

DECEMBER 8, 1958

An Adjourned meeting of the Council was held at the Municipal Hall on Monday, December 8, 1958 at 7:00 p.m.

PRESENT: Reeve Emmott in the Chair; Councillors Jamieson, McLean, Brown, Seifner, Cafferky, Mather

Correspondence was received and dealt with as follows:

1 / Burnaby Ratepayer's Council requesting that the question: "Are you in favour of Burnaby undertaking the retail distribution of electric power on the same basis as in New Westminster?" and also: "Are you in favour of a publicly owned transportation system for Burnaby?" be placed before Electors at forthcoming Municipal Election.

Moved by Councillor McLean, Seconded by Councillor Jamieson: "In view of the fact that it is impossible to place these two questions before the Electors at the forthcoming election that this correspondence be received."

CARRIED UNANIMOUSLY

Secretary, The Canadian Girl Guides Association advising that Miss Gayle Bancroft, daughter of Mr. and Mrs. H. Y. Bancroft, Dubois Street, Burnaby, had been chosen as one of the eight Canadian girls to attend an International Girl Guide Camp near Melbourne, Australia at the beginning of the year.

Moved by Councillor Brown, Seconded by Councillor Seifner: "That Miss Bancroft be invited to the next regular meeting of Council at which time this particular honour bestowed upon Miss Bancroft can be officially recognized. Further, that the matter of a letter of introduction to the Mayor of Melbourne and the choice of a suitable gift be referred to the Reeve for consideration."

CARRIED UNANIMOUSLY

2 / L. H. Lavers requested a refund of the cost of a Building Permit that was issued December 7, 1956.

Moved by Councillor Cafferky, Seconded by Councillor Seifner: "That this matter be referred to the Reeve and Solicitor for recommendation."

CARRIED UNANIMOUSLY

3 / Haddin, Davls & Brown (B.C.) Limited, inquiring if the Municipality was considering taking advantage of the recent Dominion Government offer which permits contributions by the Government up to 80% of the cost of constructing underpasses or overpasses to eliminate level crossings and if so, offering their services as consulting Engineers.

Councillor Wilson arrived.

Moved by Councillor Jamieson, Seconded by Councillor Wilson: "That this matter be referred to the Manager and Engineer for investigation and report."

CARRIED UNANIMOUSLY

South Burnaby Talentaire's Troupe submitted an invitation to a rally in aid of the Burnaby Christmas Cheer Fund to be held at McPherson Park High School December 13th at 8:00 p.m.

Moved by Councillor Brown, Seconded by Councillor Mather: "That this correspondence be received."

CARRIED UNANIMOUSLY

4 / Secretary, Stride Avenue School P.T.A. expressing concern with the removal of traffic signs adjacent to playgrounds in residential areas.

Moved by Councillor Brown, Seconded by Councillor McLean: "That this matter be referred to the Traffic and Traffic Safety Committee."

CARRIED UNANIMOUSLY

B. C. Electric Railway Company, Limited requesting relocation of the bus stops at Sperling and Hastings Intersections.

Moved by Councillor Jamieson, Seconded by Councillor Brown: "That this matter be referred to the Traffic and Traffic Safety Committee."

CARRIED UNANIMOUSLY

The Reeve submitted a report in connection with the Grants for annual Christmas dinners. It was recommended that the following grants be approved:

1. Branch No. 41 - Senior Citizens Association	\$31.50
2. Branch No. 19 - Old-Age Pensioners Organization	21.25
3. Branch No. 13 - Old-Age Pensioners Organization	70.00
4. Branch No. 12 - Old-Age Pensioners Organization	59.50

Moved by Councillor Wilson, Seconded by Councillor Mather: "That the above recommendations be adopted."

CARRIED UNANIMOUSLY

REPORT OF COMMITTEE OF THE WHOLE

Your Committee met on Saturday, November 29th and recommends:

1. That the East halves of Lot "D", S.D. 1, Block 1, D.L. 25 West and Lots "A" and "D", S.D. 2, Bk. 2, D.L. 25 West be approved for further consideration for rezoning to Residential Multiple Family Type III and the West halves of the same properties be approved for further consideration for rezoning to Residential Multiple Family Type II.
2. That Lots 11, 12, 13 and 14, Block 7, D.L. 8 be approved for further consideration for rezoning from Residential Single Family to Residential Multiple Family Type III.
3. That the application for rezoning Lot "B", West $\frac{1}{2}$, Block 6, D.L. 27, Plan 3725 from Residential Two Family to Residential Multiple Family zoning be not favourably entertained.
4. That Lots "A", "B", 21 and 22, Block 6, D.L. 28, Central, Plan 627 be approved for further consideration for rezoning from Residential Two Family to Residential Multiple Family Type III zoning.
5. That the application for rezoning Block "A", except North part and Sketch except Sketch 7876, D.L. 30, Plan 4680 and "A", Sketch 7876 except Sketch 11602, D.L. 30, Plan 4680 from Residential Two Family to Light Industrial be not favourably entertained.
6. That the application for rezoning Lot 7, Block 4, D.L. 74 $\frac{1}{2}$, Plan 1380 from Residential Single Family to Commercial zoning be referred back to the Director of Planning and the Municipal Manager for further information on the extent of the property to which the zoning application applied and for clarification of certain actions taken by the Board of Appeal in connection with this property recently.
7. That the application for rezoning Lot 1, S.D. 4/5, Block 2, D.L. 206 from Local Commercial to Residential Single Family zoning be not favourably entertained.
8. That the application for rezoning Lot 12, S.D. 5, Bks. 1 and 2, D.L. 207 from Residential Two Family to Auto Court zoning be not favourably entertained.

Moved by Councillor McLean, Seconded by Councillor Mather: "That the report of the Committee of the Whole be adopted."

CARRIED UNANIMOUSLY

The Clerk submitted petitions received October 20, 1958 and his Certificate of Sufficiency as required by Paragraph 1 of Section 592 of the Municipal Act in connection with the petition for installation of ornamental lighting system - Brentlawn area. 2

Moved by Councillor McLean, Seconded by Councillor Wilson: "That this be received and referred to the Engineering Department for formal report."

CARRIED UNANIMOUSLY

Moved by Councillor Wilson, Seconded by Councillor Cafferky: "That the Council go into the Committee of the Whole with the Reeve in the Chair to consider the Municipal Manager's report No. 38."

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER -- REPORT NO. 38, 1958.

1. B. C. Electric Railway Company have requested an Easement over the North 33 feet

1
of Lot 2, Block 14, D.L. 79, Group 1, N.W.D., Map 536. Lot 2 is a Corporation lot. In the future the North 33 feet will be required for road allowance. It is recommended that an Easement be granted to the B.C.E.R. Company Limited at a nominal sum of \$1.00 and that the Reeve and Clerk be authorized to execute Indenture of easement and to affix the Corporate Seal thereto.

Moved by Councillor Cafferky, Seconded by Councillor Wilson: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

2
2. The Manager reported in connection with the subdivision of Parcel "A" Block 2, D.L. 162 that an Easement for drainage purposes covering the Easterly five feet of the proposed Lot 7 and the West five feet of proposed Lot 8 was required. The owner has agreed to the granting of the easement at no cost to Burnaby. It is recommended that the Reeve and Clerk be authorized to execute indenture of easement and to affix the Corporate Seal thereto.

Moved by Councillor Cafferky, Seconded by Councillor Wilson: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

3
3. Re: Christmas Bonus - Social Assistance.

The Social Service Administrator has been advised that a Christmas Bonus of \$5.00 to married personnel and \$2.00 to single personnel payable to Social Assistance cases, unemployable and employable, had been approved by the Provincial Government. The Manager recommended that the Corporation authorize the payment of this bonus.

Moved by Councillor Mather, Seconded by Councillor Brown: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

4
4. Re: Brief to oppose applications being dealt with by Public Utilities Commission.

In connection with a resolution adopted at the October 23rd meeting of the Fraser Valley Municipal Association which states, in part, "That each Municipality be requested to be a party to a joint brief opposing future applications in increase in bus fares or other rates being dealt with by the Public Utilities Commission. The Manager assumed that the decision was to have a joint brief prepared opposing any application in increase in bus fares or other rates which might be made in the future.

Moved by Councillor Brown, Seconded by Councillor Jamieson: "That the Corporation of the District of Burnaby approve in principle the method which would join member municipalities in the preparation and submitting of a brief on these subjects and that Burnaby would be prepared to take co-operative action in the matters where the subject of the brief was of parallel interest to Burnaby."

CARRIED UNANIMOUSLY

5
5. Re: Municipally-owned houses.

In connection with the following Municipal owned houses the Manager recommended as follows:

- (a) 4811 Pandora Street -- that Lots 21, 22 and 23, Blk. 62, D.L. 189 be consolidated into one parcel and the total offered for sale by public tender, subject to the successful bidder demolishing the buildings erected thereon.
- (b) That the property known as 3820 Albert Street - Lot 3, Blk. 7, D.L. 116/186 be advertised for sale by public tender, subject to the successful bidder demolishing the building located on this property.
- (c) That the property known as 4920 Francis Street - Lots 5 and 6, Block 20, D.L. 122 be consolidated into a single 66 foot wide lot and the whole offered for sale by public tender subject to the successful bidder completing the building in full accordance with Municipal Building By-Laws and, further, subject to a definite time limit for the completion of required works.

Moved by Councillor Mather, Seconded by Councillor Jamieson: "That the recommendations of the Manager be adopted."

CARRIED UNANIMOUSLY

6
6. The Manager recommended that Council authorize the acquisition of an easement over Lot 4, Block 44 of Lot D.L. 189, Group 1, N.W.D., Plan 4953, save and except Parcel "A" (Explanatory Plan 4953). This easement is required for sewer purposes.

Moved by Councillor Jamieson, Seconded by Councillor Mather: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

7. Re: Drainage - Lot 5, Block 2, D.L. 39

In order to solve a drainage problem on Lot 5, Block 2, D.L. 39 the Manager recommended that Council approve the sharing of the cost of enclosed drainage works on a 50/50 basis with the owner of Lot 5. Estimated total cost of these works was \$1,349.00. This work would be of direct benefit to an adjoining Municipally owned lot and it was felt that this recommendation was therefore justified.

Moved by Councillor Jamieson, Seconded by Councillor Wilson: "That this matter be tabled for a one week period for further investigation."

CARRIED UNANIMOUSLY

8. Re: 3856 Sunset Street.

The Manager advised of the investigation that had been completed as a result of a complaint concerning drainage at 3856 Sunset Street.

Moved by Councillor Wilson, Seconded by Councillor Jamieson: "That this matter be tabled for one week for further investigation."

CARRIED UNANIMOUSLY

9. Re: New Policy for servicing costs for lanes on subdivision.

In connection with the new policy regarding costs of lane servicing in new subdivisions. The Manager recommended that Council do not make the policy retroactive and instruct that no refunds of any monies paid into the Municipality "in trust" towards the construction of these lanes be considered.

Moved by Councillor Cafferky, Seconded by Councillor Mather: "That the recommendation of the Manager be adopted."

AGAINST: COUNCILLOR BROWN
MOTION CARRIED.

10. Re: 12th Avenue Sidewalk.

The Manager reported of his investigation on the complaint of the residents on 12th Avenue in connection with the 12th Avenue sidewalk construction. It was noted that it was a policy of Council to fully assess the cost of construction of this type of work against the property owners on that side of the street even where it is practical to construct a second walk on the opposite side. The Manager recommended that this policy be maintained in the best interests of the development of the Municipality.

Moved by Councillor McLean, Seconded by Councillor Jamieson: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

Councillor Wilson left the meeting.

11. Re: Drainage Easement over Lot 6, Block 39, D.L. 157, Plan 12963, known as 4515 Marine Drive.

The Manager recommended that to solve a very difficult drainage problem that negotiations be authorized to secure a drainage easement over Lot 6, Blk. 39, D.L. 157, Plan 12963, 4515 Marine Drive and, if secured, drainage works at an estimated cost of \$1800.00 be installed.

Moved by Councillor McLean, Seconded by Councillor Jamieson: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

12. Re: Discharge of Easements.

The Manager recommended that Council grant authority to Reeve and Clerk to discharge easement over the South 10 feet of Lots 9, 10 and 11, Blk. 85, D.L. 127, Group 1, N.W.D., Plan 4953.

Moved by Councillor Jamieson, Seconded by Councillor McLean: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

13. Re: Lots 1 and 2, Block 23, D.L. 187, S.E. corner of Carleton Avenue and Eton Street

The Manager recommended that Lots 1 and 2, Blk. 23, D.L. 187, S.E. corner of Carleton Avenue and Eton Street be consolidated into one parcel and the whole be offered for sale by public tender subject to purchaser demolishing the building erected thereon.

Moved by Councillor McLean, Seconded by Councillor Brown: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

14. Re: Easement over Lot 17 of Lots 4 and 5, Block 2, D.L. 200

In order to drain a low point on the lane between Lots 16 and 17 of Lots 4 and 5, Block 2, D.L. 206 the Manager recommended that Council authorize the acquisition of a five foot easement in favour of the Corporation to be located adjoining the westerly property line of said Lot 17.

Moved by Councillor Mather, Seconded by Councillor Cafferky: "That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

15. Use of Highways.

The Manager reported on his investigation of a request received from the McColl- Frontenac Oil Company Limited to construct one pump island located on a future service road and dedicated road allowance. The Manager reported that he was not in favour of granting such permission without some form of compensation to the Municipality. This application which is in particular reference to Lot "A", Block 2, S.D. 1/2, D.L. 59/136/137, Plan 16934, 7092 Loughheed Highway. A fair annual rental had been calculated and is as follows:

Market Value of land area contained in the service road	\$4,350.00
Estimated assessed value	2,175.00
6 per cent of \$4,350.00	\$261.00
Tax rate of 43 mills on \$2,175.00	<u>92.52</u>

making a total of \$ 354.52 based on present mill rate.

Moved by Councillor Cafferky, Seconded by Councillor McLean: "That the recommendation of the Manager be adopted, subject to the application of the same rental formula to determine each year's rental."

CARRIED UNANIMOUSLY

16. Re: Illegal Sewer Connections.

The Manager submitted a detailed report in connection with illegal sewer connections and recommended that Council instruct its Engineer's Department to take all necessary steps to effect the removal of all illegal connections of storm water to the sanitary sewer systems.

Moved by Councillor Cafferky, Seconded by Councillor Jamieson: "That the recommendation of the Manager be adopted."

MOTION CARRIED
VOTING AGAINST:
COUNCILLOR SEIFNER

Councillor Seifner reported that the B. C. Electric bus routes, Hastings and Warwick had been shortened without knowledge to the Municipality.

Moved by Councillor Mather, Seconded by Councillor Jamieson: "That this matter be referred to Councillor Seifner for investigation and that he be granted authority to negotiate with the B. C. Electric Company."

CARRIED UNANIMOUSLY

Councillor Mather submitted a report of the meeting held in connection with the fluoridation issue.

Moved by Councillor McLean, Seconded by Councillor Cafferky: "That this report be received."

CARRIED UNANIMOUSLY

Moved by Councillor McLean, Seconded by Councillor Cafferky: "That the Committee do now rise and report as above."

CARRIED UNANIMOUSLY

The Council reconvened.

Moved by Councillor Cafferky, Seconded by Councillor McLean: "That the report of the Committee of the Whole be adopted."

CARRIED UNANIMOUSLY

RECONSIDERATION AND FINAL PASSAGE

Moved by Councillor Cafferky, Seconded by Councillor McLean: "That "BURNABY ROAD ACQUISITION AND DEDICATION BY-LAW NO. 6, 1958" and "BURNABY PARKS AND RECREATION COMMISSION BY-LAW 1958" be now reconsidered."

CARRIED UNANIMOUSLY

Moved by Councillor Gafferky, Seconded by Councillor Brown: "That "Burnaby Road Acquisition and Dedication By-Law No. 6, 1958" "Burnaby Parks and Recreation Commission By-Law 1958" be now finally adopted, and that they be signed by the Reeve and Clerk and that the Corporate Seal be affixed thereto."

CARRIED UNANIMOUSLY

1ST, 2ND AND 3RD READINGS

Moved by Councillor Jamieson, Seconded by Councillor McLean: "That leave be given to introduce "BURNABY LAND ACQUISITION BY-LAW NO. 7, 1958" "BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 3, 1958" and that the By-Laws be read a First Time."

CARRIED UNANIMOUSLY

Moved by Councillor Jamieson, Seconded by Councillor McLean: "That the By-Laws be read a Second Time."

CARRIED UNANIMOUSLY

Moved by Councillor Jamieson, Seconded by Councillor Brown: "That the Council go into Committee of the Whole with the Reeve in the Chair to consider the By-Laws."

CARRIED UNANIMOUSLY

Moved by Councillor Jamieson, Seconded by Councillor Cafferky: "That the Committee rise and report the By-Laws complete without amendment."

CARRIED UNANIMOUSLY

The Council reconvened.

Moved by Councillor Jamieson, Seconded by Councillor Cafferky: "That the report of the Committee be adopted."

CARRIED UNANIMOUSLY

Moved by Councillor Jamieson, Seconded by Councillor Cafferky: "That the "BURNABY LAND ACQUISITION BY-LAW NO. 7, 1958" "BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 3, 1958" be now read a Third Time."

CARRIED UNANIMOUSLY

Moved by Councillor Mather, Seconded by Councillor McLean: "That the Engineering Department be commended on the manner in which the snow removal programme had been conducted."

CARRIED UNANIMOUSLY

Moved by Councillor McLean, Seconded by Councillor Jamieson: "That the Council do now resolve itself into a Committee of the Whole."

CARRIED UNANIMOUSLY

The Reeve advised of the Manager's investigation and report that had been submitted in connection with the three accident claims of Ralph Davis, John Rodney Cox and Hudson's Bay Company.

Moved by Councillor Brown, Seconded by Councillor Seifner: "The Municipal Solicitor is hereby authorized to negotiate with these claimants and if possible effect a settlement in the order of 75% - 25% or better, if this negotiation fails the Solicitor is instructed to make a payment of 75% of the cost of these claims into the Court.

Moved by Councillor Cafferky, Seconded by Councillor Jamieson: "That the Committee do now rise and report on the above matter."

CARRIED UNANIMOUSLY

The Council reconvened.

Moved by Councillor Cafferky, Seconded by Councillor McLean: "That the Council do now adopt the report of the Committee of the Whole."

CARRIED UNANIMOUSLY

The meeting then adjourned.

Confirmed:

REEVE

Adrian B. Brown
CLERK