

DECEMBER 6, 1976

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, December 6, 1976 commencing at 7:00 P.M.

PRESENT:

Mayor T.W. Constable in the Chair
Alderman G.D. Ast
Alderman D.P. Drummond
Alderman B.M. Gunn
Alderman D.A. Lawson
Alderman G.H.F. McLean
Alderman V.V. Stusiak

ABSENT:

Alderman A.H. Emmott
Alderman F.G. Randall

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.G. Plesha, Administrative Assistant to Manager

M I N U T E S

The Minutes of the Council Meeting held on November 29, 1976 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT the Minutes of the Council Meeting held on November 29, 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) Mrs. Elizabeth Petrie Re: Remedial Action taken to Halt Erosion of Property into Ravine Park
- b) The Committee for a Safer Triangle Re: Hazardous Intersection at Canada Way - Douglas Road - Sprott Street - Spokespersons: Mrs. Sherrie Ralph and Mrs. Mary-Ellen Dale

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT the Delegations be heard."

CARRIED UNANIMOUSLY

- a) Mr. Charles H. Petrie

Mr. Petrie appeared before Council and spoke as follows:

"Being the owner of the above property, abutting the Keith Street Ravine Park, I respectfully request Council to institute a program to stabilize the banks of this ravine.

The Municipal drainage ditch from the back lane, north of our

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property, discharges some 20 feet west of our eastern property line, and has undermined this entire north eastern area of our garden. Cracks have appeared in the retaining walls and also in the concrete patio surrounding the swimming pool. The concrete patio has settled approximately 8 inches, and our fence is slowly disappearing into the ravine.

It appears that the whole eastern slope of the ravine is gradually slipping, undermining our swimming pool area and also causing dangerous holes to appear in the north-eastern area of our lawn, as much as twenty feet within our property line.

We hold the municipality responsible for the drainage ditches, ravine, and the safeguarding of our property. We do not request a decrease in our assessments, but rather the assurance from the municipality that corrective measures will be undertaken to prevent further loss to our property.

We therefore request that remedial action be taken before any further damage occurs to our property."

b) Mrs. Mary-Ellen Dale

Mrs. Dale appeared before Council and spoke as follows:

"I am Mary-Ellen Dale, I live in Burnaby, and I represent a group of concerned parents of Douglas Road School children. We protest that you are not taking effective action to make safe the potential death trap which exists at the junction of Canada Way-Douglas Road-Sprott Street. The great majority of our children must cross this extremely dangerous triangle intersection every day that they go to school.

Recent action to date is this: a somewhat larger sign denoting a school crossing has been erected, a different overhead sign has been put in bearing a traffic signal symbol and the words '600' ahead'. Both of these improvements have been installed on Canada Way for east-bound traffic approaching the Douglas Road cut-off. Two hoods were placed on the green arrow lights for west-bound traffic on Canada Way at the Douglas Road. Note that there is NO school sign for west-bound traffic and that this is the traffic most often involved in accidents at this corner. A new 'No Right Turn' sign was placed on Douglas Road for traffic approaching Canada Way. Note also, that this is the corner where 2 serious collisions occurred on Friday afternoon between 1:30 and 2:15. One car went through the fence and into the school yard. I have photos of the intersection taken after these collisions.

Our committee has been told in separate conversations with the RCMP Detachment in Burnaby - 1. That optic lenses have been ordered for the green arrow lights. These are to come from a firm in London, Ontario, and no dates were available for the order or for delivery; and 2. That flashing overhead lights were to be recommended for east-bound traffic on Canada Way, approaching the Douglas Road intersection. We are also informed by Engineering and by pamphlets supporting the recently defeated referendum that the only proposal for Sprott Street is that it be widened. AT NO TIME did the parents ask for these adjustments and revisions.

These solutions are totally unsatisfactory to our parent group on a long term basis; and acceptable only as interim measures until a pedestrian overpass can be designed and built.

At a meeting with Alderman Ast, Mr. Bacon of Engineering, Cpl. Bishop and Staff Sgt. Marchuk, our committee was told that statistics show that changes to the lights, such as those mentioned earlier, do not

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help; in fact, in this particular intersection, the changes previously made have added to the existing confusion; also, that statistics show the flashing overhead lights warning motorists to prepare to stop, do, in fact induce them to increase speed in order to beat the light. Canada Way at Burris Street was given as an example.

If the widening of Sprott Street is effected here, the situation will immeasurably worsen. Already more than 30,000 cars a day pass through this junction. Three of our children have been injured this year. We insist that you recognize that the only possible solution is to get our children off the road and onto a pedestrian overpass. We have a copy of a letter to Mr. Bacon from ICBC stating that they are in favour of a pedestrian overpass here; we have a letter from a local trucking firm stating that they are in favour of this overpass; and we have more than 800 signatures on petitions in favour of an overpass here. Must a death occur before you take action? We further insist that you view these intersections for yourselves as pedestrians, and demand that an immediate date be set up with our committee this evening.

When we read the proposal for a pedestrian overpass to span Canada Way at Ledger Avenue, linking the Municipal Hall with the Marathon Realty complex, we were OUTRAGED! Why is the convenience of political administrators more important than the safety of our children?

Remember that this situation has existed for more than 20 years, and is progressively worsening. In view of this fact, we do not feel that you can move fast enough. We need positive action NOW.

In reply to a question raised at our last presentation to Council which was 'Where would we as a committee like this overpass to be located?' - We are not professionals, therefore we have been in contact with the firm of Arthur Erikson, Architect. Mr. Erikson was not personally available, however, his colleagues, Mr. Gardiner and Mr. Bowman, the structural engineer, have viewed our intersections today.

At this time we would like to invite you to call us on Pat Burns talk show on CJOR tomorrow night, December 7th, at 10:20. Mr. Burns would be delighted to introduce you by name, and hear your comments on this situation.

Mr. Jack Wasserman of the Vancouver Sun expressed interest in our campaign for a safe crossing.

I would be pleased to answer any questions you might have to the best of my ability."

BY - LAWS

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN McLEAN:

"THAT Items 5 and 10 of the Municipal Manager's report No. 78, 1976 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager provided a report of the Chief Building Inspector in regard to additional information requested on the Section of the Electrical Permit fee schedule relating to :

"(28) Annual Permit -

- a) For a Commercial or Industrial Annual Permit
- b) For an Educational Facility Annual Permit, each classroom, shop, laboratory, board office."

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MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

The Municipal Manager then provided a report from the Municipal Treasurer regarding a Loan Authorization By-law.

It was recommended by the Municipal Manager that a Loan Authorization By-law to permit the borrowing of \$174,000. as cited in the Treasurer's report be considered by Council at this meeting of December 6, 1976.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT:

'BURNABY BUILDING BY-LAW 1973, AMENDMENT BY-LAW 1976'	- #6967
'BURNABY GAS FITTINGS BY-LAW 1953, AMENDMENT BY-LAW 1976'	- #6968
'BURNABY PLUMBING BY-LAW 1973, AMENDMENT BY-LAW 1976'	- #6969
'BURNABY COMPREHENSIVE LOAN AUTHORIZATION BY-LAW NO. 1, 1976'	- #6970
'BURNABY BUDGET AUTHORIZATION BY-LAW 1976, AMENDMENT BY-LAW 1976'	- #6971

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 STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT the Committee now rise and report the By-laws 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 BUILDING BY-LAW 1973, AMENDMENT BY-LAW 1976'	- #6967
'BURNABY GAS FITTINGS BY-LAW 1953, AMENDMENT BY-LAW 1976'	- #6968

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'BURNABY PLUMBING BY-LAW 1973, AMENDMENT
BY-LAW 1976' - #6969

'BURNABY COMPREHENSIVE LOAN AUTHORIZATION
BY-LAW NO. 1, 1976' - #6970

'BURNABY BUDGET AUTHORIZATION BY-LAW 1976,
AMENDMENT BY-LAW 1976' - #6971

be now read three times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN GUNN:
SECONDED BY ALDERMAN STUSIAK:

"THAT the particular fees referred to in Item 5 of Manager's Report No. 78, 1976 being page 114 of the December 6, 1976 Agenda be increased by the same percentage margin that the other electrical fees have been increased by."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT:
'BURNABY ELECTRICAL BY-LAW 1974, AMENDMENT
BY-LAW NO. 2, 1976' - #6966

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 as amended."

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 ELECTRICAL BY-LAW 1974, AMENDMENT
BY-LAW NO. 2, 1976' - #6966

be now read three times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
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. 31, 1975' - #6703

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'BURNABY ZONING BY-LAW 1965, AMENDMENT
BY-LAW NO. 38, 1976'

- #6909"

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

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

CARRIED

OPPOSED: Alderman McLean - By-law No. 6703

It was requested the Director of Planning provide a drawing of a Road Plan before consideration and final reading.

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

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

CARRIED

OPPOSED: Alderman McLean - By-law No. 6703

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT
BY-LAW NO. 31, 1975'

- #6703

'BURNABY ZONING BY-LAW 1965, AMENDMENT
BY-LAW NO. 38, 1976'

- #6909

be now read a third time."

CARRIED

OPPOSED: Alderman McLean - By-law No. 6703

MOVED BY ALDERMAN McLEAN:
SECONDED BY ALDERMAN STUSIAK:

"THAT:

'BURNABY TRADES LICENCE BY-LAW 1950,
AMENDMENT BY-LAW 1976'

- #6963

'BURNABY CAB AND COMMERCIAL VEHICLES
BY-LAW 1951, AMENDMENT BY-LAW 1976'

- #6964

'BURNABY AUTOMATIC VENDING MACHINE BY-LAW
1946, AMENDMENT BY-LAW 1976'

- #6965

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. 78, 1976 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

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- a) Mr. and Mrs. J. Smith, Miss S. Smith and Mr. L. Smith
Re: Blockades on Halifax Street, Dellawn Drive, Parklawn
Drive

Correspondence under date of November 29, 1976 was received expressing concern that they will be unable to get out to work if it snows or the ice condition makes it impossible to get up Halifax as there is only one way out from Delta Avenue due to the blockades in the area. The Municipal Clerk was requested to forward Item 18, Manager's Report No. 75, 1976 to the correspondents.

- b) Winnifred E. D'Altroy Re: Condition of Stoney Creek Trail
where it crosses Broadway

Correspondence under date of December 2, 1976 was received requesting Council look into the condition of the Stoney Creek Trail where it crosses Broadway at Como Lake Road and also requesting information as to what is happening with the underpass the Provincial Government promised.

The Municipal Manager advised that a Staff report would be available at the December 13, 1976 Meeting of Council.

- c) South Burnaby Men's Club, Finance Chairman Re: Annual Tag Days -
Friday and Saturday, March 4 and 5, 1977

Correspondence under date of December 1, 1976 was received requesting permission to hold their annual tag days in the southern part of the Municipality plus Brentwood Mall as indicated above.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

"THAT the request received from the South Burnaby Men's Club to hold their annual tag days on Friday and Saturday, March 4 and 5, 1977 be approved."

CARRIED UNANIMOUSLY

- d) Mrs. Luz A. Hughes Re: Closure of Parklawn Street to Springer
Avenue

Correspondence under date of November 30, 1976 was received in regard to the closure of Parklawn Street and it being the only access to Springer onto East Broadway, Lougheed, Sperling, Winston and to Lozells Avenue, her place of work.

The Municipal Manager advised that a Staff report would be available at the December 13, 1976 Meeting of Council.

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

1976 Recast Budget/1977 Provisional Budget
Item 21, Manager's Report No. 77, 1976
Council Meeting November 29, 1976

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT this subject matter be now lifted from the table."

CARRIED UNANIMOUSLY

The following recommendations, Items 4 to 6 inclusive, were then before the Council.

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- "4. The 1977 provisional budget as presented be received, considered and referred to the 1977 Council for its consideration; and
5. The Library Board be asked to review its budget, make whatever adjustments are necessary to effect economy so as to reduce its demand on the tax levy by approximately \$70,000. and advise the Municipal Council by 10 January of the effect of such reductions on the services it presently provides or proposes to provide; and
6. The Capital Improvement Program Committee be directed to examine the Capital Improvement Program and bring forward a report recommending the amount of funds required from the 1977 annual budget to undertake some of the capital projects that were lost as a result of the failure of the electorate to authorize the borrowing of moneys for the Burnaby Community Projects referendum; these funds to be in addition to those already included by the Parks and Recreation Commission in its 1977 provisional budget."

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN McLEAN:

"THAT recommendation Items 4 to 6 inclusive be now adopted."

CARRIED UNANIMOUSLY

E N Q U I R I E S

Alderman Ast and Mayor Constable indicated both Alderman Emmott and Alderman Randall had been sick and were unable to attend tonight's meeting.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LAWSON:

"THAT Aldermen A.H. Emmott and F.G. Randall be granted leave of absence."

CARRIED UNANIMOUSLY

Alderman Ast requested that information be obtained indicating the membership of the Burnaby Horsemen's Association Executive showing their places of residence and also members that hold leases on stalls, their places of residence and their voting eligibility as shown in the Constitution at their elections.

On a question of Alderman Gunn the Municipal Engineer advised that the new Fill By-law was nearly ready and was awaiting Health Department comments and hopefully would be available next week.

On a further question of Alderman Gunn the Municipal Engineer advised that the Suncrest Kaymar Ravine project was nearing completion.

On a further question of Alderman Gunn the Municipal Engineer advised that work involved at the southwest corner of Central Park was being carried on by B.C. Telephone apparently on the Municipal road allowance.

On a question of Alderman Stusiak it was requested that a Staff report be provided indicating the impact the 5 mill Provincial School Cost increase would have on the Corporation.

N O T I C E S O F M O T I O N

a) Alderman B.M. Gunn Re: Noise By-law Enforcement for Motor Vehicles

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN AST:

"WHEREAS Burnaby has a Noise Control By-law; and

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WHEREAS presently the By-law is enforced only on specific complaints;
and

WHEREAS recent checking of Boundary Road showed numerous violations
of the By-law; and

WHEREAS the Municipality receives continuous complaints about noise
pollution along our streets, in particular our truck routes; and

WHEREAS violators of the Noise By-law can be successfully prosecuted
and can correct their problems which will reduce noise and noise complaints
along our busy streets;

THEREFORE BE IT RESOLVED THAT:

- 1) Burnaby set up a continuous noise enforcement programme for motor
vehicle traffic along Burnaby streets:
- 2) Such programme to be carried out much the same as radar or speed
traps on a random but continuous basis;
- 3) Such programme to include a monthly report to Council stating
the number of noise control traps set up, the number of violations,
the success rate of prosecutions, and other data the staff feel
necessary;
- 4) Staff report to Council by January 15, 1977 on a specific programme
so that such programme can be considered in the 1977 Budget."

CARRIED UNANIMOUSLY

b) Alderman B.M. Gunn Re: Motor Vehicle Ticketing for Noise By-law
Infractions

MOVED BY ALDERMAN GUNN:

SECONDED BY ALDERMAN DRUMMOND:

"WHEREAS motor vehicle owners in violation of the Noise By-law now have
to be taken to Court and each case personally prosecuted; and

WHEREAS this process of prosecution is extremely costly and time con-
suming for the Municipality and the offenders; and

WHEREAS a simple Noise Violation Ticket with a stiffer fine for succeeding
violations would be more effective; and

WHEREAS Burnaby does not have the power to ticket for By-law infractions;

THEREFORE BE IT RESOLVED THAT Burnaby seek special legislation from the
Provincial Government to enable it to ticket for motor vehicle infractions
of our Noise Control By-law and further that the Municipal Solicitor draw
up the necessary proposed legislation."

CARRIED UNANIMOUSLY

R E P O R T S

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

a) Mayor T.W. Constable

It was reported that application had been received from Radio Station

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C.K.N.W. for a \$150.00 grant toward the annual Christmas Programme.

It was recommended that a grant in the amount of up to \$150.00 be approved for the C.K.N.W. Christmas Programme.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN AST:

"THAT the recommendation of Mayor T.W. Constable be adopted."

CARRIED UNANIMOUSLY

b) Pollution Committee

A report under date of December 2, 1976 was received in regard to the subject of outstanding sanitary sewer connections.

It was recommended that:

"A final written notice be sent to each owner of the aforementioned properties (except 7493 Kingsway, 4811 Maitland Street, 6477 Marine Drive, 5141 Sperling Avenue) to advise that if action is not taken to make the necessary sanitary sewer connections within 90 days from the date of the notice, the Corporation will cause the connection to be made and the subsequent costs charged to the property taxes pursuant to Section 13 of Burnaby Sewer Connection By-law 1961."

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN GUNN:

"THAT the recommendation of the Pollution Committee be adopted."

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN GUNN:

"THAT 5141 Sperling Avenue be struck from the list of exemptions."

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the Motion to strike 5141 Sperling Avenue from the list of exemptions be tabled."

CARRIED UNANIMOUSLY

A vote was then taken on the original Motion with 5141 Sperling Avenue deleted therefrom and CARRIED UNANIMOUSLY.

c) Municipal Manager

The Municipal Manager presented Report No. 78, 1976 on the matters listed following as Items 1 to 23 either providing the information shown or recommending the courses of action indicated for the reasons given.

1. Employee Training and Development

The Municipal Manager provided a report reviewing projects undertaken in 1976 relating to the installation of the new compensation system for senior staff and those related to general supervisory and technical training. It was indicated that in the coming year the accountability management system would be expanded and modified so that it can become an integral part of the planning and management process. It was further indicated that the Supervision I Workshop would be run periodically for new supervisors and for employees who might seek promotion to supervisory jobs. It was also indicated a Supervision II level Workshop would

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be provided to concentrate on Management techniques in more depth with more experienced supervisors.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

2. Withdrawn

3. Vehicular Crossing to a dwelling at 4050 Price Street
(Item 20, Manager's Report No. 44, Council Meeting June 28, 1976)

The Municipal Manager provided a report from the Municipal Treasurer regarding a request from Mr. A. Martin for a circular driveway to his property at 4050 Price Street.

It was recommended by the Municipal Manager that:

- 1) The policy relating to loop driveways as stated in Appendix "B" be reaffirmed by Council; and
- 2) A loop driveway for 4050 Price Street be refused; and
- 3) Mr. Martin be sent a copy of this report.

MOVED BY ALDERMAN McLEAN:
SECONDED BY ALDERMAN GUNN:

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

CARRIED
OPPOSED: Alderman Stusiak

4. Lionel Lloyd Wardle - Application for inclusion in the
Municipal Superannuation Plan

The Municipal Manager provided a report from the Personnel Director regarding Mr. Wardle's application for inclusion in the Municipal Superannuation Plan. The Personnel Director recommended that Lionel Lloyd Wardle be included as an employee under the provisions of Section 3 (2a) of the Municipal Superannuation Act.

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

MOVED BY ALDERMAN McLEAN:
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

5. Proposed changes to the Electrical Permit Fee Schedule
(Item 4, Report No. 44, November 29, 1976)

This subject matter was considered previously under Item 3(a) - By-law No. 6966.

6. Subdivision Reference No. 108/76 - Restrictive Covenant

The Municipal Manager provided a report from the Director of Planning

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regarding a Restrictive Covenant for the provision that all future vehicular access to Lot 440 will only be from Broadway as a condition of subdivision approval.

It was recommended by the Municipal Manager that the Municipal Council authorize the preparation and execution of a covenant pursuant to Section 24A of the Land Registry Act, as more particularly described in the Director of Planning's report.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

7. Landscape Buffer and Associated Restrictive Covenant
Subdivision Reference No. 57/76

The Municipal Manager provided a report from the Director of Planning regarding a restrictive covenant for the provision of a 40 foot landscape buffer as a condition of subdivision approval.

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

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

8. Special Estimates

The Municipal Manager provided a report of the Municipal Engineer covering special estimates of work in the total amount of \$50,000.

It was recommended by the Municipal Manager that the estimates be approved as submitted.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN GUNN:

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

CARRIED UNANIMOUSLY

9. Signing Officers - L.R.O. Imprest Account

The Municipal Manager provided a report from the Municipal Treasurer regarding adding the signature of Charles H. Drayton to the Imprest Bank Account maintained to disburse Land Registry and Court Registry fees. The Municipal Treasurer recommended that Charles H. Drayton be added to the list of signing officers on the L.R.O. Imprest Account.

It was recommended by the Municipal Manager that the recommendation made in the Treasurer's report be adopted.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN GUNN:

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

CARRIED UNANIMOUSLY

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10. Surplus Funds - Burnaby Loan Authorization By-law No. 9, 1971
By-law No. 6006, Bonsor Park Pool and Referendum By-law No. 6020,
Amendment By-law No. 6921

This subject matter was considered previously under Item 3(e) -
By-law No. 6970.

11. Course on Burnaby Municipal Government
(Item 3, Report No. 75, November 24, 1975)
(Item 15, Report No. 12, February 23, 1976)
(Item 5, Report No. 50, August 3, 1976)

The Municipal Manager provided a report that we are now in the final stages of preparing for the next course. An outline has been developed and referred to the School District for use as a publicity item. The course will also be advertised in the Information Burnaby Newsletter and by the District in local newspapers. Registration is expected to commence in early January.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN GUNN:

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

CARRIED UNANIMOUSLY

12. Boundary Road

The Municipal Manager provided a report from the Director of Planning on all correspondence and presentations that Council has received from citizens on Boundary Road.

It was recommended by the Municipal Manager that a copy of this report be sent to the Vancouver City Council.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN GUNN:

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

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN McLEAN:

"THAT the subject matter be tabled pending receipt of a comprehensive report on the question of Boundary Road."

CARRIED UNANIMOUSLY

It was requested that consideration be given to the following points on a comprehensive report.

- 1) History of use of Boundary Road;
- 2) The current status of Boundary Road; (Graph - description, timing, etc.)
- 3) The proposed status of Boundary Road; (Graph - description, timing, etc.)
- 4) Discussion on the 8 concerns as expressed on Page 129 of Report Item No. 12, Manager's Report No. 78, December 6, 1976.
- 5) A programme schedule to be made available for future information meetings.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

"THAT after the foregoing report is received we establish a meeting early in the New Year with the Vancouver City Council and Staff to clarify areas of agreement before the 1977

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Capital Improvement Programme is established."

CARRIED UNANIMOUSLY

It was requested that Item (11) on Page 130 in regard to the November 15, 1976 resolution of Council requesting of the Minister of Highways the position of the Provincial Government as to Boundary Road, contain in the final report the full resolution of November 15, 1976.

13. National Harbours Board Lease V-1365(3)
National Harbours Board Lease V-1359(2)

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding renewal of the subject water lot leases.

It was recommended by the Municipal Manager that:

- 1) Council approve the increase in rental rates for the National Harbours Board leases V-1365(3) and V-1359(2) to \$300 per annum per lease for the period December 31, 1976 to December 30, 1979; and
- 2) Council approve the increase in rental rate for National Harbours Board lease V-508(3) to \$450 per annum for the period December 31, 1976 to December 30, 1979.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

14. Proposed Exchange and Sale of Property
Southeast corner of Greenall Avenue and Scott Street
D.L. 161, Blk. 11, Lots 1, 2, 3 and 4, Plan 1742, P.P.A. #3916

The Municipal Manager provided a report from the Director of Planning regarding a proposed exchange of properties and the sale of a redundant lane allowance. The Director of Planning recommended that:

- 1) Council approve the land exchange involving Lots 1 and 4, Blk. 11, D.L. 161, Plan 1742 illustrated on the attached sketch;
- 2) Council authorize the sale of closed lane allowance for \$11,880. subject to the following conditions:
 - a) The submission of a suitable plan of development;
 - b) The preparation of all requisite survey plans by the applicant;
 - c) The granting of all requisite easements; and
 - d) The consolidation of Lots 1, 2 and 3 and the subject closed lane allowance into one legal parcel.

It was recommended by the Municipal Manager that the Director of Planning's recommendations be adopted.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN McLEAN:

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

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

"THAT the subject matter be tabled one week pending receipt of a street plan of the area in question."

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15. Request for approval to issue P.P.A. #3875
4250 Marine Drive - D.L. 164, Blk. A., Ex. Pt. Sk. 3065,
Lot Sk. 941, Plan 7878

The Municipal Manager provided a report from the Director of Planning in compliance with the policy to obtain Council's approval for all requests concerning proposed development in the Big Bend Area.

It was recommended by the Municipal Manager that the Planning Department be given authorization to grant Preliminary Plan Approval to the proposed development at 4250 Marine Drive.

MOVED BY ALDERMAN McLEAN:
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

16. 1976 Recast Budget/1977 Provisional Budget

The Municipal Manager provided a report from the Municipal Treasurer regarding information relative to the 1976 Recast and the 1977 Provisional Budgets.

MOVED BY ALDERMAN McLEAN:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

It was requested that a breakdown be supplied for the amount indicated as Reserve for financing specific capital works approved by Council.

17. Installation of Sanitary Sewer to Burnaby Mountain Pavilion

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding a proposal to instal a sanitary sewer to the Pavilion on Burnaby Mountain.

It was recommended by the Municipal Manager that:

- 1) Council approve the installation of a 6" sanitary sewer by the Corporation to the Burnaby Mountain Pavilion at an estimated cost of \$63,000; and
- 3) Council grant authority for the execution of a separate agreement with S.G.A. Restaurants (Mountain) Ltd. to cover the cost of the construction of the sanitary sewer in accordance with the formula as outlined in the administrator's report.

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN GUNN:

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

CARRIED UNANIMOUSLY

18. Letter from Mrs. Elsie Walls that appeared on the Agenda for the November 20, 1976 Meeting of Council (Item 4g)
Edmonds Street

The Municipal Manager provided a report from the Director of

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Planning commenting on matters pertaining to Edmonds Street.

It was recommended by the Municipal Manager that a copy of this report be sent to Mrs. Elsie Walls.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN McLEAN:

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

CARRIED UNANIMOUSLY

19. Subdivision Servicing Agreement Subdivision Reference No. 57/76

The Municipal Manager provided a report from the Director of Planning regarding the proposed Servicing Agreement for Subdivision Reference #57/76 as noted on the attached sketch.

It was recommended by the Municipal Manager that Council authorize the preparation and execution of the Servicing Agreement for Subdivision Reference #57/76.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

20. Leases to Noble Towing and Kask Bros. Ready Mix Concrete Ltd. Burrard Inlet Foreshore Park

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding the subject leases and as well an opinion of the Municipal Solicitor as to our position now that the land in question has been dedicated.

It was recommended by the Municipal Manager that:

- 1) Noble Towing Ltd. and Kask Bros. Ready Mix Concrete Ltd. be served with notices to vacate and clean up on or before January 31, 1977 in accordance with the terms of the respective leases; and
- 2) Council authorize the Planning Department to make formal application to the CPR and the Canadian Transport Commission for interim temporary public access to the Kapoor property as outlined in the Director of Planning's memo of December 1, 1976; and
- 3) Council direct the Parks and Recreation Department to prepare a detailed program and related budget associated with the provision of safe primary public access to the Kapoor site.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN GUNN:

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

MOVED BY ALDERMAN GUNN:
SECONDED BY ALDERMAN STUSIAK:

"THAT recommendation No. 1 be amended to read 'That Noble Towing Ltd. be served with notice to vacate and clean up on or before May 1, 1977 providing that Noble Towing Ltd. deposits with Burnaby by December 31, 1976 a certified cheque for \$10,000. as a guarantee that they will be off the property by that date. If they are properly vacated they will

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have the cheque returned and if not properly vacated, the money is retained by Burnaby and the necessary action is taken to remove them. If no cheque is received by December 31, 1976 then the necessary action is commenced to have them removed by January 31, 1977 in accordance with their lease, and; That Kask Bros. Ready Mixed Concrete Ltd. be served with notice to vacate and clean up on or before April 1, 1977 in accordance with the terms of their respective leases provided that Kask Bros. Ready Mixed Concrete Ltd. deposits with Burnaby by December 31, 1976 a certified cheque for \$10,000. as a guarantee that they will be off the property by that date. If they are properly vacated they will have the cheque returned and if not properly vacated the money is retained by Burnaby and the necessary action is taken to remove them. If no cheque is received by December 31, 1976 then the necessary action is commenced to have them removed by January 31, 1977 in accordance with their leases'."

CARRIED

OPPOSED: Mayor T.W. Constable, Aldermen
Ast and Drummond

A vote was then taken on the motion as amended and CARRIED.

OPPOSED: Mayor T.W. Constable, Aldermen
Ast and Drummond

21. Proposed Sale of Municipal Land - N 1/2 of Lot 1, D.L. 74
Plan 2603 for Part of Lot 1, D.L. 74, Plan 3782/4937 Regent Street

The Municipal Manager provided a report from the Land Agent regarding the proposed sale of properties and the acquisition of land for road widening purposes in the vicinity of Regent Street and Westminster Avenue and as well a report from the Director of Planning on the same matter.

It was recommended by the Municipal Manager that:

- 1) Parcel "A" be sold for \$40,977.50; and
- 2) Parcel "C" be sold for \$110,386.80; and
- 3) Financing for the transactions be carried out as outlined in the Land Agent's report following any adjustments that may be required to areas and values as determined by survey; and
- 4) The 33' area that is required for the widening of Westminster Avenue be acquired for \$45,693.00; and
- 5) Permission be given to the owners to continue with the use of the existing buildings on the 33' road dedication until such time that the land is required for road with the understanding that the owners will remove the buildings upon receipt of six months notice; and
- 6) Council authorize the expenditure of the funds resulting from the sale of these properties abutting Westminster Avenue for the construction of this road link to an interim standard, as a condition of creating the sites through subdivision; and
- 7) The additional funds which are estimated to be approximately \$35,000. and which are required for the completion of this road link to an interim standard be included in the 1977 Capital Budget Special Roads Account, Code 15-06.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

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22. Vehicular Noise Enforcement Program on Boundary Road

The Municipal Manager provided a report from the Chief Public Health Inspector on the operation of a Vehicular Noise Enforcement Program on Boundary Road on November 5, 8, 9 and 17, 1976.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

23. Tenders for Telemetry and Monitoring Equipment
Equipment for Waterworks and Sewerage Systems

The Municipal Manager provided a report of the Purchasing Agent regarding tenders for the subject equipment.

It was recommended by the Municipal Manager that a contract be awarded to B.C.A. Industrial Controls Ltd. for the sum of \$45,294.74 including applicable 7% Provincial tax on material for the supply and installation of telemetry and monitoring equipment as detailed in contract number 7618.

MOVED BY ALDERMAN McLEAN:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

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 AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY