

Wednesday - December 27th 1950

An adjourned meeting of the Council was held at the Municipal Hall, Edmonds on Wednesday, December 27th 1950, at 7:34 P.M.

Present: Reeve Beamish in the Chair, Crs. Wilks, Philips, Isherwood, MacSorley, Armstrong, Stephens and Drummond.

Correspondence was received, and dealt with as follows:-

1. General Manager of Transportation, B.C. Electric Rly. Co. Ltd. wrote with reference to the North Burnaby Bus Schedules, advising that a situation had arisen due to extra passenger traffic during the pre-Christmas rush, whereby riders on buses leaving the Kootenay Street loop, had jammed long haul buses, particularly the Duthie or Bainbridge buses, with short haul riders, leaving the long-haul patrons to wait for future trips, and that as a result, the Company had re-arranged their schedules, to provide that short run buses, leave a little earlier than the longer run buses, and that frequency of the Duthie bus had been altered from $\frac{1}{2}$ hour service during evening rush to $\frac{1}{4}$ hour service to alleviate this situation. The writer advised this change had been made effective on December 14th 1950, and enclosed a copy of the schedule which went into effect at that time.
Moved by Cr. Drummond, Seconded by Cr. Isherwood: "That the communication be received."

Carried Unanimously

2. Rental Secretary, North Burnaby Community Centre Association wrote with reference to the recent stewardship meeting sponsored by their organization in North Burnaby, advising that although the Council had agreed to bear all expenses incurred in this connection, they (The Association) had decided to waive any expenses occasioned, expressing their willingness to cooperate on future Municipal events of this nature.

Moved by Cr. Armstrong, Seconded by Cr. MacSorley: "That the communication be received and the Association thanked for their interest."

Carried Unanimously

N.C.C. i/c Burnaby Detachment, R.C.M.P. wrote expressing appreciation for cooperation received by the Detachment from the Engineering Department, in erecting necessary traffic signs throughout the Municipality, expressing satisfaction at the traffic control conditions generally.

Moved by Cr. Stephens, Seconded by Cr. Armstrong: "That the communication be received."

Carried Unanimously

G.A. Williams & Co. wrote making application on behalf of a client for purchase of an eleven acre tract of land situated on Kingsway, bounded on the west by Salisbury Avenue, on the north by Richmond Street and on the east by Hall Avenue, advising their client was interested in a large shopping development, and requesting that the present reserve on this property be lifted.

Moved by Cr. Stephens, Seconded by Cr. Philips: "That the application be received, and tabled for consideration by the 1951 Council."

Carried Unanimously

3. Southwell Adjusting Co. wrote with reference to an automobile accident which occurred to their client, E.V. Starrett while travelling on Duthie Avenue near Broadway, allegedly caused through the lack of traffic signs on a dead end street, advising their client was holding the Corporation responsible for payment of the damages.

Moved by Cr. Stephens, Seconded by Cr. Isherwood: "That the writer be informed the Corporation can admit no liability in the matter."

Carried Unanimously

4. C. C. Bell, Solicitor wrote with reference to claim by George Long in connection with trespass by the Corporation on his property, through the work by Municipal crew in installing a concrete pipe drain, advising the claimant contended no action had been taken by the crews in connection with the said trespass, until the matter had been taken up with his lawyer. Solicitor advised that if a trespass did occur, the request for payment of the lawyer's \$25.00 fee, seemed justified. Solicitor explained that since forwarding this communication, he had been in conversation with the Engineer, and was in possession of other facts which may alter the situation.

Moved by Cr. Isherwood, Seconded by Cr. Wilks: "That the matter be referred back to the Solicitor for further clarification, and report."

Carried Unanimously

5. Senior Medical Health Officer, and Medical Health Officer, Burnaby submitted report relative to Mr. G.M. Gould, Assistant Sanitary Inspector, advising that it had been established that Mr. Gould's work had improved satisfactorily and that his general deportment and attitude was such that they would recommend he be promoted to the second salary level of \$228.00 per month, effective as from December 16th 1950.

Moved by Cr. Philips, Seconded by Cr. Armstrong: "That the recommendation of the Medical Health Officers, be adopted."

Carried Unanimously

Treasurer submitted report advising that P.A. Conlyn had entered into an agreement to purchase:

1.
 Lots 1-22 incl., S.D. "C", Blk. "A", D.L. 28C, Map 1078
 Lots 3to8 incl., S.D. "AA", Blk. "A", D.L. 28C, Map 1078
 Lots 1, 2, 3, 6, 7, 8, 13to22 incl. S.D. "B", Blk. "A", D.L. 28C, Map 1078
 Blk. "A" S.&E. Sk. 8271F & S.&E. Pt. 0.254 of an acre outlined red on Sk. 6345, D.L. 28, Map 627

on October 1st, 1947 for the sum of \$16,400.00 payable in three years, advising there was outstanding the sum of \$4,500.00, and that in this connection, Mr. Conlyn had made application for an extension of the agreement for two years. Treasurer recommended that the application be granted. Moved by Cr. Philps, Seconded by Cr. Armstrong: "That the recommendation of the Treasurer be adopted."

Carried Unanimously

2.
 Municipal Solicitor submitted report on the resignation by Mr. F.J. Otte, Assistant Electrical Inspector, advising that due to the fact that Mr. Otte had left without giving the required one month notice, having been paid on a monthly basis, he had been guilty of a breach of contract, and was liable to be sued for damages, advising further that there was another deterrent open to the Corporation, that of holding the rival employer liable, for hiring a man still under contract. The Solicitor suggested that if in the future an employee of the Council breaks his contract and goes to work for another employer, the Council should immediately make known to the other employer the facts of the case, pointing out that the employee is already under contract with the Council. His Worship Reeve Beamish recommended that legal action be taken against Mr. Otte in this instance.

Moved by Cr. Philps, Seconded by Cr. Isherwood: "That the communication be received and filed for future reference and a copy of the information be forwarded to the Civic Employees Union for their information."

Carried - Reeve Beamish voting against.

3.
 C.M.C. brought forward tenders for purchase for demolition of building located at 2612 Lily Avenue.

Moved by Cr. Armstrong, Seconded by Cr. MacSorley: "That tenders be opened."

Carried Unanimously

C.M.C. then opened the tenders, revealing offers as follows:

Tender No. 1 - \$20.00 A. Brown-John
 Tender No. 2 - \$77.00 B. Lawrence

Moved by Cr. Philps, Seconded by Cr. Wilks: "That Tender No. 2 be accepted."

Carried Unanimously

Unit Director, Health Department submitted report on operations of the Health Department for the month of November, 1950.

Moved by Cr. Philps, Seconded by Cr. Wilks: "That the report be received."

Carried Unanimously

4.
 Special Committee appointed to consider application of Tru-Fit Millwork (B.C.) Ltd. for permission to construct an overhead conveyor pipe from their property across the road allowance of Daisey Street to property on the west side of the said street, to carry sawdust from their new plant to a sawdust storage bin, submitted recommendation that approval be granted to the application, subject to the condition that satisfactory evidence of responsibility for any damage, be filed with the Municipal Clerk.

Moved by Cr. Stephens, Seconded by Cr. Armstrong: "That the recommendation of the Committee be adopted."

Carried Unanimously

5.
 The Administration Committee submitted report advising consideration had been given to the report of the Engineer under date of December 11th 1950 dealing with the proposed amendments to the agreement with E.R. Taylor Construction Co. relative to operations of the Stride Pit, and recommended that authority be granted for the execution of the said agreement, embodying the provisions as detailed in the aforementioned report of the Engineer.

Moved by Cr. Stephens, Seconded by Cr. Armstrong: "That the recommendation of the Committee be adopted, and that authority be granted for the Reeve and Clerk to sign the Agreement referred to, and the Corporate Seal be affixed thereto."

Carried Unanimously

6.
 Assistant Engineer submitted report on claim for damages submitted by C. Hill advising it had been established upon investigation that a trench had been dug by a Municipal Crew on the travelled portion of the road at Yale Street and Gilmore Avenue, and had been left unmarked causing the accident which occurred to the claimants automobile. Assistant Engineer recommended that the subject claim of \$15.12 be paid.

Moved by Cr. Armstrong, Seconded by Cr. Wilks: "That the recommendation of the Engineer be adopted."

Carried Unanimously

7.
 Assistant Engineer submitted recommendation that the following staff appointments be made, in response to recent boarding of the respective positions:

Truck Driver - S.W. Gilbert Grader Operator - J. Howie
 Temporary Foreman, North Waterworks - J.H. Gamble

Recommend that E. DeKinder be appointed to Spare Grader Operator recently vacated through resignation of A. Byant.

Moved by Cr. MacSorley, Seconded by Cr. Philps: "That the recommendations of the Assistant Engineer be adopted."

Carried Unanimously

1. Assistant Engineer submitted report advising the School Board planned to open the new Marlborough Avenue School early in January and that in order that fuel deliveries could be made it would be necessary to extend Marlborough Avenue approximately 200 feet, the estimated cost of which was \$500.00. Assistant Engineer reported further that although the Board of Works funds were exhausted, it was felt the work was essential, and the necessary authorization was requested. Moved by Cr. Philips, Seconded by Cr. Wilks: "That the report of the Engineer be received, and the necessary authority be granted to proceed with the work."

Carried Unanimously

2. Moved by Cr. Philips, Seconded by Cr. Stephens: "That authority be granted to execute Lease to North American Peat Limited covering Lots 1to11 inclusive, J.L. 155C and Lots 22to26 incl., J.L. 155C, that the Reeve and Clerk be authorized to execute the said Indenture of Lease, and the Corporate Seal be affixed thereto."

Carried Unanimously

3. Moved by Cr. MacSorley, Seconded by Cr. Isherwood: "That authority be granted to execute easement to B.C. Electric Railway Co. covering portion of Block 25, D.L. 88, that the Reeve and Clerk be authorized to execute the said Indenture of Easement, and the Corporate Seal be affixed thereto."

Carried Unanimously

Moved by Cr. Philips, Seconded by Cr. Isherwood: "That requisitions up to and including December 27th 1950, be approved."

Carried Unanimously

Moved by Cr. Armstrong, Seconded by Cr. Philips: "That Disbursements in the sum of \$178,784.06 per statement of the Treasurer dated December 27th 1950, be approved."

Carried - Crs. Wilks and Stephens abstaining

Moved by Cr. Isherwood, Seconded by Cr. Philips: "That Burnaby Land Sale By-law No. 19, 1950 be now reconsidered."

Carried Unanimously

Moved by Cr. Isherwood, Seconded by Cr. Wilks: "That Burnaby Land Sale By-law No. 19, 1950, be now finally adopted, that it be signed by the Reeve and Clerk and the Corporate Seal be affixed thereto."

Carried Unanimously

Moved by Cr. Isherwood, Seconded by Cr. Wilks: "That Burnaby Poll Tax By-law 1921, Repeal By-law 1950, be now reconsidered."

Carried Unanimously

Moved by Cr. Isherwood, Seconded by Cr. Wilks: "That Burnaby Poll Tax By-law 1921, Repeal By-law 1950, be now finally adopted, that it be signed by the Reeve and Clerk, and the Corporate Seal be affixed thereto."

Carried Unanimously

Moved by Cr. Isherwood, Seconded by Cr. Wilks: "That Burnaby Road Tax By-law 1917, Repeal By-law 1950, be now reconsidered."

Carried Unanimously

Moved by Cr. Philips, Seconded by Cr. Wilks: "That Burnaby Road Tax By-law 1917, Repeal By-law 1950, be now finally adopted, that it be signed by the Reeve and Clerk, and the Corporate Seal be affixed thereto."

Carried Unanimously

Moved by Cr. Philips, Seconded by Cr. Wilks: "That Burnaby Taxes Abatement By-law 1950 be now reconsidered."

Carried Unanimously

Moved by Cr. Philips, Seconded by Cr. Stephens: "That Burnaby Taxes Abatement By-law 1950, be now finally adopted, that it be signed by the Reeve and Clerk and the Corporate Seal be affixed thereto."

Carried Unanimously

Moved by Cr. Philips, Seconded by Cr. MacSorley: "That authority be granted to make application to the Lieutenant-Governor in Council for tax adjustments covering certain properties subjected to errors in Assessment which occurred in the Assessment Department."

Carried Unanimously

4. Moved by Cr. MacSorley, Seconded by Cr. Philips: "That the Council do now resolve into a Committee of the Whole to consider the Agreement as presented by the Royal Canadian Mounted Police, for policing the Municipality for the year ending December 31st 1951."

Carried Unanimously

C.M.C. then read the Agreement clause by clause.

Moved by Cr. Armstrong, Seconded by Cr. Drummond: "That the Committee do now rise and recommend the execution of the Agreement between the Royal Canadian Mounted Police and the Corporation, for policing of the Municipality for the year ending December 31st 1951."

Carried Unanimously

5. Moved by Cr. MacSorley, Seconded by Cr. Drummond: "That the recommendation of the Committee of the Whole be adopted, and that the Agreement Indenture be signed by the Reeve and Clerk, and the Corporate Seal be affixed thereto."

Carried Unanimously

The meeting then adjourned sine die.

Confirmed:

Charles B. Brown Clerk

W. R. Beaman
Chairman