

SEPTEMBER 12, 1977

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, September 12, 1977 at 7:00 P.M.

Present: Mayor T.W. Constable, in the Chair
Alderman G.D. Ast
Alderman D.P. Drummond
Alderman D.A. Lawson
Alderman W.A. Lewarne
Alderman R.D. Stewart
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. D.G. Stenson, Assistant Director - Current Planning
Mr. J.G. Plesha, Administrative Assistant to Manager
Mr. James Hudson, Municipal Clerk
Mr. B.D. Leche, Deputy Municipal Clerk

P R O C L A M A T I O N

His Worship, Mayor T.W. Constable, proclaimed the week of September 17, 1977 to September 25, 1977 as "Reserve Forces Week" in British Columbia, in Burnaby.

M I N U T E S

The Minutes of the Council Meeting held on September 6, 1977 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STEWART:

"THAT the Minutes of the Council Meeting held on September 6, 1977 be now adopted."

CARRIED UNANIMOUSLY

B Y - L A W S

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STEWART:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW
NO. 44, 1977'

-#7084

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW
NO. 45, 1977'

-#7085

'BURNABY LEASE AUTHORIZATION BY-LAW NO. 5, 1977'

-#7092

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

CARRIED UNANIMOUSLY

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN STEWART:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 61, 1977 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- a) L.W. Vath
Re: Visit to Heritage Village and
to the Museum

A letter dated August 22, 1977 was received congratulating Burnaby on the fine display available in "Heritage Village". However, Mr. Vath took very strong exception to a display on the second storey of the Century Park Museum. Mr. Vath was of the opinion that this display is not art. It is vulgar - pure and simple a disgrace to everything else the Municipality is trying to do that is good.

It was agreed that a copy of Mr. Vath's correspondence would be forwarded to the Century Park Museum Association and to the Burnaby Art Gallery Association.

- b) Royal Canadian Legion
South Burnaby Branch No. 83, Poppy Campaign Chairman
Re: 1. Canvas for orders for Poppy Weaths
Monday, October 31 to Saturday, November 5, 1977;
2. Mayor proclaim Monday, October 31 to Saturday,
November 5, 1977 as "Poppy Week";
3. Permission to tag evenings of Thursday and Friday,
November 3 and 4 and all day Saturday, November 5, 1977;
4. Permission to hold a Remembrance Day parade on Friday,
November 11, 1977.

A letter dated September 1, 1977 was received requesting that the Royal Canadian Legion, South Burnaby Branch No. 83 be authorized to carry out the subject activities in connection with the 1977 Poppy Campaign.

Item 4, Municipal Manager's Report No. 61, 1977, pertaining to this subject was brought forward for consideration at this time.

The Municipal Manager recommended:

1. 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 AST:

SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LAWSON:

"THAT Items 1,2 and 3 of the correspondence from the Royal Canadian Legion, Branch No. 83 be approved."

CARRIED UNANIMOUSLY

- c) Green Tree Village Recreation Centre
Ad Hoc Board of Directors
Re: 1977 Taxes - Green Tree Village Community Centre
4295 Garden Grove Drive, Burnaby, B.C.

A letter dated August 25, 1977 was received requesting that Council reconsider its decision concerning an exeption from the 1977 taxes on the Greentree Village Community Centre at 4295 Garden Grove Drive, Burnaby, B.C. It was considered that the Municipality should look favourably upon either reducing the real estate taxes charged or alternatively, providing assistance by way of operating grants in order that the real estate tax contributions both direct and indirect by the residents of the Greentree Village Community are brought into a fair and reasonable position.

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Item 2, Municipal Manager's Report No. 61, 1977 pertaining to this subject was brought forward for consideration at this time.

The Municipal Manager recommended:

1. THAT the request from the Ad Hoc Board of Directors of the Green Tree Village Recreation Centre be denied; and
2. THAT a copy of this report be sent to the Board of Directors.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

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

a) REPORT - Sign By-Law Committee

Council Meeting - July 18, 1977

The Sign By-law Committee submitted a report concerning suggested amendments to the Burnaby Sign By-Law 1972.

Moved by Alderman Emmott:

Seconded by Alderman Drummond

"That the report of the Sign By-law Committee be tabled for four weeks."

CARRIED

OPPOSED: Alderman Stewart

Council Meeting - August 15, 1977

Left on table.

Delegations -

Item 2 - Council Meeting August 15, 1977 -

Moved by Alderman Lawson:

Seconded by Alderman Drummond:

"That submissions to Council on the subject of the Burnaby Sign By-Law 1972 be given four weeks from to-night."

CARRIED UNANIMOUSLY

It was agreed that this matter would be left on the table for a further period of two weeks.

b) Signing for Municipal Hall

Item 8, Manager's Report No. 59, 1977

Council Meeting September 6, 1977

Recommendations:

1. That the project budget amounting to \$9,773 be authorized for this work; and
2. That the total cost of this work be charged to the Municipal Hall Renovations Account; and
3. That Bird Construction Company Limited be authorized to construct the subject sign.

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Moved by Alderman Ast:
Seconded by Alderman Stewart:

'That the subject matter be tabled for one week.'

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STEWART:

"THAT Item 6, Municipal Manager's Report No. 61, 1977 pertaining to this subject be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager recommended:

1. THAT the project budget amounting to \$9,773. be authorized for this work; and
2. THAT the total cost of this work be charged to the Municipal Hall Renovations Account; and
3. THAT Bird Construction be authorized to construct the subject sign.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LEWARNE:

"THAT construction of the subject sign be not proceeded with."

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN DRUMMOND:

"THAT the matter of the proposed sign be referred back to staff for a further report on a different type of signage at a lesser amount than that recommended by the Municipal Manager."

CARRIED

OPPOSED: Aldermen Lewarne
and Stusiak

E N Q U I R I E S

Alderman Ast

Alderman Ast raised the question of the dangers facing residential areas around oil refineries in Burnaby with regard to fire, explosions, etc.

Alderman Ast noted that a recent incident had occurred in Nanaimo and much smaller storage tanks were involved in that instance than is the case in Burnaby.

Alderman Ast suggested that staff review with oil refinery officials what they are doing regarding fire protection and surveillance.

His Worship, Mayor Constable advised that staff are already preparing a report on this subject which should be available to Council in the near future.

The Municipal Manager reported that staff had already completed a preliminary view of this question but that the report could be in greater depth if Council so directed.

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Alderman Stusiak suggested that the staff report on this subject also look into the validity of the Municipality making a contribution to the Vancouver fire boat.

Alderman Lewarne

Alderman Lewarne requested that His Worship, Mayor Constable clarify comments attributed to him on local radio regarding possible legal action against the Provincial Government in connection with the Oakalla lands lease.

His Worship, Mayor Constable replied that last Wednesday or Thursday, the Honourable Minister of Highways and Public Works made a statement in the House that there was no legality to a commitment that is contained in a document that the Mayor had signed on behalf of the Municipality.

The news media had contacted the Mayor on Friday morning and enquired what the Municipality's position was in this particular case. The Mayor stated that he had advised the media that if the Minister of Highways and Public Works had made a statement to the fact that he doubted the legality of the documents that the Municipality had, then the Municipality would have to look at its legal position and may have to take legal action.

The Mayor further advised that he had requested the Municipal Manager to have the Municipal Solicitor draw up a comment on that particular statement by the Minister of Highways and Public Works in order that Council will then be in a position to decide what course of action to follow.

Alderman Ast

Alderman Ast noted that a recent news report had indicated that the Surrey zoo was closing and animals would be available. Alderman Ast noted that in the Deer Lake Development proposal provision was made for a hobby farm or similar development on the upper portion of the Oakalla lands and suggested that His Worship, the Mayor investigate the possibilities of obtaining animals from the Surrey zoo to stock this farm.

R E P O R T S

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

The Municipal Manager presented Report No. 61, 1977 on the matters listed following as Items (1) to (9) either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Restrictive Covenant
Subdivision Reference #174/76

The Municipal Manager provided a report from the Director of Planning regarding the proposed restrictive covenant for Subdivision Reference #174/76 as noted on the sketch attached to the report received.

The Municipal Manager recommended:

1. THAT Council authorize the preparation and execution of a restrictive covenant for Subdivision Reference #174/76.

MOVED BY ALDERMAN STEWART:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

2. Letter from the Green Tree Village Recreation Centre
3rd Floor, 1050 West Pender Street, Vancouver
Request for reduction from taxes

This item was dealt with previously in the meeting as Item 3(c) -
Correspondence and Petitions.

3. Annacis Island Crossing of the Fraser River

The Municipal Manager provided a report from the Director of Planning
on the proposed Annacis Island Crossing of the Fraser River.

The Director of Planning advised that he had received a letter from
the Municipal Programs Engineer of the Department of Highways dated
August 10, 1977 in which it was advised that it now appears that it
may be another couple of months before that Department would be in
a position to advise on the proposed crossing of the Fraser River at
Annacis Island.

The Department of Highways advised that they appreciated the advice
they had received from the Municipality regarding proposed changes
in the vicinity of the projected alignments and would appreciate
the Municipality continuing to advise of changes which might increase
the cost of right-of-way acquisitions.

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

4. Letter from the Royal Canadian Legion South Burnaby Branch, No. 83
5289 Grimmer Street, Burnaby
Request for permission to conduct a parade

This letter was dealt with previously in the meeting as Item 3(b) -
Correspondence and Petitions.

5. Letter from Mr. R.L. Loewen, M.L.A.
which appeared on the agenda for the September 6, 1977
Meeting of Council -- 1978 British Columbia Summer Games

The Municipal Manager provided a report from the Parks and Recreation
Administrator concerning a submission of an application to host the
1978 British Columbia Summer Games.

The Municipal Manager recommended:

1. THAT the Corporation of the District of Burnaby not submit an
application to host the 1978 British Columbia Summer Games.
2. THAT a copy of this report be sent to Mr. R.L. Loewen.

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

6. Signing for Municipal Hall

This Item was dealt with previously in the meeting as Item 4(b) -
Tabled Matters.

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7. Neighbourhood Improvement Program Development Plan
Mary Avenue Park

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding improvements to Mary Avenue Park.

The Municipal Manager recommended:

1. THAT Council approve the proposed concept plan for Mary Avenue Park with the amendment that the word "bicycle" be removed from the "blocktop bicycle path" leaving this path open for use by pedestrians and/or bicycles.
2. THAT Council endorse the improvements outlined for Mary Avenue Park under the terms of the Neighbourhood Improvement Program at a cost not to exceed \$ 100,000.

MOVED BY ALDERMAN STEWART:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

8. The Richmond Park/Eastburn Recreation Centre
Development Plan
Eastburn Neighbourhood Improvement Program

The Municipal Manager reported that over the past two months the Parks and Recreation Commission and the Eastburn Neighbourhood Improvement Program Resident Planning Committee have worked together with Planning and Parks and Recreation Department staff to prepare an Eastburn Community Facility proposal which met the Community's slated Neighbourhood Improvement Program objectives and the Parks and Recreation Commission's plans for Richmond Park.

The Municipal Manager provided a report from the Parks and Recreation Administrator in this respect.

The Municipal Manager recommended:

1. THAT the proposed floor space requirements and program outlined in Attachment B be approved in principle.
2. THAT the phasing and cost of the recreation centre as outlined in Attachment C be approved in principle; and the staff be authorized to take the necessary steps to have the Parks 1971 By-law No. 6020 amended through an Order-in-Council to allow the expenditure of \$ 400,000. on the construction of the first phase of the recreation centre.
3. THAT the Land Agent be authorized to commence negotiations for the purchase of the properties required immediately, as shown on Attachment D.
4. THAT the Chief Building Inspector be appointed as Project Co-ordinator for the construction of the recreation centre.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

It was agreed that staff would review the scope and necessity of the proposed kitchen facilities in the recreation centre.

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9. Burnaby Lake Sports Complex
Proposed Pedestrian Bridge over Kensington Avenue near Sprott Street

The Municipal Manager provided a report from the Director of Planning on the proposed construction of a pedestrian bridge over Kensington Avenue.

The Municipal Manager recommended:

1. THAT design and construction of the pedestrian bridge be a municipal responsibility.
2. THAT the Municipality share 1/5 of the costs for design and construction of the pedestrian bridge.
3. THAT 4/5 of the cost of providing the pedestrian bridge at this location be raised by a Development Levy for all new privately funded construction within the benefiting area and that the requisite contribution be based on 1980 costs at 12.40¢ per gross square foot of building area, with construction costs to be reassessed and adjusted upwards from time to time in accordance with existing estimated costs of construction.
4. THAT the Municipality include within its 5-year Capital Improvement Program funds to undertake construction of the pedestrian bridge.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN STUSIAK:

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

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN AST:

"THAT further consideration of this matter be tabled until such time as the Traffic Safety Committee considers and reports on suggested criteria for pedestrian overpasses."

CARRIED

OPPOSED: Alderman Stusiak

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN STEWART:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY