

Monday, November 22, 1955.

An adjourned meeting of the Municipal Council was held in the Council Chambers, 1930 Kingsway, on Monday, November 22, 1955 at 7.30 p.m.

Present: Reeve MacSorley in the Chair; Councillors W.P. Philips, Charlton, Drummond Hughes, Hean, F. Philips and Morrison.

North Burnaby Board of Trade wrote advising that Mr. T. Blake would appear before the Council as a delegate from their Board to speak with regard to the street widening problems relative to Hastings Street and requested that Mr. Blake be granted an opportunity to address the Council in this regard. Mr. Blake appeared.

Moved by Cr. Morrison, seconded by Cr. Hean "That Mr. Blake be heard."

Carried Unanimously.

Mr. Blake suggested that consideration be given by the Council to a modification of the methods used for acquiring land for road widening generally. It was suggested that a direct approach policy be adopted to replace the present voluntary acceptancy method of acquiring land and that the Council be prepared to offer an equitable compensation for such land. Mr. Blake spoke of unfortunate rumors circulating in the North Burnaby area concerning the personal characters of certain of the Board members who were charged with being servants of the Council in the matter of acquiring land for road widening along East Hastings Street, and requested that in view of the circumstances the Board be relieved of its previous offer to assist in this matter."

Moved by Cr. Charlton, seconded by Cr. Drummond "That the letter be received and the Board of Trade be thanked for their efforts in connection with the East Hastings widening proposal and that they be relieved of their offer in this regard made earlier this year."

Carried Unanimously.

Burnaby School Board submitted an invitation to the members of the Council to attend the official opening of (a) Morley Avenue School at 2 p.m. and (b) Brentwood Park School at 8 p.m. on Wednesday, November 23rd. The Board apologized for having to change the official opening date from November 21st.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison "That the letter be received."

Carried Unanimously.

2 The Secretary-Treasurer Burnaby School Board wrote with reference to a balance of surplus funds amounting to \$7,165.07 accruing from By-law 3083 requesting approval of the Municipal Council to an appropriation of this sum for purchase of new essential equipment for existing schools, the said approval being necessary to comply with Section 68(2) of the Public Schools Act.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison "That approval as requested by the Board be granted."

Carried Unanimously.

3 14th Avenue and District Ratepayers' Association submitted a request that the Council take up with the School Board the proposed expenditure programme for schools to be submitted to the Electorate, requesting that the proposal be submitted in two separate heads and not in one as now proposed.

Moved by Cr. Hean, seconded by Cr. Morrison "That the letter be received and the Association be advised to submit their request to the School Board."

Carried Unanimously.

4 The Attorney-General for British Columbia wrote with reference to recent press comments and a Brief prepared by Councillor A.F.C. Hean concerning the removal of Oakalla Prison Farm from the Municipality. The Attorney-General submitted that construction of the new Hanesy prison facilities would effect a reduction of the inmate population at Oakalla by approximately one-half. It was further submitted that this re-location of prison facilities was to be carried out concurrently with certain other works throughout the Province and that due to the fact that the alternative facilities could not be provided immediately, premature abandonment of presently useful facilities at Oakalla would represent an unwarranted expenditure of public monies.

Moved by Cr. Morrison, seconded by Cr. Hean "That the communication be received."

Carried Unanimously.

North Burnaby Board of Trade submitted an application for a permit to install Christmas decorations through the business portion of North Burnaby.

Moved by Cr. Charlton, seconded by Cr. Morrison "That the request of the Board be granted."

Carried Unanimously.

Messrs. Cassidy and Munro, Barrister and Solicitor, wrote on behalf of their clients, Valley Lumber Yard, concerning the Petition received by Council requesting an alteration in closing hours of retail lumber and building supply businesses within the Municipality. The Solicitor pointed out that several of the larger retailers including Departmental stores were not signatories to the Petition and further it had now developed that certain other Petitioners had signified their intention to withdraw their names from the Petition. In view of the circumstances the Solicitors requested that they be advised before any further action is taken by the Council in order that their clients may have an opportunity to be heard. Moved by Cr. F. Philps, seconded by Cr. Charlton "That the letter be received and the matter tabled pending further developments on the subject Petition." /

Edmonds Branch No. 10 Sr. Citizens Association submitted a resolution adopted by their Organization urging the Federal Government to increase Old Age Pensions at the next session of Parliament by \$20.00 and requesting the Council's endorsement of such resolution."

Moved by Cr. W.P. Philps, seconded by Cr. Morrison "That the letter be received and the request of the Sr. Citizens' Association be forwarded to the Health and Welfare Committee for report."

Carried Unanimously.  
Cr. Charlton abstaining.

The Honorable, W.A.C. Bennett, Premier, submitted advice that the Right Honorable, the Prime Minister, was to proclaim Thursday, December 1st, next, as "S.D. Day" in Canada and that it was the intention to issue a like proclamation in the Province of British Columbia. The Premier suggested that the Council undertake ~~arrangements~~ to support the publicizing of this day by sponsoring suitable publicity in the interests of stressing the necessity for observing safe-driving practices every day of the year.

Moved by Cr. W.P. Philps, seconded by Cr. Morrison "That the letter be received and that the request contained therein be referred to the Reeve to take any necessary action in this regard."

Carried Unanimously.

Flack Investments Limited submitted an application to purchase a portion of the present Municipal Hall property.

Moved by Cr. Hean, seconded by Cr. W.P. Philps "That the letter be received and this matter be referred to the Committee of the Whole."

Carried Unanimously.

Loyal Protestant Home for Children wrote expressing their gratitude for permission granted to hold their Annual Tag Day on October 1st, advising that the collections had set a record.

Moved by Cr. W.P. Philps, seconded by Cr. Drummond "That the letter be received."

Carried Unanimously.

Royal Oak Old Age Pensioners Branch #13 wrote requesting the usual grant toward the Christmas Banquet.

Sr. Citizens' Association Branch No. 10 wrote requesting this Council provide the usual grant toward their forthcoming Christmas Dinner.

Moved by Cr. W.P. Philps, seconded by Cr. Morrison "That the requests of the Old Age Pensioners be received and referred to the Committee on grants."

Carried Unanimously.

B.C. Rabbit Breeders' Association wrote advising of their Annual Winter Show to be held in Vancouver and requesting that the Council support their exhibition with a financial grant toward the cost of Trophies to be presented.

Moved by Cr. Hean, seconded by Cr. Morrison "That the letter be received and the Association be advised that it is beyond the Council's policy to make financial grants for such purposes.

Carried Unanimously.

Vancouver and Districts Joint Sewerage and Drainage Board submitted minutes of their general meeting held October 20th.

Moved by Cr. Hughes, seconded by Cr. Hean "That the minutes be received."

Carried Unanimously.

J. R. Jenis wrote a letter of appreciation to the Fire Department for services rendered by the Inhalator Squad in reviving his wife who had suffered a heart attack on November 12th.

Moved by Cr. F. Philips, seconded by Cr. W. P. Philips "That the letter be received and referred to the Fire Chief for the information of the Inhalator Squad."

Carried Unanimously.

The Deputy Provincial Secretary submitted Order in Council No. 2877 <sup>being</sup> for approval to By-law No. 3652, pursuant to the Section 537 of the Municipal Act.

Moved by Cr. Morrison, seconded by Cr. Hean "That the communication be received."

Carried Unanimously.

Medical Health Officer submitted a request for permission to attend a Refresher Course in Pediatrics to be held in Vancouver, December 7th to 9th inclusive.

Moved by Cr. Charlton, seconded by Cr. Morrison "That permission be granted as requested."

Carried Unanimously.

Personnel Director submitted the following recommendations for Staff Appointments:

2 Engineering Assistant I - Planning Dept. Recommendation that Mr. J. O'Brien be appointed to this position.

3 Draughtsman I - Engineering Department - Recommendation that Mr. John A. Carpenter be appointed to this position to replace vacancy left by Mr. Henry Letsch.

Clerk II - Welfare Dept. - It was reported that Mrs. Betty Peterson had tendered her resignation effective December 31st and that the position was being reclassified to a Clerk Stenographer II and so was being boarded with the intention of providing a replacement by approximately December 15th.

4 Draughtsman II - Assessment Department - Recommended that Mr. Jack Nagtegaal be appointed to this position.

5 Clerk-Stenographer II - Health Department - Recommendation that Mrs. B. Erickson be appointed to fill the vacancy left through the resignation of Mrs. Kay Nimmo.

Moved by Cr. Charlton, seconded by Cr. Morrison "That the recommendations of the Personnel Director be adopted."

Carried Unanimously.

Chief Administrative Officer reported that provision had been made in the current Health Department estimates for employment of a Clerk-Stenographer II and recommended that this position be now boarded, advertised if necessary, and filled as soon as possible.

Moved by Cr. Morrison, seconded by Cr. Hean "That the recommendation of the Chief Administrative Officer be adopted."

Carried Unanimously.

Chief Administrative Officer reported that in the past it had been necessary to engage the services of a Customs Broker from time to time to clear articles being purchased from outside Canada and that the services of Nelson & Harvey Limited, White Rock, had been utilized and found very satisfactory. It was found that the firm had now opened a new warehouse in Burnaby and that in order to continue service to the Corporation they require Form B-65 to be completed covering their appointment as Corporation Attorney or agent. The Chief Admin-

Administrative Officer recommended that his Appointment be made and that the necessary authority be granted to execute the said form.

Moved by Cr. Drummond, seconded by Cr. Hean "That the recommendation of the Chief Administrative Officer be adopted."

Carried Unanimously.

2 The Chief Administrative Officer submitted a report on the expiration of Temporary Housing Agreement covering Lot 9, Blk. 6, J.L. 127E $\frac{1}{2}$  on December 31st advising that the owner had submitted an application for a three month extension. The Chief Administrative Officer recommended an extension be granted up to March 31, 1956.

Moved by Cr. Charlton, seconded by Cr. Drummond "That the recommendation of the Chief Administrative Officer be adopted."

Carried Unanimously.

3 The Chief Administrative Officer submitted a report on claim of M. Krmpotic for the loss of three fruit trees of a claim value of \$105.00 destroyed through sewer installations, to Lots 1 and 2, Block 22, J.L. 117E $\frac{1}{2}$  advising that Mr. Krmpotic had submitted a counter offer to the Corporation's offer of \$25.00. The counter offer was to be granted on condition that he be given a free connection to the sewer. The Chief Administrative Officer recommended that the offer be accepted:

Moved by Cr. Charlton, seconded by Cr. Morrison "That the recommendation of the Chief Administrative Officer be adopted."

Carried Unanimously.

4 The Municipal Engineer submitted a recommendation that commercial garbage collection be increased with the introduction of a night shift from 4.30 p.m. to 1.30 a.m. The Engineer advised that this would have the effect of adding another collection shift without the capital expenditure of a new unit.

Moved by Cr. Charlton, seconded by Cr. W.P. Philips "That the recommendation of the Engineer be adopted."

Carried Unanimously.

5 The Engineer submitted a report advising that works authorized by By-law 3129 had been completed and the balance of \$4752.12 remained, recommending that this balance revert to the Tax Sale fund as provided in the by-law.

Moved by Cr. Hean, seconded by Cr. Morrison "That the recommendation of the Engineer be adopted."

Carried Unanimously.

The Municipal Clerk submitted an analysis of the Petitions filed with the Council on November 7th in respect of the store closing hours for various trades pursuant to the Shop Regulation Act as follows:

Hardware Merchants:

Number Licensed	78
Number purporting to have signed petition	52
Number required	59

Dry Goods Merchants

Number licensed	61
Number signed	36 - 3 company signatures.
Number required	46

Shoe Merchants

Number licensed	9
Number signed	8
Number required	7

Jewellers:

Number licensed	9
Number signed	7 - 1 Co. signature
Number required	7

The Municipal Clerk quoted Section 57 which set out the proper method of presenting Petitions and reported that the Petitions submitted in respect of hardware, dry goods, ~~shoe~~ jeweller merchants were not sufficient and that the Shoe Merchants Petition appeared to be in order. It was reported however by the Municipal Council that there appeared to be some doubt as to whether all those appearing on the records as the holder

1 of a licence for any particular line of business could be considered as being the holder of a licence under the provisions of Section 5 of the Shops Regulation Act and suggested that the Municipal Solicitor be requested to give an opinion on the matter before any further action was taken.

Moved by Cr. W.P. Philips, seconded by Cr. Drummond "That the recommendations of the Clerk be adopted."

Carried Unanimously.

#### REPORT OF STAFF LAND SALE COMMITTEE

Your Committee met on Wednesday, Nov. 16, 1955 and dealt with the following:

- 2
1. Application of Schmidt and Sons to purchase 3.37 acre portion of Blocks 27 and 28, J.L.157; Lots 1 to 9 inclusive, Blk. 50, J.L.157; and Blocks 48 and 49, J.L.157.

This property is in the vicinity of Nelson Ave. north of Marine Drive and some time ago the Corporation agreed to sell same to Schmidt and Sons provided the applicant acquired certain privately owned land adjacent to the land and submit an overall subdivision plan, including the privately owned land and the above mentioned land. The privately owned land has now been acquired and the subdivision has been submitted which has been approved by the Approving Officer of this Corporation.

The Committee recommended that the Corporation owned land as above described be sold to Schmidt & Sons for the sum of \$37,500.00 plus services in the sum of \$20,200.00 and further subject to the land being re-subdivided in accordance with the Plan dated August 20, 1955 and on further payment of services in connection with the subdivision amounting to \$23,850.00.

- 3
2. Application of AP Jorgensen to purchase the East 7 feet of Lot 9, Block 31, J.L.121 (Corporation Land).

Lot 9 was acquired by this Corporation as a right-of-way for a sewer and a storm water drain. The applicant is the owner of Lot 10 which is a 33 foot lot and his application is to purchase the east 7 feet of the above property to be consolidated with his present holding. The Engineer advised that the said 7 feet is not required by the Corporation as the sewer and storm drain is clear of this 7 feet.

Your Committee recommend "That this property be sold to Mr. Jorgensen, subject to consolidation with Lot 10 for the sum of \$150.00.

Moved by Cr. Charlton, seconded by Cr. Morrison "That the recommendation of the Committee be adopted."

Carried Unanimously.

- 4
3. Application of Standard Oil Co. to purchase Lot 4, Block "G" J.L.100

This parcel is situated on the north side of Penzance Drive and is adjacent to holdings of the Company and was the subject of rezoning recently to Heavy Industrial.

Your Committee recommend "That the property be sold to Standard Oil Company for the sum of \$5000.00.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison "That the recommendations of the Committee be adopted."

Carried Unanimously.

- 5
- 3A. Your Committee further reported that they are in receipt of a number of applications to purchase Corporation land in J.L.90 and 87 situated between Douglas Road and 4th Street and between Goodland Street and Nursery Street. Your Committee is of the opinion that the Corporation land in this area should not be disposed of until such time as arrangements are completed whereby sewers could become available to this area and for a further reason that a right-of-way for the proposed extension of McBride Boulevard will transverse some of this property.

We would therefore recommend "That this particular area be reserved from sale until the above matters have been finalized.

Moved by Cr. Morrison, seconded by Cr. Charlton "That the recommendations of the Committee be adopted."

Carried Unanimously.

The Planning Engineer submitted a report on the 1955 activities of the Lower Mainland Regional Planning Board advising that consideration had been given to the submission of a request to the Board to undertake the street numbering and re-numbering programme in Burnaby, suggesting that the Board be asked to consider whether they were in a position to undertake this work and to present an estimate of the cost involved.

Moved by Cr. Morrison, seconded by Cr. Charlton That the report be received and that the suggestion concerning the request to the Board for a cost estimate on a re-numbering and street numbering program, be adopted."

Carried Unanimously.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison That Monday, December 5th at 7.15 p.m. be set as the date for a Public Hearing pursuant to the Town Planning Act, to inquire into the application of B.C. Teachers' Federation Co-operative Association for rezoning Lot "B" Block 13, D.L.68 to gasoline service station zoning."

Carried Unanimously.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison That "Burnaby Tax Sale Lands Moneys Expenditure By-law No. 7, 1955" be now considered by the Committee of the Whole."

Carried Unanimously.

The Reeve asked the question: "What is your pleasure with this by-law."

Moved by Cr. W.P. Philips, seconded by Cr. Morrison That the by-law be read by short title only."

Carried Unanimously.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison That the Committee rise and report the by-law complete without amendment."

Carried Unanimously.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison That "Burnaby Tax Sale Lands Moneys Expenditure By-law No. 7, 1955" be now passed."

Carried Unanimously.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison That the Council resolve into a Committee of the Whole with the Reeve in the Chair to consider "Burnaby Waterworks Loan By-law 1955".

Carried Unanimously.

The Reeve asked the question: "What is your pleasure with this by-law?"

Moved by Cr. W.P. Philips, seconded by Cr. Morrison That the by-law be read by short title."

Carried Unanimously.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison That the Committee do now rise and report the by-law complete without amendment."

Carried Unanimously.

The Council re-convened.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison That "Burnaby Waterworks Loan By-law 1955" be now passed."

Carried Unanimously.

Moved by Cr. W.P. Philips, seconded by Cr. Hean That John H. Shaw be and is hereby appointed Returning Officer to take the vote of the electors on "Burnaby Waterworks Loan By-law 1955 with power to appoint his own Deputy Returning Officers."

Moved by Cr. W.P. Philips, seconded by Cr. Hean That Polling Places be opened at the same times and places as the Municipal Election for the purpose of taking the vote of the electors on Burnaby Waterworks Loan By-law 1955."

Carried Unanimously.

Moved by Cr. Charlton, seconded by Cr. Drummond That the Council resolve into a Committee of the Whole to consider "Burnaby Waterworks Construction By-law 1955".

Carried Unanimously.

The Reeve asked the question: "What is your pleasure with this by-law."

Moved by Cr. Charlton, seconded by Cr. Drummond "That the by-law be read by short title only."

Carried Unanimously.

Moved by Cr. Charlton, seconded by Cr. Drummond "That the Committee rise and report the by-law complete without amendment."

Carried Unanimously.

The Council re-convened.

Moved by Cr. Charlton, seconded by Cr. Drummond "That "Burnaby Waterworks Construction By-law 1955" be now passed."

Carried Unanimously.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison "That John H. Saaw be and is hereby appointed Returning Officer to take the vote of the electors on "Burnaby Waterworks <sup>Construction</sup> By-law 1955" with power to appoint his own Deputy Returning Officers."

Carried Unanimously.

Moved by Cr. W.P. Philips, seconded by Cr. Morrison "That Polling Places be opened at the same times and places as the Municipal Election for the purpose of taking the vote of the electors on "Burnaby Waterworks Construction By-law 1955"

Carried Unanimously.

The meeting then adjourned.

Confirmed:

*Charles Brimmer*

Clerk.

*Charles MacSorley*

Reeve.