

30 April 1971

MANAGER'S REPORT NO. 31, 1971

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

Gentlemen:

Your Manager reports as follows:

1. Re: Signing Officers.

With Mr. Balfour's retirement it is necessary to delete his name as a signing officer on the Municipality's non-personal savings bank account, NP 15. This bank account contains all Trust and Capital Funds.

Experience has proven that it is necessary to have three signing officers and accordingly it is recommended that the Manager's name be substituted for Mr. Balfour's on the bank Resolution.

Attached is a copy of the Resolution re Bankers and Signing Officers, which should be passed by Council. It is so recommended.

2. Re: Statement of Revenue and Expenditure
for the period 1 January to 28 March, 1971.

This is in reply to Council's request for an explanation of two items on Statement A of the above mentioned report, viz:

Taxes real property	(\$ 52.)
Grants in Lieu of Taxes -	
Federal agencies	(42,180.)

The \$52 item represents two Section 411 allowances approved by Council 22 March, 1971, in the amount of \$51.73. The sum is budgetted under code 13 11 01, Rebate of Taxes, Penalties and Interest - \$500. in the 1971 Provisional Budget. The expenditure is classified as a reduction of revenue. As a result, until such time as the taxes for the year are levied, (and the annual revenue for taxes is reflected in the accounts) the account will remain in a debit balance.

The \$42,180. represents the reversal of a year end accrual. Specifically it represents grants from the National Harbours Board budgetted in 1970 but not received by 31 December, 1970. At the year end the amount was set up as an account receivable, thereby permitting revenue to match budget for the year. Each year on the 1st of January, year end accruals of the previous year are reversed. This is done in order to simplify the recording procedures for coding clerks.

The reversal appears in the data processing print-out from which the report to Council is prepared. An adjustment should have been made to the print-out to prevent the \$42,180. from appearing on the report to Council, unfortunately the adjustment was not made. In order to prevent distortion of the report, the amount should not appear in the report until such time as payment is received from the National Harbours Board.

Future reports to Council will reflect the correct treatment.

3. Re: Dog Complaint - Brantwood - Mrs. Irene Busst.

At the Council meeting of April 26, 1971, a complaint was received regarding the above. At the time the Manager mentioned that he had a report from the License Inspector for the information of Council. The following is the context of that report:

"I have contacted the S.F.C.A. and am informed that during their regular

Continued....

3. Re: Dog Complaint - Brentwood - Mrs. Irene Busst. (Cont'd)

patrols of this area they rarely, if ever see a dog running at large. This is borne out by the fact that Mr. Kenzie and myself were in this subdivision on Wednesday of this week looking for an unlicensed contractor supposedly in the area, and we must have patrolled the area for almost two hours during which time not one dog was seen.

Further, no complaints of bitings have been reported to this office or the S.P.C.A. from this area.

I would point out that our impounding fees are higher than most of the surrounding Municipalities."

4. Re: City Status.

The above subject was raised at the Council meeting of April 26, 1971.

The status of the situation is basically this:

1. The Deputy Minister of Municipal Affairs served notice on Council on January 18, 1971, that pursuant to Section 20(4) of the Municipal Act the Minister of Municipal Affairs was making a recommendation to the Lieutenant-Governor in Council that the status of the District of Burnaby be changed to that of a City effective January 1, 1972. The Deputy Minister pointed out it was their intention to advance the necessary Order-In-Council and Letters Patent on the expiration of 6 months from the date of the service of the notice i.e. July 18, 1971.
2. On February 1, 1971, the Council established a Special Committee to explore all ramifications of City status for Burnaby, consisting of Mayor Prittie, as Chairman, and Aldermen Emmott and Mercier as members.
3. Mayor Prittie, Alderman Emmott, Municipal Manager, Mr. Balfour, and Assistant Municipal Manager, Mr. Shelley, met with the Minister of Municipal Affairs on Monday, March 15th to discuss this subject.
4. The Mayor advised all members of Council by direct communication in a letter dated March 18, 1971, of the results of the meeting with the Honourable Mr. Campbell. Enclosed with the Mayor's letter was a memorandum prepared by Mr. Balfour. The Mayor states in his memo that he had intended to report on Monday, March 15th, but the circumstances of the evening prevented it.
5. Mr. Balfour advised your Municipal Manager that the Mayor had reported to each member of Council on the meeting with the Minister of Municipal Affairs and that no member of Council raised any questions at the Council meeting of March 22, 1971 (being the closest meeting after the Mayor's letter was sent out). It was therefore assumed that there was tacit concurrence in the preparation of the position paper requested by the Minister of Municipal Affairs and outlined by Mr. Balfour in his report of March 18, 1971.
6. Apparently the Mayor discussed the preparation of the paper with Mr. Balfour and it was decided that it would be better if the writer prepared the paper as it would have to be defended first to Council and then to the Minister and this could be best done by the author.
7. The writer has attempted to review the files and is in the process of preparing the position paper noted above. Consideration has been given to the process of the Budget as being the first priority, and once this matter is resolved, full attention will be given to the paper.

Continued....

5. Re: Contract Vending Machines.

The following requests have been received from the Parks and Recreation Commission:

1. To have the following vending machines installed at the Kensington Pitch and Putt Golf Course.
 - 1 Cigarette Vending Machine
 - 1 Cold Drinks Vending Machine
 - 1 Hot Drinks Vending Machine
 - 1 Candy Bar Vending Machine
2. The installation of a Cigarette Vending Machine at the Centennial Pavilion.
3. The present agreement with Vancouver Enterprises Limited, increased to include the above machines.
4. The agreement with Vancouver Enterprises Limited, be extended from May 14, 1971, for a period of two years.

The Purchasing Agent has discussed the foregoing requests with Mr. J. Land, Sales Manager for Vancouver Enterprises Limited. With one exception he is prepared to extend the existing contract. He wishes to eliminate the bonus feature for cigarettes of 1¢ per pack because with the new price on cigarettes the "bonus" resulting from rounding off the price of a package to the nearest 5¢ no longer exists. The revenue to the Municipality from this feature is approximately \$7.00 per month per machine for the 1 machine presently installed and each of the 2 machines recommended to be installed.

By way of background, tenders were called for this service in April 1969 and were reviewed by Council on March 21, 1969. Three tenders were received. The commissions were very similar but the Parks and Recreation staff were not very satisfied with the service given by West Coast Canteen Limited and recommended that Vancouver Enterprise Limited get the contract. The Parks and Recreation Commission agreed with this recommendation and Council approved of it. Incidentally, this was the only Company at the time that agreed to close off their machines whenever we opened a concession.

The commissions paid under the extended contract would be as follows:

Cigarettes	-	4.8¢ per pack
Hot Drink, Coffee, Chocolate, etc.	-	0-3,000 - 10% 3,001-over - 15% per month, per machine.
Cold Drinks	-	0-1,500 - 10% 1,501-3,000 - 15% 3,001-4,000 - 20% 4,001-over - 25% per month, per machine.
Canned Pop	-	Same as cold drinks above.
Candy, Cakes, Pastry, Potato Chips, etc.	-	0-1000 - 5% 1,001-2,000 - 6% 2,001-over - 7% per month, per machine.

In the opinion of the Purchasing Agent, the commissions received are somewhat incidental to the service provided. All departments having the opportunity to observe this operation have been solicited and all indicate a willingness of this firm to provide good equipment and service.

We would therefore advise that we concur with the Parks and Recreation Commission's request that Council approve the extension of the existing contract subject to the one adjustment and to include the additional equipment.

Continued.....

6. Re: 1973 Canada Summer Games Society.

Under date of 26 March 1971, Mr. G.W. Ramsell, President 1973 Summer Games Society wrote Mayor Prittich as follows:

"It is my understanding that grants may be made to a City or Municipality by individuals or corporations, and enjoy tax exemptions similarly enjoyed by grants made to charitable institutions.

Would you be so kind as to write and confirm if my information is correct, as we have a situation now with regard to Friends of the Games where certain monies may be forthcoming with regard to lighting at Swangard Stadium, and up to the present, the Friends of the Games have not been able to obtain recognition from the Income Tax Department."

This matter was referred to the Treasurer and he took this up with the Department of National Revenue and they replied as follows:

"In order for a Canadian organization to be recognized as charitable with this Department it must be established and operating exclusively for charitable purposes. Charitable purposes or activities are not defined in the Income Tax Act and we must, therefore, refer to the ordinary principles of law governing charity. In this respect it is well established in law that the advancement of sports cannot be considered a charitable purpose, even though it might be of benefit to the community. Accordingly, the 1973 Canada Summer Games Society cannot qualify for registration as a charitable organization for the purposes of Section 27(1)(a)(i) of the Income Tax Act.

However, Section 27(1)(a)(iii) of the Act stipulates that gifts made to a Canadian municipality are eligible for deduction from income pursuant to the provisions of that section of the Act.

The City of New Westminster and the Corporation of the District of Burnaby are recognized Canadian municipalities. Therefore, if one or both of those municipalities were prepared to issue the official receipts in their own names to the donors for their contributions to the 1973 Summer Games Society and render itself (themselves) accountable for the monies collected, such donations would be eligible for deduction from income pursuant to the provisions of Section 27(1)(a)(iii) of the Act, not as charitable donations but as gifts to a Canadian municipality and registration is not required.

If the City of New Westminster and/or the Corporation of the District of Burnaby propose to issue the receipts to the donors for their contributions we will require confirmation in writing to that effect from an official of the municipality concerned."

Where someone desires to donate goods and services to the Canada Games Committee, the best plan of operation is for the donor to give the Corporation a cheque for the estimated value of these goods and services, and then for the Municipality to buy the goods and services at that estimated cost.

Summary:

1. It is recommended that Council authorize the Municipal Treasurer to accept donations for the 1973 Canada Summer Games Society, and issue a receipt therefor. If the donations are in cash with no strings attached, he would turn the money over to the Canada Games Society. If, on the other hand, the donor proposes to donate goods and services, the Treasurer would issue a receipt for the money received and cause the Purchasing Agent to issue an appropriate purchase order and make payment of the account when rendered.
2. It will also be necessary to instruct the Municipal Clerk to advise the Registrar-Examiner of Charitable Organizations of the Department of National Revenue, Taxation, Government of Canada, that the District of Burnaby proposes to issue receipts to donors for their contributions for use in the carrying out of the 1973 Canada Summer Games, and it is so recommended.

Continued....

7. Re: Burnaby Centennial '71 Committee.

Our Centennial Committee expects to be in receipt of offers of cash for goods and services in connection with the Centennial Heritage Park Project. The Committee may also receive an offer to donate actual goods and services rather than cash.

The Burnaby Centennial '71 Committee is not a separate society but is a committee serving the Municipal Council.

Nevertheless, it is recommended that a procedure similar to that outlined in Item 6 above for the 1973 Canada Summer Games Society be adopted for the Burnaby Centennial '71 Committee. It goes without saying that the Clerk will have to advise the Registrar-Examiner of Charitable Organizations of the Department of National Revenue, Taxation, Government of Canada, that the District of Burnaby proposes to issue receipts to donors for their contributions for use in the Burnaby Centennial Project, and this should be included in the motion.

8. Re: Senior Citizens' Recreation Center, 4500 Block Albert Street.

The Council approved of engaging Industrial Construction Centre Limited on March 1, 1971, on the recommendation of the Parks and Recreation Commission, to design and supervise the construction of the above-noted Recreation Center.

The Industrial Construction Centre Limited proposal called for the preparation of working drawings by March 22nd and that following this a standard architectural contract be entered into with them. They did in fact produce the working drawings on March 22nd as required and these were accepted by the Commission on March 22nd.

It is now necessary to enter into a contract with Industrial Construction Centre Limited which briefly should cover the following points:

1. Professional services will be the same as the ones outlined in the Standard Form Agreement between Client and Architect known as R.A.I.C. Document Number 6, Revised 1964 and published by the Royal Architectural Institute of Canada with the word "Consultant" substituted where the word "Architect" appears.
2. The Consultant will supply 20 sets each of the working drawings and Specifications at no additional cost.
3. The fee will be 6% of the total contract price and will not exceed \$11,320.00.
4. The standard fee of 4.2% (included as part of the fee) will be charged for working drawings.
5. The maximum budget for this project is \$200,000 including the Consultant's fee.
6. If the lowest tender submitted for the cost of constructing and erecting the work exceeds the sum of \$188,680.00, the Consultant will, at his own cost and expense and to the entire satisfaction of the Municipality, revise the Contract Documents, including the plans and specifications, to bring the cost of constructing and erecting the work within the sum of \$188,680.00.
7. Generally, construction should be completed by September 30, 1971.

The necessary documents have now been prepared by the Municipal Solicitor covering the above points, and it is recommended that authority be given to have the Municipality's signing officers execute the necessary agreement.

Continued...

9. Re: Section 411 of the Municipal Act.

The following has made application under Section 411 of the Municipal Act for rebate of percentage additions on the respective property:

M.E. Morris	Lot 20, Blk. 9, D.L. 68,	1970 Penalties	\$14.34
3817 Pine Street,	Plan 1009, Code: 2024412		
Burnaby 1, B.C.			<u>\$14.34</u>

This application for \$14.34 is presented to Council for its consideration and approval.

To date, 1971 allowances which have been approved under this section, not including the above, total \$51.73.

10. Re: Municipal Finance Officers Association of the
United States and Canada: Conference - New York City, 3 June 1971.

The Municipal Treasurer has been a member of the above mentioned organization since 1954 and has been privileged to attend their annual conferences from time to time. It is the one opportunity in the year he is able to get together with the finance officers from the major cities of Canada. There will be at least 75 Canadians in attendance. Attached is a copy of the agenda.

Additionally, the Treasurer has been asked to participate in the Canadian Session on Tuesday, 1 June 1971, concerning the Municipal Revenue - Expenditure Gap and in Labour Relations on Thursday, 3 June 1971.

The estimated cost of making the trip is \$553.00 and is included in the Budget.

It is recommended that authority be given for him to attend.

11. Re: Johnson & Franklin Wholesale Distributor Limited.

We are now advised by the R.C.M.P. that the seized material used in connection with the recent conviction against this company will not be made available for viewing by any member of the Council.

12. Re: Cafeteria Contract.

Mrs. Hurley gave written notice on the 25th of February, 1971 that she will not be renewing her contract with the Corporation to operate the Cafeteria in the Municipal Hall. The contract expires the 31st of May, 1971.

Several possible alternatives present themselves as regards provision of coffee and lunches for employees. These alternatives include:

1. Continue by contract as we presently do.
2. Install beverage and snack vending machines.
3. Contract for mobile desk side delivery and continue short order lunches in the Cafeteria.

The foregoing alternatives are at various stages of examination by the Work Study Analyst and other Municipal Officials.

Mrs. J. Atkinson, who presently works for Mrs. Hurley in the Cafeteria, has confirmed her interest in the operation of the Cafeteria. The terms and conditions of the existing contract have been discussed with her. She is prepared to sign a similar contract for a period of six months.

Mrs. Hurley considers Mrs. Atkinson to be an excellent candidate for this operation.

In order to facilitate further study of this operation, it is recommended that the Corporation enter into a contract with Mrs. J. Atkinson for six months from the 1st of June, 1971.

Continued....

13. Re: Conference of the Public Personnel Association,
Calgary, Alberta - May 18th to 21st, 1971.

The Municipal Manager, in his Supplementary Report No. 9, dated February 8, 1971 (Item 17), and considered by Council on February 8, 1971, recommended that Mr. D.F. Hicks, Personnel Director, be authorized to attend the Western Canadian Cities Personnel and Labour Relations Workshop to be held in Fort Garry on February 24, 25 and 26, 1971. Council approved of this recommendation but Mr. Hicks was unable to attend because of work load.

He has now requested authority to attend the above Conference, which is sponsored by the Alberta Council of Personnel Associations and the Public Personnel Association of Canada.

The theme of the conference is "Common Threads of Effectiveness to be Found in Personnel Services of the Private and Public Sectors". This theme will be attacked from two points of view:

- a) Organizational Development, i.e. Optimization of Internal Management Practises.
- b) Collective Bargaining and Management/Employee Relations.

Topics discussed will be as follows:

Effective Personnel Service.
Training and Development.
The Role of Media in Collective Bargaining.
Labour Relations - Problems, Pitfalls and Delusions.

Speakers and panelists will be from various Provinces, Companies, and Government Departments, three of which will be from Ottawa.

The estimated cost of attendance is \$266.00.

It is recommended that Mr. Hicks be authorized to attend this Conference in place of the one previously approved for February.

14. Re: Subdivision Reference #23/71
Arma and Laurand Holdings Limited.

Prior to the final approval being granted for the above referenced subdivision, the Corporation held a sewer easement across the front of two of the constituent properties. On the attached print of a portion of strip map 9 we have outlined these two properties.

The easement was located on the southerly 16.5 feet of the lots. Upon approval and registration of the subdivision these same 16.5 feet were dedicated as part of the Moscrop Street right-of-way thus eliminating the easement. However, the Land Registry Office retains on their records the ancillary rights as a charge against the property in its newly subdivided form that is against each of Lots 158, 159, 161 and 162 indicated on the attached print of the survey plan.

In order to receive approval of their Prospectus, the developers must obtain the release of the ancillary rights.

It is therefore recommended that authority be given for the relinquishing of the ancillary rights with respect to Lots 158, 159, 161 and 162, D.L. 35, Plan 38952 and for the preparation of the necessary document by the Legal Department.

15. Re: Frontage Requirements
Subdivision Reference #78/71 - Lot 82, D.L. 135, Plan 4484.

Subdivision No. 78/71 is located on Sherlock Avenue between Kitchener and Halifax Streets in D.L. 135.

One of the lots created by the subdivision cannot meet the requirements of Section 712(1) of the Municipal Act which requires that a lot have a frontage of not less than 10% of its perimeter.

Section 712(2) of the Act empowers Council to waive the requirements of Section 712(1).

It is recommended that the requirements of Section 712(1) of the Act be waived as they apply to Subdivision No. 78/71.

Continued.....

16. Re: Local Improvement Projects #71-027
#71-029
#71-030

The Municipal Engineer advises that the Clerk's Certificate of Sufficiency dated 31 March, 1971, contains the complete schedule of Local Improvement Works called for construction, including Project #71-027 (Price Street from Smith Avenue to Patterson Avenue); Project #71-029 (Grassmere Street from Willingdon Avenue to Elsom Avenue); Project #71-030 (Sardis Street from Willingdon Avenue to Sussex Avenue), as 36' pavement streets with 5' wide curb sidewalks on both sides.

It has been ascertained that, resulting from insufficient checking and the rush of getting the program together, these streets were entered into the 36' category whereas they should have been initiated in the 28' pavement category of works.

The Engineer has discussed the matter with the Planning Director and there is no disagreement between Planning and Engineering as to the function of the subject streets, and accordingly, it is recommended that these three projects be left out of the Construction Bylaws and that the initiation approvals be allowed to lapse.

It is further recommended that the projects be re-initiated immediately as 28' streets realizing that they could now be petitioned against because of the narrower width. This recommendation is predicated on the assumption that:

1. Council will want to stay with the present road standards.
2. The people concerned are expecting work on their street this year.

An explanatory letter should also be sent out with the notices clearly setting forth the problem and the reason for the action taken.

17. Re: Required Extensions of Time to Contracts for
10th Avenue Water Main and 10th Avenue Reservoir.

Owing to circumstances beyond the control of both contractors on the above-mentioned contracts, work was unable to be completed by the specified completion date.

Our consulting engineer on both projects, Faliszewski Engineering Limited, has provided us with a recommendation concurring in the attached requests of the two contractors for the extensions of time with supporting reasons for so recommending (see attached).

It is recommended that Council approve of the following extensions to the time of the two subject contracts:

- a) Manson Bros. Limited for construction of 10th Avenue Reservoir - Extension of time required from 14 February, 1971, to 15 May, 1971.
- b) F.W. Monssen Construction Limited for construction of 10th Avenue Watermain - Extension of time required from 31 January, 1971, to 15 May, 1971.

It is further recommended that the two subject contracts be extended without imposition of the \$100 per day liquidated damages provision.

18. Re: Rezoning Bylaw Amendment Procedure.

At the April 26, 1971 meeting of Council, Alderman Mercier requested further information from the Planning Director on outstanding rezoning bylaws. Therefore, in addition to the lists of bylaws which Council has already received, the Planning Department has prepared a list of the more recent bylaws which have been given first and second readings and which have not yet reached their respective expiry dates. This list is attached for Council's information.

Continued,....

19. Re: Annual Conference, Pacific Northwest Section
American Water Works Association, Seattle, Washington
May 12, 13, 14 and 15, 1971.

Mr. E.E. Olson, Municipal Engineer, and Mr. A.L. Francis, Water and Sewer Superintendent, have requested authority to attend the above Conference which they usually attend annually.

The estimated cost for each is \$141.50 and this item has been included in the Budget.

It is recommended that authority be given for both men to attend this Conference.

20. Re: Cats.

Council received a letter on April 19, 1971, requesting that a Bylaw be implemented to control cats. This request was referred to the Chief License Inspector for consideration and report, with it being understood that he would also solicit the views of the S.P.C.A. on the matter.

The Inspector states that in his opinion a Cat Control Regulation Bylaw would be unenforceable. Cats, being the kind of creatures they are, are essentially night roamers and usually confine their nefarious habits to the backyards and shrubberies of residences; as opposed to dogs who prefer the daylight hours and who usually stay to the streets and lanes and therefore are more easily impoundable. It is simply not practicable for enforcement officers to prowl around in people's yards at night trying to catch a cat.

So far as can be ascertained, there is no cat regulation bylaw in effect in B.C., however the City of North Vancouver has a bylaw to limit the keeping of small creatures, a copy of which is attached.

To conclude, the Chief License Inspector is not in favour of the enactment of any bylaw which can not be properly enforced.

Attached you will find a copy of a letter dated April 20, 1971, from the S.P.C.A. outlining its views on this subject as well as a copy of a letter from a resident which was also received in this connection.

21. Re: Equestrian Centre (Avalon Avenue).

The following report was received from the Parks and Recreation Commission regarding the above:

"At its meeting of April 28th, the Parks and Recreation Commission received a report from the Parks and Recreation Administrator and the memo from the Municipal Clerk dated April 20th.

The following action was taken:

- a) The Commission directed staff to define the boundaries of a site in the Avalon Avenue area of approximately 20 acres, and then Council will be requested to transfer the jurisdiction over this site to the Commission. Until the final Regional Park/Municipal Park boundaries are defined in the Burnaby Lake area, it is not considered advisable to have the land in question dedicated or reserved for park purposes.
- b) The Administrator's recommendation that the creation of a bridle path on Christie Avenue be carried out by trainees under the "Employment Preparation Project" was approved.
- c) The Solicitor's suggestion regarding the clause in the lease pertaining to the carrying on of any trade or business was turned down. The Commission wishes this clause to be deleted from the lease.
- d) The Commission was advised that a letter had been received from the Burnaby Horsemen's Association with regard to the terms of the lease

Continued.....

21. Re: Equestrian Centre (Avalon Avenue). (Cont'd)

d) (Cont'd)

and the insurance required. The Chairman and Commissioner Fabian were directed to contact the Legal Department to clarify any questions pertaining to the terms of the lease.

I have today been advised that Commissioners Pride and Fabian have agreed to leave the matter of the terms of the lease in the hands of the Solicitor."

In connection with point "a)" this means that no extra budget allotment will be required as this Project was included in the Budget under Social Services. The water main will be included in the Water Works Department Budget.

As for point "c)", it is strongly recommended that the following clause suggested by the Solicitor be inserted in the lease:

"Not to carry on the said demised premises or any improvements thereon any trade or business without the approval of the Corporation."

This clause has been approved by Mrs. D'Altroy. She suggests that they will want to sell tack, feed, refreshments at shows and possibly establish a blacksmith shop that a blacksmith can use at the Center, and this can be approved by letter. It would be dangerous to not require prior approval because this project is on public land. It is believed that the Commission felt that this was a responsible group and the Association could control this problem themselves. This may be true but the Corporation should have the final say.

22. Re: Rezoning Reference #52/70

- 1) Lots 5E½ and 6 to 10 inclusive, Block 2, D.L. 68, Plan 980.
- 2) Lots 4 and 5W½, Block 2, D.L. 68, N.W. pt. Plan 980.
3838 and 3886 Canada Way.

The applicant for the above rezoning wishes to proceed with the fulfillment of the prerequisites. Council gave the Bylaw first and second readings at their April 26, 1971, meeting on a split vote. As the result of the uncertainty of Council's feelings on this matter the applicant has requested that the application be forwarded to Council for third reading in order to determine more adequately Council's feelings in this matter. The Planning Department has recommended that third reading be given and has offered the following in support of the application:

1. Firstly, Council will recall that an objection was raised at the Public Hearing by a Mr. Augustine, the owner of Lots 4 and 5W½ who objected to being included in the rezoning proposal when agreement of sale had not been reached with the applicant. The Planning Department had recommended that the applicant obtain these properties as a prerequisite to this rezoning so as to avoid a "locked-in lot" situation. However, we have been now informed that Mr. Augustine and the applicant have signed an agreement to purchase. The objection of Mr. Augustine would now seem to be overcome.
2. Secondly, the Department repeats its recommendation outlined in its report of March 12, 1971 (a copy of which is attached) that the application be given further consideration based on the site's suitability for medium density apartment development. In this regard, the Department emphasizes the demand for accommodation created by the B.C.I.T. and the General Hospital and the proximity of adequate community facilities such as parks, school facilities and shopping facilities. Furthermore, the Department emphasizes the fact that the Smith-Canada Way area is a long established apartment area which has experienced considerable development of the kind proposed by the applicant.

Should Council decide to proceed with the rezoning, Council should consider the next item (No. 23) in the Manager's Report regarding the closing of Laurel Street.

Continued.....

23. Re: Rezoning Reference #52/70
Lots 5E¹/₂ and 6 to 10 inclusive, Block 2, D.L. 68, Plan 980.

Council gave the Bylaw for the above rezoning application first and second readings at their April 26, 1971 meeting. The following was set as a prerequisite:

"The abandonment of the portion of Laurel Street adjacent to the the total site and the sale of the north half of this abandoned allowance to the applicant".

The applicant has indicated his desire to proceed with the rezoning at this time. The Planning Department would, therefore, request that Council authorize the introduction of a Road Closing Bylaw to close that portion of Laurel indicated on the accompanying diagram. Passage of the Bylaw would be followed by a petition to the Lieutenant-Governor in Council for title to the abandoned portion of the road. Subsequently one-half of the abandoned road could be sold to the applicant and one-half consolidated with Corporation properties lying to the south of Laurel. The following information applies:

1. The Land Agent has placed a value of \$15,444. on the portion of the abandoned allowance to be sold to the applicant.
2. The Engineering Department has no objection to the closure.
3. B.C. Hydro advises that a gas line presently in the allowance would have to be cut off at the developer's expense.

The necessary authority to introduce a Road Closing Bylaw is requested if Council approves of the rezoning outlined in Item No. 22 of the Manager's Report.

24. Re: Big Bend Area Study -
Outstanding Preliminary Plan Approval Applications.

Attached is a copy of a report dated April 29, 1971, from the Director of Planning regarding the above which basically recommends that no further action take place in connection with any of the Preliminary Plan Approval applications received to date.

25. Re: Correspondence from Mrs. Robert Anderson concerning
office building under construction at 3876 Norland Avenue.

Attached is a copy of the Planning Director's report in connection with the above.

26. Re: Building Department.

Submitted herewith for your information is the report of the Chief Building Inspector covering the operations of his Department for the period March 29 to April 23, 1971.

27. Re: Medical Health.

Submitted herewith for your information is the report of the Medical Health Officer covering the activities of his Department for the month of March, 1971.

28. Re: Social Service.

Submitted herewith for your information is a report prepared by the Social Service Administrator indicating Social Allowance Disbursements and Case-loads for select months in 1971 as compared to those same months in 1970.

29. Re: Personnel Department.

Submitted herewith for your information is the report of the Personnel Director covering the activities of his Department as of April 11, 1971.

Respectfully submitted,

Malvin J. Shelley,
CITY MANAGER.

MJS:ep
Attached.