

DECEMBER 6, 1971

An adjourned meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4949 Canada Way, Burnaby 2, B. C. on Monday, December 6, 1971 at 7:00 p.m.

PRESENT:

Mayor R. W. Prittle in the Chair;
Alderman W. A. Blair (7:03 p.m.)
Alderman W. R. Clark
Alderman J. Dailly (7:03 p.m.)
Alderman J. D. Drummond
Alderman A. H. Emmott
Alderman H. G. Ladner
Alderman D. M. Mercier (7:03 p.m.)
Alderman G. H. F. McLean

STAFF:

Mr. M. J. Shelley, Municipal Manager
Mr. J. H. Shaw, Municipal Clerk
Mr. E. A. J. Ward, Deputy Municipal Clerk
Mr. A. L. Parr, Director of Planning
Mr. E. Olson, Municipal Engineer

MOVED BY ALDERMAN EMMOTT, SECONDED BY ALDERMAN LADNER:

"That the Minutes of the Council Meetings held on November 27th and 29, 1971 be adopted as written and confirmed."

CARRIED UNANIMOUSLY

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ORIGINAL COMMUNICATIONS

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN LADNER:

"That all of the below listed Original Communications be received."

CARRIED UNANIMOUSLY

Secretary, Burnaby Civic Employees' Local Union 23, submitted a letter requesting that Council grant the employees of the Corporation a holiday, with pay, on December 24, 1971 in recognition of the fact Christmas Day falls on a Saturday.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN McLEAN:

"That action on the request from the Union be deferred until consideration of Item (17) of the Municipal Manager's Report No. 78, 1971 later in the evening."

CARRIED UNANIMOUSLY

ALDERMEN DAILLY, BLAIR AND MERCIER ARRIVED AT THE MEETING.

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Mrs. Eileen Dailly, M.L.A. for Burnaby North, submitted a letter:

- (a) outlining the position which has been taken by all N.D.P. Members of the Legislative Assembly in respect of the legislation which was invoked that produced a 10% limitation on property assessments for school and hospital purposes.
- (b) indicating that the report the Council received detailing the effect the limitation mentioned has had, and will have, in creating discrepancies contains useful information that will enable the N.D.P. to renew its opposition to the legislation in question.

Mrs. Iris Brummitt submitted a letter suggesting that the meeting proposed to be held with the Minister of Highways in connection with traffic conditions on Canada Way be convened as a Council meeting and that those in attendance be allowed to speak without indicating this intention in advance of the meeting time.

Mrs. R. Greenwood also wrote to offer the same suggestion as Mrs. Brummitt.

Mr. and Mrs. D. Whiteside also wrote to offer the same suggestion as Mrs. Brummitt.

The Honourable W. D. Black, Minister of Highways, submitted a letter indicating it would not be possible for him to meet with the Council/Traffic Safety Committee on December 8, 1971 in regard to the subject of traffic conditions on Canada Way, as was originally planned, but he might be available sometime in the early part of next year for such a meeting.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN MERCIER:

"That those who corresponded with Council this evening in regard to the question of traffic conditions on Canada Way, except the Minister of Highways, be advised of the situation conveyed in the letter from the Minister and informed that an attempt will be made to arrange a meeting with him some time in the early part of 1972, the specific date to be determined after communication with the Minister."

CARRIED UNANIMOUSLY

Vice President, Burnaby S.P.E.C. wrote to ask a number of questions in regard to the information Council received on November 22, 1971 pertaining to the sulphur level of gasoline produced by Chevron Canada Ltd. and offering related information as it concerns the gasolines produced by Shell Oil and Gulf Oil Companies.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN BLAIR:

"That action on the subject of the letter from Burnaby S.P.E.C. be deferred until consideration of Item (3) of the Municipal Manager's Report No. 78, 1971 later this evening."

CARRIED UNANIMOUSLY

Executive-Director, Canadian Federation of Mayors and Municipalities, submitted a letter:

- (a) explaining the reasons why the membership dues in the Federation, for the Year 1972, have been increased.

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- (b) forwarding an invoice in the amount of \$3,200.00 covering Burnaby's dues for 1972.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

"That Council accept the 2.5¢ per capita levy of the Federation covering the membership dues on the basis of the last official population figure for the municipality, which was 124,036.00."

CARRIED UNANIMOUSLY

Assistant Deputy Minister of Municipal Affairs submitted a circular letter urging that the municipality subscribe to the Municipal/Regional District Procedures Manual because of the value it will have in standardizing systems and procedures for Municipalities and Regional Districts in the Province.

MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN DAILLY:

"That consideration of the subject of the letter from the Assistant Deputy Minister be deferred until receipt of Item (14) of the Municipal Manager's Report No. 78, 1971 later in the evening."

CARRIED UNANIMOUSLY

Chadwick, Potts & Co., Chartered Accountants, submitted a letter advising that the Company has merged with Touche, Ross & Co. in order to amalgamate interests and skills which should be extremely advantageous to the municipality and all of the Company's clients.

Secretary-Treasurer, Fraser Valley Mosquito Control Board, wrote to enquire as to whether Council is in favour of the Board retendering for a contract to cover the spraying, for mosquitoes, of the areas under the jurisdiction of the Board for the next three years.

MOVED BY ALDERMAN McLEAN, SECONDED BY ALDERMAN MERCIER:

"That consideration of the letter from the Board be deferred until receipt of Item (19) of the Municipal Manager's Report No. 78, 1971 later in the evening."

CARRIED UNANIMOUSLY

* * *

QUESTION AND ANSWER
PERIOD

Alderman McLean enquired as to whose responsibility it was for street lights on approach roads to the Freeway.

Municipal Engineer replied that it would normally be the responsibility of the Department of Highways, if the road(s) was/were regarded as access(es) to the Freeway.

When Alderman McLean mentioned that the street light(s) on the Clydesdale approach to the Freeway was/were not operational, the Engineer was directed to investigate the matter and report accordingly.

When Alderman McLean enquired as to whose responsibility it was to clean mud that is deposited on roads as a result of falling off trucks, the Engineer stated that it was the responsibility of the owner of the truck to clean the road.

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MOVED BY ALDERMAN McLEAN, SECONDED BY ALDERMAN EMMOTT:

"That the meeting with the Minister of Highways that is scheduled for the early part of 1972 in regard to traffic conditions on Canada Way be convened as a Council Meeting, with the Mayor in the Chair, and the members of the Traffic Safety Committee be in attendance as well."

CARRIED UNANIMOUSLY

When Alderman Dailly pointed out that operators of trucks were depositing palettes on the municipal property in the 3800 and 3900 Blocks Hastings Street, causing an unsightly condition, the Land Agent was directed to investigate the matter and report his conclusions as a result.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN BLAIR:

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

CARRIED UNANIMOUSLY

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R E P O R T S

MAYOR PRITTIE submitted a report to which was attached copies of correspondence written to and by him in connection with the proposed rezoning of properties known as 5584 and 5550 Inman Avenue to Comprehensive Development District (CD) for the purpose of accommodating a senior citizens building for the Foursquare Alliance Church.

The Special Committee reviewing the Procedure By-law submitted a report in which it provided the following summary of the changes proposed in the Procedure By-law:

- (a) Change the word "Reeve" to "Mayor".
- (b) Provision was made for the appointment of an Acting Mayor at two-month intervals and for the Acting Mayor to preside in the event the Mayor fails to attend a meeting at an appointed time.
- (c) The requirement of 24 hours notice prior to each meeting of Council is to be deemed to have been fulfilled if a notice is mailed 48 hours in advance of a meeting.
- (d) The order of proceedings now includes "Enquiries", "Notices of Motion" and "New Business".
- (e) The requirement that all motions be put in writing has been removed and the By-law contains a clause that motions may be requested, in writing, when a majority of those present so signify or when ruled from the Chair.
- (f) The procedure for passing By-laws now provides for the introduction and "Committee of the Whole" considerations to be given prior to any readings. One, two or three readings would follow, depending on the circumstances.

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Two or three readings may be given through the adoption of one motion covering such readings. The reconsideration and final adoption of By-laws, by one motion, remains the same.

- (g) The hour of adjournment has been established at 10:30 p.m., unless extended by a two-thirds majority vote of the Council members present.
- (h) Unprovided cases of procedure are to be decided in accordance with "Robert's Rules of Order", rather than the Rules of the House of Commons, because "Robert's Rules" are probably the most widely used of Parliamentary Law and are more practical for small-sized assemblies than are the Rules of the House of Commons.

The Committee also reported that, as a result of considering general procedural matters of a policy nature, the following recommendations were being submitted:

- (1) That the practice of alternating regular and adjourned meetings be discontinued, and all meetings held on Monday (or any given day) be classified as "Regular Meetings".

NOTE: - The Municipal Act and the By-law itself allow sufficient flexibility to cancel a meeting or meetings (e.g. summer schedule) and adjourned meetings would then only be held to complete an unfinished item on the Agenda for a regular meeting.

- (2) That delegations be heard at alternate regular meetings, unless otherwise specified by Council; and further, that any delegation wishing an audience must submit, in writing, to the Clerk by noon of the Friday preceding the Council meeting, the subject of the presentation to be made to Council.
- (3) That, where items of business are tabled or postponed indefinitely, the Clerk automatically return the item(s) to Council at the fourth regular meeting held thereafter.
- (4) That the new By-law be presented to Council for three readings, with final adoption to be given by the end of the year, so that the new procedures will be effective in the new year.

The Committee also submitted a copy of the proposed By-law.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN DRUMMOND:
"That the recommendations of the Committee be adopted."

CARRIED UNANIMOUSLY

* * *

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MUNICIPAL MANAGER submitted Report No. 78, 1971 on the matters listed below as Items (1) to (22) either providing the information shown or recommending the courses of action indicated for the reasons given:

(1) Easement - Lot 17, Block 3, D.L. 90,
(7926 Elwell Street - Myton)

It was being recommended that Council authorize the:

- (a) Acquisition of an easement over a portion of the above described property, for storm drainage purposes, for a consideration of \$1.00 plus \$23.00 to cover the cost of paving the lane at the rear of the property, with this sum of \$23.00 to be applied against that portion of the taxes on the property covering the Local Improvement charge.
- (b) Execution of the document associated with the transaction.

(2) Easement - Lot 149, D.L. 85, Plan 36335 (Evans)

It was being recommended that Council authorize:

- (a) The release of the 15-foot wide easement over the above described property.
- (b) The acquisition of an easement ten feet wide instead, for storm and sanitary sewer purposes, with all costs connected therewith being borne by the owner of the property.
- (c) Execution of the documentation associated with the entire matter.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN McLEAN:
"That the recommendations of the Manager covering items (1) and (2) be adopted."

CARRIED UNANIMOUSLY

(3) Sulphur Level of Gasoline (Chevron Canada Ltd.)

This report has reference to the communication Council received earlier in the meeting from Burnaby S.P.E.C. regarding the sulphur level of gasoline.

Staff from the municipality are presently negotiating with Chevron Canada Ltd. on many problems and, since the letter from S.P.E.C. is one requesting additional information, it was felt it should be referred to the Manager for consideration.

It was therefore being recommended that the letter from Burnaby S.P.E.C. be referred to the Manager for study and report.

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MOVED BY ALDERMAN BLAIR, SECONDED BY ALDERMAN MERCIER:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(4) Rebate of Taxes (Allowances)

It was being recommended that the following rebate of percentage additions on the taxes on the properties described be approved:

A. McDonell, 8127 -13th Ave., Burnaby 3, B. C.	Lot 20, Blk. 11, D.L. 27, Plan 697 Code 1015049	1971 Penalties \$29.39
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A. J. & E. A. Code, 7342 Willingdon Avenue Burnaby 1, B. C.	Lot 4, Blk. 2, D.L. 149 N $\frac{1}{2}$ of SW $\frac{1}{4}$, Pl. 1373 Code 5037698	1969 Penalties 1970 Arrears Int. 1971 Del. Int. \$44.47
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M. E. Morris 3817 Pine Street, BURNABY 1, B. C.	Lot 20, Blk. 9, D.L. 68, Pl. 1009 Code 2024412	1971 Penalties \$13.27
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\$87.13

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN LADNER:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(5) Burnaby Security Issuing By-law No. 4, 1971

It was being recommended that the above By-law, which authorizes an application to the Greater Vancouver Regional District to have the Municipal Finance Authority include, in its next bond issue when borrowing, the sum of \$159,000.00 for Burnaby, be given three readings.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(6) Provincial Car Press

The Municipal Engineer has conducted a preliminary investigation in regard to the use of the Provincial car press by the municipality and has provided the following summary as it concerns the costs that could be expected if such use was made:

- (a) The present system, under which abandoned vehicles are collected by two towing companies, costs the Corporation approximately \$1,000.00 per year.
- (b) A proposed system under which privately-owned derelict cars would be towed away at municipal cost twice a year would be approximately \$5,500.00.

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The Engineer has also suggested that the first month of such a service as mentioned under (b) could be any time, provided sufficient time was allowed for the bidding for such service. He has added that it would appear the first month of collection of derelict vehicles could be in January, 1972 but subsequent service of this nature should be provided for March and September in conjunction with the "clean-up -- paint-up" campaign in order to create the "atmosphere" that would result in ridding major items of junk from private properties.

It was being recommended that the Municipal Engineer, and other officials involved, be authorized to further investigate the crushing service referred to in the report with a view to establishing a formal service to be instituted for the months of March and September in conjunction with the clean-up programme on the part of citizens at those times of the year, on the understanding the Engineer will indicate details and procedures to be followed in regard to the service.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN CLARK:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

- (7) (a) Staff Members - Social Service Department
(b) "Drop-In" Job Applicants

As a result of enquiries by members of Council in regard to the above subjects, the following was being reported:

- (a) Staff members - Social Service Department

Positions added to a Department are shown in reports from the Personnel Department at the time an employee is actually hired to fill the position - not when provision is made for the job. The recruitment process can take some time, depending on the number and qualifications of the applicants, the nature of the work involved, the notice period that must be given to the present employer, etc.

This is why the report of the Personnel Department that was submitted under Item (13) of the Municipal Manager's Report no. 75, 1971 showed two additional staff members being hired for the Social Services Department.

- (b) "Drop-In" Job Applicants

An accurate count of drop-in applicants is not made on a continuous basis throughout the year. The specific analysis of such applicants for the period reported was made in order to determine the amount of employee time required to deal with persons enquiring about, or applying for, work in the front office of the Personnel Department other than by telephone or a mailed application. The Personnel Department found the number was approximately one-third lower during October than during the summer months, when there were approximately 300 per month, in spite of the increase in unemployment during October. The comparison was based on random "spot" counts made during the spring and summer. The Personnel Department specifically commented on the lower number of drop-in applicants during October because it contrasted with the higher than average number of unemployed persons that were reported for Canada and the Lower Mainland of B. C.

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MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN MERCIER:
"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(8) Corporation Vehicle Fleet

The Municipal Treasurer has made a detailed analysis of the costs of the Corporation maintaining its Volkswagen vehicle fleet vis-a-vis the operation of private automobiles by employees.

The following are the salient features of the matter:

- (a) The cost of the vehicle fleet, since its inception, has been \$53,785.29. Depreciation based on the difference between the actual purchase costs and the trade-in values made to date amount to \$54,345.20, thus bringing the figure to \$108,130.49.
- (b) If interest at the rate of 7% per annum on the investment was included, the monthly cost of operating each vehicle would be \$53.17.
- (c) The original calculations of costs excluded the original capital costs because this was provided by an allocation from the Tax Sale Fund and the cost was written off.
- (d) 59 of the units / ^{are} assigned to employees and 8 are in a motor pool. Departments are charged \$47.00 per month for fleet vehicles and \$1.00 per hour for the use of a pool car.
- (e) Before it became necessary to expand the fleet, it became evident that a number of employees were willing to accept \$47.00 per month for the use of their own vehicles rather than using a fleet vehicle. This is why the number of fleet cars has remained static.
- (f) The costs to the Corporation before implementing the vehicle fleet system was \$115,638.00 compared to \$73,956.00 with the vehicle fleet, thus producing a saving of \$41,682.00, and after deducting 7% per annum on the capital cost of the fleet and the same percentage on the capital cost of the parking lot required to store the fleet, the net estimated savings for 1971 will be \$31,368.00. The foregoing calculation does not include the cost of operating a fuel pump because the attendant involved is already required for that service in connection with Corporation trucks. The figure also does not include supervision of the Purchasing Agent and his staff. It is likely all of these and other marginal costs are offset by the reduction in "paper handling" that occurred under the former system.
- (g) It was necessary to construct and fence the parking lot, at a cost of \$22,700.00, and this is why this item is referred to in the calculation cited above.
- (h) The speedometer on the 11 Volkswagens which were recently traded-in indicated an average monthly mileage of 668 at a cost of \$53.17 per month. To provide this number of miles under the former system would have cost \$72.50 per month.

- (I) The autos assigned to low mileage users were transferred in the last year of their usefulness to the high mileage users and this resulted in the economic use of the vehicles and a similarity of mileage readings. Therefore, with the exception of two of the eleven vehicles mentioned above, the speedometer readings do not reflect the actual operation of a vehicle by any one employee.
- (J) For those using fleet vehicles, mileage is reasonably closely controlled. All but a few vehicles are required to be parked in the compound after office hours. In a few instances, due to the nature of the work being performed, an employee is allowed to take his assigned vehicle home. He may not use it for personal purposes and is required to pay a nominal sum for transport to and from his home.
- (K) There is ample evidence that the operation of a fleet is the best way to control costs of employees being required to use vehicles during the course of their work.

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN McLEAN:
"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(9) Burnaby Prepayment of Taxes By-law 1969

The above By-law allows for the payment, by the Corporation, of interest on prepayments of taxes at the rate of 6% per annum from the date of payment to and including June 30th.

In 1971, the owners of 2,203 properties prepaid \$468,645.05 and earned \$11,538.70 in interest.

As much of the money was paid during a period when the Corporation had more than sufficient cash on hand to meet daily requirements, the deposits were invested in short-term securities for a period, up to three months, at a rate of interest comparable with that paid on the deposit.

In 1972, it is quite likely the best that can be secured in short-term investments is around 4½%. If the Corporation continues to allow 6% interest on advance payment of taxes, it is likely to lose approximately 1 3/4% per annum for a period of up to three months on its reinvestment.

Many years ago the municipality looked to its taxpayers for temporary funds, but this has not been the case for at least twenty years or so. It is much cheaper to borrow from the bank or elsewhere for the exact period of time required than it is to pay interest for a period of up to seven months and experience a loss in interest earnings during the time the money is not required. There is also the matter of the cost of extra bookkeeping.

Some of the nearby municipalities accept prepayment of taxes and allow interest thereon.

Approximately 7% of Burnaby's property owners take advantage of the tax prepayment plan. If the interest rate payable is close to, or better than, market, deposits will increase, especially from taxpayers of large amounts such as the mortgage companies. This should not be encouraged as the Corporation is not a bank or investment house.

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If it is Council's wish to continue the service that is the subject of this report, the Municipal Treasurer was recommending that an interest rate of 4½% per annum be used. To alter the rate, it would be necessary to repeal the captioned By-law and re-enact it to provide for the new rate, an action that must be done, by By-law, before the end of the year.

It was being recommended that no interest be allowed on any tax prepayment and that the subject By-law be repealed.

MOVED BY ALDERMAN DAILLY, SECONDED BY ALDERMAN MERCIER:
"That the recommendation of the Manager be adopted."

CARRIED

AGAINST -- ALDERMEN EMMOTT AND
BLAIR

(10) Easement - Portions of Lots 496, 497 and 498, D.L. 126,
SUBDIVISION REFERENCE NO. 157/71

It was being recommended that Council authorize the:

- (a) acquisition of easements over portions of the above described properties, for sewerage and drainage purposes, at no cost to the Corporation in order that the subdivision in question can be finalized.
- (b) execution of the documents attending the transaction.

MOVED BY ALDERMAN McLEAN, SECONDED BY ALDERMAN CLARK"
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(11) Storm Drainage Contract No. 7, 1971

It was being recommended that Council accept the tender of Gosal Bros. Contracting Ltd. for the supply and installation of storm drainage materials on the streets indicated in the report, in the amount of \$83,781.30, with final payment to be based on the actual quantities and the unit prices tendered for each item.

MOVED BY ALDERMAN McLEAN, SECONDED BY ALDERMAN MERCIER:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(12) Century Park

As a result of the Parks and Recreation Commission reviewing the name "Burnaby Fine Arts Centre" and concluding that all cultural activities conducted in the Centre cannot be described as "Fine Arts", it was being recommended that the name "Burnaby Fine Arts Centre" be changed to "Burnaby Arts Centre".

MOVED BY ALDERMAN McLEAN, SECONDED BY ALDERMAN DRUMMOND:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

- (13) (a) Grants in Lieu of Taxes
(b) Street Landscaping

As a result of questions being raised in Council in regard to the above matters, the following information was being supplied:

(a) Grants in lieu of taxes

The National Harbours Board is usually one year behind in payments but the revenue is credited to the year it applies. Grants made by the Provincial Government in lieu of taxes are for institutions such as Oakalla, the Laboratory on Willingdon Avenue, the Department of Highways, the Girls School, etc., and is based on a statutory 15 mills with the intention of covering solely sanitation, fire and police protection services. Provincial agencies are the B. C. Hydro and Power Authority and that body customarily pays its grants in December.

Since the grants are in lieu of taxes, the municipality cannot force earlier collection and cannot impose penalties due to the fact the agencies are Government bodies and therefore cannot appear on the tax rolls.

Generally, 90% of taxes is collected between April and June 15th and the Corporation is borrowing three to four million dollars. In order to obtain any real impact on borrowing, the grants would basically need to be prepaid.

(b) Street landscaping

The question of why the \$3,000.00 in the C.I.P. for "Street Landscaping" has not been spent is basically academic because a large portion of the funds were expended on the undeveloped area at the intersection of Gilpin Street and Canada Way in eliminating the "no man's land" which existed there for some time. This work was associated with the development of the new access road to Heritage Village.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN DAILLY:
"That the report of the Manager be received."

CARRIED UNANIMOUSLY

(14) Municipal/Regional District Procedures Manual

This report relates to the letter Council received earlier in the evening from the Department of Municipal Affairs in regard to the captioned matter.

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There is no question that some standardization of forms, particularly for the use of the public, is desirable. This does not necessarily mean that efficiency will increase in all cases.

Quite likely, the Department of Municipal Affairs wishes to avoid the imposition of standard forms and procedures by legislation and instead wants to encourage municipalities to adopt them voluntarily while, at the same time, giving them the freedom to use a different form or procedures as circumstances warrant.

The Manual should prove useful, especially to the smaller centres in B. C. and, because Burnaby already has quite sophisticated forms, its value remains to be seen. Nevertheless, the proposal is worthwhile and is long overdue.

The Provincial Government is supporting the proposal financially and is encouraging the municipalities to do likewise.

It was being recommended that Council treat the foregoing matter as a contribution of financial support to a worthwhile project and requisition eight volumes of the Manual at a cost of \$200.00.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(15) Power Boats

As a result of the Parks and Recreation Commission asking, it was being recommended that a request be made of the Department of Recreation and Conservation to prohibit the recreational use of power boats on Deer Lake and Burnaby Lake, except for the following:

- (a) Employees of any public utility or government, while carrying out their official duties.
- (b) Persons holding written permission from the Corporation.

Any such permits that may be issued by the municipality will need to state the purpose of the operation, the period involved, and the conditions under which the operation is to be covered.

Though the Zoning By-law of the municipality controls the operation of power boats and air craft on bodies of water, there is a possibility that the By-law could be challenged because of jurisdiction.

A power boat will need to be on Burnaby Lake during rowing events but this should not be considered recreational use.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN McLEAN:
"That the recommendations of the Manager be adopted."

CARRIED UNANIMOUSLY

(16) Burris Street Extension

The Planning Department will have on display this evening a map illustrating the road pattern that is proposed to be created as a result of Burris Street being extended North-Eastward from Canada Way to Sixth Street.

Mayor Prittie presented a petition he had received from a number of persons requesting that Burris Street from Canada Way to Sixth Street and Sixth Street from Burris Street South-Easterly be constructed in order to provide a more satisfactory road pattern for the area.

The Planning Director was present and, for the benefit of all those in attendance, explained, in some detail, the objectives intended by the road pattern shown on the map on display.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN EMMOTT:

"That the Corporation proceed with the construction of Burris Street from Canada Way to Sixth Street at the earliest opportunity on the basis that, if a 66-foot width for the street can be obtained, then the road be built but, if it is not possible to acquire that width, then the road be constructed on the allowance that currently exists (33 feet wide)."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN EMMOTT, SECONDED BY ALDERMAN DRUMMOND:

"That the plan on display this evening pertaining to the area North-East of Canada Way and Burris Street be referred to the Municipal Manager for review to determine whether any changes in the road pattern for the area should be made."

CARRIED UNANIMOUSLY

(17) Christmas Day and Boxing Day

The following information was being supplied as a result of the letter Council received earlier in the evening from the Civic Employees Union requesting that, as the Federal and Provincial Government Employees will receive December 24th and December 27th as a holiday with pay, the municipality also grant a holiday for December 24, 1971.

As Council is aware, a holiday for December 27th has already been granted to the employees.

The situation in other municipalities in the Lower Mainland varies to some extent insofar as the policy respecting employees working on December 24th.

A directive was issued by the Manager on December 1st (prior to any knowledge of the foregoing request of the Union) that the municipality would operate on normal hours, but with a skeleton or reduced staff from 3:00 p.m. onward on both December 24th and 31, 1971, with the thought that those who leave early on December 24th would not do so on December 31st.

It was being recommended that the request of the Union that employees of the Corporation receive December 24th as a holiday with pay be denied.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN McLEAN:

"That all the Civic Employees of the Corporation be allowed to leave work at 12:00 noon on December 24, 1971 without the loss of pay for the time they will be absent on that day."

CARRIED UNANIMOUSLY

(18) Rezoning Reference No. 13/71
Kingsway/Marlborough Comprehensive Development (Item 16, Report
No. 77, November 29, 1971)

The Manager referred to a communication dated December 2nd, 1971 from Mr. R. G. Bentall, Dominion Construction Ltd. which stated that the storm sewer costs are solely a requirement for upgrading Bennett Street at Marlborough Avenue and should form part of the road costs.

The Manager read the letter from Mr. Bentall which in addition to the reference made by the Manager indicated that the Dominion Construction Company Ltd. advised they had learned that they were able to tie-in with the existing storm sewer on Kingsway and proceed with the development without using the proposed new storm sewer installation.

Mr. Bentall requested that the matter be reviewed at the Council Meeting on Monday, December 6th.

The Manager submitted that the Planner had advised that the applicant was correct in stating that drainage from the site could be handled by the Kingsway sewer and further advised that the developer had knowledge of this previously, as did the Planning Department and that the proposed sewer had two more primary functions, one of which was the diversion of a historical drainage course through the property to its new location along Bennett Street, and secondly, the storm sewer was an ancillary requirement to road construction. The Manager suggested that the first function must be met regardless of whether the road were constructed or not and it was therefore difficult to recommend any relation of this condition to rezoning.

The Engineer advised that:

- (1) His Department was satisfied that the development was capable of utilizing the existing storm sewer on Kingsway.
- (2) The storm sewer requirements are related primarily to the construction of Bennett Street and to the drainage of uphill properties, including municipal frontage across a park-firehall site.
- (3) A pipe across the subject property has existed for many years without benefit of easement or a formal agreement. It drains to the low point in Bennett Street including upland drainage across the site to connect to the Kingsway storm sewer. No records are available to prove whether the owner requested this right-of-way and it would be difficult to prove because of the passage of considerable time.

The Manager advised that his chief concern was with Point (3) of the Municipal Engineer and recommended that the municipality share in the storm sewer costs as if they were part of the road improvement cost and to the same extent; i.e. 28.06% of \$14,200.00 or to a maximum of \$3,985.00, which means that the maximum participation by the municipality in this project would become 28.06% of \$50,400.00 or \$14,143.00; and that the developer immediately submit a "Letter of Credit" for \$36,357.00 for the services required above; and that the balance of the recommendations made by the Manager in Report Item No. 16 not be altered.

During discussion it was submitted that:

- (1) *This particular project was no different than a similar project in the Grange Street Area which had been dealt with recently and where the developer had been asked to pay the full costs of the storm sewer rather than a percentage as recommended in this instance.*

- (2) *The Manager emphasized that his concern relative to the drainage course was, primarily, that no formal easement existed on the property to cover the drainage pipe carrying storm water from Bennett Street through the property at the present time.*
- (3) *The Engineer submitted that it would be extremely difficult to establish whether or not a natural drainage course existed previously over the property.*
- (4) *In discussing the possibility of formalizing this covered drainage course the developers had indicated that they were not prepared to grant an easement in favour of the municipality as such easement would materially affect the building projects designed for the site.*

The Manager read a memo from the Municipal Planner which referred to Item (18) of the Manager's Report No. 78 and stated that this item was misleading in that the report of the Planner dated December 2nd recommended against further sharing while Item (18) of Manager's Report No. 78 indicates that the Planning Department find it difficult to recommend any relaxation. The Planner suggested that this was not the case and that the Council should know that the Planning Department recommended against any further cost sharing as it was contrary to past practice in dealing with zoning applications, and created a precedent whereby costs which should belong to the developer become the responsibility of the taxpayers at large.

The Planner indicated that had his Department known that the municipality would be involved in any servicing costs their recommendation on this rezoning would have been different.

MOVED BY ALDERMAN DRUMMOND, SECONDED BY ALDERMAN MERCIER:
"That the recommendations of the Manager be adopted."

CARRIED

AGAINST -- MAYOR PRITTIE,
ALDERMEN LADNER AND DAILLY

(19) Fraser Valley Mosquito Control Board

The following information was being supplied in response to the letter from the Fraser Valley Mosquito Control Board that Council received earlier this evening in regard to the spraying contract.

The Medical Health Officer was recommending that the Corporation remain a participating member of the Board and that Council endorse the proposal to enter into a new spraying contract.

His reasoning for this recommendation is that:

- (a) The ravine areas of South-West Burnaby require adulticiding by aircraft.
- (b) The lands South of Marine Drive could require larviciding and/or adulticiding.
- (c) It is of value to carry out this type of programme in conjunction with adjoining municipalities.

It was being recommended that:

- (a) the proposal of the Fraser Valley Mosquito Control Board to retender for spraying mosquitoes, under a three-year contract, be approved.
- (b) Burnaby continue as a participating member of the Board.

MOVED BY ALDERMAN McLEAN, SECONDED BY ALDERMAN MERCIER:
"That the recommendations of the Manager be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MERCIER, SECONDED BY ALDERMAN LADNER:
"That staff be directed to review the matter of the amount the municipality should contribute, in the future for the operations of the Fraser Valley Mosquito Control Board, prior to the commencement of the 1972 Mosquito Control Programme."

CARRIED UNANIMOUSLY

(20) Monthly Report of Personnel Department

The Personnel Director was submitting a report covering the activities of his Department as at November 21, 1971.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN McLEAN:
"That the report be received."

CARRIED UNANIMOUSLY

(21) Reference RZ #72/71

- (a) Lot 10, Block 9, D.L.'s 151/3, Plan 2702
- (b) Lot "B", Blk. 9, D.L.'s 151/3, Plan 2702
- (c) Lot 1, Blk. 8, D.L.'s 151/3, Plan 2155

As a result of the Planning Department examining the matter of whether the above properties might be suitable for RM5 development, rather than RM3, it was being recommended that the original proposal to rezone the properties to RM3, subject to the prerequisites set out in a report Council received on the application at its meeting on November 22, 1971, be approved.

MOVED BY ALDERMAN EMMOTT, SECONDED BY ALDERMAN MERCIER:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

(22) Railway Spur - Progressive Enterprises Property

There is a railway spur on the above property which is covered by an agreement between the former owner and the Canadian Pacific Railway and the B. C. Hydro and Power Authority.

C.P.R. has notified the municipality that the estimated cost of removing this track is approximately \$900.00 and that this needs

to be arranged by the municipality by means of notifying the railway and the B. C. Hydro and Power Authority 90 days in advance, if it is the municipality's intention to do so. The annual rental is \$387.00 and the agreement covering it is assignable. The agreement is on a year to year basis and is dated December 15, 1970. The previous owner advised Council on July 12, 1971 that he had spent \$10,000.00 to have the spur line installed.

Since the entire question of the future land use in the Big Bend Area is not finally resolved, it is felt the municipality should assume the agreement until such time as the ultimate use of the property is definitely decided. Arrangements can be made to remove the track, if necessary.

It was being recommended that Council accept the assignment of the agreement mentioned, and the execution of the documentation required to complete the matter.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN MERCIER:
"That the recommendation of the Manager be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN McLEAN:
"That the Committee now rise and report."

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN McLEAN:
"That the report of the Committee be now adopted."

CARRIED UNANIMOUSLY

MAYOR PRITTIE recommended that Council grant \$750.00 to the Burnaby Winter Club Bantam Hockey Team to help defray the expenses to be incurred in the Burnaby Bantam A Hockey Team travelling to Los Angeles, California to participate in the 1971 California Winter Bantam and Midget Hockey Tournament between December 26th and December 31, 1971.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN EMMOTT;
"That the recommendation of the Mayor be adopted."

CARRIED UNANIMOUSLY

* * *

BY - LAW

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:
"That leave be given to introduce "BURNABY SECURITY ISSUING BY-LAW NO. 4, 1971" #6021 and that it now be read a First Time."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:
"That the By-law be now read a Second Time."

CARRIED UNANIMOUSLY

Dec/6/1971

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

THE COUNCIL RECONVENED.

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LADNER, SECONDED BY ALDERMAN MERCIER:

"That "BURNABY SECURITY ISSUING BY-LAW NO. 4, 1971" be now read a Third Time."

CARRIED UNANIMOUSLY

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BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 58, 1971 #5997, which provides for the rezoning of Lots 14 E½ and 15 W½, D.L. 94, Plan 720 to Parking District (P8), was scheduled for Final Adoption.

Advice was received that the consolidation plan which was one of the prerequisites to the rezoning had not yet been filed.

MOVED BY ALDERMAN CLARK, SECONDED BY ALDERMAN LADNER:

"That final adoption of Burnaby Zoning By-law 1965, Amendment By-law No. 58, 1971 be deferred until information is received that the plan mentioned has been registered."

CARRIED UNANIMOUSLY

* * *

The Council then sat "In Camera" at 8:45 p.m.