

APRIL 20, 1976

A regular meeting of the Municipal Council was held in the Council Chambers, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Tuesday, April 20, 1976, commencing at 7:00 p.m.

PRESENT:
Mayor T.W. Constable, in the Chair
Alderman G.D. Ast
Alderman D.P. Drummond
Alderman A.H. Emmott
Alderman B.M. Gunn
Alderman D.A. Lawson
Alderman G.H.F. McLean
Alderman F.G. Randall
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 Manager
Mr. B.D. Leche, Municipal Clerk's Assistant

V I S I T O R S

His Worship, Mayor T.W. Constable, welcomed members of the course on Burnaby Municipal Government presently being conducted in conjunction with the Burnaby School Board.

M I N U T E S

The Minutes of the Council Meeting held on April 12, 1976, came forward for adoption.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN GUNN:

"THAT the Minutes of the Council Meeting held on April 12, 1976, be now adopted."

CARRIED UNANIMOUSLY

B Y - L A W S

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT Item 11, Municipal Manager's Report No. 25, 1976, pertaining to this subject be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following is the substance of that report:

At this time of the year it becomes necessary to enact a by-law to impose frontage taxes for local improvement works. The works involved are:

<u>Schedule No.</u>	<u>By-law No.</u>	<u>Work</u>	<u>Levy</u>	<u>Term in years</u>
1	6586	Streets	\$ 3,711.42	15
2	6661	Streets	24,399.72	15
3	6662	Streets	2,925.32	15
4	6663	Streets	6,835.27	15
5	6664	Streets	265.22	15

6	6665	Streets	3,942.85	15
7	6666	Streets	7,394.12	15
8	6671	Streets	2,124.74	15
9	6674	Streets	3,604.35	15
10	6675	Streets	5,245.62	15
11	6582	Lanes	291.99	5
12	6611	Lanes	141.03	5
13	6693	Lanes	398.85	5
			<u>\$ 61,280.50</u>	

+ It was recommended by the Municipal Manager that a frontage tax By-law be brought down to impose the taxes as noted in the Municipal Treasurer's report.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT:

'BURNABY FRONTAGE TAX BY-LAW 1976' (#6850)

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 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:

'BURNABY FRONTAGE TAX BY-LAW 1976' (#6850)

be now read three times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN MCLEAN:
SECONDED BY ALDERMAN RANDALL:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 6, 1976' (#6811)

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

CARRIED UNANIMOUSLY

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 AST:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 25, 1976, which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- (a) Mrs. E. Mandy, 3880 Imperial Street;
- (b) Mrs. A.H. Peterson, 4549 Clinton Street;
- (c) Mr. and Mrs. W.J. Robertson, 8012 Joffre Avenue;
- (d) Mrs. H. Charter, 3826 Clinton Street;
- (e) Mrs. Robert Douglas, 8325 Joffre Avenue;

all submitted letters protesting the proposed use of Boundary Road as a major truck route.

It was agreed that the policy adopted by Council on April 12, 1975, as outlined in Item 2, Municipal Manager's Report No. 23, 1976, would be followed relative to the above correspondence.

- (f) Mr. E. N. Veitch, M.L.A. Burnaby-Willington, submitted an information copy of a letter he had written to Mr. James Duvall, 6718 Tantalus Lane, Vancouver, B.C. concerning the widening of Boundary Road.
- (g) Greater Vancouver Regional District

A letter under date of April 8, 1976, was received suggesting that it might be appropriate that the Directors of the Board of the Greater Vancouver Regional District, together with the staff of the Greater Vancouver Regional District, meet with the Municipal Council and Staff to discuss growth shares and job targets in connection with the Livable Region Proposals to determine how a workable set could be established for the Municipality of Burnaby and what action would have to be taken to ensure that the targets could be attained.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

"THAT His Worship, Mayor Constable, be authorized to arrange for the appropriate meeting between Council and the Greater Vancouver Regional District to discuss the Livable Region proposals."

CARRIED UNANIMOUSLY

- (h) Mrs. Hazel King, President, Burnaby Sketch Club

A letter under date of April 9, 1976, was received advising that the Burnaby Sketch Club is presenting an exhibition and sale of members' work on May 14th, 15th and 16th, 1976, at the James Cowan Centre. All members of Council were extended an invitation to attend.

- (i) Miss. E.M. Corbett, Loyal Orange Association, L.O.L. No. 1

A letter under date of April 7, 1976, was received requesting permission to hold a parade in North Burnaby on Saturday, July 10, 1976 and for the use of Confederation Park following the parade for an assembly and sports to commemorate the 286th Anniversary of the Battle of the Boyne.

Item 12, Municipal Manager's Report No. 25, 1976, pertaining to this subject was brought forward for consideration at this time.

It was recommended:

1. THAT the request from the Loyal Orange Association for permission to conduct a parade on July 10, 1976, be approved subject to the conditions that:
 - (a) The parade is conducted in accordance with Section 23 of the Streets and Traffic By-law;
 - (b) That approval be obtained from the Provincial Department of Highways;
2. THAT the subject correspondence and report be sent to the Parks and Recreation Administrator so that the Administrator's decision regarding the requested use of Confederation Park can be sent directly to the Association.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

CARRIED UNANIMOUSLY

(j) British Columbia Assessment Authority

A letter was received under date of April 9, 1976, in which it was recommended that the Business Tax Court of Revision be held on Thursday, November 25, 1976 at 10:00 A.M.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LAWSON:

"THAT the recommendation of the British Columbia Assessment Authority be adopted."

CARRIED UNANIMOUSLY

(k) Richard R. Hall, Lower Mainland of B.C. Gun Association

A letter under date of April 10, 1976, was received advising that the Lower Mainland of B.C. Gun Association would appreciate the opportunity of attending all meetings concerning the development of Burnaby Lake Regional Park. The Association, in the near future, would like to present a brief submitting the reasons it felt that the Association should be part of the Burnaby Recreational Area.

MOVED BY ALDERMAN GUNN:
SECONDED BY ALDERMAN STUSIAK:

"THAT the correspondence from the Lower Mainland of B.C. Gun Association be referred to the Parks and Recreation Commission."

CARRIED UNANIMOUSLY

(l) Mr. and Mrs. A. Maxwell, 7007 Hillview Street.

Mr. and Mrs. A. Maxwell, and others, submitted a petition under date of April 9, 1976 regarding the operation of Butterworth's Moving and Storage Ltd., 6994 Greenwood Street, Burnaby, B.C.

Council was advised that a staff report on this subject would be available for consideration on April 26, 1976, and further consideration of the matter was deferred until that time.

(m) Vancouver Joint Council of Railway Unions

A letter under date of April 14, 1976, was received concerning the Federal Government's forthcoming Hearings on Rail Passenger Service. It was pointed out that for the sake of public transportation Burnaby should have an interest in this matter and outlined some of the points that directly affect the Municipality. The Vancouver Joint Council of Railway Unions urged that Council make representations at these Hearings.

(n) Mr. W.J. Parker, 4280 McGill Street

A letter under date of April 14, 1976, was received advising that Mr. Parker wished to appear before Council as a delegation when the reports concerning Shell Oil's modernization are brought before Council and before Council passes any decisions on this subject.

MOVED BY ALDERMAN GUNN:
SECONDED BY ALDERMAN STUSIAK:

"THAT the Municipal Clerk be directed to advise Mr. W.J. Parker when the subject of Shell Oil's modernization program comes before Council."

CARRIED

OPPOSED: Aldermen Lawson and McLean

(o) United Fishermen and Allied Workers' Union

A letter under date of April 13, 1976, was received inviting members of Council to attend and participate in an open Public Meeting on the subject of the Federal Government's proposed salmon enhancement program. The meeting will be held on Sunday, April 25, 1976 at 1:00 P.M. in the New Westminster Secondary School at Eighth Avenue and Eighth Street in New Westminster.

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

"THAT Item 18, Municipal Manager's Report No. 23, 1976, '1975 Treasurer's Financial Report and Auditors' Report' tabled for one week on April 12, 1976, be now lifted from the table."

CARRIED UNANIMOUSLY

The following motion was then before Council for consideration:

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

E N Q U I R I E S

Alderman Lawson

Alderman Lawson inquired as to when a report on the possibility of widening Grandview Highway would be coming back to Council.

The Municipal Engineer advised that he thought this report would be available in about two weeks.

Alderman Lawson

Alderman Lawson noted that the report of the Traffic Safety Committee on March 29, 1976, indicated that children were walking where they should not be and inquired if action was automatically taken by Staff to advise the person making the complaint about the area in the first place or the school principal involved. Alderman Lawson inquired if Council action was required in such instances.

The Municipal Engineer advised that such instances were looked after by staff at the time such complaints were received.

Alderman Randall

Alderman Randall inquired as to the current status of MacInnis Place.

Mayor Constable replied that he had been in telephone contact with Mr. Gary Begg, Deputy Minister of Housing, earlier in the day. He had been advised that Mr. Begg would be discussing this matter with the Minister of Housing today and that he would return the Mayor's telephone call following his discussion with the Minister. Mr. Begg, however, had not called back and the Mayor will be in touch with Mr. Begg again tomorrow, April 21st, 1976.

Alderman Gunn

Alderman Gunn inquired as to whether Kask Bros. Ready Mixed Concrete Ltd. had complied with Council direction insofar as the erection of the fence and the removal of the sign, chain and post was concerned.

The Municipal Manager advised that the fence was up and the rent had been paid at the higher rates but he was not sure of the status of the sign and the chain.

The Municipal Manager advised that follow up action would be taken by Staff forthwith on this matter.

Alderman Stusiak

Alderman Stusiak inquired as to whether the Municipality had received the funds from the Provincial Government in connection with Project 200 for the Municipal portion of the land.

The Municipal Manager advised that he would have this information available for the Public Hearing on April 21, 1976.

Alderman Stusiak

Alderman Stusiak inquired as to whether the Staff, when doing its investigation of the contract, determined the expiry date of the contracts currently in force between Condominium Councils and private garbage collection companies. Alderman Stusiak was concerned that in the event long term contracts were in effect the Municipality would not be able to take over the garbage pick-up from these particular condominiums.

The Municipal Manager advised that this question had been examined and as nearly as possible it had been found that such contracts were mainly short term, i.e. 30 days.

The Municipal Engineer further reported that a meeting of the Joint Refuse Committee would be held on Wednesday, April 28, 1976, following which a report will be made to Council. To make that report to Council information on routing is required, one of the features of which is the question that Alderman Stusiak asked.

Alderman McLean

Alderman McLean inquired as to whether Mayor Constable had done anything further on the question of City Status for Burnaby as discussed by Council last year.

Mayor Constable advised that he had received no instructions from Council to pursue this matter further. Council's attitude at that time was that the matter not be pursued. Mayor Constable stated that it was his understanding that if Burnaby wanted Citystatus it could happen almost immediately.

MOVED BY ALDERMAN MCLEAN:

SECONDED BY ALDERMAN EMMOTT:

"THAT the Mayor establish with the present Minister of Municipal Affairs the Minister's feelings with regard to granting of City Status to the Municipality of Burnaby."

CARRIED UNANIMOUSLY

R E P O R T S

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

CARRIED UNANIMOUSLY

The Municipal Manager presented Report No. 25, 1976, on the matters listed following as Items (1) to (19) either providing the information shown or recommending the courses of action indicated for the reasons given:

(1) Information on Retirement of Mr. Harold Griffin

It was recommended that a letter of appreciation be sent to Mr. Harold Griffin on his retirement from The Corporation of the District of Burnaby after nearly 24 years service for his many years of loyal and dedicated service.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

(2) Engineer's Special Estimates

It was recommended that the Special Estimates of the Municipal Engineer in the total amount of \$9,000.00 as more particularly detailed in the report received be approved.

MOVED BY ALDERMAN MCLEAN:
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

(3) Letter from the Outdoor Recreation Council of British Columbia that Appeared on the Agenda for the April 12, 1976 meeting of Council

It was recommended that the Outdoor Recreation Council of British Columbia be advised that their request for an endorsement on trails will be considered by the Parks and Recreation Commission on April 27th and by the Municipal Council on May 3, 1976.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

(4) Restrictive Covenant
Rezoning Reference #2/75

It was recommended that Council authorize the preparation and execution of a covenant pursuant to Section 24A of the Land Registry Act as more particularly detailed in the Director of Planning's Report.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

(5) Railroad Crossing - Sperling Avenue and Lougheed Highway

On March 22, 1976, Mr. Bill Purchase, on behalf of the Lochdale Parent-Teacher Association, appeared before Council to;

- (a) Obtain a current status on the proposed overpass at Sterling and Lougheed; and
- (b) Express a concern about trains at the crossing at this location, and more specifically to enquire about the effect that such trains have on the ability of the Police and Fire Departments to respond to emergencies in North Burnaby.

The purpose of this report is to provide current information on the matters that were called to Council's attention by Mr. Purchase.

(a) Background

Council has for some time been aware of increasing congestion and delays caused to local traffic in the Central Valley area. The root cause of the problem is the increasing frequency of trains using the Burlington Northern tracks crossing Sperling Avenue at-grade, as well as natural traffic increases. As a result of this rail/traffic conflict, vehicle queues form quickly, especially during peak traffic hours, and adversely affect the operational efficiency of the adjacent intersections of Sperling Avenue/Winston Street and Sperling Avenue/Lougheed Highway. Financing for a railway overpass to eliminate this problem was subsequently sought and defeated in a referendum that was placed before the Electorate in 1975.

(b) Current Status of the Proposed Overpass

The Capital Improvement Program (C.I.P.) Committee has recently recommended to Council in Item 16, Report 16 dated March 15, 1976 that the Kensington Avenue Project, including the overpass of Burlington Northern Railway, be again placed before the Burnaby Electorate in the fall of 1976. Council has not yet acted upon this recommendation.

The Municipality's Engineering Consultant in August, 1975 made application to the Canadian Transport Commission (C.T.C.), Railway Transport Committee for the special grant for grade separation under the terms of the Railway Relocation and Crossing Act, 1974. In February of this year, members of the Municipal Engineering and Planning Departments and our Engineering Consultant together with representatives from the Burlington Northern Railway and Department of Highways met with Mr. J. Eisler of the C.T.C. in order to finalize Burnaby's application to the C.T.C. for the special grant for the overpass. Although no formal reply has been received to date, we believe that a decision by the C.T.C. will not be made until June at the very earliest.

The estimated cost for the Kensington project from Sprott Street to Hastings Street including the structure and all connecting ramps is 7.5 million dollars (based on 1976 prices).

(c) Effect of Trains at the Crossing on Emergency Vehicles

The R.C.M.P. has adequate manpower and equipment continuously deployed in North Burnaby to ensure that emergencies in this area are attended to in an effective manner at all times. With respect to the Fire Department, any stoppage or movement of trains at the subject crossing can pose a problem in regard to the dispatching of some backup equipment to areas in the Northern part of the Municipality, i.e., when the flow of traffic at this crossing is impeded by the passage of a long freight train, responding backup equipment from No. 1 Firehall at Sperling and Canada Way can only wait out the time that is required for a train to pass. Due to travel time and distance involved, it would be impractical to reroute the equipment via the Willingdon Overpass which at this time is the only guaranteed route available.

The trainmaster for the Burlington Northern Railway has advised that trains are unscheduled on his line and by the Canadian National Railway. There is

therefore no practical method whereby the Fire Department can arrange to obtain prior information as to when the crossing would be obstructed.

The deployment of fire fighting equipment in the area North of the rail line is as follows:

No. 4 Firehall <u>2326 Duthie Ave.</u>	No. 5 Firehall <u>Willington & Hastings</u>	No. 6 Firehall <u>3620 Brighton Ave.</u>
1 x 1050 IGPM Pumper 1 x 840 IGPM Pumper (reserve-unmanned)	1 x 1050 IGPM Pumper 1 x 100' Aerial	1 x 1050 IGPM Pumper 1 x 100' Aerial

The deployment of fire fighting equipment South of the rail line is as follows:

No. 1 Firehall <u>4867 Sperling Ave.</u>	No. 2 Firehall <u>7578 Edmonds St.</u>	No. 3 Firehall <u>6511 Marlborough</u>
1 x 1050 GPM Pumper 1 - Equipment Truck 1 - Rescue Truck 1 - Utility Truck	1 x 1050 GPM Pumper	1 x 1050 GPM Pumper 1 x 100' Quint.(aerial)

The Fire Department is currently conducting a study which could conceivably result in some redistribution of equipment.

In summary, the Police and Fire Departments have experienced no serious difficulty to date in responding to emergencies in North Burnaby as there is an adequate deployment of personnel and equipment on duty at all times within this geographical area. If an extraordinary conflagration were to occur, however, the Fire Department would be delayed in dispatching some backup equipment to the scene if a train inhibited movement over the rail line at Sperling and Lougheed.

It was recommended that a copy of this report and Item 16, Municipal Manager's Report No. 16, 1976, be sent to Mr. Bill Purchase and the Lochdale Parent-Teacher Association.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

(6) Eastern Burrard Inlet Marine Park Design - Implementation Program

It was recommended that Council adopt Items 1 to 18 inclusive of the Part I segment of the Stage 1 Implementation Program for the Eastern Burrard Inlet Marine Park as outlined in the Director of Planning's Report dated April 2, 1976, as follows:

PART I - STAGE ONE IMPLEMENTATION PROGRAM

<u>PROJECT ITEM</u>	<u>COST ESTIMATE</u>	<u>BUDGET YEAR</u>	<u>IMPLEMENTATION AGENCY</u>
1. Application to C.T.C. to construct pedestrian overpasses to Barnet Beach and the recreation core.*		1976	Planning/Engineering
2. Apply for long term leases of required Federal holdings for recreation purposes.*		1976	Planning Dept.

3.	Application to the N.H.B. for foreshore reclamation permits.*		1976	Planning Dept.
4	Application to Ministry of Transport, Marine Services for reclamation approval under Navigable Waters Protection Act.		1976	Planning Dept.
5.	Application to Department of Environment for reclamation approval.		1976	Planning Dept.
6.	Application to Department of Fish and Wildlife for reclamation approval.		1976	Planning Dept.
7.	Application to Canadian Wildlife Service for reclamation approval.		1976	Planning Dept.
8.	Application to C.T.C. to declare Kapoor crossing a public crossing.*		1976	Planning/Engineer
9.	Finalize area rezonings in development plan area on the basis of the development plan amendments.		1976	Planning Dept.
10.	Retention of engineering consultant for detailed reclamation procedures.	\$2,000.	1976	Engineering Dept.
11.	Following receipt of consultant's report, prepare reclamation management program.		1976	Engineering Dept.
12.	Modification to Texaco tank farm fence for reclamation access purposes.	\$3,500.	1976	Parks Dept.
13.	Engineering design of pedestrian overpass at Barnet.	\$6,000.	1976	Engineering Dept.
14.	Application to Dept. of Highways for approval of channelization and widening at park entrances.*		1976	Planning/Engineer
15.	Continue negotiations with Allied Chemical Ltd. for the Municipal acquisition of their required upland and foreshore areas.		1976	Planning/Lands
16.	Prepare and submit a recommendation concerning the desirability of Municipal versus Private Development and/or operation of marina.		1976	Planning/Parks/ Lands Depts.
17.	Serve notice to Bestwood Shingle Mill Co. Ltd. confirming termination of Municipal lease as of December 31, 1977.		1976	Planning Dept.
18.	Investigate available alternatives and means for installation of permanent Municipal sewer system.		1977	Engineering Dept.
19.	Following approval of (8) installation of automatic signalization equipment at Kapoor crossing. (A mandatory expenditure following approval).	62,700.	1977	Engineering Dept.
20.	Reclamation program from Texaco to Barnet Beach.	92,500.	1977	Engineering Dept.

- | | | | | |
|-----|--|---------|------|-------------------|
| 21. | Ancillary costs of engineering dept. services and machinery associated with reclamation. | 30,000. | 1977 | Engineering Dept. |
| 22. | 10% contingency associated with Part I 1977 expenditures | 18,500. | 1977 | ✓ |

TOTAL PART I \$215,200.

* Items adopted by Parks and Recreation Commission on January 28, 1976 and the Municipal Council on February 2, 1976.

MOVED BY ALDERMAN GUNN:
SECONDED BY ALDERMAN DRUMMOND:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

"THAT Item 17, of the Part I segment of the Stage I Implementation Program for the Eastern Burrard Inlet Marine Park as outlined in the Director of Planning's Report dated April 2, 1976, be deleted."

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN STUSIAK:

"THAT Item 17, of the Part I segment of the Stage I Implementation Program for the Eastern Burrard Inlet Marine Park as outlined in the Director of Planning's Report dated April 2, 1976, be tabled."

CARRIED UNANIMOUSLY

A vote was then taken on the original motion as moved by Alderman Gunn and Seconded by Alderman Drummond, "THAT the recommendations of the Municipal Manager be adopted", as amended, and same was CARRIED UNANIMOUSLY.

- (7) Staff Attendance at the Seminar on Urban Control Survey Design - Toronto, Ontario - April 26 to 30, 1976.

It was recommended:

1. That Mr. B. Berting, Supervisor of Surveys, be authorized to attend the seminar on Urban Control Survey Design in Toronto from April 26 to April 30, 1976;
2. That the cost be charged to Account Number 22-09-03.

MOVED BY ALDERMAN MCLEAN:
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

- (8) "Stop Thief" Program for Bicycles

On October 3, 1975, Council inquired about the feasibility of having the "Stop Thief" program expanded to include the issuance of identification stickers for bicycles.

On December 8, 1975, Council was advised in a report from the Officer-in-Charge, Burnaby Detachment of the R.C.M.P. that "a further review of an approach to be taken has been made and at this time I would like to put forth the following recommendations or proposals:

- "(1) We withhold considering the "Stop Thief" concept for bicycles at this time, at least until we can re-evaluate other avenues.

- (2) The program undertaken must include a method whereby bicycles can be permanently marked so identification can readily be made. We are aware of one program where one of the parent's social insurance number was imprinted on the frame of the bicycle with a die as permanent identification.
- (3) We are presently developing a public school program, and when completed, will include the most appropriate method of bicycle licensing derived from our evaluation.

We have a number of programs currently under way and therefore cannot consider initiating this program for at least three or four months."

The Officer-in-Charge now advises that since December, the "Operation Identification" program was launched to include all of Burnaby and bicycles are one of the items which are being marked in each household where one is owned. We will now not be undertaking a separate "Stop Thief" type of program for bicycles.

This is for the information of Council.

MOVED BY ALDERMAN LAWSON:-
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

- (9) Neighborhood Planning Office for the Neighborhood Improvement Program

It was recommended:

1. That the Director of Planning be authorized to establish a temporary Neighborhood office in the Neighborhood Improvement Program area.
2. That the office be established in the Municipal office space outlined in Option 1 of the Director of Planning's Report and paid for out of Neighborhood Improvement Program funds at current market rates.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN DRUMMOND:

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

FOR: Mayor Constable, Aldermen Ast, Drummond, Gunn, Lawson and Randall

OPPOSED: Aldermen Emmott, McLean and Stusiak.

MOTION CARRIED.

- (10) Letter from the Deputy Attorney General that Appeared on the Agenda for the April 12, 1976, Meeting of Council - Collection of Fines

On 12 April 1976 Council received a letter from David H. Vickers, Deputy Attorney-General, which stated in effect: "In particular, we will no longer collect and remit fines owing to municipalities where a ticket or notice has been issued and where no information has been sworn and no summons issued."

Most of these are parking tickets; roughly, 1,000 per month. Many of these are not paid by the prescribed date and a complex collection action must take place. The Attorney-General is saying that in the first instance,

the Province will not collect the fine; and in the second, will not follow it up if unpaid. He is also saying that in instances where a Judge gives time to pay on by-law offences, the Province will not follow up if the fine continues to be unpaid.

This problem requires thorough examination and the formulation of a solution.

It was recommended that Council receive this report as an information item and table it pending receipt of a further report on a recommended course of action.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

CARRIED UNANIMOUSLY

(11) Local Improvement Frontage Tax By-law -
(By-law #6850)

This item was dealt with previously in the meeting as Item 3(a) under By-law #6850.

(12) Letter dated April 7, 1976, from the Loyal Orange Association
Request for Permission to Conduct a Parade

This item was dealt with previously in the meeting as Item 4(i) under Correspondence and Petitions.

(13) Proposed Condominium Apartment Development
Delta Avenue/Lougheed Highway/Woodway -
Rezoning Reference #9/74

It was recommended that Council receive the report of the Planning Department and request that a rezoning by-law be prepared, and that the rezoning be advanced to a Public Hearing on May 18, 1976 and that the following be established as prerequisites to the completion of the rezoning:

- a) The submission of a suitable plan of development.
- b) The submission of an undertaking to remove all existing improvements from the site within six months of the rezoning being effected but not prior to Third Reading of the Bylaw.
- c) The consolidation of the net project site into one legal parcel.
- d) The granting of any necessary easements.
- e) The deposit of sufficient monies to cover the costs of all services necessary to serve the site. One of the conditions for the release of occupancy permits will be the completion of all requisite services. The agreement of the applicant is required to the construction of the frontage road as part of the initial development.
- f) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
- g) The dedication of any rights-of-way deemed requisite.

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- h) The provision of a public pedestrian walkway easement in an east-west direction through the site and the construction of a concrete walk to the approval of the Municipal Engineer.
- i) All applicable condominium guidelines as adopted by Council shall be adhered to by the applicant.
- j) The transfer of a 1.04 acre parcel of property to the municipality in lieu of the deposit of a parkland acquisition levy as noted in Section 3.12 of this report.
- k) The retention of as many existing mature trees as possible on the site.
- l) The approval of the Department of Highways to the rezoning application.
- m) Applicant's schedule for the construction staging of the subject proposal.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN RANDALL:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT Section 4.6 of the Director of Planning's Report be amended by deleting the word 'Wood' from the reference to Patio Doors."

FOR: Aldermen Emmott, McLean and Stusiak

OPPOSED: Mayor Constable, Aldermen Ast,
Drummond, Gunn, Lawson and
Randall

MOTION LOST.

A vote was then taken on the original motion as Moved by Alderman Ast and Seconded by Alderman Randall, "That the recommendations of the Municipal Manager be adopted" and same was CARRIED UNANIMOUSLY.

(14) Right of First Refusal to Purchase
Lot 1, D.L. 214, Group 1 N.W.D., Plan 49510
from Texaco Canada Ltd.

In the conveyance from Texaco to Burnaby dated February 6, 1976, Texaco granted to Burnaby the right of first refusal to purchase Lot 1, D.L. 214, Group 1, N.W.D., Plan 49510, retained by Texaco. The Registrar has requested that this clause be struck out or amended. In its present form, he believes it to offend the rule against perpetuities since it does not specify when the right of first refusal will be exercised. The Municipal Manager and Solicitor therefore recommend that the time for exercising the right be limited to twenty-one years from the date of the conveyance and that the conveyance be amended accordingly. This limitation will satisfy the rule and should provide Burnaby with ample time in which to decide whether or not to exercise this right if Texaco should decide to sell. In any event, Burnaby can always exercise its right of expropriation.

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It was recommended that the time for exercising the right of first refusal to purchase Lot 1, D.L. 214, Group 1, N.W.D., Plan 49510 from Texaco Canada Ltd. be limited to twenty-one years from the date of conveyance and that the agreement approved as Per Item 17, Municipal Manager's Report No. 1, 1976, January 12, 1976 of the conveyance be amended and executed accordingly.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

- (15) Letter from Nessie Hiriart, W.L. Dollman, and Virginia Brocklehurst that Appeared on the Agenda for April 5, 1976 Meeting of Council.
Forest Glen Park - Nelson Wayburne Diversion

Council, on April 5, 1976, received correspondence from N. Hiriart, W.L. Dollman, V. Brochlehurst restating "...our request to have our park dedicated in its entire 16½ acre form, without incursion of any road whatsoever."

Council, on March 22, requested the Planning Department to prepare a larger scale plan illustrating the relationship to the park area of the proposed Nelson Avenue extension and to report on the feasibility of developing an alternative alignment for the Nelson extension which would have a lesser impact on the park area.

The Municipal Engineer's report to the Council meeting of April 5, 1976 (item 4 of Manager's report 21) provided Council with the informational report on the latter aspect.

Upon completion of the larger scale drawing by the Planning Department, Council will be in a better position to assess the relationship of the road to the overall land use pattern for the area.

This progress report is for the information of Council.

It was recommended:

1. That a copy of this report be sent to the correspondents and to Mrs. Patricia Parliament who has appeared before Council as a spokesman for the residents in the area;
2. That a copy of this report be forwarded to the Parks and Recreation Commission.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

(16) Boundary Road

On April 8, 1976 a Public Information meeting was held by Vancouver's Standing Committee for Planning and Development in the Killarney High School auditorium at 49th Avenue and Killarney St., Vancouver, B. C.

The Planning and Development Committee is comprised of the following members of Vancouver Council.

Alderman F. Bowers (Chairman)
Alderman W. Kennedy
Alderman H. Bird
Alderman A. Cowie
Alderman M. Harcourt

Vancouver staff from the Planning and Engineering Departments were also in attendance.

A member of the Burnaby Planning Department attended the meeting as an observer. The purpose of the meeting was to discuss two topics:

1. The current proposals for further development in Champlain Heights Areas "E" and "F", and to receive the resident's views and comments on the subject.
2. The development of the Boundary Road alignment and the use of the street by truck traffic.

The majority of the approximately 500 persons in attendance were primarily concerned with the latter and made this point vocally at the outset of the meeting. Subsequent to the Vancouver Planning Department representative outlining the background to the Champlain Heights development the Committee heard a brief report from the Vancouver Engineering Dept. representative.

The Engineer stated that it was not the City's intention to ban truck traffic from Oak St., Cambie St., and Knight St. and divert all trucks to Boundary Road. Rather, the City would intend to divert the trucks which are destined for Burnaby or the north shore via the Second Narrows Bridge from the route currently used, i.e. Knight St., 41st Ave., Joyce Road and Boundary Road and the freeway to reach their destination to a new routing eastbound along S. E. Marine Drive and then northbound along Boundary Road thence to points in Burnaby or along Boundary to the freeway and on to the Second Narrows Bridge.

He cited the following comparison of truck traffic on certain key routes as currently use these streets and estimated after the proposed improvement of the Boundary Road diversion at the Marine Drive intersection:

<u>TRUCK ROUTE STREETS</u>	<u>CURRENT TRUCK VOLUME *</u>	<u>ESTIMATED TRUCK VOLUME "AFTER"*</u>
KNIGHT	550	275
VICTORIA	200	130
BOUNDARY	275	620

*Over an 8 hr. period

Following the presentation from the Engineering Dept. representative the Committee heard (14) speakers from the audience, representing various citizen's groups and individuals who spoke against the proposed diversion of truck traffic.

Conclusion

1. The Committee voted unanimously to agree with Burnaby Council's request to:

"(a) not proceed with the proposed intersection redesign and construction at Boundary Road and S. E. Marine Drive.

"(b) provide the Municipality of Burnaby with an estimate of additional truck traffic that is proposed for diversion to this route, together with a report on the likely environmental impact of this additional truck traffic on adjacent residential areas..... with the understanding that discussions will be initiated with the City of Vancouver upon receipt of the requested information."

2. In a composite motion the Committee voted unanimously to have the Vancouver officials (Planners and Engineers) meet with representatives of the local groups to have further discussions about all the various alternatives with a report back to the Committee and that delegations be received.

Further, Alderman Harcourt, as one of the directors of the G. V. R. D., advised that he would request the G. V. R. D. to undertake a study of truck movement on a regional scale.

This is for the information of Council.

It was recommended that a copy of this report be sent to Mr. Basil D. Whitehead who appeared as a spokesman for Boundary Road residents at the March 15, 1976 meeting of Council.

MOVED BY ALDERMAN MCLEAN:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

(17) Municipal Hall Renovations and Site Development

The Municipal Manager submitted a report by the Chief Building Inspector dated April 15, 1976, concerning the Municipal Hall renovations and Site Development. The Municipal Manager noted that this material had been reviewed by Mayor Constable and Alderman Stusiak who are the only members of the Municipal Hall Renovation Committee still on Council (the Committee was not reappointed this year).

This material had been reviewed by Mayor Constable and Ald. Stusiak who are the only members of the Municipal Hall Renovation Council Committee still on Council, (the Committee was not reappointed this year).

The Municipal Manager has also reviewed this material, and while he is disappointed that we have not reported on this matter to Council before now, he is satisfied that the money had been well spent and that the construction-management technique was essential on this renovation project in order to minimize the construction time, the disruption, and the costs involved. It is interesting to note that the overexpenditure will be solely because of unforeseen and extra work needed to satisfactorily finish this quite complex project.

The Chief Building Inspector will be reviewing the construction-management technique and writing a further report dealing with the effectiveness of it as well as its future use by Burnaby.

It was recommended:

1. That Council authorization be obtained to increase the overall budget by \$298,766.00;
2. That Council authorization be obtained to increase borrowing from the Capital Works Financing Reserve in the amount of \$336,692.00 to be repaid over a period of ten years with interest at 9% per annum.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN DRUMMOND:

"THAT further consideration of this matter be tabled to allow the Municipal Manager to submit a factual summary of the events leading up to the overrun on the Municipal Hall renovations and site development."

FOR: Aldermen Drummond and Gunn.

OPPOSED: Mayor Constable, Aldermen Ast,
Emmott, Lawson, McLean, Randall,
and Stusiak.

LOST

A vote was then taken on the original motion as moved by Alderman Stusiak and seconded by Alderman Ast, "That the recommendations of the Municipal Manager be adopted" and same was CARRIED UNANIMOUSLY.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN GUNN:

"THAT the Municipal Manager be directed to provide a chronology of the Municipal Hall renovations and site development, together with several projected cost estimates, their revisions and the reasons for the revisions."

FOR: Aldermen Drummond, Emmott, Gunn,
Lawson, McLean and Randall.

OPPOSED: Mayor Constable, Aldermen Ast,
and Stusiak.

CARRIED

(18) Royal Canadian Mounted Police Cost Sharing Formula

On the agenda for the April 5, 1976, meeting of Council was a letter regarding Royal Canadian Mounted Police cost sharing formula from Mr. Warren Allmand, Solicitor General of Canada. The agenda also contained a notation to the effect that a report on the letter would be available for Council's consideration in one week's time.

Staff, on the basis of a further review, is of the opinion that a detailed report on the content of Mr. Allmand's letter is not required.

The letter from Mr. Allmand is being referred to Council again because when it appeared on the agenda, Council may have purposely deferred action on in view of the advice from Staff that a report could be expected in the near future. It is being brought back at this time so that it can be dealt with solely as an item of correspondence on which a report will not be submitted.

MOVED BY ALDERMAN MCLEAN:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN RANDALL:

"THAT the Council of The Corporation of the District of Burnaby go on record as being opposed to any change in the Royal Canadian Mounted Police Cost Sharing Formula."

CARRIED

OPPOSED: Aldermen Ast and Emmott

(19) Proposed Distribution Warehouse/Office Development - Phase I
Rezoning Reference #62/75

It was recommended that Council receive the report of the Planning Department and request that a rezoning by-law be prepared, and that the rezoning for the subject site be advanced to a Public Hearing on May 18, 1976, and that the following be established as prerequisites to the completion of the rezoning:

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- a) The submission of a suitable plan of development.
- b) The granting of any necessary easements.
- c) Substantial completion of engineering design drawings for site services to the approval of the Municipal Engineer prior to Final Adoption.
- d) The deposit of sufficient monies to cover the costs of all services necessary to serve the site. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
- e) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development and to the point of connection to the existing service where sufficient facilities are available to serve the development.
- f) The dedication of any rights-of-way deemed requisite.
- g) The provision of a public pedestrian walkway along the entire Still Creek frontage of the site. The construction standard of the walk is to be to the approval of the Municipal Engineer and the Planning Department.
- h) The retention of as many existing mature trees as possible on the site.
- i) The approval of the Department of Highways to the rezoning application.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

CARRIED UNANIMOUSLY

N E W B U S I N E S S

Mr. Elwood Veitch, M.L.A. for Burnaby-Willingdon, submitted a letter under date of April 13, 1976, enclosing a letter he has received from the Honourable Hugh A. Curtis, Minister of Municipal Affairs, concerning the Interim Revenue Sharing Programme, 1976.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT this item of correspondence be received."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

"THAT the motion, 'That the brief submitted by Smithrite Disposal Ltd. be referred to the Municipal Manager and the Joint Refuse Committee for study' which was moved by Alderman McLean and seconded by Alderman Stusiak at the regular Council meeting of April 12, 1976, be reconsidered."

FOR: Aldermen Emmott, Lawson, McLean
and Stusiak.

OPPOSED: Mayor Constable, Aldermen Ast,
Drummond, Gunn and Randall.

MOTION LOST.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN MCLEAN:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN GUNN:

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

CARRIED UNANIMOUSLY