diesel Engine.
- (10) One 5/8 Cubic Yard Track Mounted Backhoe (Trade-in of a 1/2 yard Koehring Backhoe less bucket) - Purves Ritchie Ltd., Link Belt make, Model LS.58  
Net Cost - \$26,417.70.

The Manager further recommended that in the case of the All-Purpose Road Maintainer the purchase of a Scarifier Attachment for the Aveling Barford Machine at an additional cost of \$552.00 be made. Funds for the purchase of all this equipment was available from the Rotary Reserve.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendations of the Manager  
be adopted."

CARRIED UNANIMOUSLY

COUNCILLOR HICKS WITHDREW IN REGARD TO THE PURCHASE OF ITEM  
NO. (4).

(13) Vancouver Metropolitan Traffic Problems - Rail Rapid  
Transit.

The Manager reported that the Deputy Minister of Highways had submitted that since the question of a Financial Feasibility Study was dealt with by various Councils another possible solution had been suggested - a rail rapid transit with perimeter highways and that the B. C. Research Council had been asked to make a preliminary study to ascertain if a system of rail rapid transit - surface and subway - with perimeter highways appeared feasible. It was further submitted that the Research Council proposed a two phase study, firstly to determine the feasibility and secondly if the study indicated one or more routes were worth further investigation, such investigations would form phase two. A cost of \$15,000.00 for the first phase of the study was quoted by the Research Council of which Burnaby would pay 8% or \$1,200.00. The Manager reported no work on the Freeway Financial Feasibility Study had been undertaken pending completion of this study and that the contribution of \$9,200.00 made by Burnaby had been returned.

The Manager recommended that Burnaby participate in phase one study as set out herein.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR DRUMMOND:

"That the report of the Manager be received  
and tabled pending clarification of the  
transit position in the Metropolitan area  
due to expropriation proceedings of the  
B. C. Electric Company by the Provincial  
Government."

CARRIED UNANIMOUSLY

- (14) The Manager submitted the monthly report of the Fire Chief covering the activities of his Department for the month of July, 1961.
- (15) The Manager submitted a report prepared by the Social Service Administrator giving a cost and statistical comparison pertaining to Direct Social Allowance disbursements for selected months in 1960 as against those same months in 1961.
- (16) The Manager submitted a report prepared by the Municipal Engineer covering construction progress for the month of July, 1961.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That the reports mentioned above under  
items (14), (15), and (16) be received."

CARRIED UNANIMOUSLY

(17) Estimates.

The Manager submitted the Municipal Engineer's report covering Special Estimates of work in the total amount of \$46,750.00, recommending that the estimates be approved as submitted.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HICKS:

"That the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(18) Street Lights.

The Manager submitted a report from the Municipal Engineer covering street light installations as follows:

- (1) Delta Avenue at North Property Line of 1410
- (2) Nursery Street west of 7808
- (3) Elwell Street and Sperling Avenue - N.W. Corner
- (4) Smith Avenue and Lister Street - N.E. Corner

The following two light locations were added to the list:

- (5) Hilda Avenue
- (6) Warren Street - Centre location

The Manager recommended that the list of street light installations be approved by Council.

MOVED BY COUNCILLOR HARPER,  
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendation of the Manager, as amended, be adopted."

CARRIED UNANIMOUSLY

The letter from the Burnaby Dump Truck Rentals Association concerning the current Burnaby Dump Truck contract was brought forward for consideration. The Association submitted that their Group had been incorporated as a private Company and that there were at present twenty members in the Association eight of whom were on the Stride Avenue Pit List and the other twelve were independent truckers interested in Municipal work. The origin of the Association derived from the Stride Avenue Pit List. Some history of the formation of this list was given and it was indicated the list method operated satisfactorily until termination by decision of the Council to call for bids for truck requirements. The Association advised they were not disputing the right of the Council to call for bids. The Association submitted, however, that there was a feeling a moral responsibility rested on the Council to see that those who had served the Municipality previously were not treated in an unfair manner under the new arrangement.

The Association submitted that under the new policy both last year and this year the Corporation had entered into an agreement with an individual who was in substance only a hiring hall and that some financial difficulties had occurred with this type of contract during 1960. The Association referred to certain clauses contained in the 1960 Contract which it was interpreted were included for the protection of the sub-contractors and which had not been utilized for this purpose by the Corporation.

The Association submitted that in the 1961 Contract the successful bidder owned only five trucks representing less than 15% of the equipment needed according to specifications. Reference was made to provision in the 1961 contract for a performance bond and a retention of 15% of total amounts owing to the contractor as a hold-back for protection against Corporation risks under the contract. The Association asked if the contract for 1961 had yet been signed and also whether or not it was true the successful bidder can only put up a \$20,000.00 bond. The question was also asked whether certain paid officials had overridden the Council's decision to have reduced the 15% hold-back to 5%. It was felt the requirements of a hold-back should have been included in the specifications as it was a vital part of the contract. The Association drew attention to the requirement of Public Utilities Commission approval of rates where trucks were hauling over inter-municipal boundaries and it was submitted that had P.U.C. approvals been obtained during 1960 for rates used at that time the financial difficulties which occurred would not have happened.

The Association further charged that the Engineer by Directive dated August 15, 1960, had placed an interpretation on the 1960 contract which it was considered was not in accordance with the meaning of the contract and that such interpretation would have an affect upon bids presented. The Association suggested that the Municipality should look beyond merely the lowest tender in making decisions on contracts of this nature and that the conduct of the 1960 contract was evidence of this opinion.

In view of the information presented the Association requested that the 1961 contract be reconsidered by the Council. It was again reiterated that the members of the Association own all the trucks that may be required by the Corporation without the intervention of a hiring hall third party and were capable of meeting all performance requirements. In response to the various comments made in the letter the Manager submitted the following:

(1) Re the hiring hall aspect.

It was submitted that a full report on this aspect was made to the Council prior to a decision being made by the Council on the letting of the contract.

(2) Re the 15% hold-back.

The Manager submitted that a change was made in the contract by resolution of the Council on the 12th of June, 1961 whereby 5% of each month's payment would be held back for the first eleven months and the whole of the final month's payment for a period of 60-days and that this was considered sufficient to protect the Corporation.

(3) Re the Performance Bond.

No stipulation of a Performance Bond had been made in the tender call. The contractor had agreed to the placement of a Bond but in examining the amount of the Bond further with insurance experts it was felt that the Corporation's risk lay in the amount created by the differential between the contract price and what is termed the actual price in the event of the failure of the operator and that by calculation this had been determined to be in the neighbourhood of some \$14,000.00. The insurance companies felt that a Performance Bond of \$10,000.00 would be ample to protect the Corporation. Furthermore, the contract had run for approximately three months or one-quarter of its term. The Manager submitted that he was in possession of a letter from the contractor's insurance company advising that they were prepared to supply coverage to \$10,000.00.

(4) The Public Utilities Commission Requirements.

The Manager advised that he was in possession of completed forms on rate approvals required by the Public Utilities Commission in respect of the contractor's rates and that these would be forwarded to the Commission upon completion of the contract. It was submitted also that the contractor would only be required to go outside the Municipality thus making the P.U.C. rates necessary in cases of emergency and that it may be possible that Municipal equipment could be utilized in such instances.

(5) Re: The Interpretation by the Municipal Engineer of Clause 12 of the 1960 Contract.

The Manager reported that full reports had been presented to the Council during June concerning this matter. Mr. Brownjohn of the Truckers Association spoke to the Council relative to the Public Utilities Commission rates and suggested that the Council would be in an impossible situation if the contractors trucks were not equipped with P.U.C.H "plates". The position was that before the contractor could change his rates he must go before the Public Utilities Commission for a hearing on rate reductions and that their Association would attend the hearing and fight a lowering of the rate.

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR HICKS:

"That the Performance Bond of \$16,000.00  
be accepted and that the contract be signed."

CARRIED  
COUNCILLOR DRUMMOND-  
OPPOSED.

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR EDWARDS:

"That the Committee do now rise and  
report to the Council."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR EDWARDS:

"That the report of the Committee be  
adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That leave be given to introduce  
"BURNABY ROAD ACQUISITION AND DEDICATION  
BY-LAW NO. 4, 1961"  
"BURNABY ROAD ACQUISITION AND DEDICATION  
BY-LAW NO. 5, 1961"  
and that they be read a First Time."

CARRIED UNANIMOUSLY



MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That the By-Laws be read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That the Council resolve into Committee  
of the whole to consider the By-Laws."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That the Committee rise and report the  
By-Laws complete."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That the report of the Committee be  
adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR HARPER:

"That "BURNABY ROAD ACQUISITION AND  
DEDICATION BY-LAW NO. 4, 1961"  
"BURNABY ROAD ACQUISITION AND  
DEDICATION BY-LAW NO. 5, 1961"  
be now read a Third Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR HARPER:

"That "BURNABY LOCAL IMPROVEMENT CONSTRUCTION  
BY-LAW NO. 13, 1961"  
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW  
NO. 14, 1961"  
be now reconsidered."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR EDWARDS:

"That "BURNABY LOCAL IMPROVEMENT CONSTRUCTION  
BY-LAW NO. 13, 1961"  
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION  
BY-LAW NO. 14, 1961" be now finally adopted,  
signed by the Reeve and Clerk and the Corporate  
Seal be affixed thereto."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR EDWARDS:

"That the Council resolve into Committee  
of the Whole at 10:45 p.m."

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER - REPORT NO. 41, 1961.

(1) Re: Greenwood Street Extension.

The Manager reported that John McCallum, owner of Block 5, D.L. 44/78/131/136, through which the extension of Greenwood Street was proposed, had offered the property to the Corporation since a proposed 66 foot right-of-way through the property would require .42 of the .78 of an acre. It was reported that the original asking price was \$15,000.00 and the Corporation had now received an offer to acquire the property for \$10,000.00. It was recommended that the property be acquired for the sum of \$10,000.00 and that the Reeve and Clerk be authorized to sign the necessary document.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR MacSORLEY:

"That the offer be tabled for a period of  
two weeks and that a further report be  
obtained on the necessity for the general  
road link through to Bainbridge Avenue and any  
alternate road routes there may be through  
this area."

CARRIED UNANIMOUSLY

(2) South Slope Sewer Project No. 2 - Easement over the West  
20 Feet of Block 19, D. L. 94 South, Plan 720 (Brasso).

The Manager reported that Peter and Henning Brasso owned this property and were prepared to grant an easement for the sum of \$3,000.00. The owners, however, preferred to grant a 15 foot easement for the sum of \$2,500.00 and to give the Corporation permission to use an additional five feet during construction of the sewer. It was recommended that the Corporation acquire the 15 foot easement for the sum of \$2,500.00 and that the Reeve and Clerk be authorized to sign the necessary documents.

MOVED BY COUNCILLOR MacSORLEY,  
SECONDED BY COUNCILLOR PRITTIE:

"That the recommendation of the Manager  
be adopted."

CARRIED  
COUNCILLOR CLARK-OPPOSED

(3) Hastings Street Widening - Gamma Avenue and Hastings.

The Manager reported that portions of Lots 1 and 2, Block 12, D. L. 122 were required for the widening of Hastings Street and that on April 17th the Council had authorized the expropriation of the portions required. Negotiations had continued and the owners were now agreeable to convey the property required for the widening project (South-East corner Gamma Avenue and Hastings Street) for the sum of \$1,500.00. It was recommended the offer be accepted and that the Reeve and Clerk be authorized to sign the necessary documents.

MOVED BY COUNCILLOR DRUMMOND,  
SECONDED BY COUNCILLOR EDWARDS:

"That the recommendation of the Manager  
be adopted."

CARRIED UNANIMOUSLY

(4) Hastings Street Widening - Sperling Avenue to Duncan Avenue.

The Manager reported on the proposed acquisition of the North 20 feet of Lots 1, 2 and 3 of Lot 6, Block 4, D. L. 206 from T. F. Orr of Orr Stores Limited and Lots 1 and 2 of Lot 7, Block 4, D. L. 206 from W. H. Malkin Limited (Shop-Easy Stores (B.C.) Limited) situated on the South side of Hastings Street between Sperling Avenue and Duncan Avenue. It was reported that the buildings occupying the Orr property have the required set-back to provide for 20 feet of widening except the Shop-Easy Store which was constructed to the front property line. The owners would convey the North 20 feet of the properties to the Corporation for the sum of \$1.00, however, the estimated costs of the proposal were as follows:

1. Amount required by Orr's Stores for removal and replacement of the portion of the building located on the north 20 feet of Lots 1, 2 and 3 of Lot 6, Block 4, D. L. 206, Group 1, Plan 1323	\$ 9,992.00
2. Amount required by Shop-Easy Stores (B.C.) Limited for the relocation of the fixtures	5,965.00 5,965.00
Sub-Total -	\$ 15,957.00
3. Estimated cost of lowering Clare Avenue	5,000.00
4. Estimated cost of sidewalks and temporary work on Hastings Street	2,030.00
Total estimated cost - -	\$ 22,987.00

MOVED BY COUNCILLOR PRITTIE,  
SECONDED BY COUNCILLOR EDWARDS:

"That this information be received and  
brought forward for further consideration  
in two weeks' time."

CARRIED UNANIMOUSLY

His Worship the Reeve reported on the alleged noise nuisance emanating from the Sunnyslope Kennels on Marine Drive. This matter had been referred to the Reeve previously to investigate the complaints received of the alleged noise from barking dogs. The Reeve reported that through the co-operation of the R.C.M.P. a Constable had taken up residence in the Motel across from the dog kennels and had submitted a report indicating that while there was some barking at different times of the day the barking was of short duration and could not be considered extensive. The Reeve suggested that under the circumstances the laying of a charge by the Municipality against the kennel owner under the Noise Prevention By-Law was not considered warranted and that the onus rested upon the people who were affected by the noise to produce evidence under the

By-Law before the Magistrate. On the sanitation aspect it had been presented by the S.P.C.A. that while the conditions at the kennel were not in complete accord with S.P.C.A. requirements, standards had improved considerably and were acceptable. The S.P.C.A. had suggested that in order to minimize the noise nuisance the operator be asked to refrain from accepting strange dogs for boarding after 7:00 p.m. in the evening. It was agreed that this request be made of the dog kennel operator.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR MacSORLEY:

"That no action be taken on the laying of an information and complaint by this Corporation against the operator of Sunnyslope Kennels in regard to the alleged noise nuisance from barking dogs emanating from the said kennel."

CARRIED UNANIMOUSLY

In commenting on this matter at the request of the Council the Municipal Solicitor suggested that if the complainants were desirous of laying a charge against the operator, the services of his Department would be available to assist in drawing the information and complaint.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR CLARK:

"That the Committee do now rise and report."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR EDWARDS,  
SECONDED BY COUNCILLOR PRITTIE:

"That the report of the Committee be adopted."

CARRIED UNANIMOUSLY

The Meeting adjourned at 11:20 p.m.

Confirmed:

Certified Correct.

  
REEVE

  
CLERK