MARCH 25, 1963

A Regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4545 East Grandview-Douglas Highway, on Monday, March 25, 1963 at 7:30 p.m.

PRESENT:

Reeve Emmott in the Chair; Councillors Blair, Clark, Drummond, Harper, Kalyk, MacSorley and Wells

ABSENT:

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Councillor Cafferky

Reverend A. N. Banks led in Opening Prayer.

Reeve Emmott introduced Mr. H. Christie, Warden of Oakalla, and stated that Mr. Christie was leaving his post to join the Federal Service.

Reeve Emmott presented Mr. Christie with a Meritorious Achievement Award and, on behalf of the Municipality, expressed thanks to Mr. Christie for his contribution while serving as Warden of Oakalla.

MOVED BY COUNCILLOR HARPER, SECONDED BY COUNCILLOR WELLS:

"That the Minutes of the meetings held March 11th and March 18th, 1963 be adopted as written and confirmed."

CARRIED UNANIMOUSLY

The following wrote requesting an audience with Council:

- (1) Vancouver and District Unemployed Council re recommendations in Gill Commission Report.
- (2) <u>Burnaby Regional Council, Boy Scouts of Canada</u> re request for grant.

In addition, it was mentioned that a Mrs. C. Harper, who was scheduled to appear last Monday evening, was now present to address Council.

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR MacSORLEY:

"That all three delegations be heard."

(1) Mr. John McCuish appeared on behalf of the Vancouver and District Unemployed Council and submitted a Brief containing the views of the Council in respect of the recommendations in the Report of the Gill Commission.

He suggested that Council study both this Report and his Brief so that it can become acquainted with the matters covered in the Brief and thereby be in a position to act knowledgoably on the conclusions outlined in the Brief from the Vancouver and District Unemployed Council.

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR MacSORLEY:

"That the subject matter of Mr. McCuish's presentation be referred to the Policy Committee for study and report."

CARRIED UNANIMOUSLY

(2) Mr. A. G. Coning, President of the Burnaby Region, Boy Scouts of Canada, appeared and presented a Brief explaining why his group is seeking a grant in the amount of \$2,500.00. He pointed out that this sum would be in addition to the usual grant made by the Municipality, and that it would be a non-recurring one. Mr. Coning also explained that the purpose of the grant is to assist the Burnaby Region in fulfilling financial obligations that have developed due to the rapid growth in the membership of the Burnaby Region of the Boy Scouts

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR KALYK:

"That the application of the Burnaby Region, Boy Scouts of Canada, be referred to the Grants Committee for consideration and recommendation."

CARRIED UNANIMOUSLY

(3) Mrs. C. Harper appeared and advised that she was acting as Agent for the owner of property described as Lot "A", D. L.'s 34/35, Plan 5487 to ask that Council reconsider its decision to not provide an additional gate as a term of settlement in connection with the claim of the owner, Mrs. McCallum, resulting from the expropriation of her property by the Municipality.

She pointed out that there was formerly a gate in the location where one is needed and that it was destroyed when the road (Moscrop Street) was widened. Mrs. Harper added that, in 1961, the Roads Engineer had indicated that this additional gate would be provided.

MOVED BY COUNCILLOR KALYK, SECONDED BY COUNCILLOR MacSORLEY:

"That the previous decision of Council on the subject matter be rescinded."

CARRIED UNANIMOUSLY

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MOVED BY COUNCILLOR MacSORLEY, SECONDED BY COUNCILLOR KALYK:

"That the recommendation of the Municipal Manager respecting the provision of an additional gate at a cost of \$50.00 to serve the property in question, as contained in his report #9, 1963, be adopted."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR WELLS, SECONDED BY COUNCILLOR HARPER:

"That all of the below listed correspondence be received."

CARRIED UNANIMOUSLY

Mrs. Anne Frank submitted a letter in connection with her application for a Welfare Institutions Licence to operate a kindergarten at 4004 Parker Street, outlining her intentions if the Licence is granted.

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR WELLS:

"That action on this matter be deferred pending consideration of a report from the Municipal Manager later this evening."

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CARRIED UNANIMOUSLY

Mrs. C. Nichols submitted a letter expressing her views in connection with recent actions taken by the Municipal Council.

Dohman Construction Limited submitted a letter requesting that Council favourably consider allowing the construction of "high-rise" apartments on property described as Lots 9 to 11 inclusive, Blocks 55/58, D. L. 33, Plan 1825, which is currently being considered for rezoning to Residential Multiple Family Type 1.

Information was received by Council that the Planning Department is considering the matter of introducing regulations governing the construction of "high-rise" apartment accommodation as a part of its review of the Town Planning By-Law.

MOVED BY COUNCILLOR DRUMMOND, SECONDED BY COUNCILLOR CLARK:

"That the matter broached by Dohman Construction Limited in its letter be referred to the Planning Committee and further, the Planning Department be directed to expedite its handling of the revisions to the Town Planning By-Law so that the Committee will have information respecting the question of "high-rise" apartments when it meets to consider this matter."

Secretary, Joint Executive Council, Burnaby General Hospital Auxiliary, submitted a letter seeking permission to hold a Tag Day on May 31st between 6:00 p.m. and 9:00 p.m. and also on June 1st between 9:00 a.m. and 6:00 p.m.

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR HARPER:

"That permission be granted to the Auxiliary to conduct its campaign on the dates and at the times mentioned."

CARRIED UNANIMOUSLY

<u>Secretary-Treasurer</u>, <u>Norburn Athletic Club</u>, wrote requesting permission to hold a Tag Day on the evening of April 19th and all day on April 20th, 1963.

MOVED BY COUNCILLOR MacSORLEY, SECONDED BY COUNCILLOR CLARK:

"That permission be granted to the Club to conduct its campaign at the times mentioned."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR DRUMMOND, SECONDED BY COUNCILLOR BLAIR:

"That Councillor Cafferky be granted leave of absence from this meeting."

CARRIED UNANIMOUSLY

The Municipal Clerk advised that he had received a number of letters in connection with the matter of the Parks and Recreation Commission deleting certain items from its budget for the current year.

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR MacSORLEY:

"That these letters also be received and their contents duly noted."

CARRIED UNANIMOUSLY

The following is a list of those who submitted letters on the matter just mentioned:

- (a) Mrs. G. R. Lewis, registering opposition to the action taken by the Parks and Recreation Commission in connection with its budget for 1963 and requesting that Council rescind this action by the Commission.
- (b) B. C. Iron Art, indicating its support of the action taken by the Commission.

- (c) An anonymous person, expressing concurrence with the action taken by the Commission in respect of its current budget.
- (d) Secretary, Glenwood-South Slope Ratepayers Association, expressing opposition to the action taken by the Commission.
- (e) <u>0. and A. Pickard.</u> suggesting that the action taken by the Commission in respect of its budget for the year 1963 was justifiable when one takes into account the financial impact on certain factions of the taxpaying public resulting from increased expenditures by the Municipality.
- (f) Mrs. Eileen Hicks, indicating her concurrence with the action taken by the Commission in respect of its budget.

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR HARPER:

"That the Council new resolve itself into Committee of the Whole."

CARRIED UNANIMOUSLY

REPORT OF POLICY COMMITTEE

(1) Water and Sewer Services to "Ford" Site in Lake City Industrial Area.

The Committee reported that it had discussed the matter of providing water and sewer services to the above noted site and, as a result of its deliberations, it was recommending that:

- (a) Water service be provided to the site in question from Underhill Avenue rather than by an extension from a source at Cariboo Road at an estimated cost of \$24,000.00, chargeable to the Water Utility.
- (b) Sanitary sewer service be provided along an alignment commencing at Cariboo Road south of the Lougheed Highway, thence across the Highway and continuing by easement along the north side of the said Highway to Brighton Avenue and then into the site in question at an estimated cost of \$40,000.00, chargeable to the Sewer Utility.

The Committee added that it was given to understand discussions would be held between officials of the Department of Highways and principals of Webb & Knapp (Canada) Limited regarding the opening of Brighton Avenue and the possible traffic difficulties that might be created as a result.

The Municipal Manager reported verbally that, since the Committee dealt with the subject matter, an alternate route has been devised which would follow an easement along the south side of Lougheed Highway to Brighton Avenue. He stated that the construction of a sewer trunk along this alignment would be less costly than the amount cited in the report of the

Policy Committee.

MOVED BY COUNCILLOR KALYK, SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendations of the Committee be adopted, with it being understood that if the alternate route mentioned verbally by the Municipal Manager is found to be feasible, then it be chosen in preference to the one described in the report of the Policy Committee."

CARRIED UNANIMOUSLY

MUNICIPAL MANAGER -- REPORT NO. 16, 1963.

(1) <u>Industrial Development Commission.</u>

The Manager submitted an account from the Industrial Development Commission covering the 1963 membership fee of the Corporation in the Commission, the amount involved being \$5,007.85.

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR WELLS:

"That this account be paid."

CARRIED UNANIMOUSLY

(2) Insurance Coverage for Councillors and other members of Public Bodies.

The Manager submitted a report indicating the means by which Councillors and other members of public bodies could be insured while acting in that capacity on behalf of the Municipality, pointing out that there is no authority in the Municipal Act to permit the expenditure of public monies for the purpose envisaged although that portion of the remuneration received by Council members which is treated as an allowance for expenses could include such things as insurance coverage.

As regards members of other public bodies, the Manager advised that there is also no authority for Council to arrange insurance for such members.

The Manager concluded by indicating that enquiries have revealed that insurance of the kind desired by Council is obtainable at a rate of \$6.50 per person per annum.

The Manager reported verbally that a resolution was emanating from the Parks and Recreation Commission requesting that Council endeavour to obtain legislation which would permit the payment of out-of-pocket expenses to members of the Commission.

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR MacSORLEY:

"That the report of the Manager be received and the resolution being proffered by the Parks and Recreation Commission be expanded to include members of all public bodies in the Province and this expanded resolution be submitted to the next U.B.C.M. Convention for consideration."

CARRIED UNANIMOUSLY

(3) Application to instal a Reese Burner on property described as Lot "C", D. L. 166A, Plan 6398 (4678 Byrne Road).

The Manager reported on an application for permission to erect a Reese type waste burner on a portion of the above described property to dispose of wood waste from a cedar shake mill which is proposed to be constructed, advising that the applicant has been acquainted with the conditions imposed by Council in 1958 when a burner of this type was installed on property owned by the Kapoor Sawmills. He pointed out that these conditions were:

- (a) That the Corporation have the right after five years to order the removal, the discontinuance of use, or modification of the burner, as may be deemed desirable.
- (b) That the burner be eruipped with an adequate means of controlling the emission of hot fly ash.
- (c) That an agreement be entered into by the Company prior to the issuance of a Building Permit.
- (d) That this agreement be secured by a performance bond in the amount of \$3,000.00.
- (e) That the Company be subject to any smoke control measures which may be adopted by the Municipality, either by itself or as a part of a metropolitan smoke control body.

The Manager added that the Chief Building Inspector had suggested that a further requirement involving a powered draft and water spray fly ash control should be imposed.

The Manager recommended that permission be granted to instal the Reese burner on the property in question subject to those conditions enumerated above.

MOVED BY COUNCILLOR HARPER, SECONDED BY COUNCILLOR BLAIR:

"That the application be not granted because it is felt the use of a Reese burner could give rise to complaints inasmuch as it would emit fly ash and other particular matter and would thus be obnoxious to residents of the Municipality who live in the adjacent area."

(4) Easement - East 15 feet of Lot 3, Block "A", D. L. 149S.E.L, Plan 3353 (Hunt).

The Manager recommended that Council authorize the acquisition of an easement over the above described property for a consideration of \$750.00 and that authority be granted to execute the necessary documents.

MOVED BY COUNCILLOR HARPER,
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(5) Easement - Portion of Lot 2, S.D. "B", Block 13, D. L. 131, Plan 21991 (Greenwood).

The Manager recommended that Council authorize the acqusition of an easement over the above described property for a consideration of \$16.00 plus restoration of the easement area.

He also recommended that Council authorize the execution of the necessary documents.

MOVED BY COUNCILLOR KALYK, SECONDED BY COUNCILLOR WELLS:

"That the recommendations of the Manager be adopted."

CARRIED UNANIMOUSLY

(6) Easement - Portion of Lot 1, D. L.'s 57/58, Plan 23988 (Lake City Industrial Corporation Limited).

The Manager recommended that Council authorize the acquisition of an easement over a portion of the above described property for a consideration of \$1.00 and that authority also be granted to execute the necessary documents.

MOVED BY COUNCILLOR DRUMMOND, SECONDED BY COUNCILLOR WELLS:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(7) 4004 Parker Street (Frank).

The Manager submitted a report on an application by the above noted for a Welfare Institutions Licence to operate a kinder-garten at the above address advising that the Special Committee which considers such applications has recommended approval for not more than sixteen children, provided the following conditions are met:

(a) That the premises be rewired in accordance with the regulations set out under the Canadian Electrical Code.

- (b) That both the front and rear doors open outwards.
- (c) That those windows which at present cannot be opened due to paint, etc., be freed and made to open.
- (d) That the dwelling be redecorated.
- (e) That the yard and building be cleaned of all rubbish.
- (f) That the small accessory oil burner in the basement be removed.
- (g) That the minimum age of the children to be accommodated in the kindergarten be three years.

The Manager added that the Special Committee also felt that all of the items concerning corrections to the building should be completed before it is occupied as a kindergarten.

The Manager recommended that the application be granted.

The applicant, Mrs. A. Frank, submitted a letter (reference to which will be found earlier in the Minutes of this meeting) advising of her intentions if the Licence is granted. In this regard, she pointed out that she proposes to increase the number of children from sixteen to thirty and to engage one teacher for the first sixteen children, a helper for the teacher if between sixteen and twenty-two children are accommodated, and an additional helper if between twenty-two and thirty children are accommodated. In addition, she indicated that if possible the wall between the kitchen and back bedroom would be removed, additional plumbing would be provided in the basement and a playroom would be built there.

Mrs. Frank also described the activities which would be carried on by the children in the kindergarten.

MOVED BY COUNCILLOR WELLS, SECONDED BY COUNCILLOR HARPER:

"That the application to operate a kindergarten at 4004 Parker Street be granted, subject to those conditions listed in the report of the Manager plus a stipulation that not more than sixteen children be allowed in the kindergarten at any one time."

CARRIED UNANIMOUSLY

(8) Claim - Capyz.

The Manager reported that the circumstances of this claim were reviewed by the Policy Committee and, as a result, he was directed to refer the claim back to Council so that it could rescind its earlier decision to settle the claim on the basis of an ex gratia payment of \$100.00.

He added that the Municipal Solicitor has indicated that the Corporation cannot recover any payment it makes in connection with the claim from the insurance company. He added that the Solicitor has now recommended that the Municipality make no

payment on this claim. The Manager also mentioned that if the claimants commence an action to recover damages, it would be defended for the Municipality by the insurance company and any damages awarded would be paid by the Company.

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR MacSORLEY:

"That the report of the Manager be received."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR HARPER, SECONDED BY COUNCILLOR BLAIR:

"That the decision made by Council on February 18, 1963 in connection with the subject claim be rescinded."

CARRIED UNANIMOUSLY

(9) Juvenile Detention Home.

The Manager recommended that Council renew its agreement with the City of Vancouver covering the use by this Corporation of the Juvenile Detention Home in the City. He pointed out that this new agreement will be for the period between May 1, 1963 and April 30, 1964 and it provides that the Corporation pay a rate of \$28.79 per diem for the use of the facilities mentioned.

He also recommended that Council authorize the execution of the agreement.

MOVED BY COUNCILLOR DRUMMOND, SECONDED BY COUNCILLOR HARPER:

"That the recommendations of the Manager be adopted."

CARRIED UNANIMOUSLY

(10) Claim - B. C. Telephone Company (Kingsway and Kathleen Avenue).

The Manager reported the circumstances surrounding a claim from the above noted Company for damage caused its cable at the location noted in caption last August, pointing out that, as a result of negotiations, the amount of the claim was reduced from \$3,924.31 to \$2,943.24.

He pointed out that our insurer, Zurich Insurance Company, has accepted responsibility for paying the claim but since the policy contains a \$1,000.00 deductible clause, the Insurance Company will only pay \$1,943.24.

The Manager recommended that Council authorize payment of the sum of \$1,000.00, which amount represents our liability under the aforementioned deductible clause.

He added that instructions have been issued to the work forces of the Municipality that in future when crews of the Corporation are excavating and baring any underground lines of the Telephone Company, a representative of the Company be on the site.

MOVED BY COUNCILLOR HARPER, SECONDED BY COUNCILLOR CLARK:

"That the redommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(11) Medical Officers' Course (Militia).

The Manager recommended that Council authorize Dr. W. F. Sunderland to attend the above noted Course on April 1st, 2nd and 5th, 1963 at Jericho.

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR MacSORLEY:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(12) Agreement - Beta Investments Ltd. (Subdivision Servicing).

The Manager recommended that Council authorize the execution of an agreement with the bove noted Company covering its obligations in connection with the servicing of land involved in a subdivision of Lot 13 and a portion of Lot 14, R.S.D. 7, S.D. 7, Block 4, D. L. 206, Plan 24324.

MOVED BY COUNCILLOR MacSORLEY, SECONDEDIBY COUNCILLOR WELLS:

"That the recommendation of the Manager be adopted." a

CARRIED UNANIMOUSLY

(13) <u>Surplus - 1962 Budget</u>.

The Manager submitted two reports dealing with the Final Recast of the 1962 Budget, mentioning that the necessary By-law to effect this Recast has been prepared.

MOVED BY COUNCILLOR BLAIR, SECONDED BY COUNCILLOR HARPER:

"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(14) The Manager submitted a report of the Fire Chief covering the operations of his Department during the month of February 1963.

(15) The Manager submitted a report of the Chief Licence inspector covering the operations of his Department for the month of February 1963.

> MOVED BY COUNCILLOR HARPER, SECONDED BY COUNCILLOR MacSORLEY:

"That these two reports be received."

CARRIED UNANIMOUSLY

(16) Estimates.

The Manager submitted a report of the Municipal Engineer covering Special Estimates of Work in the total amount of \$4,390.00 recommending that they be approved.

MOVED BY COUNCILLOR MacSORLEY, SECONDED BY COUNCILLOR BLAIR:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(17) Works Appropriations.

The Manager submitted a report of the Municipal Engineer covering Works Appropriations for the period between April 1 and June 30, 1963 in the total amount of \$468,850.00 recommending that they be approved.

MOVED BY COUNCILLOR HARPER, SECONDED BY COUNCILLOR BLAIR:

"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

A request was made that a breakdown of inspection service costs relating to the construction of the Parkcrest Sewer Project and all future jobs involving this type of expense should be supplied to Council.

The Manager was instructed to furnish this information.

MOVED BY COUNCILLOR HARPER, SECONDED BY COUNCILLOR WELLS:

"That the Committee now rise and report."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR MacSORLEY, SECONDED BY COUNCILLOR BLAIR:

"That the report of the Committee be now adopted."

CARRIED UNANIMOUSLY

THE REEVE DECLARED A RECESS AT 9:15 P.M.
THE COUNCIL RECONVENED AT 9:30 P.M.

MOVED BY COUNCILLOR KALYK, SECONDED BY COUNCILLOR BLAIR:

"That leave be given to introduce
"BURNABY ROAD ACQUISITION & DEDICATION
BY-LAW NO. 3, 1963"
"BURNABY ROAD DEDICATION BY-LAW 1963"

and that they be now read a First Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR KALYK, SECONDED BY COUNCILLOR BLAIR:

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

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR KALYK, SECONDED BY COUNCILLOR BLAIR:

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

CARRIED UNANIMOUSLY

MOVED BY COUNC!LLOR KALYK, SECONDED BY COUNC!LLOR MacSORLEY:

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

THE COUNCIL RECONVENED.

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR KALYK, SECONDED BY COUNCILLOR BLAIR:

"That the report of the Committee be now adopted."

MOVED BY COUNCILLOR KALYK, SECONDED BY COUNCILLOR BLAIR:

"That "BURNABY ROAD ACQUISITION & DEDICATION BY-LAW NO. 3, 1963"
"BURNABY ROAD DEDICATION BY-LAW 1963"
be now read a Third Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR HARPER:

"That leave be given to introduce "BURNABY BUDGET AUTHORIZATION BY-LAW 1962, AMENDMENT BY-LAW, 1963" and that it now be read a First Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR HARPER:

"That the By-law be now read a Second Time."

CARRIED UNANIMOUSLY.

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR HARPER:

"That the Council do now resolve into Committee of the Whole to consider the By-law."

CARRIED UNANIMOUSLY

The report of the Municipal Manager explaining the financial operations of the Corporation for the year 1962 included a recommendation that the surplus from these operations, amountinto \$90,028.00, be brought forward and given attention during consideration of the 1963 Budget.

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR HARPER:

"That the Committee do now rise and report the By-law complete."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR HARPER:

"That the report of the Committee be now adopted."

MOVED BY COUNCILLOR CLARK, SECONDED BY COUNCILLOR HARPER:

"That "BURNABY RUDGET AUTHORIZATION BY-LAW 1962, AMENDMENT BY-LAW 1963" be now read a Third Time."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR DRUMMOND, SECONDED BY COUNCILLOR WELLS:

"That "BURNABY HIGHWAY EXPROPRIATION BY-LAW 1963" be now reconsidered."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR DRUMMOND, SECONDED BY COUNCILLOR BLAIR:

"That "BURNA BY HIGHWAY EXPROPRIATION BY-LAW 1963" be now finally adopted, signed by the Reeve and Clerk, and the Corporate Seal be affixed thereto."

CARRIED UNANIMOUSLY

MOVED BY COUNCILLOR BLAIR,
SECONDED BY COUNCILLOR MacSORLEY:

"That the Council now resolve itself into Committee of the Whole."