

JUNE 22, 1960

An Adjourned meeting of the Municipal Council was held in the Committee Room, Municipal Hall, 4545 East Grandview-Douglas Highway, Burnaby, B. C. on Wednesday, June 22, 1960 at 2:00 p.m.

PRESENT: Reeve Emmott in the Chair;
Councillors Mather, Drummond,
MacSorley, Harper and Prittie

ABSENT - Councillors Edwards and
Jamieson.

The Council having adjourned while in Committee of the Whole on June 20th reconvened in Committee of the Whole.

MANAGER'S REPORT NO. 27, 1960, dated 17 June, 1960.

(10) Re: Licensing of Trailer Courts.

The Manager reported that when Trades Licence fees were revised in 1958 no change was made in the fee of \$5.00 every six months for licencing of a trailer court. Although some studies had been given to the problem in Victoria no change had been made in Burnaby. There are nine trailer courts in the Municipality with a total of 139 trailer coach spaces. The land forming a trailer coach site is assessed and taxed but a trailer, the use of which is changing from a trailer to a mobile type of home, is not taxed. The Manager submitted that it is possible to utilize the Trades Licence By-law to produce a tax revenue and listed the licence fees payable by Burnaby in comparison with other surrounding municipalities. Of these, Burnaby's was the lowest. Section 428 of the Municipal Act provides for the levy of a sundry tax which precludes ordinary taxes and it was submitted that a tax under this section would be exceedingly difficult to administer. It was recommended that the Trades License By-law be amended to provide a fee for Auto Courts of \$20.00 every six months for each trailer space provided within such Auto Court irrespective of whether this space is occupied or not.

MOVED BY COUNCILLOR MACSORLEY,
SECONDED BY COUNCILLOR HARPER:

"That this item be tabled to the July 4th, 1960 Council meeting and that the Treasurer up-date the report prepared in his Department in 1958 and submit same to the Council for its consideration prior to the July 4th meeting."

CARRIED UNANIMOUSLY

(11) Re: Local Improvement Paving Programme - 1959.

The Manager submitted for consideration a revised estimate of cost of the 1959 Local Improvement Paving Programme advising that due to the difficulties in estimating which had been encountered in connection with the 1959 programme, certain items where the estimating was incorrect had been withdrawn and furthermore other items were withdrawn due to the necessity of underground work with the passage of the Sewer By-law where it was expected sewer construction will take place within two years. The Manager submitted that deletion of these items would reduce the re-estimated programme to \$538,700.00 from \$633,050.00.

In order that full advantage could be taken, the Manager selected from the programme projects which the revised estimate did not vary in increased cost from the original estimate and those projects where the revised estimate is less than the original, and authorized the Engineer to issue Work Orders for these projects:

These projects are:

Item No. 2 - Blaine Avenue	3,000.00
Item No. 4 - Bryant Court	2,500.00
Item No. 6 - Curtis Street	17,000.00
Item No. 14 - Eleventh Avenue - 1st to 2nd	3,600.00
Item No. 15 - Fifteenth Avenue	4,400.00
Item No. 16 - Formby Street	2,380.00
Item No. 18 - First Street	4,200.00
Item No. 20 - Greta Avenue	2,950.00
Item No. 30 - Halifax St.-Yeovil to Cliff	5,600.00
Item No. 31 - Halifax St.-Blaine to Cliff	2,880.00
Item No. 32 - Karen Street	4,450.00
Item No. 33 - Kensington Avenue	12,800.00
Item No. 37 - Lakeview Avenue	4,400.00
Item No. 39 - Mayfield Street	2,500.00
Item No. 43 - Newcombe Street	8,850.00
Item No. 48 - Pioneer Avenue	3,350.00
Item No. 50 - Parkwood Avenue	1,310.00
Item No. 54 - Randolph Avenue	6,900.00
Item No. 59 - Sardis Street -Both to Elsom	3,200.00
	<u>96,270.00</u>

The Manager submitted these Work Orders for confirmation of the Council. The Manager suggested that the amended programme of \$538,700.00 should be proceeded with. The work was proposed under the original estimate at \$5.70 per foot and it was suggested this estimate should stand with the Corporation assuming construction costs over this amount by amending the two By-laws affected through the enactment of Section 596(a) of the Municipal Act. The Manager recommended:

- (a) That Council confirm Work Orders authorized by the Municipal Manager in the amount of \$96,270.00.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

- (b) That Council approve an amended Local Improvement programme of \$538,700.00 as outlined in this report.

MOVED BY COUNCILLOR MATHER,
SECONDED BY COUNCILLOR PRITTIE:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

- (c) That the Municipal Solicitor be instructed to prepare the necessary amendment to the By-laws to provide for assumption by the Corporation of construction costs in excess of \$5.70 per lineal foot.

MOVED BY COUNCILLOR MacSORLEY,
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

(12) Re: Trans-Canada Highway.

The Manager reported that evaluations had been prepared by the Department of Highways (\$483,825.00) and the Corporation (\$484,572.00) for Municipal properties required for the new right-of-way of the Freeway through Burnaby. Proceeds must be placed in the Tax Sale Trust Fund and it was pointed out that construction of the Freeway will result in expense to the Municipality for various works which cannot be related directly to the Freeway for Government acceptance. A report would be submitted on this aspect at a future time. It was recommended that the offer of \$483,825.00 by the Department of Highways for Municipally owned property required for the right-of-way of the Trans-Canada Highway within Burnaby be accepted.

MOVED BY COUNCILLOR MacSORLEY,
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Manager
be adopted."

CARRIED UNANIMOUSLY

(13) Re: Lake-City Industrial Corporation Limited.

The Manager reported the circumstances of the original sale of land in the Lake City area to the C.B. Riley Construction Company on March 3, 1952 for the sum of \$62,500.00 advising that the sale had been covered by two agreements; one an agreement for sale and the other a supplementary servicing agreement. The agreement for sale was assigned to the Lake City Industrial Corporation Limited and the terms of this agreement had been complied with. A letter had been received from Solicitors for the Lake City Industrial Corporation committing the Lake City interests to the supplementary agreement and offering to enter into a fresh agreement if desired. The Company was now requesting conveyance of the remaining municipal lands in the Lake City area pursuant to By-law No. 3375, Schedule "A". Since the lands as presently constituted were different from the Original Schedule "A" due to resubdivision and consolidation; in some cases it was necessary to have an undertaking from the Company that the lands being conveyed were in fact the same as those attached to Schedule "A". It was recommended that the Reeve and Clerk be authorized to sign the conveyances on behalf of the Corporation and that they be delivered to the Company after their Solicitor had given an undertaking to the Municipality, satisfactory to the Solicitor, that the lands described in the conveyances are the same lands as described in Schedule "A" of By-law No. 3375.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendation of the Manager
be adopted."

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR DRUMMOND:

"That the Municipal Solicitor be asked to report his opinion on the position of the Municipality in regards to the supplementary agreement presently in force between the C. B. Riley Construction Company and the Corporation relative to the Lake City area in view of the assignments of the agreements for sale to the Lake City Industrial Corporation Limited and in the light of the written commitment made by Solicitors for the Lake City Industrial Corporation regarding the supplementary servicing agreement."

CARRIED UNANIMOUSLY

The Committee dealt with the application of G.H. Dumbrell for rezoning Lot 2, S.D. 2, Block 1, D.L. 59 and 136/137, Plan 10302 and particularly the contention of the applicant that the servicing of the property was not important in view of the nature of the business and furthermore, that the traffic hazard was not as represented by the Council.

Some discussion took place on the future use of this land, particularly in view of the use of the surrounding properties and the fact that services in the area were fairly eminent.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR DRUMMOND:

"That the Director of Planning be asked to undertake a study of future land use within the super block bounded by Loughheed Highway, Sperling Avenue, Bainbridge Avenue, and Broadway, and submit a report thereon to the Manager for presentation to the Council."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MATHER:

"That the application of G. H. Dumbrell to rezone Lot 2, S.D. 2, Block 1, D.L. 59 and 136/137, Plan 10302 to Commercial for the purpose of operating a trailer sales lot be not entertained at this time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR MATHER,
SECONDED BY COUNCILLOR HARPER:

"That the Committee do now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR MATHER,
SECONDED BY COUNCILLOR PRITTIE:

"That the report of the Committee be adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MATHER:

"That leave be given to introduce
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO.2,
1960"
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO.3,
1960"
" BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO.4,
1960"
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 5,
1960"
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 6,
1960"

and that they be read a First Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MATHER:

"That the By-laws be read a Second Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MATHER:

"That the Council resolve into Committee
of the Whole to consider the By-laws."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MATHER:

"That the Committee rise and report the
By-laws complete."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MATHER:

"That the report of the Committee be
adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MATHER:

"That
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 2,
1960"
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 3,
1960"
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 4,
1960"
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 5,
1960"
"BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 6,
1960"

be now read a Third Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MacSORLEY:

"That "BURNABY CLUB REGULATION BY-LAW 1950,
AMENDMENT BY-LAW, 1960"

"BURNABY TOWN PLANNING BY-LAW 1948, AMENDMENT
BY-LAW NO. 4, 1960"
be now reconsidered."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR MacSORLEY:

"That "BURNABY CLUB REGULATION BY-LAW 1950,
AMENDMENT BY-LAW, 1960"
"BURNABY TOWN PLANNING BY-LAW 1948, AMENDMENT
BY-LAW NO. 4, 1960"

be now finally adopted, signed by the Reeve
and Clerk and the Corporate Seal be affixed
thereto."

CARRIED UNANIMOUSLY

Item 14 - Special

The Executive Assistant to the Manager reported that negotiations had been carried on for purchase of Lot 10, Block 7, D.L. 79 South, Map 2547 (Pontifex property) and that the Corporation's appraisal was at wide variance with the owner's appraisal. Authority was requested of the Council to hire an independent firm to give a separate appraisal of the property in the interests of negotiating further. It was recommended that the firm of Penny and Keenleyside Appraisals Limited be hired for this purpose.

MOVED BY COUNCILLOR PRITTIE,
SECONDED BY COUNCILLOR HARPER:

"That the recommendation of the Executive
Assistant be adopted."

CARRIED UNANIMOUSLY

Item 15 - Special

The Executive Assistant also reported there were wide differences between the appraisals of the Corporation and the owner in the case of Lot 17 and 18, District Lot 135 (M. Gray property) and authority was asked to hire the same appraisal firm for an independent appraisal.

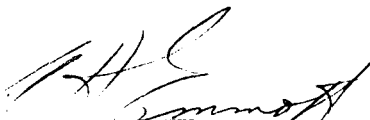
MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR MacSORLEY:

"That authority be granted as requested."

CARRIED UNANIMOUSLY

The meeting adjourned to Monday, June 27, 1960 at 7:30 p.m.

Confirmed:


REEVE


CLERK