

NOVEMBER 16, 1959

An Adjourned Meeting of the Municipal Council was held in the Committee Room, Municipal Hall, 4545 East Grandview-Douglas Highway, on Monday, November 16, 1959 at 7:30 p.m.

PRESENT:

Councillor Edwards was in the Chair; Councillors Brown, Jamieson, MacSorley, McLean, Mather, Prittie and Seifner

The Acting Reeve called upon the Chairman of the Traffic Safety Committee, Mr. R. Prittie, to present the Certificates of Appreciation to those drivers who had been selected by the R.C.M.P. for demonstrating safe and courteous driving practices on the streets of the Municipality.

Councillor Prittie announced that seven drivers had been selected by the R.C.M.P. during the Campaign week for demonstrating safe and courteous driving practises on the streets of the Municipality. He then presented Certificates of Appreciation to the following:

- (1) Rennelt DYKSTRA
- (2) Emil Theodore OLSON
- (3) Lila L. TROTT
- (4) William Howard CAMERON

Adding that the remaining three were unable to be present this evening and that their Certificates would be forwarded to them in the mail. The other three were:

- (5) Thomas L. MacKINNON
- (6) Mrs. Elizabeth Ruth JARVIS
- (7) Helen Mary APLAND

Secretary-Treasurer, Burnaby Ratepayers Council, submitted a letter inquiring as to the progress being made by the Transportation Committee of Council in connection with a study of the public transportation system in Burnaby.

Councillor Seifner reported verbally that a report on this matter would be made to Council at its next meeting.

Moved by Councillor Jamieson, Seconded by Councillor McLean: "That the letter from the Ratepayers Council be received and they be advised of the situation as reported by Councillor Seifner."

CARRIED UNANIMOUSLY

Mr. A. E. Anderson wrote requesting that consideration be given by the Municipality to the payment of certain expenses incurred by himself in connection with the funeral of his late wife.

The Municipal Manager advised that he had received a report from the Social Service Administrator relative to this matter in which it was stated that Mr. Anderson had made private arrangements with Chapman Funeral Parlours for the burial in question. The Social Service Administrator added in his report that at no time did the Funeral Parlour contact his Department for acceptance of these costs. It was also mentioned in the report that the pension cheques of the late Mrs. Anderson had been forwarded to his Department by the Pension Board and subsequently sent to the Nursing Home in which Mrs. Anderson resided for endorsement by her.

Moved by Councillor Mather, Seconded by Councillor Prittie: "That the letter be received and Mr. Anderson advised that since arrangements for the burial of his late wife were made by himself directly with the Chapman Funeral Home without any reference to the Social Welfare Department of the Corporation, the expenses incurred in connection therewith cannot be accepted by the Corporation."

CARRIED UNANIMOUSLY

Secretary, Central Park Branch, Old-Age Pensioners Organization, submitted a letter requesting the Municipality to lend its support to the establishment of a hospital for elderly chronic cases in Burnaby.

Moved by Councillor Prittie, Seconded by Councillor MacSorley: "That the letter be received and the matter referred to the Joint Health Committee for attention."

CARRIED UNANIMOUSLY

Director, Burnaby Association for Retarded Children, wrote advising of arrangements which have been made with regard to a banquet dinner being held by the Association and requesting that Council proclaim the week of November 15th to 26th as Retarded Children's

Week and also appoint a representative to open a concert on November 21st at Nelson Avenue School. A form of proclamation was submitted with the letter and was read by the Acting Reeve.

Moved by Councillor Prittie, Seconded by Councillor Jamieson: "That the proclamation, as read, be issued by the Reeve."

CARRIED UNANIMOUSLY

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

CARRIED UNANIMOUSLY

The Reeve arrived and assumed the Chair.

MUNICIPAL MANAGER -- REPORT NO. 45, 1959.

(1) Christmas Bonuses to Social Welfare Recipients.

The Manager reported that the Provincial Government has again approved a supplementary Social Allowance for Christmas in the amount of \$2.00 for single and \$5.00 for each head of the family payable to both Employables and Unemployables and shareable on a 90/10 basis; with the Provincial Government assuming the former percentage of cost. The Manager added that provision for payment of this bonus was made in the 1959 revised estimates and recommended that Council authorize the issuance of this bonus, as approved by the Provincial Government.

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

CARRIED UNANIMOUSLY

(2) Easement over the Southerly 10 feet of Subdivision 1, Block 8, D.L. 131.

The Manager reported that an Easement is required for drainage purposes from Mr. W. E. Ternan over the above described property. He added that the property is located on the East side of Sperling Avenue approximately 300 feet North of Broadway and that no consideration is payable by the Corporation for it. He recommended that Council authorize the acquisition of this Easement.

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

CARRIED UNANIMOUSLY

(3) Increase in strength of Burnaby Detachment, R.C.M.P. for the fiscal year 1960-61.

The Manager reported that the present authorized strength of the above Detachment, chargeable to Burnaby, is 73 and that for budget purposes (and in the case of the R.C.M.P., for manning purposes) it is necessary that Council decide whether it desires an increase in the strength for the next fiscal year - which commences June 1, 1960. The Manager reported further that Sub-Inspector Macdonald, Officer-in-Charge, Burnaby Detachment, has recommended that Council request 20 additional men; which men would be deployed as follows:

- (a) 5 for the Traffic detail
- (b) 3 for the Criminal Investigation Bureau
- (c) 12 for general duty (four for each of the three shifts, or one for each shift for each of four districts).

The Manager also advised that three additional vehicles would be required to make the increased strength mobile and that as we pay the sum of \$5,372.00 per man and the rate of nine cents per mile for transportation, the estimated cost of the requested increase for a complete year would be \$107,440.00 plus an estimated \$12,000.00 for transportation costs or a total of \$119,440.00. He pointed out that the impact on the 1960 budget would only be felt for seven of the twelve months and would amount to \$69,670.00. The Manager reported that he felt the ability of the Police Force to carry out its law enforcement function to the satisfaction of the governing body (the Council) is the truest measure of the proper size of a police department. He added that another yardstick is the ratio of the number of police per 1000 population and that using this criterion Burnaby presently has a ratio of .73 per 1000 of population. He pointed out that comparing this with the reported police strength

of 130 North American cities in the year 1958 indicates that the lowest reported ratio is 1.03 and the median 1.72 while the highest is 3.29. The Manager also advised that other factors influencing the determination of the strength required are local conditions and circumstances, and the availability of certain functions without direct result in manpower. He added that the Burnaby Detachment was increased by 12 men in the fiscal year 1959-60 and that the increase recommended by Sub-Inspector Macdonald would result in an increased strength of approximately 60% in the period of two years. The Manager recommended that Council determine what increase in strength of the Burnaby Detachment of the R.C.M.P. it desires. Sub-Inspector Macdonald was present to answer certain questions in connection with the operation of his force which Council asked and to elaborate on his request.

Moved by Councillor McLean, Seconded by Councillor Brown: "That the request of Sub-Inspector Macdonald for 20 additional men be approved."

Moved by Councillor Mather, Seconded by Councillor Prittie: "That the request be tabled for a period of one week."

IN FAVOUR - COUNCILLORS PRITTIE,
MATHER, EDWARDS &
SEIFNER

AGAINST - REEVE EMMOTT, COUNCILLORS
JAMIESON, McLEAN, BROWN
& MacSORLEY

MOTION LOST

The original Motion was then put and it was carried unanimously.

(4) Financing of Local Improvements.

The Manager reported that the situation whereby bank loans for capital purposes have become restricted poses a problem for the Municipality with respect to the Local Improvement works already completed and financed temporarily by the Municipality in anticipation of either temporary bank loans or the sale of debentures and also, with respect to ensuring the continuation of the Local Improvement programme for 1960 and subsequent years. The Manager advised that both aspects of the problem could be resolved by utilizing Section 304 of the Municipal Act and thereby establishing a "Local Improvement Fund" from the Tax Sale Account. He pointed out that to do so two By-laws would be required - one to establish the fund and the other to authorize the use of tax sale monies for the Local Improvement Fund. The Manager reported that at the moment six Local Improvement By-laws in the total amount of \$612,210.00 need to be financed and that there is at present \$547,992.71 to the credit of the tax sale account; from which it is proposed to extract \$500,000.00 from this account and establish it as a Local Improvement Fund. The Manager recited Section 304 of the Municipal Act, as follows:

- "(1) The Council of a city, town or district municipality may by by-law set up a fund to be known as the "Local Improvement Fund," and from time to time set aside moneys for that purpose out of general revenue, and as otherwise provided in this Act.
- (2) The moneys set aside under this section shall be deposited in a bank, and, until required to be used in accordance with this section, may be invested in the manner provided by section 285 for the investment of sinking funds.
- (3) The moneys set aside from general revenue funds and any moneys transferred to the fund under section 303, and moneys expended from and repaid to the fund, together with any interest earned thereon, shall be used only to finance the construction of works payable by special charges under the provisions of and as restricted by Part XVI.
- (4) If the amount to the credit of the Local Improvement Fund is greater than the anticipated requirements for the ensuing three years, the Council may by by-law, with the approval of the Minister, transfer all or any part of the amount to some other fund or funds established under this part."

The Manager pointed out that sub-section 4 prescribes the procedure for recovery from the Local Improvement Fund should its need for the original purpose be in excess of anticipated requirements for the ensuing three years. The Manager advised that one immediate effect of following the proposed course of action would be to reduce the balance in the tax sale account to \$47,992.71. He felt that Council would be concerned as to the adequacy of this amount, having regard to its policy of using this fund for the widening of Hastings Street and other capital projects. The Manager pointed out that there are payments under Agreements for Sale due in 1960 in the amount of \$120,962.00 and also, there is the sale of a large plot to the B. C. Telephone Company which has not yet been completed and that he felt that irrespective of additional sales, the sums from these two sources should replenish the tax sale account to an amount sufficient to take care of normal calls upon this account. The Manager recommended that Council adopt the procedure proposed and pass the necessary By-Laws.

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

CARRIED
COUNCILLORS BROWN, SEIFNER
& MACSORLEY AGAINST

(5) Tenders for Front-End Loader

The Manager submitted a tabulation of tenders received for a 1 3/4 yard Front End Loader advising that it was the opinion of the Municipal Engineer that though the initial cost of diesel-powered models is higher, low engine maintenance costs more than offset the initial costs. He added that the Engineer also felt a clam-type bucket was more desirable than the standard bucket since the former is more suitable for the type of work carried out by the Municipality. The Manager recommended:

- (a) That the tender of Bingham Equipment in the amount of \$16,345.35 for a Scoopmobile model LD 5 P, without bucket, but adapted for a clam bucket be accepted.
- (b) That a Drott-Clam bucket for fitting to the above mentioned Scoopmobile be purchased at an estimated cost of \$2,625.00.

Moved by Councillor MacSorley, Seconded by Councillor Seifner: "That the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(6) Assessment Errors

The Manager submitted a report prepared by the Municipal Treasurer showing a tabulation of errors discovered in the Assessment Roll subsequent to confirmation of this Roll by the Court of Revision. The Manager pointed out that in each case, the property owner received a notice indicating the incorrect assessment but made no appeal to the Court of Revision and that therefore the assessments were perfectly legal but, at the same time, unjust. The following is the list of errors in question:

<u>PROPERTY DESCRIPTION</u>	<u>NAME OF TAXPAYER</u>	<u>INCORRECT ASSESSMENT</u>	<u>CORRECT ASSESSMENT</u>	<u>TAXES IMPOSED INCLUDING PENALTIES</u>	<u>CORRECT TAXES</u>	<u>OVERCHARGE</u>
D.L.29,Blk.12 Lot 24,Pl.3035	Trustees of the Congregation of Evangelical Free Church of New Westminster	Land \$900 Exempt\$790	\$110. 790.	\$ 56.15	\$ 20.14	\$36.01-Paid
D.L.74N $\frac{1}{2}$, Blk."A" Npt. Sk.5641	Jean E. & Edward Gray	Land \$39,990. I MP. 2,050.	\$3,990. 2,050.	\$1,913.67	272.07	\$1,641.60- Not Paid
D.L.93,Blk.8 Lot 22,Map 1525	John & Mayo MacLennan	Land 985. Impt. \$3,350.	985. \$ 2,350.	181.22	145.31	\$35.91-Not Paid
D.L. 125, Blks.1/4/6, Lot 18W $\frac{1}{2}$, Sk.9604	Johnathan Jantz 5951 Lougheed Highway, Burnaby 2	Land 2,165. Impt. 23,700.	2,165. 2,700.	975.73	221.61	\$754.12-Not Paid
D.L.159, Blk.1/5, Lot 23	Douglas Gibson	Land 1,105. Impt. 2,050.	1,105. 500.	155.39	100.63	\$ 54.76-Paid

The Manager recommended that Council make application to the Provincial Government for an Order-in-Council to abate the excess taxes charged.

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

CARRIED UNANIMOUSLY

(7) Shacks on Burrard Inlet.

The Manager reported that in an earlier report (Report No. 17, 1959) he advised

of a request which had been received from the National Harbours Board and the Canadian Pacific Railway for the support of Council to have the shacks bordering the south shore of Burrard Inlet removed. The Manager advised that his recommendation at that time was that Council declare the shacks in question as nuisances under Section 676 of the Municipal Act but that no action was taken by Council because it was generally felt insufficient notice was being given to the occupants of the abodes. The Manager reported that both the C.P.R. and the National Harbours Board had now decided to postpone the removal (which was to have taken place on July 1, 1959) to July 1, 1960 and have asked Council to take action along the lines recommended in the aforementioned report No. 17.

Moved by Councillor Mather, Seconded by Councillor Jamieson: "That the recommendation of the Municipal Manager that Council declare the shacks on the south shore of Burrard Inlet between Boundary Road and North Road and located north of the C.P.R. Tracks as nuisances under Section 676 of the Municipal Act be adopted."

CARRIED UNANIMOUSLY

(8) Subdivision of J. Schmidt Construction Co. Ltd.

The Manager reported that in Report No. 19, 1959 he had advised that the above Company had submitted a subdivision plan for the second stage of its development south of Portland Street and west of Nelson Avenue and that when the said plan was deposited in the Land Registry Office, the Municipality had obtained title to Lots 29 to 44 inclusive, subject to the Company's right to purchase while the Company had acquired title to Lots 16 to 28 inclusive. The Manager pointed out that to effect the disposition of the Lots in question, the following conveyances were obtained:

- (a) From the Company to the Municipality - those parcels outlined in red on the second plan and numbered 1, 3, 7
- (b) From R.E. H. and P.V. Thober to Burnaby - that parcel numbered 4 on the aforementioned plan.

The Manager reported that Council had authorized the acquisition and disposition of these parcels; which parcels were added to others being sold by the Municipality to the Company under an agreement for sale dated August 27, 1956. The Manager advised that the Land Registry Office now requires that this agreement for sale be extended to cover the parcels which were added and which are numbered 1,3,4, 7. The Manager reported that the Municipal Solicitor has prepared an agreement which includes these four parcels in the original agreement for sale and recommended that Council authorize the disposition of the parcels indicated above and grant authority to execute this agreement between the Municipality and the Company.

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

CARRIED UNANIMOUSLY

(9) Special Estimates.

The Municipal Manager submitted special estimates of the Municipal Engineer in the total amount of \$55,700.00 recommending that they be approved.

Moved by Councillor Prittie, Seconded by Councillor Seifner: "That the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

Moved by Councillor Edwards, Seconded by Councillor Prittie: "That the Committee now rise and report."

CARRIED UNANIMOUSLY

Council reconvened.

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

CARRIED UNANIMOUSLY

Moved by Councillor Jamieson, Seconded by Councillor McLean: "That leave be given to introduce "BURNABY LOCAL IMPROVEMENT FUND BY-LAW, 1959" and that it be read a First Time."

CARRIED UNANIMOUSLY

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

CARRIED UNANIMOUSLY

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

CARRIED UNANIMOUSLY

Moved by Councillor Jamieson, Seconded by Councillor McLean: "That the Committee rise and report the By-Law complete.

CARRIED UNANIMOUSLY

The Council reconvened.

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

CARRIED
AGAINST - COUNCILLORS
SEIFNER, MacSORLEY and
BROWN

Moved by Councillor Jamieson, Seconded by Councillor McLean: "That "BURNABY LOCAL IMPROVEMENT FUND BY-LAW, 1959" be now read a Third Time."

CARRIED UNANIMOUSLY

Moved by Councillor Jamieson, Seconded by Councillor McLean: "That leave be given to introduce "BURNABY LAND ACQUISITION BY-LAW NO. 6, 1959" and that it be read a First Time."

CARRIED UNANIMOUSLY

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

CARRIED UNANIMOUSLY

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

CARRIED UNANIMOUSLY

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

CARRIED UNANIMOUSLY

The Council reconvened.

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

CARRIED UNANIMOUSLY

Moved by Councillor Jamieson, Seconded by Councillor McLean: "That "BURNABY LAND ACQUISITION BY-LAW NO. 6, 1959" be now read a Third Time."

CARRIED UNANIMOUSLY

Moved by Councillor Mather, Seconded by Councillor Jamieson: "That leave be given to introduce "BURNABY TAX-SALE MONEYS EXPENDITURE BY-LAW NO. 3, 1959" and that it be read a First Time."

CARRIED UNANIMOUSLY

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

CARRIED UNANIMOUSLY

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

CARRIED UNANIMOUSLY

Moved by Councillor Mather, Seconded by Councillor Prittie: "That the Committee rise and report progress."

CARRIED UNANIMOUSLY

The Council reconvened.

Moved by Councillor MacSorley, Seconded by Councillor Jamieson: "That "BURNABY ADVANCE PAYMENT OF TAXES BY-LAW 1955, AMENDMENT BY-LAW, 1959" be now reconsidered."

CARRIED UNANIMOUSLY

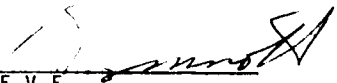
Moved by Councillor MacSorley, Seconded by Councillor Edwards: "That "BURNABY ADVANCE PAYMENT OF TAXES BY-LAW 1955, AMENDMENT BY-LAW, 1959" be now finally adopted and signed by the Reeve and Clerk and that the Corporate Seal be affixed thereto."

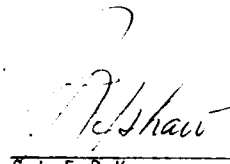
CARRIED UNANIMOUSLY

The Manager reported verbally on the questions raised in a petition to Council last week from a Mr. E. Erickson and others relative to the 12th Avenue School - Park exchange and development proposals, part of which involves lands allegedly under the control of Mainland Estates Limited. He advised that he had contacted the Company who had informed him they did control the lands in question. The Manager added that he had arranged a meeting with the principals of this Company for to-morrow to further discuss the subject at hand.

The meeting then adjourned.

Confirmed:


REEVE


CLERK