

OCTOBER 12, 1976

A regular meeting of the Municipal Council was held in the Council Chamber Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Tuesday, October 12, 1976 commencing at 7:00 P.M.

PRESENT:

Acting Mayor, Alderman B.M. Gunn, in the Chair
Alderman G.D. Ast
Alderman D.P. Drummond
Alderman A.H. Emmott
Alderman D.A. Lawson - 7:05 P.M.
Alderman G.H.F. McLean
Alderman F.G. Randall

ABSENT:

Mayor T.W. Constable
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. R.W. Watson, Deputy Municipal Clerk
Mr. J. Plesha, Administrative Assistant to Manager

M I N U T E S

The Minutes of the Council Meeting held on October 4, 1976 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

"THAT the Minutes of the Council Meeting held on October 4, 1976 be now adopted."

CARRIED UNANIMOUSLY

The Minutes of a Public Hearing held on October 5, 1976 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

"THAT the Minutes of the Public Hearing held on October 5, 1976 be now adopted."

CARRIED UNANIMOUSLY

D E L E G A T I O N S

The following wrote requesting an audience with Council:

- a) Burnaby Citizens Roads Committee, Robert Hills
Re: Central Park and Boundary Road
- b) United Non-Smokers' Society, President Re: Amendment to the
Fire By-law which concerns Smoking in Retail Stores
- c) Burnaby Fire Fighters' Association, Local 323, Secretary
Re: Position of Fire Chief

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MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN DRUMMOND:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

a) Burnaby Citizens Roads Committee, Robert Hills

Mr. Hills appeared before Council and spoke to the following brief:

"I represent the Burnaby Citizens Roads Committee. Last week one of our members enquired of the alternate proposal regarding the intersection at Imperial and Boundary Road. This is the proposal where the median is eliminated and a left turn lane is marked by painting. There is no encroachment of Central Park with this proposal. Our Committee, after reviewing the answer and reason given by the Municipal Manager for not restoring the park to its original condition, find further explanation is required. The Municipal Manager said that all work has been held in abeyance and therefore no restoration of the park. The telegram from the Minister of Environment, James Neilson, dated 20 August, 1976 reads 'Approval has not been granted to encroach on Central Park. Refrain from any further construction work within the boundaries of Central Park and restore the land to its natural condition.' We believe the order was to stop any further encroachment of park land. But surely the stop work order cannot contravene the order given by the Environment Minister to restore the park. Will the Municipal Manager please explain how the order set forth by Council can legally contravene the order given by the Minister of Environment."

b) United Non-Smokers Society, President

Mr. Larry Wanjoff, President, appeared before Council and spoke as follows:

"Your Worship and Members of Council, as you well know, the United Non-Smokers Society of British Columbia has become deeply involved in the issue before you concerning smoking in public places. It has been an important learning experience for us and we hope that it has been for you. The Non-Smokers rights movement has been around for a long time, probably just as long as tobacco has been. I am sure there have been many braves kicked out of their Tee Pee by their mates for their inopportune overuse of the peace pipe. However, only within the last few years have the harmful effects of smoking on personal health, not only to the smoker but to the non-smoker has become known. Non-smokers have paid too high a price for the privilege of the minority of smokers. With this in mind, the non-smokers movement has become well organized and will eventually eliminate smoking in all public places. You have made a major step forward in the application of this By-law to all retail stores and we highly congratulate you, however, it is not enough. What about theatres, hospitals, libraries, public buildings schools, hotels, etc.? There is no smoking on buses yet that is not a law, only a B.C. Hydro regulation. We urge you to act in this area as soon as possible. As mentioned in the Manager's Report, this is a pioneering effort by all of those participants involved. There is very little similar legislation that you can act as a comparison to. In British Columbia the only other existing legislation is Vancouver's and that is virtually useless. Recently in the news we have heard of the action by Petersburg City Council in banning smoking in City Hall and they have a maximum fine of \$1,000.00 or six months in jail for any violation of this law. We realize the limited allowed legislative jurisdiction that a municipality has under the Municipal Act and that this By-law can only come under the Fire By-law. To date I understand there has been very little negative reaction from the general public concerning the dropped By-law. Smoking is considered to be hazardous to health and safety and any measure to control or eliminate it is supported by both non-smokers and smokers. Therefore, I really doubt if you are going to get any more or any negative reaction to this."

Speaking on the issue of enforcement. The signs will be the major method of enforcement for this By-law. Once this By-law is well known I am sure there will be no need for a task force of policemen etc. to enforce it. The major or the other end of the enforcement will come from the general

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public itself. They themselves, the people that this directly effects, will enforce this By-law to the greatest ability that they can and it has been submitted to you that business itself wants this By-law and the businessmen themselves want this and will enforce it.

Speaking on the Manager's recommendations, on recommendation No. 2. I think it is a very good idea that the Municipality will send a copy of this report to the Ministers of Health but I would also recommend that it be sent to the Prime Minister and to our Premier because they are the people that run the country and the Province. They tell the Health Ministers what to do. Based on part 3 here, I would recommend that evaluation be made as the need arises and that attention be given immediately to those areas previously outlined such as hospitals, etc. In section 4 we ask that we be kept informed and up-to-date in any aspect dealing with this area which Burnaby encounters. I would like to point out one minor amendment to the draft By-law which would have a significant effect in terms of the trust of this legislation. If you refer to the sheet that was distributed earlier that deals with section 214.14 and the wording states 'notwithstanding anything in this By-law contained, no person shall smoke or have in their possession any lighted pipes, cigarettes or cigars in any elevator or any retail store except in a part thereof' and this is the part that we would like changed instead of outlining specific areas that you just state 'designated as a smoking area'. This allows flexibility for the owners and operators to designate whether they want these areas to be smoking or not and obviously there are certain operators of a business who would not like to have smoking in their premises whereas the By-law states that it must be a smoking area and further amendment would be that all smoking areas be posted with a sign stating 'smoking permitted only in this area' and further obviously a definition would be needed and a definition such as we have provided as 'smoking area' means a physically definable area in a public place where smoking is permitted.

In closing I would like to thank the Council for their deep consideration of this matter on behalf of all non-smokers. I would especially like to thank those people working in the Municipality who have graciously co-operated with us in providing the background and research material.

c) Burnaby Fire Fighters' Association, Local 323, Secretary

Acting Mayor Gunn advised that the Burnaby Fire Fighters' Association would not be appearing as a delegation due to continued discussions presently being held with the Municipal Manager on the subject matter.

BY - LAWS

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN EMMOTT:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 37,
1976'

- #6906

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

"THAT the Committee now rise and report progress on By-law No. 6906."

CARRIED UNANIMOUSLY

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The Council reconvened.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN RANDALL:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 37, 1976'- #6906

be now read two times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN EMMOTT:

"THAT Item 8 of the Municipal Manager's Report No. 64, 1976 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager provided a report of the Municipal Engineer providing a clarification of the proposed subsection 10(b) of Section 13 of By-law No. 4299. It was recommended that the proposed amendment to the Burnaby Street and Traffic By-law be brought forward.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN RANDALL:

"THAT:

'BURNABY STREET AND TRAFFIC BY-LAW 1961, AMENDMENT
BY-LAW NO. 4, 1976'

- #6912

'BURNABY SECURITY ISSUING BY-LAW NO. 8, 1976'

- #6920

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN RANDALL:

"THAT the Committee now rise and report By-law No. 6912 and By-law No. 6920 complete."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

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MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN DRUMMOND:

"THAT:

'BURNABY STREET AND TRAFFIC BY-LAW 1961, AMENDMENT
BY-LAW NO. 4, 1976'

- #6912

'BURNABY SECURITY ISSUING BY-LAW NO. 8, 1976'

- #6920

be now read three times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN AST:

"THAT Council do now resolve itself into a Committee of the Whole to
consider and report on

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW
NO. 34, 1976'

- #6898"

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN AST:

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

CARRIED

OPPOSED: Alderman Drummond

The Council reconvened.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN AST:

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

CARRIED

OPPOSED: Alderman Drummond

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN McLEAN:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW
NO. 34, 1976'

- #6898

be now read a third time."

CARRIED

OPPOSED: Alderman Drummond

MOVED BY ALDERMAN McLEAN:
SECONDED BY ALDERMAN RANDALL:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW
NO. 24, 1975'

- #6681

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW
NO. 7, 1976'

- #6812

'BURNABY LEASE AUTHORIZATION BY-LAW NO. 8, 1976'

- #6919

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

CARRIED UNANIMOUSLY

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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 AST:

SECONDED BY ALDERMAN RANDALL:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's report No. 64, 1976 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- a) Rental Housing Council of B.C., Vice-Chairman Re: CRTC
Cut-off of American FM Music Stations - Rescinded

A letter under date of September 27, 1976 was received recording their protest in regard to the censorship action taken by the CRTC in the original cutting-off of American FM music stations.

- b) Robert R. Westover Re: "Burnaby Fire Prevention By-law 1968,
Amendment By-law No. 3, 1976"

A letter under date of October 1, 1976 was received expressing disappointment that the draft By-law does not cover all enclosed public places and urging Council to extend coverage to include these areas now accepted in the draft "a part used as a lunch counter, hairdressing parlor, barbershop, restrooms, staff offices or rest area."

The Municipal Manager advised that a Staff report would be available at the October 18, 1976 meeting of Council.

- c) Royal Canadian Legion, South Burnaby Branch No. 83
Poppy Campaign Chairman Re: (1) Permission to sell Poppy
Wreaths on Monday, November 1st to Saturday November 6th, 1976
and (2) Permission to Tag Thursday, Friday and Saturday, November
4, 5, and 6, 1976 and (3) Permission to hold Remembrance Day
Parade Thursday, November 11, 1976

A letter under date of September 27, 1976 in regard to the above noted subjects was received.

The Municipal Manager provided a report of the Municipal Engineer in regard to the request to hold a parade on November 11, 1976.

It was recommended by the Municipal Manager that Council grant permission to the applicant to conduct the parade subject to the conditions as outlined in the Municipal Engineer's Report.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

- d) Commonwealth Displays Ltd., Fraser Wilson, Re: (1) Facia Sign - Old
Orchard Shopping Centre; and (2) Sign Area - Central Park Place

A letter under date of October 4, 1976 in relation to the above noted subject was received.

The Municipal Manager advised that a Staff report would be available at the October 18, 1976 meeting of Council.

- e) Frank Quarto Re: 'Traffic Blockades in the Community Plan Area "D"'

A letter under date of September 30, 1976 was received in reference to

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the above noted blockades and objecting to the traffic blockade on Halifax Street between Springer Avenue and Delta Avenue.

It was requested that the previous Staff report on the subject be forwarded to Mr. Quarto for information purposes.

- f) Royal Canadian Air Cadets, #759 Eagle Squadron, Commanding Officer Re: Tag Days Thursday, Friday, Saturday, October 21, 22, 23, 1976 - North Burnaby

A letter under date of October 4, 1976 was received requesting permission to conduct fund raising during the national Air Cadet week.

MOVED BY ALDERMAN RANDALL:
SECONDED BY ALDERMAN McLEAN:

"THAT the request received from Royal Canadian Air Cadets #759 Eagle Squadron to conduct fund raising Tag Days on Thursday, Friday, Saturday, October 21, 22 and 23, 1976 in North Burnaby area be approved."

CARRIED UNANIMOUSLY

- g) Martin J. Stockwell and Shirley M. Stockwell Re: Widening of Boundary Road for a Major Truck Route

A letter under date of September 28, 1976 was received indicating opposition to the above noted widening and indicating they feel the people in the South Burnaby area are entitled to consideration on this problem.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN McLEAN:

"THAT the subject correspondence, Items (g) to (k) inclusive be tabled and that Item 20, Manager's Report No. 20, 1976, March 29, 1976 be forwarded to the correspondents and further that they be advised of the Public Meeting to be held on November 3, 1976 at the Nelson Elementary School, 4850 Irmin Street, Burnaby, B.C. commencing at 7:30 P.M."

CARRIED UNANIMOUSLY

- h) James S. Burns, 3740 Carson Street, Burnaby, B.C.
i) Mr. and Mrs. James H. Gibson, 3749 Carson Street, Burnaby, B.C.
j) Gladys and Tom Brown, 3705 Carson Street, Burnaby, B.C.
k) Mary Dallyn, 7070 Boundary Road, Burnaby, B.C.

These items were considered previously under Item (g) - Correspondence and Petitions.

T A B L E D M A T T E R S

- a) "Burnaby Street and Traffic By-law 1961, Amendment By-law No. 4, 1976 - #6912"

This subject matter was considered previously under Item 3(b) - By-law - No. 6912.

E N Q U I R I E S

On a question of Alderman McLean the Director of Planning advised that the By-law involving the Lubbock Farms development would probably be coming back to Council for third reading in three or four weeks time.

On a further question of Alderman McLean the Director of Planning advised that the staking under way was necessary for survey purposes to establish tree location and internal road system.

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On a question of Alderman Drummond the Director of Planning advised that Council had been previously advised of changes on 619, 620 and 621 Fast Bus services through Burnaby.

On a further question of Alderman Drummond the Director of Planning advised that the Planning Department would incorporate a Bus Stop map in the booklet "Public Transit In Burnaby" presently being given out.

On a further question of Alderman Drummond the Director of Planning advised that there was no new Pub application presently being considered for the Ridge upper Westridge area of the Municipality.

On a further question of Alderman Drummond in regard to park dedication for Burrard Inlet Park the Municipal Manager advised that the subject matter would need to be considered by the October 18, 1976 meeting of Council in order to be considered for a public vote at the upcoming Municipal Election.

Alderman Drummond advised of a Notice of Motion in regard to the question of placing a dedication on the Burrard Inlet Park.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN McLEAN:

"THAT the Director of Planning provide a presently available Staff report on the subject of parks reservations-dedications for the October 18, 1976 meeting of Council."

CARRIED UNANIMOUSLY

On a question of Alderman Gunn the Municipal Engineer advised that the delivery date for the new garbage container trucks was approximately the third week in December and that the can pickup trucks would be during the month of December as previously indicated. It was stated the operation should be in effect by approximately mid-January.

On a question of Alderman Randall the Municipal Engineer advised that the preloading presently being undertaken on the Byron property on Sperling Avenue was under the control of consultant engineers at this time and appeared to be well in hand.

Alderman Randall requested the Municipal Manager report on the question of the number of calls to the St. Leonard's Half Way House establishment by the R.C.M.P. and also the number of break-ins in the area.

On a question of Alderman Lawson in regard to recent statements appearing in the press by Alderman Randall as Acting Mayor in relation to the position of Fire Chief Alderman Randall advised that there were some inaccuracies in the statements as reported.

On a question of Alderman Gunn the Director of Planning advised that the Stride Avenue plan report would not be available until such time as the Metrotown report had been completed. It was suggested possibly it would be November or December before it would be completed.

R E P O R T S

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

a) Housing Committee re Amenity Levy for the Acquisition of Public Open Space - Burnaby Metrotown

A report of the Housing Committee under date of October 6, 1976 was received in regard to the Amenity Levy for the Acquisition of Public Open Space in Burnaby Metrotown. It was indicated that the Amenity Levy for the Metrotown

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is an extension of the Park Land Acquisition Levy program which was adopted by Council on December 29, 1975. The established amenity levy will essentially be used to acquire commercial public spaces and major park/pedestrian links property in the Metrotown area. The establishment of the amenity levy will not affect the normal development standards which will require the provision of appropriate open space with the private development sites.

It was recommended that:

- a) Council endeavour to acquire approximately 10% of the commercially designated land in the Kingsway Metrotown area for public open space;
- b) Council apply a \$0.50 per square foot amenity levy on commercial development within the Metrotown precinct, the value of the amenity levy being geared to a current land value of \$10.00 per sq. ft. and apply this amenity levy to Preliminary Plan Approval and/or Rezoning commercial applications within the Metrotown area;
- c) Council direct the Planning Department to review the amenity levy values on a yearly basis and to review the overall amenity levy policy after a period of three years.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

"THAT the recommendations of the Housing Committee be adopted."

CARRIED UNANIMOUSLY

- b) The Municipal Manager presented Report No. 64, 1976 on the matters listed following as Items 1 to 20 either providing the information shown or recommending the Courses of action indicated for the reasons given.

1. Proposed Improvements to Eton Street

The Municipal Manager provided a report from the Director of Planning indicating that on September 27, 1976 Council, in connection with the report and a petition, deleted Eton Street from the 1977 Local Improvement Program and referred the matter back to Staff for clarification purposes.

It was recommended by the Municipal Manager that a copy of this report be sent to Celest Redman and the petitioners.

MOVED BY ALDERMAN McLEAN:

MOVED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

2. R.C.M.P. Monthly Report

The Municipal Manager provided a report of the Officer in Charge, Burnaby Detachment, R.C.M.P. covering the policing of the Municipality for the month of August, 1976.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

3. Escapes from the Lower Mainland Regional Correctional Centre (Oakalla)

The Municipal Manager advised that there was an escape from the men's

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prison on September 11, 1976. A search of the institution was commenced on this date when three men were reported missing at 6:00 P.M. It was indicated that two of the escapees turned themselves in the next day. The third is still at large. Mr. H. Bjarnason, Director of the men's prison, attributes the approximately fifteen escapes that have occurred from the men's prison during the past twelve months to prevailing conditions at the institution and particularly to weaknesses in the antiquated structure itself. This incidence of escapes is high, and well above the number of escapes that took place during a comparable period in 1974/75.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN RANDALL:

"THAT the report of the Municipal Manager be received for information purposes and further that a letter of protest be forwarded to the Attorney-General of the Province of British Columbia in regard to the high incidence of escapes from the Lower Mainland Regional Correctional Centre (Oakalla)."

CARRIED UNANIMOUSLY

It was requested that copies of the report and subsequent letter to the Attorney-General's Department be forwarded to the Prison Directors as well.

4. 1976 Supplementary Business Tax Assessment Roll

The Municipal Manager provided a report from the Municipal Treasurer regarding the 1976 Supplementary Business Tax Assessment Roll. It was indicated the roll is comprised of 314 properties with a total gross annual rental value in the supplementary roll of \$4,168,890.00. It was indicated the anticipated revenue in the supplementary roll less estimated adjustments is \$209,000 bringing the total for the year to date to \$3,815,965.00 or \$170, 552.00 less than budgeted.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

5. Engineering Services for design of Moscrop/Percival Connector between Gilpin and Wayburne Drive

The Municipal Manager provided a report from the Municipal Engineer on proposals for professional engineering services relative to the Moscrop/Percival connector.

It was recommended by the Municipal Manager that Robert F. Binnie Ltd. be retained to provide engineering services as outlined in the Municipal Engineer's letter dated September 20, 1976 and in reply from the firm dated October 1, 1976.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN LAWSON:

"THAT the subject matter be tabled pending receipt of a map indicating the area in question."

CARRIED UNANIMOUSLY

The Director of Planning displayed the required map of the area in question.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

"THAT the subject matter be now

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lifted from the table"

CARRIED UNANIMOUSLY

A vote was then taken on the original Motion as moved by Alderman Ast and seconded by Alderman Randall and CARRIED with Alderman McLean Opposed.

6. Engineering Services for the Design and Supervision of Watermain Installation on Wiggins Street between Byrne Road and Marshland Avenue
-

The Municipal Manager provided a report from the Municipal Engineer on proposals for engineering services relative to the installation of a watermain on Wiggins Street.

It was recommended by the Municipal Manager that Webb Engineering Ltd. be retained to provide engineering services as outlined in the Municipal Engineer's letter dated September 14, 1976 and the reply from the firm dated September 23, 1976.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

7. Letter from Royal Canadian Legion, South Burnaby Branch No. 83 5289 Grimmer Street, Burnaby - Request to hold a parade on November 11, 1976
-

This subject matter was considered previously under Item 4(c) - Correspondence and Petitions.

8. Proposed By-law No. 6912 being the "Burnaby Street and Traffic By-law 1961, Amendment By-law No. 4, 1976"
(Item 8, Report No. 60, September 27, 1976)
-

This subject matter was considered previously under Item 3(b) - By-law - No. 6912.

9. (a) Comments on Council's enquiries regarding the Burnaby Sign By-law
(b) Letter from Kodiak Signs Ltd. that appeared on the Agenda for the October 4, 1976 Meeting of Council (Item 5d)
-

The Municipal Manager provided a report of the Director of Planning containing information on the enquiries that were raised by Council in connection with Item 15, Report No. 58 which was considered on September 27, 1976 and a letter from Mr. Raymond J. Beaton, President of Kodiak Signs Ltd. which Council received on October 4, 1976 as well as the main points in a brief that was presented to Council by Mr. Fraser Wilson on behalf of six Burnaby manufacturers of signs.

It was recommended by the Municipal Manager that:

- 1) A copy of this report be sent to Mr. Raymond J. Beaton and Mr. Fraser Wilson; and
- 2) A copy of this report be referred to the special committee that has been formed to study the Burnaby Sign By-law.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

10. Council delegation on September 13, 1976 Mr. Fraser Wilson
Opposition to the Burnaby Sign By-law

The Municipal Manager provided a report of the Chief Building Inspector in reply to some of the comments made by Mr. Wilson on that occasion.

It was recommended by the Municipal Manager that:

- 1) A copy of this report be sent to Mr. Fraser Wilson; and
- 2) A copy of this report be referred to the special committee that has been formed to study the Burnaby Sign By-law.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

11. Eastburn Neighbourhood Improvement Program

The Municipal Manager provided a progress report from the Director of Planning on the Eastburn Neighbourhood Improvement Program and enclosed a report prepared by the Resident Committee in conjunction with Planning Staff proposing a number of improvements to the neighbourhood. The purpose of this draft report is to initiate community response. The report is a preliminary statement only at this point.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

12. Trees

The Municipal Manager provided a report of the Municipal Treasurer regarding a proposal to repeal By-law No. 1376. It was indicated that By-law No. 1376 is in conflict with current policies of the 1977 Local Improvement Program.

It was recommended by the Municipal Manager that:

- 1) Burnaby Boulevards By-law 1932, By-law No. 1376 be repealed; and
- 2) A copy of this report item be forwarded to the Parks and Recreation Commission.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

13. Exempt Employees - Health and Welfare Benefits

The Municipal Manager advised that in past years the Health and Welfare Benefits for exempt employees have been based on the provisions of the Union Agreements. These benefits were basically the same for Inside, Outside, Foremen, Library workers and the Burnaby Firefighters. It was indicated attached policies and regulations governing Health and Welfare benefits for the exempt employees of the Corporation and the Burnaby Library Board have been patterned after the amended Agreement with the Local 23 members that has already been adopted by the Union and Municipal Council. The exempt employees Health and Welfare Benefit Plan is identical to that of the Local 23 members except as follows:

- 1) An incentive plan has not been required for the Exempt employees as is

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the case with the Local 23 members. The latter sought a system whereby those with little or no sick leave would be entitled to a lower premium cost;

- 2) Under Section 5.23, the rate of Medium Term Sick Leave is set at 100% of salary, rather than 85% of salary, as is provided for the Local 23 members. The higher rate is possible because the Exempt employees have historically had a lower use rate for Medium Term Sick Leave. There is expected to be ample funds from the same source formula as the Local 23 members to cover sick leave at 100%. Since the source of funds was established early in 1975 and has been accumulating since January 1, 1976, it does not constitute an increase in compensation to either the C.U.P.E. or Exempt Employees.

It was recommended by the Municipal Manager that the attached policies and regulations governing Health and Welfare Benefits for the Exempt Employees be approved.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

14. Central Park Lease

The Municipal Manager provided a report on the status of the excavation for a turning bay which was made on Imperial Street at Boundary.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

15. 1976 Annual Election and Voting on By-law No. 6911 - "Burnaby Loan Authorization Referendum By-law 1976"

The Municipal Manager provided a report from the Municipal Clerk regarding the appointment of Returning Officer and other related information regarding the 1976 Annual Election and the above Referendum By-law.

It was recommended by the Municipal Manager that the recommendations of the Municipal Clerk be adopted.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

16. Advanced Poll for 1976 Annual Election and Voting on By-law No. 6911 - "Burnaby Loan Authorization Referendum By-law 1976"

The Municipal Manager provided a report from the Municipal Clerk regarding the above Items.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the four recommendations contained in the Clerk's report be adopted."

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN RANDALL:

"THAT the recommendations be amended to add an additional advanced poll to be

October 12, 1976

held on Friday, November 12, 1976 from 8:30 o'clock in the forenoon until 4:30 o'clock in the afternoon and that it be reviewed after completion of the election."

CARRIED UNANIMOUSLY

A vote was then taken on the original Motion as amended and CARRIED UNANIMOUSLY.

17. Mobile Polls

The Municipal Manager provided a report from the Municipal Clerk regarding Mobile Polls.

It was recommended by the Municipal Manager that the Municipal Clerk's recommendation be adopted.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

18. Report on Traffic Noise and Housing

The Municipal Manager provided a report of the Director of Planning indicating the requested report on traffic noise and housing will be submitted to Council for its consideration on October 18, 1976.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

19. Tenders for Refuse Containers

The Municipal Manager provided a report of the Purchasing Agent regarding Tenders for the containers that will be required for refuse collection from Strata Title properties.

It was recommended by the Municipal Manager that the Purchasing Agent's recommendation be adopted.

The recommendation of the Purchasing Agent is as follows:

"That a contract be awarded to Yarrows Limited to manufacture and deliver

140 - 3 cubic yard containers, and
80 - 4 cubic yard containers

for the sum of \$64,713.60 including all applicable taxes; and

That in the event that additional containers are required within ninety days

50 - 3 cubic yard containers, and
30 - 4 cubic yard containers

be manufactured and delivered for the sum of \$23,540.00 including all applicable taxes."

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

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20. Appointment of Fire Chief

"The Labour Relations Board issued a decision on October 6 (attached to Aldermen's copies only) on the question of the Municipal Council's right to appoint a Fire Chief. The decision confirms the appointment of Thomas Nairn as Fire Chief for the Municipality of Burnaby and upholds the authority of Council to make that appointment.

The Municipal Manager has been meeting with the Executive of the Burnaby Firefighters Association over the last number of days to explore ways of implementing the effect of this decision with the least possible disruption or conflict. The Manager has entered these discussions recognizing the seriousness of the situation and in the hope that some mutually acceptable solution can be found. Up to now we have not concluded any arrangement.

The Executive of the Union has advised us that, as a result of our meetings, they feel it is now necessary to meet with their membership. This meeting will take place Wednesday evening. They then hope to continue discussions with the Manager later this week. The Executive has been advised that the Manager wishes to reach some conclusion by Friday of this week at the latest so that he will be able to make any necessary recommendations to next week's Council meeting. While the Manager wishes to give the Union every opportunity, it is also recognized that the present unsettled situation cannot be allowed to continue indefinitely."

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN McLEAN:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN McLEAN:

"THAT this meeting do now adjourn."

CARRIED UNANIMOUSLY

The Meeting adjourned at 8:40 P.M.

Confirmed:


Acting-Mayor

Certified Correct:


Deputy Municipal Clerk