

JUNE 23, 1975

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, June 23, 1975 at 7:00 P.M.

PRESENT:

Mayor T. W. Constable, in the Chair  
Alderman G. D. Ast  
Alderman A. H. Emmott  
Alderman B. M. Gunn  
Alderman D. A. Lawson  
Alderman W. A. Lewarne  
Alderman G. H. F. McLean  
Alderman J. L. Mercier  
Alderman V. V. Stusiak

STAFF:

Mr. M. J. Shelley, Municipal Manager  
Mr. E. E. Olson, Municipal Engineer  
Mr. A. L. Parr, Director of Planning  
Mr. J. Hudson, Municipal Clerk  
Mr. J. Plesha, Administrative Assistant to the Manager  
Mr. R. W. Watson, Deputy Municipal Clerk

MINUTES

The Minutes of the Council Meeting held on June 16, 1975 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LEWARNE:

"THAT the Minutes of the Council Meeting held on June 16, 1975 be now adopted."

CARRIED UNANIMOUSLY

The Minutes of the Public Hearing held on June 17, 1975 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LEWARNE:

"THAT the Minutes of the Public Hearing held on June 17, 1975 be now adopted."

CARRIED UNANIMOUSLY

PROCLAMATION

Mayor Constable proclaimed the week of June 24th to July 1st "Canada Week" and invited the citizens of Burnaby to celebrate it by striving to know their country better.

DELEGATIONS

The following wrote requesting an audience with Council:

- (a) Mr. W. K. Warren and petitioners re Creation of Lot 15, Block 2, D.L. 96 on Imperial Street;
- (b) B. C. Society for the Prevention of Cruelty to Animals, Vancouver Regional Branch, re How Cost Spaying and Neutering Facilities;

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- (c) Burnaby Burrard Inlet Parks Committee re Kask Bros.  
Application to Construct a Conveyor through Parkland.

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN AST:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- (a) Mr. M. K. Warren and Petitioners re Creation of Lot 15,  
Block 2, D.L. 96 on Imperial Street

The following is the text of Mr. Warren's submission:

"Through the creation of lot 15 in block 2 DL 96 on Imperial St. the existing properties (7 lots) to the west and (6 lots) to the east are effected seriously.

1. The new lot has steel survey pins which are approximately 3' south of the existing property line. If the pins indicate new lines east to west this in effect moves all the power poles along the lane into these properties.
2. The new north-south lines (established?) by the recent survey of lot 15 indicates existing property lines at the lane are out approximately 3'6" to 4'0". If these property lines are established as shown on the recent survey, the house on property (10) will be right on the property line with overhang on lot 11 to the east.
3. If the above is true, the houses on all the lots will be off square.
4. The above condition jeopardizes all future sales, mortgages and property values.

One solution to the problem would be to adjust the width of the new lot (15), also to tie it to the old survey. We feel as Burnaby taxpayers we have a right to a special meeting with a Burnaby representative immediately as construction is underway on lot 15.

We also feel it would be expediant for Burnaby to hold construction until this matter is resolved.

We also feel as a group that these properties should be surveyed by Burnaby so we as property owners can have a legal proof of our properties."

Mr. B. S. Berting, Surveys Supervisor, Engineering Department, addressed the meeting and concluded his remarks by advising that to re-establish the survey lines a special survey could take place under the "Special Surveys Act" or under the replotting provisions of the "Municipal Act".

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN AST:

"THAT Item 23 of the Municipal Manager's Report No. 45, 1975 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

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The following is the substance of that report:

"Appearing on the Agenda for the June 23, 1975 meeting of Council is a letter from Mr. M. K. Warren and others expressing concern over the effect of posting the subject lot on their respective property lines.

Council will recall that, at its meeting of May 5, 1975, authority was granted to the Land Agent to execute a land exchange of the Municipal lot at 6820 Imperial Street, with T. Cerin who, at that time, owned property within the Kingsway Town Centre area. On May 6, 1975, the Land Agent requested the Municipal Engineer to arrange to have the subject property surveyed. It wasn't until a search for mortgage purposes was made and the survey commenced that the Land Agent was first aware of the encroachment on Lot 15 from the property to the west.

The following is the report of the Land Agent in this regard.

Attached is the report of the Municipal Engineer in this regard, together with the report of the Municipal Supervisor of Surveys which responds to the specific comments of the petitioners.

With respect to the petitioners' request to halt construction, the Chief Building Inspector advises that a permit to construct was issued on May 29, 1975, that the foundation is already in place, and that it would seem that nothing is to be gained by halting construction at this time. What is more important, it is very doubtful that we have any legal authority to stop construction, and thus if we did, we as a Corporation could be liable for damages."

It was recommended:

1. THAT a copy of this report be provided to Mr. M. K. Warren and other petitioners; and
2. THAT the petitioners be advised that should they wish to establish their respective property lines they retain the services of a surveyor; and
3. THAT construction on the subject lot not be halted.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN STUSIAK:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

It was also agreed that a copy of a memorandum of the Municipal Surveys Supervisor relating to options available for resurvey would be made available to the petitioners.

(b) British Columbia Society for the Prevention of Cruelty to Animals,  
Vancouver Regional Branch, re Low Cost Spaying and Neutering Facilities

Mr. C. Jack Homes, Secretary-Manager, appeared before Council in regard to the above noted subject.

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The following are the main points of the submission:

"The problems of animal control fall into two distinct categories and are as follows:

- (a) the control of the pet population
- (b) the control of the growth of the pet population

The control of the pet population is brought about by the enactment of Municipal By-Laws for the control of the animals within the municipality. By-Laws normally contain requirements for the impounding of animals with a fee structure (i.e.) licensed and unlicensed animals, spayed and unspayed females etc. In addition, there is a schedule for boarding fees and license fees. License fees are pitched to encourage people to have their pets spayed to reduce the unwanted pet population which in turn reduces the number of irresponsible and reluctant owners.

In the light of the experience of the Vancouver Regional Branch, 'Operation Tattoo' was introduced in the beginning of the year to assist the District of Burnaby in effecting a closer control upon the pet population. On many occasions it has been said that we do not have a pet problem, but a 'people problem'. Up to this date, it has been impossible to allocate the ownership of a dog to a particular person, however, with the introduction of tattooing, you can now legally establish the ownership of a dog. Therefore, in future the owner of a tattooed dog cannot deny ownership of his dog.

The Department of Municipal Affairs have indicated that they are prepared to accept an amendment to the Municipal Act, whereby impounded animals released to their owners must be tattooed prior to release. This will place municipalities in the position of introducing escalating impounding fees for repetitive offenders and have substance in law.

Therefore, we have now established a direct ownership programme between the dog and the owner which is a prime step in animal control.

The next step is then to regulate the growth of the pet population. The Vancouver Regional Branch has been involved in animal control duties in the Lower Mainland for over 25 years and during this time has amassed considerable factual data in respect to not only the control of the animal pet population but also the growth of the pet population. In 1962, the Branch introduced a subsidized spaying programme (i.e.) that all animals leaving shelters had to be spayed and in addition, the Branch offered a subsidy to get this plan going. The plan will be 13 years old on the 7th of July 1975. The Vancouver Regional Branch has for many years attempted to negotiate with the B.C. Veterinary Academy and also the Vancouver Academy for a reduction in spaying fees to engender responsible ownership by having dogs and cats spayed or neutered at a fee acceptable to all segments of society.

In January 1974, the Vancouver Regional Branch decided that they would carry out a complete feasibility study on the low cost spay and neuter clinic. The study was not only based on the experience of the Branch on animal control duties but also was furthered by considerable correspondence with organizations within the United States and Canada and was followed up with extensive visits to low cost spay and neuter facilities.

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The brief as submitted on the 5th of May only contains reference to the problem with dogs, however, we are progressively emerging into an area where cats are becoming a problem and this matter has not been discussed, the emphasis has been on dogs where we should be clearly involved in an animal control function which embraces all animals.

The contribution of \$25,000.00 by the Municipality of Burnaby will be a grant once in a life time. There are no on going contractual obligations in this matter. If there are contractual obligations then they fall upon the Society to provide the facilities to the citizens of Burnaby. The question of fiscal irresponsibility can be considered as follows:

- (a) there is already a requirement for additional Inspectors in the Burnaby area.

If the grant is made and this requirement does not materialize, the Council will be congratulated upon it's foresight.

- (b) the same people who would criticize the Council for giving the \$25,000.00 will be the same people who criticize Council for the need to employ more Inspectors at approximately \$12,500.00 to \$13,000.00 a year should the animal control problem not be solved.

With surgical sterilization being made readily available, then the Municipality are in a position to enact legislation which will encourage animal owners to have their pet sterilized, (i.e.)

- (a) that the license fee for a neutered dog would be \$5.00
- (b) that the license fee for an unneutered dog would be \$50.00

Therefore, the difference of \$45.00 would place before the pet owner, the alternative of:

- (a) having his dog neutered by his local veterinarian
- (b) having his dog neutered by the SPCA for a fee of \$25.00

The public will always accept an alternative rather than being in the position at the present time of there being no alternative.

With the introduction of 'Operation Tattoo', the Municipality has the opportunity of controlling the dog population. With the introduction of a low cost spay and neuter clinic, the Council are in a position to enact legislation to encourage pet owners to have their dogs and cats neutered and thereby, have a control on the growth of the pet population within the Municipality of Burnaby."

- (c) Burnaby Burrard Inlet Parks Committee -  
Re Kask Bros. Application to Construct a Conveyor through Parkland

Mrs. Kathleen Sember, 3986 Pandora Street, appeared before Council as spokesperson for the Burnaby Burrard Inlet Parks Committee.

It was stated that the Committee was pleased with the commitments made by Council in the past few years for the development of a major marine park on the Barnet waterfront from Trans Mountain to Kapoor and were looking forward to park design plans being published that were drawn up by the consultant and understood this plan would be presented to Council in the next two to three weeks. It was understood it includes picnic areas and boat launching areas and extensive reclamation and a string of small beaches. It was indicated the waterlots are presently being rezoned for public recreational use and that Council and the Parks Board will soon be making decisions on the implementation of the parks plan.

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It was stated that it was a major and much needed project along the waterfront. It was stated that they were surprised to find that Council were now considering the first step for the development of the park with the giving away of a portion of the foreshore for industrial purposes being the area traditionally used by local residents for recreation purposes. It was stated they could not see how this industrial use could be incorporated into the park.

It was suggested that the Kask proposal was inaccurate and the drawings submitted do not show the plan that would be implemented.

It was stated that a 6,000-ton gravel barge was 100 feet wide and 250 feet to 300 feet long needing a 16-foot to 20-foot draft. It was stated that this depth of water was only available approximately 300 feet off shore and suggested that a conveyor would need to be considered to that distance.

A question was asked as to whether Kask Bros. could guarantee that their conveyor would only be used 10 hours a week. It was stated that although the Kask claim was that the introduction of the conveyor would take away approximately 200 trips per day on the Barnet Highway hauling gravel this would be replaced with additional mix trucks as their business prospered.

It was stated that although Kask had options they could pursue, the people in the area had no option to the existing park site. It was suggested that the proposal was not an underground pipe but a large above ground construction.

In summary, it was recommended that the application be denied and that the Council continue negotiations with the National Harbours Board for leasing of the waterlots and also discussion with the Land Commission on the acquisition of further lands in the area and finally dedicate the parklands in perpetuity and then publicize the design and decide on the implementation and the committee would give Council whole hearted support in these actions.

A petition was then received in support of the Burnaby Burrard Parks Inlet Committee position.

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN AST:

"THAT Item 14 of the Municipal Manager's Report No. 45, 1975 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following is the text of that report:

"Council, at its meeting of June 16, 1975, received Item 2, Report No. 43, which advised that the Parks and Recreation Commission would be considering the captioned subject matter at its meeting of June 18, 1975.

The following is the report of the Parks & Recreation Administrator dated June 19, 1975, which outlines the recommendations of the Parks & Recreation Commission from its meeting of June 18, 1975. Attached is a copy of the Administrator's report Item 11, Report No. 13, which was considered by the Commission at its meeting of June 18, 1975.

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The first condition that the Commission has placed on the approval of the application for the construction of an underground conveyor is that it can be granted by methods other than rezoning. The Municipal Solicitor advises in this connection that:

'On May 23, 1975 this office gave the opinion that the use of an underground portion of park for the conveying of material for Kask Bros. would require rezoning. Without this rezoning, the Corporation should not allow this type of use in parkland. While there are various pipes going under parklands, they are the result of the Corporation granting rights-of-way, which is a legally-defined document under the Land Registry Act.

What Kask Bros. will require is an easement as their particular use does not fall within the definition of right-of-way."

It was recommended:

1. THAT the request from Kask Bros. Ready Mixed Ltd. to utilize the subject Municipal parklands for the construction of a partially underground aggregate conveyor be denied; and
2. THAT Kask Bros. Ready Mixed Ltd. be advised that they should pursue alternate means available to receive their aggregate materials from without the Marine Park area; and
3. THAT a copy of this report be sent to the Parks and Recreation Commission.

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN AST:

"THAT the recommendations of the Municipal Manager be adopted."

FOR: MAYOR CONSTABLE, ALDERMEN AST  
AND GUNN.

OPPOSED: ALDERMEN EMMOTT, LAWSON,  
LEWARNE, McLEAN, MERCIER  
AND STUSIAK.

MOTION DEFEATED.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN MERCIER:

"THAT the following recommendation of the Parks and Recreation Commission be approved:

'That Municipal Council approve the application of Kask Bros. Ready Mixed Ltd. for a proposed underground aggregate conveyor through Municipal parkland subject to the following conditions:

1. That the application can be granted by methods other than rezoning;
2. That the Kask Brothers Ready Mixed Limited provide assurance that there will be adequate safeguards to protect the public at the park and shoreline end of the conveyor system;

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3. That Kask Brothers Ready Mixed sign an agreement to provide, at their cost, a suitable pedestrian and bicycle overpass of the conveyor on the water side of the C.P.R. right-of-way at such time as the municipality constructs a trail at that location;
4. That written assurance be received from all involved public bodies, including the B.C. Land Commission and National Harbours Board, that the granting of such an application would not jeopardize the position of the municipality with respect to future applications for land use and/or financial assistance. " "

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN GUNN:

"THAT the subject matter be tabled pending a report from the Director of Planning on the further information requested."

CARRIED UNANIMOUSLY

The following questions were raised:

1. The possibility of a concession relating to public use of the proposed dock and the conditions under which same would be made available.
2. A possible alternate solution to allow Kask Bros. to utilize the Trans Mountain property and if this is the case whether or not additional storage or other conveyor systems would need to be used.
3. The provision of specific drawings indicating the length of the docking off shore required for support of the conveyor.
4. Clarification of the National Harbour Board's intent after the expiration of the 17-year Kask Bros. lease as to whether or not same would be available to the Municipality at that point.
5. Comment on the noise level that might pertain to the unloading of the barges.

BY - L A W S

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT By-Laws:

- "Burnaby Zoning By-Law 1965, Amendment By-Law No. 4, 1975" (#6619)
- "Burnaby Zoning By-Law 1965, Amendment By-Law No. 21, 1975" (#6673)
- "Burnaby Zoning By-Law 1965, Amendment By-Law No. 22, 1975" (#6679)
- "Burnaby Zoning By-Law 1965, Amendment By-Law No. 23, 1975" (#6680)
- "Burnaby Zoning By-Law 1965, Amendment By-Law No. 24, 1975" (#6681)

be now introduced and that Council resolve itself into a Committee of the Whole to consider and report on the By-Laws."

15725 CARRIED UNANIMOUSLY



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The foregoing By-Laws provide for the following proposed rezonings:

"Burnaby Zoning By-Law 1965, Amendment By-Law No. 4, 1975" (#6619)

Rezoning Reference #53/74

Lots 1S $\frac{1}{2}$  and 2, Blocks 42 & 43, D.L. 153, Plan 1566

Lot 3, Blocks 42 & 43, D.L. 153, Plan 1566.

Lot 4, Block 42, D.L. 153, Plan 1566

6450/72/78 Telford Avenue

From Special Industrial District (M4) and Residential District (R5)  
To Multiple Family Residential District (RM3)

"Burnaby Zoning By-Law 1965, Amendment By-Law No. 21, 1975" (#6672)

Rezoning Reference #84A/69

Lot 85, D.L. 4, Plan 38877

9501 Erickson Drive

From Comprehensive Development District (CD)  
To Amended Comprehensive Development District (CD)

"Burnaby Zoning By-Law 1965, Amendment By-Law No. 22, 1975" (#6679)

Rezoning Reference #2/75

Lot V, D.L. 92, Plan 13612

6540 Oakland Street

From Residential District (R4)  
To Comprehensive Development District (CD)

"Burnaby Zoning By-Law 1965, Amendment By-Law No. 23, 1975" (#6680)

Rezoning Reference #6/75

Lots 3 W1/2, 3 E1/2, 4, 9, W1/2, 9 E1/2, 10,

Blk. 10, D.L. 69, Plan 1321

4038, 4044, 4048 Myrtle Street

4041, 4051, 4061 Regent Street

From Residential District (R5)  
To Special Industrial District (M5)

"Burnaby Zoning By-Law 1965, Amendment By-Law No. 24, 1975" (#6631)

Rezoning Reference #14/75

D.L. 131, Blk. 2, Pcl. "A", Expl. Pl. 11009 of 10, Plan 3049;

Lot 23, D.L. 78, Plan 24759;

D.L. 78/131, Blk. 2, S.D. 10, Pcl. "B", Sk. 12025, Plan 3049

2636 Ellerslie and 6946/54 Broadway

From Small Holdings District (A2)  
To Residential District (R2)

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MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT the Committee now rise and report progress on the By-Laws."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT the following By-Laws be now read two times:

'Burnaby Zoning By-Law 1965, Amendment By-Law No. 4, 1975' (#6619)

'Burnaby Zoning By-Law 1965, Amendment By-Law No. 21, 1975' (#6673)

'Burnaby Zoning By-Law 1965, Amendment By-Law No. 22, 1975' (#6679)

'Burnaby Zoning By-Law 1965, Amendment By-Law No. 23, 1975' (#6680)

'Burnaby Zoning By-Law 1965, Amendment By-Law No. 24, 1975' (#6681) "

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT 'Burnaby Capital Expenditure By-Law 1975' (#6685) be now introduced and that Council resolve itself into a Committee of the Whole to consider and report the By-Law."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT the Committee now rise and report the By-Law complete."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT By-Law #6685 be now read three times."

CARRIED UNANIMOUSLY

The Planning Department by memorandum dated June 13, 1975 advised that the prerequisites previously established by Council in connection with the following rezoning By-Law were now completed.

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MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN LEWARNE:

"THAT 'Burnaby Zoning By-Law 1965, Amendment By-Law No.58, 1974' (#6547) be now reconsidered and finally adopted, signed by the Mayor and Clerk and the Corporate Seal affixed thereto."

CARRIED

CONTRARY: ALDERMAN MERCIER

C O R R E S P O N D E N C E   A N D   P E T I T I O N S

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN McLEAN:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager Report No. 45, 1975 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

(a) Mrs. N. M. Kennelly

Re: Illegal Use of Motor Bikes on Equestrian Trails

A letter under date of June 11, 1975 was received drawing Council's attention to the illegal use of motor bikes on equestrian trails between the B.H.A. barns and the Freeway, also those on Burnaby Mountain.

Item 12, Municipal Manager's Report No. 45, 1975 was brought forward for consideration at this time. The following is the substance of that report:

"Appearing on the Agenda for the June 23, 1975 meeting of Council is a letter from Mrs. Norma M. Kennelly regarding motor bikes on equestrian trails. As noted in the following report from the Municipal Engineer, which incidentally reflects the opinion of the Royal Canadian Mounted Police, the correspondent's concern was dealt with in a report that was considered by Council on June 9, 1975 (Item 15, Report No. 41)."

It was recommended that a copy of the report that Council received on June 9, 1975 be sent to Mrs. Norma M. Kennelly.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN MERCIER:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT the correspondence received in reference to motor bikes on equestrian trails be referred to the Committee established by the Lower Mainland Parks Advisory Association dealing with the said subject."

CARRIED UNANIMOUSLY

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MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN AST:

"THAT the Royal Canadian Mounted Police be requested to consider a group of two or three men for a three or four-hour period on a Sunday, enforce the Parks By-Law regulation as same relates to illegal use of motor bikes on equestrian trails."

CARRIED

OPPOSED: ALDERMAN McLEAN.

(b) Mr. H. Adolph

Re: Concerned about the Unlicensed Motor Vehicle Population  
Using the Few Horse Trails

Item (b) was considered in conjunction with Item (a) above with a report to be submitted for the July 7, 1975 Council Meeting.

(c) Conboy Machinery Limited, Mr. and Mrs. E. C. Conboy

Re: Disposition of Big Bend Properties

A letter was received under date of June 12, 1975 relating to the Planning Department presenting recommendations to Council pertaining to disposition of Big Bend properties and further requesting that if this proposal concerns their own property for discussion they be notified of the date it is to appear on the Agenda.

Mayor Constable advised that this matter was to be considered during the "In Camera" portion of this meeting as Item 6 of Municipal Manager's Report No. 46, 1975.

(d) Lochdale Area Community School Project

Re: Community School Office Space

A letter under date of June 14, 1975 was received enquiring as to whether the Municipality had a trailer which could be installed as an office or does the Municipality have access to a house or office space in the immediate vicinity of the Lochdale School attendance area.

Item 13, Municipal Manager's Report No. 45, 1975 was brought forward for consideration at this time. The following is the substance of that report:

"Appearing on the Agenda for the June 23, 1975 meeting of Council is a request from Mrs. Olive Chivers, Chairman of the Steering Committee for the Lochdale Area Community School Project, for office accommodation in a Municipal facility.

The Land Agent advises that the Municipality does not have any buildings available in this area. There are two Municipal houses in the 7000 block Curtis Street and two in the 1200 block Duthie Avenue, unfortunately, these buildings are already occupied.

The only trailers owned by the Municipality are construction-type trailers and in our opinion would not be suitable or adequate. Further, even if the Association did obtain a trailer from somewhere, the Chief Building Inspector advises that, under Section 6.7 'Temporary Buildings' of the Zoning By-Law, the Association could only apply for a 6-month permit for the use of the trailer, and this permit could only be extended for an additional 6 months; i.e., it would only be a temporary expedient.

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It was recommended that Mrs. Chivers be advised that we do not have a trailer or office space available in the area as demonstrated by the fact that our own co-ordinator works out of the Burnaby Arts Center.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN LEWARNE:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED

OPPOSED: ALDERMAN McLEAN

(e) Mrs. Elizabeth McIntyre

Re: Ornamental Street Lighting Charges -

Taxable Foot Frontage Charges for Corner Lots

A letter under date of June 12, 1975 was received indicating an objection to the formula used for calculating taxable foot frontage for corner lots and suggesting the corner lots pay the same as the regular internal lots on the block.

Item 20, Municipal Manager's Report No. 45, 1975 was brought forward for consideration at this time. The following is the substance of that report:

"With reference to the correspondence dated June 12, 1975 from Mrs. Elizabeth McIntyre in reference to the proposed construction as a work of Local Improvement of Ornamental Street Lighting in East Burnaby Area No. 2 - Project No. 74-064 we would advise as follows:

The property bearing civic address 7842 - 4th Street abuts 47.14 feet on Eleventh Avenue and 146.19 feet on Fourth Street. The ornamental street lighting is proposed to be constructed along the northerly side of Eleventh Avenue and also along the Westerly side of Fourth Street meaning that this property will have 193.33 feet abutting on the proposed ornamental street lighting works and only be charged for 66 feet.

By-Law No. 6629, as amended, cited as 'Burnaby Local Improvement Charges By-Law 1975' being a By-Law to establish charges for local improvement works provides:

'Section 4. (1)(b)(i)

where a parcel of land is situated at the junction or intersection of streets and the work is provided on or along more than one side of the parcel, the taxable foot frontage shall be not more than 66 feet;" "

It was recommended that:

1. The provisions of By-Law No. 6629 relating to charges for local improvement works for parcels of land situate at the junction or intersection of streets remain unchanged;

2. A copy of this report be forwarded to Mrs. Elizabeth McIntyre, 7842 - 4th Street, Burnaby, B.C.

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MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN AST:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(f) Union of British Columbia Municipalities

Re: Public Hearings on Matters Relating to Mobile Homes

An information letter under date of June 16, 1975 was received indicating a series of public hearings on a variety of matters relating to mobile homes would be held throughout the Province in the next few weeks. The Hearings would be held under the chairmanship of Mr. Michael Audain, and are being held under the auspices of a multi-Departmental group representing several Departments of the Provincial Government.

(g) Beedie Construction Co. Ltd.

Re: Access over Still Creek to Lot "A", Plan 12502 Except Plan 39194, D.L. 118, Plan 3067

A letter was received requesting Council's approval for the Company to install an access over Still Creek to their property and indicating that Still Creek runs through an easement granted to the Greater Vancouver Sewerage Board. It was indicated that they had been in contact with the Board and have obtained verbal approval to install the double culvert to attain access to their property. It was also indicated the design, construction and engineering will all be done under the supervision of the Greater Vancouver Sewerage Board to assure that there is no disturbing of the Creek itself.

Item 26, Municipal Manager's Report No. 45, 1975 was brought forward for consideration at this time and the following is the substance of that report:

"Beedie Construction Co. Ltd. is applying for access across Still Creek to their property lying to the north of the Creek.

Mr. D. L. McKay, Chief Engineer of the Greater Vancouver Sewerage and Drainage District reports that all work will be done in full conformity with their requirements and supervision.

The Engineering and Planning Departments can see no objection to granting approval to Beedie Construction Co. Ltd. for their access with the proviso that the G.V.S. & D.D. requirements are fully met."

It was recommended:

That Council approve the proposed construction of an access across Still Creek on the subject property as requested by Beedie Construction Co. Ltd. provided that all requirements of the Greater Vancouver Sewerage and Drainage District are met in full.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN AST:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

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T A B L E D   M A T T E R S

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

"THAT correspondence received from the North Fraser Harbour Commissioners, May 27, 1975 on the subject of a resolution requesting the Governor-In-Council to declare the North Fraser Harbour Commissioners to be established a Commission pursuant to Section 30 of the 'Harbour Commissions Act' 1964, tabled June 16, 1975 and delineation of the Burnaby Mountain Conservation Area tabled June 9, 1975 be now lifted from the table."

CARRIED UNANIMOUSLY

(a) The North Fraser Harbour Commissioners

Re: Letter requesting endorsement of a Resolution requesting the Governor-In-Council to declare the North Fraser Harbour Commissioners to be established a Commission pursuant to Section 30 of the "Harbour Commissions Act" 1964

The report of Mayor Constable under date of June 17, 1975 was brought forward for consideration at this time. The following is the substance of that report:

"At the regular Council meeting of June 9th, 1975 Council received a letter from the North Fraser Harbour Commissioners requesting endorsement from Council of the Commissioner's decision to elect to be brought under the administration of the Harbour Commissioners' Act 1964.

This same request was brought to Council some time ago and tabled pending discussions on the allocation of surplus funds of the North Fraser Harbour Commission. The question of the surplus funds has now been settled satisfactorily. On June 9th Council tabled the request for a further period pending discussion between the Mayors of the City of Vancouver and the Municipalities of Burnaby and Richmond. I have discussed this matter with the respective Mayors and we have agreed to recommend to our respective Councils that the request be acceded to."

Mayor Constable recommended that the resolution submitted by the North Fraser Harbour Commissioners requesting that the Governor-in-Council declare the North Fraser Harbour Commissioners to be established a Commission pursuant to Section 30 of the Harbour Commission Act, be approved.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

"THAT the resolution submitted by The North Fraser Harbour Commissioners requesting the Governor-in-Council to declare The North Fraser Harbour Commissioners to be established a Commission pursuant to Section 30 of the 'Harbour Commissions Act' be and it is hereby approved."

CARRIED

OPPOSED: ALDERMAN GUNN

(b) Delineation of the Burnaby Mountain Conservation Area

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

"THAT Item 31, Manager's Report No. 43, 1975 which was tabled at the Council Meeting of June 16, 1975 be now lifted from the table."

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CARRIED UNANIMOUSLY

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The following are the recommendations as contained in Item 31:

1. THAT Council adopt the proposed conservation area boundary as shown on the figures B and C attached to the report of the Director of Planning;
2. THAT Council designate that area illustrated on figure D attached to the report of the Director of Planning as the Burnaby Mountain West Slope Conservation Assembly Area;
3. THAT the Capital Improvement Committee be instructed to include adequate funds within the Program in order that gradual acquisition of private holdings within the West Slope Conservation Assembly Area can occur as they become available;
4. THAT a further report relating to the proposed servicing and sale of undeveloped Municipal property on Queenstone Court be prepared for the consideration of Council;
5. THAT representations be made to the Greater Vancouver Regional District for their support on a priority basis for an application to the Province for greenbelt acquisition assistance within the Burnaby Mountain West Slope Conservation Assembly Area;
6. THAT a further report concerning the proposed rezoning of the Trans Mountain tank farm property from M3 (Heavy Industrial) to M7a (Petroleum Product Storage) be advanced for the consideration of Council;
7. THAT the Planning Department be authorized to process subdivision applications for the "lowland" development areas on the west slope of Burnaby Mountain on the basis of the development guidelines as represented on figure C.

At the Council Meeting of June 16, 1975 it was:

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN LEWARNE:

"THAT the recommendations of the Municipal Manager be adopted."

The Director of Planning supplied sepia overlays in conjunction with aerial maps of the Burnaby Mountain area to illustrate the various alternatives referred to in the proposals advanced by the individual members of Council on June 16, 1975. The Director of Planning noted that the total acreage outlined in the Planning recommendation is approximately 2,240 acres of which 1,341 acres was owned by Simon Fraser University. It was also indicated that 709 acres was the steep face on the north side of the Mountain, 171 was the Trans Mountain property and 305 acres actually used by Simon Fraser University leaving a net park of approximately 1,055 acres at present. It was stated that this was comparable to Stanley Park in the City of Vancouver in acreage. It was also stated that the difference between the 500-foot proposal by the Planning Department and the 700-foot proposal by Alderman Mercier had a net difference of approximately 161 acres and at three dwelling units per acre would result in a construction of approximately 480 dwelling units. It was indicated that proposal "D" by Alderman Mercier would have a reduction of 161 acres, Proposal "B" by Alderman Emmott a 35 acres reduction and Proposal "C" by Alderman Stusiak a 76 acres reduction.



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MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN LEWARNE:

"THAT the motion of June 16, 1975 as MOVED by Alderman McLean and  
SECONDED by Alderman Lewarne:

'THAT the recommendations of the Municipal Manager be adopted.'

be amended to establish the proposed Burnaby Mountain Conservation Area boundary at the 700-foot contour level as indicated by the red line on the mapping supplied and as indicated on Print D and as enumerated in the report of June 23, 1975 from the Director of Planning."

FOR: ALDERMEN LEWARNE AND MERCIER.  
OPPOSED: MAYOR CONSTABLE, ALDERMEN  
AST, EMMOTT, GUNN, LAWSON,  
McLEAN AND STUSIAK.  
MOTION DEFEATED.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

"THAT the recommendations of the Municipal Manager be amended to establish the westerly Burnaby Mountain Conservation Area boundary as indicated by the blue line on the mapping supplied and running as far as Arden Avenue and as indicated on Print C and as enumerated in the report of June 23, 1975 from the Director of Planning."

FOR: ALDERMEN LEWARNE, MERCIER AND  
STUSIAK.  
OPPOSED: MAYOR CONSTABLE, ALDERMEN  
AST, EMMOTT, GUNN, LAWSON  
AND McLEAN.  
MOTION DEFEATED.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN McLEAN:

"THAT the recommendations of the Municipal Manager be amended to establish the Burnaby Mountain Conservation Area boundary as indicated by the yellow line on the mapping supplied and as indicated on Print B and as enumerated in the report of June 23, 1975 from the Director of Planning."

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN MERCIER:

"THAT the proposed demarcation line that is the yellow line indicated on Print B, be amended to exempt the private holdings on Pandora Street back of the ridge and running as far as Hastings Street."

CARRIED  
OPPOSED: ALDERMAN McLEAN.

A vote was then taken on the original motion as MOVED by Alderman Emmott and SECONDED by Alderman McLean, as amended:

FOR: ALDERMEN EMMOTT, LAWSON, McLEAN  
AND STUSIAK.  
AGAINST: MAYOR CONSTABLE, ALDERMEN  
AST, GUNN, LEWARNE AND  
MERCIER.  
MOTION DEFEATED.

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MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN LAWSON:

"THAT the recommendations of the Municipal Manager be amended to delete a rectangular portion of land generally running between proposed Byrnwood Avenue; Belmont Avenue; Curtis Street, and a parallel line 132' north of Aubrey Street."

CARRIED

OPPOSED: ALDERMEN AST, GUNN AND STUSIAK.

The original motion as MOVED by Alderman McLean and SECONDED by Alderman Lewarne "THAT the recommendations of the Municipal Manager be adopted", as amended, was then voted on and CARRIED.

OPPOSED: ALDERMEN LEWARNE, MERCIER AND STUSIAK.

The meeting recessed at 9:20 P.M.

The meeting reconvened at 9:40 P.M. with all members of Council in attendance.

#### ENQUIRIES

##### Alderman Gunn

Alderman Gunn advised that apparently Shell Oil is extending a fence on the north side of Capital Hill and there is a new road East of Goodwin and Johnson. It was requested that this matter be investigated by Staff and reported thereon.

##### Alderman Mercier

On a question of Alderman Mercier the Municipal Manager advised that the following steps have been taken in regard to the proposed reduction of staff:

1. Two meetings were held with the Department Heads and recommendations requested from them in regard to specific lay offs. It was indicated that all departments had reported with the exception of Engineering which was in course of preparation.
2. The Personnel Department had been directed to cease filling any job positions presently open.
3. No lay offs will commence until plan developed.

It was suggested that in order to recover the funds involved, approximately 100 employees would be required to be laid off for the remaining 5-month period in 1975. It was noted that the Municipality's experience was approximately 35 - 40 persons would be laid off through attrition, during the year.

On a question directed to the Municipal Engineer it was stated that a new sidewalk project at the north end of Kathleen Avenue in the vicinity of Central Park is not a Local Improvement project and that the matter would be investigated further and reported on.

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Alderman Stusiak

On a question of Alderman Stusiak, it was stated that the ornamental street lighting referred to in the area bounded by Tenth Avenue, Nineteenth Avenue, Sixth Street and Cumberland Street is all included in one notice of initiation for the purpose of a decision on whether to proceed or not.

R E P O R T S

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

(a) Mayor T. W. Constable

Re: Appointment of Acting-Mayor for the Months of July and August, 1975

It was recommended that Alderman V. V. Stusiak be appointed Acting-Mayor for the months of July and August, 1975.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN GUNN:

"THAT the recommendation of Mayor Constable be approved."

CARRIED UNANIMOUSLY

(b) Mayor T. W. Constable

Re: North Fraser Harbour Commissioners

This item was dealt with previously in the meeting under Tabled Matters Item 6(a).

(c) MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN MERCIER:

"THAT Mr. M. M. Gordon be appointed to the Burnaby Library Board to complete the unexpired portion of the term of Mr. R. Hull, resigned."

CARRIED UNANIMOUSLY

(d) Information Burnaby Committee

Re: Adoption of Basic Logo Design

The members of the Information Burnaby Committee wish to report that they have chosen a distinctive and suitable logo (identification symbol) to be used by the Municipality, and are pleased to submit the logo design to Council for consideration and approval.

Background

In a Report to Council dated December 17, 1973, the members of the Committee recommended that:

"a competent designer or designers be hired to produce examples of a Burnaby-oriented logo..."

or

"a competition be held for the design of a Burnaby logo ..."

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The Manager, in his report to Council dated May 13, 1974, advised that a logo prepared by the Municipal Graphics Artist was submitted to the Committee for consideration on April 9, 1974. The Committee, however, decided that it would be best to engage professional assistance for the development of a logo.

The Manager recommended to Council that:

"the Committee be given authority to call for proposals from competent designers to produce examples of a Burnaby-oriented logo and that it report back to Council outlining the development costs involved."

On June 24, 1974, the Council concurred with the recommendations of the Manager and the Information Burnaby Committee.

The Committee called for proposals for a logo from a number of firms in the Greater Vancouver area and seven firms responded. Of these seven firms, Planning Department staff recommended that representatives from three of the firms be interviewed.

In a Report to Council on December 9, 1974, the Committee recommended that the firm of Dunskey Advertising Limited be retained with an initial design fee of \$1,000.00 for the development of a logo including the finished art work.

The Committee further advised that it would not proceed with the application of the logo, which would cover specifications for paper stock, sizing and layout for all stationary as well as applications for signage, advertisements, vehicle identification, etc., until the design of the logo had been approved by Council.

On March 5, 1975 and April 22, 1975, the Committee met with Mr. H. E. Johnson of Dunskey Advertising Limited to discuss the stage of development of the logo and also to provide the necessary input which makes the logo unique to Burnaby.

The Committee felt that Burnaby was a "people place" whose citizens were ecology minded and enjoyed parks and trees. Burnaby was also a place of orderly planning and growth.

At the meeting of March 5, 1975, the Committee passed a resolution to accept the basic logo design (without reference to colours) as developed and presented by Mr. Johnson. At this time, the Committee accepted Mr. Johnson's offer to come before the Council to explain the evolutionary process of the final design.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN AST:

"THAT Mr. H. E. Johnson of Dunskey Advertising Limited be heard."

CARRIED UNANIMOUSLY

Mr. Johnson then presented several examples of the logo to Council members and reviewed the design objectives and work leading up to the final design.

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It was recommended:

1. Adoption of the basic logo design as presented by Mr. H. E. Johnson of Dunsky Advertising Limited;
2. That the application of the logo design be referred back to the Information Burnaby Committee and that authority be given to expend \$2,500.00 for this purpose (provided for in 1975 Annual Budget).

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN GUNN:

"THAT the recommendations of the Information Burnaby Committee be adopted."

CARRIED UNANIMOUSLY

- (e) The Municipal Manager presented Report No. 45, 1975 on the matters listed following as Items (1) to (26) either providing the information shown or recommending the courses of action indicated for the reasons given:

(1) Street Light Installation

It was recommended that one only 300 watt mercury vapour Hydro lease light be installed on Atlee Avenue between Spruce Street and Monarch Street.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN MERCIER:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(2) Engineer's Special Estimate

It was recommended that an estimate in the amount of \$14,000.00 for Work Order No. 22-157 to reconstruct Imperial Street at Boundary Road to provide a left turn lane, complete with 5½' curbwalk be approved.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(3) Sale of Municipal Property

Lot 102, D.L. 85, Plan 30131, 5450 Gordon Avenue  
Subdivision Reference #195/74, Ranger Development Ltd.

It was recommended that the subject property be sold for the sum of \$41,727.00, with a completion date of August 29, 1975, and with costs of servicing to be borne by the developer.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN MERCIER:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

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- (4) Strata Title Approval Application #20/75  
Lot 55, D.L. 75, Plan 44710  
5792/94 Camino Court

It was recommended that the subject application for Strata Titling be granted approval by Council, subject to the fulfillment of Sections 6.1 through 6.7 of the Guidelines for Duplex Condominiums and Conversions.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN MERCIER:

"THAT the recommendation of the Municipal Manager be approved."

CARRIED

OPPOSED: ALDERMAN GUNN

- (5) Restrictive Covenant for Subdivision Reference #24/74

It was recommended that Council authorize the preparation and execution of a covenant pursuant to Section 24A of the Land Registry Act which states that due to the limited storm sewer depth, the minimum basement floor elevation for a dwelling on Lot 296 must be elevation 438.60 and Lot 297 must be elevation 441.11 according to Burnaby datum.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

- (6) Surplus Casting Equipment

The Municipal Manager presented a report of the Purchasing Agent as follows:

"The concrete casting section of the Engineering Department was disbanded some months ago. As a result there are a number of aluminum casting forms surplus.

In order to obtain the best possible price for the forms, large companies in the concrete casting business were contacted.

Two offers were received:

- |                                      |   |            |
|--------------------------------------|---|------------|
| 1. Roberts Precast Concrete Products | - | \$6,000.00 |
| 2. Ocean Construction Supplies Ltd.  | - | 9,500.00   |

The Municipal Engineer concurs with the following recommendation."

It was recommended that the surplus casting forms be sold to Ocean Construction Supplies Limited for the sum of \$9,500.00 plus applicable taxes.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN McLEAN:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

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(7) Proposed Sale of a Surplus Fire Truck

The Municipal Manager reported as follows:

"Following is a report from the Purchasing Agent regarding the proposed sale of a surplus fire truck.

The New Hazelton Fire Improvement District's offer in the amount of \$7,500.00 plus taxes was the only one received.

The sale of the truck would reduce the number of pumper trucks in the reserve pool from five to four which, incidentally, is considered adequate for our purposes at this time. An aerial truck that is in service now would be retired to the reserve pool in 1977 upon purchase of an aerial truck that has been budgeted for in the Capital Improvement Programme."

It was recommended that the 1951 Mercury M800 truck, Serial No. VR81AHN29386, and attached fire equipment be sold to New Hazelton Fire Improvement District for the sum of \$7,500.00 plus applicable taxes.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN GUNN:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(8) Broadway Extension - North Road to Gaglardi Way -  
Prerequisite for Rezoning Reference #55/74

The Municipal Manager provided a report from the Director of Planning regarding the final fulfillment of prerequisites for Rezoning Reference #55/74 which included a letter received from the Deputy Minister, Department of Highways, advising that their Department is now prepared to assume all costs for the interim road and the future upgrading. It was indicated this letter meets the stated condition of Council with reference to interim and future costs associated with the Broadway Extension.

It was recommended that Council accept the letter dated June 17, 1975 from Mr. H. F. Sturrock, Deputy Minister, Department of Highways, as fulfilling the final condition in the determination of a suitable general operational agreement for the provision of the Broadway Extension from North Road to Gaglardi Way which is a prerequisite for Rezoning #55/74.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN MERCIER:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(9) Information on Retirement of Mr. Ernie C. Gibbs

The Municipal Manager presented a report from the Personnel Director advising that Mr. Gibbs will be retiring from employment with the Corporation on July 28, 1975 after over 25 years of service, and indicating that arrangements have been made for the presentation of the gift from Mayor and Council on Friday, June 20, 1975 at 4:00 P.M. at the Service Centre.

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It was recommended that a letter of appreciation from Council be presented to Mr. Gibbs for his many years of loyal and dedicated service to the Municipality.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN GUNN:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(10) Refuse Collection

Letters that appeared on the Agenda for the June 9, 1975 Meeting of Council:

1. Mr. J. W. Habkirk, May 21, 1975
2. Mrs. V. Nazareno, May 26, 1975
3. Mr. R. A. Carriere, May 23, 1975
4. Mrs. J. E. Hardy, May 29, 1975
5. Mr. and Mrs. W. H. Refausse, May 26, 1975

The Municipal Manager presented a report of the Municipal Engineer relating to the foregoing noted subject as follows:

"The two matters on which Council requested additional information are as follows, with the Engineering Department comment in each case following the query of Council:

1. 'The Municipal Engineer and his staff have met with Union representatives on several occasions attempting to minimize job action with only a partial measure of success. It was clearly pointed out in strong terms to the Union that, while 'work to rule' Action was being tolerated reluctantly, any individual and unilateral action taken beyond the accepted limits would result in disciplinary action being taken.'

The subject of work to rule action was raised at Municipal Council meetings on several occasions and on each occasion the Mayor and Council determined that it would not be in the best interest of Council to embark on a course of general disciplinary action on the then existing overall problem of work to rule action. It should be mentioned, however, that the Engineering Department did continue, even during the period of the work to rule action, to carry out specific and individual disciplinary measures relating to misconduct but not directly related to the overall problem of work to rule action.

2. 'The Engineering Department will be keeping a close check on refuse collection for the next few days and has already taken the necessary action to restore the service to a proper level as soon as possible.'

The Engineering Department made it abundantly clear to members of the Union, when they reported to work the day following the vote on the contract offer and following the query specifically made by the Union of management, that actions of Union personnel had caused the refuse accumulation problem and that management expected the Union to solve the problem it created without benefit of working any overtime whatsoever (as far as we are aware Burnaby was the only Municipality who took such a stand).



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The refuse service had effectively returned to normal as of Monday, 16 June, 1975, and entirely without overtime.

It should be mentioned once again that in effect the work to rule action was very much confined to the refuse service and was not a prevalent problem throughout the remaining functions of the Operations Division of the Engineering Department where the continued attitude of the workmen for the most part was quite normal.

It was recommended that copies of (a) Item 11, Report No. 41 and (b) this report be sent to Mr. J. W. Habkirk, Mr. V. Nazareno, Mr. R. A. Carriere, Mrs. J. E. Hardy and Mr. and Mrs. W. H. Refausse.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN MERCIER:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(11) Group Homes

The Municipal Manager presented a report of the Human Resources Administrator on the matter of Group Homes and, more specifically, on complaints that have been received in connection with the operation of a group home on Victory Street. It was indicated that the house parents are employed by our Human Resources Department and are paid for by the Provincial Human Resources Department. All of our house parents in our group homes are satisfactory to the Department.

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN MERCIER:

"THAT the report of the Municipal Manager be received."

CARRIED UNANIMOUSLY

- (12) Letter dated June 11, 1975 from Mrs. Norma M. Kennelly,  
4160 East Pender Street, Burnaby -  
Motor Bikes on Equestrian Trials.

This item was dealt with previously in the meeting as Item 5(a) - Correspondence and Petitions.

- (13) Letter dated June 14, 1975 from the  
Lochdale Area Community School Project -  
6990 Aubrey Street, Burnaby -  
Request for Office Accommodation

This item was dealt with previously in the meeting as Item 5(d) - Correspondence and Petitions.

- (14) Proposed Underground Aggregate Conveyor -  
Kask Bros. Ready Mixed Concrete Ltd.

This item was dealt with previously in the meeting as Item 3(c) under Delegations.

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- (15) Letter dated June 10, 1975 from Mrs. D. R. Boyle,  
4841 Portland Street, Burnaby -  
Request for Local Improvement on Portland Street

The Municipal Manager presented the following report of the Municipal Engineer:

"On 19 June, 1973, the Engineering Department replied to Mrs. Boyle's similar request for local improvement. In that reply it was pointed out at that time it would be two or three years before Portland Street could be included in a program. The delay was caused by a backlog of previous requests.

At present Portland Street is not included in a program because of action with the 1974 and 1975 programs, relative to Budgetary constraints. These constraints resulted in the 1974 program becoming the 1974, 1975 and 1976 programs. The 1975 program became the 1977 program.

No programs have been developed beyond the 1977 program. The future programs will be developed subsequent to Council's meeting on Local Improvement."

It was recommended:

1. THAT Portland Street be included in the next Local Improvement Program developed;
2. THAT Mrs. D. R. Boyle be informed of Council's decision and sent a copy of this report.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN LEWARNE:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(16) Licencing of Off-Street Recreational Vehicles

The Municipal Manager reported as follows:

"Council, at its meeting of June 16, 1975, received a letter dated June 5, 1975 from the City of Port Moody regarding noise from the operation of motorcycles on trails on the east side of Burnaby Mountain. At that meeting, Council directed that a resolution be prepared for presentation to the forthcoming Conference of the Union of British Columbia Municipalities which would provide for amendments to the Motor Vehicle Act to require the licencing and vehicle inspection of all types of off-street recreational vehicles, including trail bikes, mini-bikes, etc.

Following is the report of the Officer-in-Charge, Royal Canadian Mounted Police, Burnaby Detachment, with respect to the subject matter in which it is stated that a more comprehensive report will be submitted at a later date.

Council is advised that, to date, other municipal jurisdictions have not submitted resolutions to the U.B.C.M. regarding the licencing and inspection of off-street recreational vehicles."

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It was recommended that an appropriately worded resolution with preamble be submitted by the Municipal Clerk to the Union of British Columbia Municipalities by the deadline, asking that the Province amend the "All Terrain Vehicles Act" to govern the registration and operation of trail bikes and similar machines.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LAWSON:

"THAT the recommendation of the Municipal Manager be adopted."

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN GUNN:

"THAT the foregoing motion be amended to provide therein that the resolution be also forwarded to the City of Port Moody, the Burnaby Horsemen's Association and the Parks and Recreation Commission."

CARRIED UNANIMOUSLY

The original motion as MOVED by Alderman Ast and SECONDED by Alderman Lawson, as amended, was then voted on and CARRIED UNANIMOUSLY.

(17) Charges for:

1. Repairs to Sewer House Connections, and
2. Water Valve Turn-Offs and Turn-Ons

It was recommended:

1. THAT for repairs to sewer house connections, the property owner be made responsible for clearing blockages and the cost thereof from the house to the main sewer including the portion with the road allowance, effective immediately; and
2. THAT the Corporation bear the cost of repairs to sewer house connections only if the blockage is caused by a crushed or broken pipe on the road allowance or by roots from trees growing on road allowances; and
3. THAT water valve turn-offs and turn-ons done during normal working hours would be free of direct charge; and
4. THAT water turn-offs and turn-ons after normal working hours be charged at a rate of \$10.00 per each visit, effective upon passage of the suitable Waterworks By-Law amendment; and
5. THAT suitable publicity be afforded towards implementation of the recommendations contained in this report.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN GUNN:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

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(18) Tenders for Contract #7514 -

Repair and Maintenance of Traffic Signal Systems

The Municipal Manager presented the following report of the Purchasing Agent:

"Tenders for the subject contract were received up to 3:00 p.m. local time, on the 18th day of June, 1975.

The work includes providing on demand repair and/or maintenance service to traffic signal system.

Traffic signal systems and portions thereof to which repairs and or maintenance work may be required are located at random throughout the Municipality and include the systems specified hereinafter as well as any other systems that may be installed within the Municipality during the term of this Contract.

<u>Location</u>	<u>Type of Controller</u>
Royal Oak and Rumble	fixed time
Royal Oak and Imperial	fixed time
Imperial and Nelson	fixed time
Douglas and Canada Way	fixed time
Parker and Willingdon	fixed time
Grange and Willingdon	fixed time
Moscrop and Willingdon	semi-actuated
Smith and Canada Way	semi-actuated
Sardia and Willingdon	school crossing
Royal Oak and Gilpin	overhead beacon
Imperial and McPherson	post beacon

The Contractor shall normally perform repair and/or maintenance work during regular working hours on days of the week exclusive of Saturdays, Sundays and Statutory Holidays. However, the Contractor shall supply an immediate emergency service 24 hours per day on each and every day inclusive of Saturdays, Sundays and Statutory Holidays on demand by the Engineer or Police Authority for purposes of repair and/or maintenance as required.

The terms of this Contract shall be in effect from July 1, 1975 to June 30, 1976.

Four tenders were received and opened in the presence of Messrs. Walters, Constable, Hagen and representatives of the firms bidding as follows:-

1. United Power Ltd.	\$23,518.00
2. Waters Brothers Electric Limited	22,850.84
3. Ricketts-Sewell Electric Limited	20,131.10
4. Vanguard Electric Limited	22,712.00

It was recommended that a contract be awarded to Ricketts-Sewell Electric Limited, being the lowest bidder at \$20,131.10, with payments for services to be based on units serviced at unit prices tendered.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN AST:

"THAT the recommendation of the Municipal Manager be adopted."

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(19) Tenders for Contract #7515 -  
Maintenance of Ornamental Street Lights

The Municipal Manager presented the following report of the Purchasing Agent:

"Tenders marked 'Contract #7515, Repair and Maintenance of Street Lighting Systems' were received up to 3:00 p.m., local time on the 18th day of June, 1975.

The work includes providing on demand repair and/or maintenance service to street lighting systems situated on sundry streets in Burnaby.

Ornamental street lighting systems and portions thereof to which repairs and/or maintenance may be required are located at random throughout the Municipality and consist of approximately -

- 2000 - 30 foot standards complete with 400 watt lamps and luminaires, and
- 1500 - 25 foot standards complete with 250 watt lamps and luminaires.

The terms of this contract shall be in effect July 1, 1975 to June 30, 1976 both dates inclusive.

Four tenders were received and opened in the presence of Messrs. Walters, Constable, Hagen and representatives of the firms bidding."

A tabulation of tenders received is as follows:

1. United Power Ltd.	\$39,428.00
2. Waters Brothers Electric Limited	38,257.00
3. Ricketts-Sewell Electric Limited	24,140.00
4. Vanguard Electric Ltd.	38,077.00

It was indicated that the lowest bidder, Ricketts-Sewell Electric Limited was awarded the previous contract for this type of work and they performed satisfactorily.

It was recommended that the contract be awarded to Ricketts-Sewell Electric Limited, being the lowest bidder at \$24,140.00, with payments for services to be based on units serviced at unit prices tendered.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN LEWARNE:

"THAT the recommendation of the Municipal Manager be adopted."

CARRIED UNANIMOUSLY

(20) Letter dated June 12, 1975 from Mrs. Elizabeth McIntyre,  
7824 Fourth Street -  
Ornamental Street Lighting Charges

This item was dealt with previously in the meeting as Item 5(e) Correspondence and Petitions.

(21) Legislation Establishing Standards for  
Fences Around Swimming Pools

The Municipal Manager presented the following report of the Chief Building Inspector in regard to the foregoing noted subject:

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"Forwarded herewith is a copy of swimming pool information distributed by this Department to swimming pool contractors and to persons contemplating the installation of a private swimming pool.

Item (4) under the heading 'Building Requirements' refers to fencing.

Also attached is a photostat of Section 9(2) of Burnaby Building By-Law No. 6333, as well as photostats of Section 6.2, 6.12(1)(g), (h) and 6.14(5)(a), (b) of Burnaby Zoning By-Law No. 4742.

These By-Law Regulations provide for the construction of private swimming pools within the Municipality of Burnaby.

The Zoning By-Law, Section 6.12(1)(g), calls up the requirement for fencing of the yard or the pool, if an uncovered pool. The Zoning By-Law in Section 6.14(5)(a), (b) specifies the maximum height of the fence in the front yard of a residential district as 3'-6" and the maximum height in side and rear yards (to the rear of the required front yard) as 6'. Hence, maximum heights and locations of fences are established by the Zoning By-Law.

The Building By-Law in Section 9(2) establishes what shall be considered a swimming pool by an area and depth specification, and specifies a minimum height for a fence to enclose the swimming pool at 3'-6".

The information sheet prepared by the Building Department and distributed to all licenced private swimming pool contractors in January 1975 uses the words 'tightly boarded' in describing the fence to enclose the swimming pool. Those words of fence description were purposely inserted in the information sheet because of the intention in this array of pool fence regulation to try to prevent unauthorized trespass onto a pool property by a person or child. The 'tightly boarded' description attempts to hinder that trespass by making the fence less climbable for a child than, for example, an open style fence."

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN LEWARNE:

"THAT the report of the Municipal Manager be received for information purposes."

CARRIED UNANIMOUSLY

(22) Complaint Involving a Dog Bite -

Letter from Mr. J. A. Duthie that appeared on the  
Agenda for the June 16, 1975 Meeting of Council

It was recommended:

1. THAT this matter remain with the Health and Licence Departments; and
2. THAT Mr. J. A. Duthie be advised that any claim for compensation arising from this incident is a Civil matter between he and the owner of the dog that allegedly attacked him; and
3. THAT Mr. J. A. Duthie and Mrs. E. Rolfe receive a copy of this report.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN GUNN:

"THAT the recommendations of the Municipal Manager be adopted."

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The Municipal Manager reported that the dog had subsequently been turned over to the Authorities to be done away with.

- (23) Letter dated June 14, 1975 from Mr. M. K. Warren,  
6768 Imperial Street, and Others -  
Lot 15, Block 2 of Blocks 5-9, D.L. 96, Plan 1194 -  
6820 Imperial Street

This item was dealt with previously in the meeting as Item 3(a) Delegations.

- (24) Delineation of Burnaby Mountain Conservation Area

This item was dealt with previously in the meeting as Item 6(b) under Tabled Matters.

- (25) Proposed Addition of Methanol Facilities at  
the Trans Mountain Tank Farm

It was recommended:

1. THAT Council approve in principle the proposed installation of the three methanol storage tanks within the Trans Mountain Tank Farm and ancillary facilities at their Westridge dock subject to meeting the conditions of Preliminary Plan Approval; and
2. THAT the Engineering Department be directed to submit a report on the proposed routing for the 12" methanol pipeline prior to Council's approval in this respect; and
3. THAT staff be authorized to initiate further discussion with Trans Mountain Pipe Line Company Ltd., concerning the development of a comprehensive painting and tree planting and screening program for the beautification of all facilities within the tank farm property; and
4. THAT staff be authorized to initiate further discussion with Trans Mountain Pipe Line Company Ltd. concerning the Municipal acquisition of a public viewpoint in the upper area of the tank farm property.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

"THAT the recommendations of the Municipal Manager be adopted."

CARRIED

CONTRARY: ALDERMAN McLEAN.

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN LAWSON:

"THAT discussion be carried on with Westridge Terminal in relation to continuation of the trail system through their property."

CARRIED UNANIMOUSLY

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NEW BUSINESS

(a) Reduction in Work Force

Mayor Constable advised that pursuant to the "Municipal Act" he was bringing the following resolution which had been passed at the Council Meeting of June 16, 1975 back to the table for reconsideration:

"WHEREAS in the 1975 Annual Municipal Budget a provision for a 15% wage increase to Municipal Employees was approved;

AND WHEREAS an actual wage settlement of 21.4% was negotiated for 1975, which was subsequently approved by Council;

NOW THEREFORE BE IT RESOLVED that Council instruct the Municipal Manager to effect reductions in the work force to a level equal to the monies provided for in the 1975 Budget, and that these reductions in work force be applied to all services other than public safety and public security."

Acting-Mayor Gunn replaced Mayor Constable in the Chair.

Mayor Constable advised that if the reconsideration motion was defeated then he had two recommendations to make to Council on the subject matter. Mayor Constable reviewed the actions of Council at the previous meeting and then recommended that:

1. Until December 31, 1975 no further hirings take place without prior Council approval;
2. The Municipal Manager study all Department operations with a view to effecting efficiencies and to bring a report forward with the appropriate recommendations.

The above noted resolution which had been passed at the Council Meeting of June 16, 1975 as MOVED by Alderman Stusiak and SECONDED by Alderman. Mercier was then reconsidered:

FOR: ALDERMEN LEWARNE, McLEAN,  
MERCIER AND STUSIAK.

OPPOSED: MAYOR CONSTABLE, ACTING-  
MAYOR GUNN, ALDERMEN AST,  
EMMOTT AND LAWSON.

MOTION LOST.

MOVED BY MAYOR CONSTABLE:

SECONDED BY ALDERMAN AST:

"THAT until December 31, 1975 no more hiring be carried out without Council approval."

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN STUSIAK:

"THAT the before noted resolution be amended to include the following:

'THAT the reduction in the complement not exceed 60 persons including attrition with the effective date for initiation being July 15, 1975.'"

CARRIED

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OPPOSED: MAYOR CONSTABLE, ACTING-MAYOR  
GUNN AND ALDERMAN LAWSON.



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The vote was then taken on the original motion as MOVED by Mayor Constable and SECONDED by Alderman Ast, as amended, and same was CARRIED.

OPPOSED: ACTING-MAYOR GUNN AND  
ALDERMAN LAWSON.

Mayor Constable then resumed Chairmanship of the meeting.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN LEWARNE:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN EMMOTT:

"THAT the report of the Committee be adopted."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN EMMOTT:

"THAT the Council now resolve itself into a Committee of the Whole  
'In Camera'."

CARRIED UNANIMOUSLY