

THE CORPORATION OF THE DISTRICT OF BURNABY

23 December, 1965.

REPORT NO. 88, 1965.

His Worship, the Reeve,
and Members of the Council.

Gentlemen:

Your Manager reports as follows:

1. Re: Complaint by J. W. Bellinger

Mr. Bellinger has complained to Council about the number of visits to his area by the Poundkeeper, claiming it is a form of intimidation. He also accused the Poundkeeper of:

- 1) Enticing dogs from people's yards.
- 2) Deliberate lying.
- 3) Use of foreign substance.

He made the suggestion that the Poundkeeper should be in uniform and his vehicle marked.

The control of dogs is the most unsatisfactory, disagreeable, and unrewarding task the Corporation faces. On the one hand, there is that part of the community who suffer from dogs running at large and who complain bitterly about the lack of enforcement by the Corporation, while on the other hand, there are bitter complaints from the owners of dogs when their dogs are picked up, resulting in claims such as made by Mr. Bellinger.

It has been found necessary to enact a by-law forbidding dogs to run at large. This is enforced by having such dogs picked up and impounded when such dogs are found and can be caught. The By-law allows no discretion to the Poundkeeper, and indeed with the problem of catching dogs he needs no such powers.

The reason the dogcatcher was spending so much time in the Willingdon Heights area is because it is his job to catch dogs running at large and he had observed a greater than average of such dogs in the area. Intimidation, then, must only refer to enforcement.

There could be cases of a dog being coaxed from private property, but only when the dogcatcher is certain that the dog is obviously at large. Since this could develop into an argument, instructions have been issued to the Poundkeeper to cease this practice.

The charge of lying is not being commented upon as it is not known what the Poundkeeper has to lie about.

The charge of using a foreign substance is definitely refuted. No foreign substance is used and if the dogs referred to became sick after being handled by the Poundkeeper it cannot be attributed to this. Incidentally, these dogs were not taken to the Pound but were only placed in the van and returned to the owners on request, with no fee charged.

If enforcement of the law is not important, the law should be rescinded. If the law is necessary it should be enforced to the greatest possible extent compatible with reason, such as cost of enforcement. It can be accepted that to place the dogcatcher in uniform would have certain advantages but to do so, or mark his vehicle, would only add to the difficulties of enforcement.

..... Page 2.

Page 2.
REPORT NO. 88, 1965.
MUNICIPAL MANAGER
23 December, 1965.

2. Re: 6th Street Sanitary Sewer Project No. 18

Three tenders for the above mentioned project were received up to 3:00 p.m., Tuesday, December 21st 1965. A tabulation of the tenders is attached hereto.

The project consists of the following work:

- (a) Approximately 28,711 linear feet of sanitary sewers consisting of sizes 8", 10", 12" and 15" diameter sewer mains.
- (b) Approximately 120 manholes.
- (c) Approximately 342 house connections.

It is recommended that the tender of Tide Bay Dredging Company Ltd. for the sum of \$317,107.77, which is for the "dirty street" method, be accepted. The recommendation for the "dirty street" method, at a saving of \$5,800.00, is because a relatively small portion of the job is on open road allowances with the greater portion being on unopen road allowances, lanes and easements.

3. Re: Purchase of Shaper and Hydraulic Press

An advertised tender request for the above equipment resulted in the receipt of eleven submissions. Attached hereto is a tabulation of the tenders received.

A. The average price of the Shaper is \$3,223.07.

The Municipal Engineer recommends the purchase of the Elliott Invicta Model 18M offered by A. R. Williams Machinery Western Ltd. for the net price of \$3,013.50, which is lower than the average price by \$209.57, and higher than the lowest tender by \$798.00.

The reasons for the selection of this machine are as follows:

- a) Slower tool speeds ranging from 11 strokes per minute to 101 strokes per minute (the others were: the lowest tool speed offered 18 strokes/minute, the highest 135 strokes/minute). We are in favour of slower speeds because some of our work will be done on welded material which is very hard and too fast cutting will burn the tools.
- b) The chosen shaper is the cheapest machine offered with a throat under the ram. This means that we can cut keyways in any location on the shafts.
- c) This machine has the widest vice opening offered (10 3/4" vs. the next size 9 1/2" down to 5 1/8").
- d) Table support is by means of two nuts on a heavy frame with a properly incorporated slide. While this feature is not unique to Elliott Invicta Model 18M, some of the offered machines are not as desirable in this respect.

B. The average price of the Hydraulic Press is \$1,372.91.

The Municipal Engineer recommends the purchase of the 75 ton Dake Press offered by J. H. Ryder for the net price of \$1,129.80, which is lower than the average price by \$243.11, and higher than the lowest tender by \$1.05.

Page 3.
REPORT NO. 88, 1965.
MUNICIPAL MANAGER
23 December, 1965.

(Item #3 - Re: Purchase of Shaper and Hydraulic Press cont.)

The reasons for the selection of this machine are as follows:

- a) Lateral movement of the workhead.
- b) Tool movement actuated by hydraulic cylinder and by screw movement, thus speeding up the work.
- c) The location of the pump handle makes the operation somewhat safer and in our opinion more convenient.

It is recommended that the machines selected by the Municipal Engineer be purchased.

4. Re: Sheep Protection Act Claim

A claim has been received from Mr. K. F. Peters, 3524 Ardingly Avenue in the amount of \$75.00 for the loss of three sheep killed by dogs - two on December 11th, and one on December 19th, 1965.

The Chief Licence Inspector reports that the animals were kept in a one-half acre enclosure, well fenced by page wire approximately 42" high. Although the fence was adequate to contain the sheep, it offered little protection against a large dog. The owner of the dog is not known. Mr. Peters did not have a permit to keep sheep at this location.

In view of all the circumstances, it is recommended that Mr. Peters be paid 50% of his claim which amounts to \$37.50.

5. Re: Superannuation - Magistrates

On November 30th, 1964 Council adopted the following resolution:

"That:

- (1) William Randolph Beamish, a Magistrate in and for the Province of British Columbia be and is hereby brought within the scope of the Municipal Superannuation Act as provided by Section 3 of the said Act, effective November 23, 1964, subject to the following condition:
 - (a) the Municipality shall contribute to the Municipal Superannuation Fund eight percent of the said Magistrate's salary for 15 years from November 23, 1964 and thereafter shall contribute four percent, provided that the Municipality's contribution shall cease in any event when the said Magistrate shall attain the age of 70 years.
- (2) Charles Murray Hyde, a Magistrate in and for the Province of British Columbia be and is hereby brought within the scope of the Municipal Superannuation Act as provided by Section 3 of the said Act, effective March 23, 1964, subject to the following condition:
 - (a) the Municipality shall contribute to the Municipal Superannuation Fund four percent of the said Magistrate's salary until he shall have attained the age of fifty years; eight percent until the said magistrate shall attain the age of 65 years and thereafter shall contribute four percent, provided that the Municipality's contribution shall cease in any event when the said Magistrate shall attain the age of 70 years."

.... Cont. Page 4.

Page 4.
REPORT NO. 88, 1965.
MUNICIPAL MANAGER
23 December, 1965.

(Item #5 - Re: Superannuation - Magistrates cont.)

Magistrate C. Murray Hyde advises, by letter dated December 16th, 1965, that he wishes to be relieved of participation in the Superannuation Plan.

It is recommended that part (2) of the resolution referred to above be rescinded.

6. Re: Justice Building

The Architects for this project, McCarter, Nairne & Partners, have requested permission to engage Paul M. Cook, P.Eng., Consulting Engineer, to undertake test drilling and soil analysis for the Justice Building.

Mr. Cook has given an estimated cost of \$700.00 for the work involved. This might be reduced if test pits allow for the required information without the necessity of drill holes.

Verbal consent has been obtained from the property owners involved where three of the holes are on private property.

It is recommended that authority be granted for Mr. Cook to be engaged for this test drilling and soil analysis.

7. Re: Reserve for Uncompleted Budget Projects

The attached report covering Reserve for Uncompleted Budget Projects has been received from the Municipal Treasurer.

It is recommended that the recommendations of the Treasurer be adopted by the Council.

8. Re: Estimates

Submitted herewith for your approval is the Municipal Engineer's report covering Special Estimates of Work in the total amount of \$53,000.

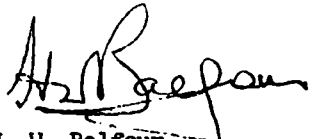
It is recommended that the estimates be approved as submitted.

9. Re: Street Lights

Submitted herewith for your approval is the Municipal Engineer's report covering suggested street light installations.

It is recommended that the installations be approved.

Respectfully submitted,



H. W. Balfour
MUNICIPAL MANAGER

HWB: gr

Page 1 - Supplementary
REPORT NO. 88, 1965.
MUNICIPAL MANAGER
28 December, 1965.

10. Re: Street Lights - Moscrop-Gilpin Diversion

Tenders were called for the installation of street lights on the above mentioned street and two tenders were received as follows:

Norburn Electric Ltd.	\$ 12,342.00
Montgomery, Johnstone Electric Limited	\$ 14,400.00

It is recommended that the tender of Norburn Electric Limited of \$12,342.00 be accepted.

11. Re: Burnaby Birthday Week Society

Burnaby advanced the sum of \$3,700 to the Burnaby Birthday Week Society on approval of Council.

The Treasurer of the Society has now submitted a financial statement which shows a deficit position of \$747.10, which is represented by charges made against the Society for Municipal services to the Society which had not been included in the original budget of the Society.

Statement of Expenditures
June 22 to December 24,
1965

	<u>Budget</u>	<u>Expenditure</u>	<u>Balance</u>
Publicity	\$ 1,100.	\$ 1,099.56	\$.44
Promotion	2,000.	2,000.00	-
Union Band	110.	108.00	2.00
Transportation	100.	47.43	52.57
Secretarial Expenses	200.	-	200.00
Administration	100.	71.91	28.09
Prizes (Painting)	90.	90.00	-
Prizes (Parade)		92.40	92.40
			\$ 190.70
Bank Interest Allowed			2.99
Bank Balance			\$ 193.69

Outstanding Accounts

Corporation of Burnaby - Secretarial Expense	115.48	
Secretarial Expense	329.00	
Postage	.44	
Signs, Clean-up etc.	495.87	\$ 940.79

Deficit Position \$ 747.10

It is recommended that Council authorize a further payment to the Burnaby Birthday Week Society of \$747.10, on receipt of which the Society is to reimburse Burnaby the sum of \$940.79.

Page 2 - Supplementary
REPORT NO. 88, 1965.
MUNICIPAL MANAGER
28 December, 1965.

12. Re: Acquisition of Easements - Sanitary Sewer Projects

Easements are required in connection with the undernoted Sanitary Sewer Projects as follows:

(i) South Slope V Sanitary Sewer Area #6

Owner - Joseph John Charles Peschke and Grace Evelyn Peschke,
7346 - 14th Avenue, Burnaby 3, B. C.
Property - Portion of Lot 30 as shown outlined on plan deposited in
Land Registry Office, Block 3, D.L. 29, Group 1, Plan 3035, N.W.D.
Location of Easement - 7346 - 14th Avenue, Burnaby 3, B. C.
Consideration - \$1.00 plus restoration of the easement area.

(ii) Buckingham-Sperling Sanitary Sewer Area #8

(a) Owner - Frank Morris Letour,
6330 Yukon Street, Vancouver, B. C.
Property - The 0.072 acre portion of Lot 5, as shown outlined in red
on Plan filed in the Land Registry Office, New Westminster
City, Blocks 1, 2 and 3, D.L. 85, Group 1, Plan 17524, N.W.D.
Location of Easement - Vacant Land - West of
5511 E. Grandview Douglas Highway, Burnaby 2, B.C.
Consideration - \$1.00 plus restoration of the easement area.

(b) Owner - Ralph Hunter Brine and Marion Eleanor Brine,
5651 Malvern Avenue, Burnaby 1, B. C.
Property - The Northwesterly 15' being measured at right angles to
the Northwest boundary of Parcel "A" (Explanatory Plan
13849) of Parcel 1 of Lot "O", D.L. 85, Group 1, Plan 5130,
N.W.D.

Location of Easement - 5651 Malvern Avenue, Burnaby 1, B. C.
Consideration - \$1.00 plus restoration of the easement area.

(iii) Gilpin-Grandview Sanitary Sewer Area 10/11

Owner - Fred Claude Gothred Bendickson and Dorothea Elizabeth Bendickson,
4218 Norland Avenue, Burnaby 2, B. C.
Property - The East 10' of Lot 15, Block 12, D.L. 79, Group 1, Plan 2298, N.W.D.
Location of Easement - 4218 Norland Avenue, Burnaby 2, B. C.
Consideration - \$1.00 plus restoration of the easement area.

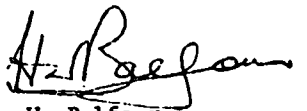
It is recommended that authority be granted to acquire the above easements,
and that the Reeve and Clerk be authorized to execute the easement documents
on behalf of the Corporation.

13. Re: Tax Percentage Addition Rebates

Attached hereto is a statement of two applications for rebates of tax percentage
additions in the amount of \$22.66.

It is recommended that the rebates be granted.

Respectfully submitted,



H. W. Balfour
MUNICIPAL MANAGER

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