

OCTOBER 17, 1977

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, October 17, 1977 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 W.A. Lewarne
Alderman R.D. Stewart
Alderman V.V. Stusiak

ABSENT: Alderman D.A. Lawson
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.G. Plesha, Administrative Assistant to Manager
Mr. James Hudson, Municipal Clerk
Mr. B.D. Leche, Deputy Municipal Clerk

P U B L I C H E A R I N G

"BURNABY HIGHWAY EXCHANGE BY-LAW NO. 5, 1977"

-#7104

-- A By-Law to dispose of a portion of Lawrence Drive and Lawrence Street west of Phillips Avenue in exchange for the Dedication of private land as road allowance and municipal land.

There were no submissions received in connection with "BURNABY HIGHWAY EXCHANGE BY-LAW-NO. 5, 1977".

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN STEWART:

"THAT this Public Hearing be now terminated."

CARRIED UNANIMOUSLY

M I N U T E S

The Minutes of the Council Meeting held on October 11, 1977 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STEWART:

"THAT the Minutes of the Council Meeting held on October 11, 1977 be now adopted."

Alderman Drummond noted that on page 9 of the Minutes of the Council Meeting held on October 11, 1977 it was shown that the motion concerning the Captain Cook Bi-Centennial celebrations in 1978 as being Moved by Alderman Drummond and Seconded by Alderman Randall, when in fact, the motion had been made by Alderman Randall and seconded by himself.

Alderman Stewart noted that on page 10 of the Minutes of the Council Meeting held on October 11, 1977 he had been shown as voting in favour of the motion concerning an increase to Council indemnities for 1978 when, in fact, he had been opposed to this motion.

October 17, 1977

Alderman Ast noted that on page 20 of the Minutes of the Council Meeting held on October 11, 1977 he had been shown as voting in favour of the motion concerning the engagement of Mr. Conrad J. Dickhoff when, in fact, he had been opposed to this motion.

Council agreed that the Minutes of the Council Meeting held on October 11, 1977 be amended accordingly.

A vote was then taken on the original motion as Moved by Alderman Ast and Seconded by Alderman Stewart:

"THAT the Minutes of the Council Meeting held on October 11, 1977, as amended, be now adopted."

CARRIED UNANIMOUSLY

D E L E G A T I O N S

The following wrote requesting an audience with Council:

- a) Burnaby Chamber of Commerce
Re: Assessment Amendment Act, 1977 (2)
Bill 31 - Spokesperson - Mr. A.J. Macdonald
- b) Jack M. Gair
Re: Ornamental Street Lighting Project Number
77-015 - Stratford Avenue from Hastings Street
to Pandora Street.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- a) Mr. Angus J. Macdonald, Manager, Burnaby Chamber of Commerce then addressed Council on the subject of the Assessment Amendment Act, 1977 (2) Bill 31. The following is the text of Mr. Macdonald's address:

'A committee of the Burnaby Chamber of Commerce has considered the impact of taxation upon both business and residential properties for 1978. This study arose through changes instituted by the Provincial Government this year.

We were indeed fortunate to have the benefit of the advice and experience of Mr. Bart McCafferty, Municipal Treasurer and Mr. Ted Twining, of the Provincial Assessment Authority, in assisting us to understand complexities of this problem.

We find it very difficult to come to conclusions on this matter because we are working from obsolete information. There is no way of determining our assessments for 1978, which we understand will be greatly changed from the 1974 values used in 1977.

We have considered carefully the report of the Municipal Treasurer and studied various options available to Council. It appears to us that the most reasonable solution for all concerned is that proposed by the Treasurer, which is Option A, with the removal of the business tax.

We plan to consider this matter again in early 1978, when we will have current assessments and some idea of the amounts of additional tax that must be paid. At that time we intend to prepare a submission to the Provincial Government and to Municipal Council with respect to taxation in the ensuing years.'

MOVED BY ALDERMAN STEWART:

SECONDED BY ALDERMAN LEWARNE:

"THAT Item 11, Municipal Manager's Report No. 67, 1977 be now lifted from the table."

CARRIED UNANIMOUSLY

October 17, 1977

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN LEWARNE:

"THAT Item 2, Municipal Manager's Report No. 71, 1977 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following are the recommendations contained in that report:

1. THAT Option A be adopted and that business taxes be abolished for the taxation year 1978; and
2. THAT the Municipal Treasurer be instructed to have the business licence fee structure updated commensurate with the cost of making inspections by the Licence Department and the other inspectional departments of the municipality.

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

- b) Mr. Jack M. Gair then addressed Council concerning Ornamental Street Lighting Project Number 77-015 - Stratford Avenue From Hastings Street to Pandora Street.

Mr. Gair requested that Council, in view of the fact that the majority of the residents of Stratford Avenue, between Hastings Street and Pandora Street, were obviously opposed to Ornamental Street Lighting Project Number 77-015 reconsider its original decision to include this project in "Burnaby Local Improvement Construction By-Law No. 12, 1977, By-Law 7105" and direct that Local Improvement Project Number 77-015 be deleted from this by-law.

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN DRUMMOND:

THAT:

'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW
NO. 12, 1977.' -#7105

be now lifted from the table."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN DRUMMOND:

"THAT the third reading which:

'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW
NO. 12, 1977' -#7105

received on October 3, 1977 be rescinded."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN LEWARNE:

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

'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW
NO. 12, 1977'." -#7105

CARRIED UNANIMOUSLY

October 17, 1977

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN LEWARNE:

"THAT:

1. Section 2(k) - Beamish Court From Harken Drive to cul-de-sac North;
2. Section 2(m) - Stratford Avenue from Hastings Street to Pandora Street;

be deleted from 'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 12, 1977' #7105."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN DRUMMOND:

"THAT:

'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW
NO. 12, 1977'

-#7105

be read a third time, as amended."

CARRIED UNANIMOUSLY

B Y - L A W S

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN STEWART:

"THAT Item 6, Municipal Manager's Report No. 71, 1977 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following is the recommendation contained in that report:

1. THAT a by-law be brought down to amend By-law No. 7014, Burnaby Waterworks Regulation By-law 1953, Amendment By-law No. 2, 1977, to substitute \$24.00 for \$19.00 in Item 5 under Flat Rates in Schedule "A" as enacted by Section 3 thereof.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN STEWART:

"THAT:

- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 1, 1977' -#7108
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 2, 1977' -#7109
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 3, 1977' -#7110
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 4, 1977' -#7111
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 5, 1977' -#7112
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 6, 1977' -#7113
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 7, 1977' -#7114
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 8, 1977' -#7115
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 9, 1977' -#7116
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 10, 1977' -#7117
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 11, 1977' -#7118
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 12, 1977' -#7119
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 13, 1977' -#7120
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 14, 1977' -#7121
- 'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 13, 1977' -#7122
- 'BURNABY MOBILE POLL BY-LAW 1977' -#7126
- 'BURNABY ADVANCED POLL BY-LAW 1977' -#7127
- 'BURNABY WATERWORKS REGULATION BY-LAW 1954, AMENDMENT BY-LAW NO. 3, 1977' -#7128

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 STEWART:

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

CARRIED

OPPOSED: Alderman Drummond
to By-law #7128.

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN STEWART:

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

CARRIED

OPPOSED: Alderman Drummond
to By-law #7128.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN STEWART:

"THAT:

- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 1, 1977' -#7108
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 2, 1977' -#7109
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 3, 1977' -#7110
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 4, 1977' -#7111
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 5, 1977' -#7112
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 6, 1977' -#7113
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 7, 1977' -#7114
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 8, 1977' -#7115
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 9, 1977' -#7116
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 10, 1977' -#7117
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 11, 1977' -#7118
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 12, 1977' -#7119
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 13, 1977' -#7120
- 'BURNABY TAXATION EXEMPTION BY-LAW NO. 14, 1977' -#7121
- 'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 13, 1977' -#7122
- 'BURNABY MOBILE POLL BY-LAW 1977' -#7126
- 'BURNABY ADVANCED POLL BY-LAW 1977' -#7127
- 'BURNABY WATERWORKS REGULATION BY-LAW 1953, AMENDMENT BY-LAW NO. 3, 1977' -#7128

be now read three times."

CARRIED

OPPOSED: Alderman Drummond
to By-Law #7128.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STEWART:

"THAT:

- 'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 32, 1976' -#6896
- 'BURNABY HIGHWAY EXCHANGE BY-LAW NO. 5, 1977' -#7104
- 'BURNABY ROAD ACQUISITION AND DEDICATION BY-LAW NO. 5, 1977' -#7106

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

CARRIED UNANIMOUSLY

October 17, 1977

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. 71, 1977 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- a) Westminster Seventh-Day Adventist Church,
Pastor, RE: Annual Appeal for donations for support of
humanitarian and Health Education Services conducted
by Seventh-Day Adventist Church Saturday, December
3rd - Sunday, December 18, 1977

A letter dated October 5, 1977 was received requesting permission for the Seventh-Day Adventist Church to conduct its annual appeal for donations for the support of the humanitarian and Health Education Services conducted by the Seventh-Day Adventist Church during the period December 3 to December 18, 1977.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN STEWART:

"THAT permission be granted for the Seventh-Day Adventist Church to carry out their annual appeal for donations as outlined in the letter received."

CARRIED UNANIMOUSLY

- b) Greater Vancouver Regional District, Chairman
Greater Vancouver Regional District Planning
Committee RE: Review of the Official Regional
Plan for the Lower Mainland of British Columbia

A letter dated October 4, 1977 was received advising that the four regional districts in the Lower Mainland together with the support of the Minister of Municipal Affairs and Housing are conducting a review of the official regional plan which was prepared by the Lower Mainland Regional Planning Board in 1966 and adopted by the 28 municipalities subsequently. This Plan which is now ten years old requires some redefinition and updating to take account of the legislation affecting land management in the Province which has been enacted since 1966. Furthermore the plan was based upon background studies prepared prior to 1966 and there is more recent information available.

One of the more important facets of the review is a discussion with the member councils in the Lower Mainland. Representatives of the consultant and staff would appreciate one hour of the time of this Council or its Planning Committee during the period between October 25th and November 18, 1977. Nancy Grant of the Greater Vancouver Regional District staff has been asked to contact Council to set up a suitable time and date for a meeting within that period. Mayor Constable will notify Council when the meeting date has been set.

- c) Province of British Columbia, Ministry of Highways
and Public Works, Honourable A.V. Fraser,
Minister, RE: Lease of Oakalla lands

A letter dated October 3, 1977 was received concerning Burnaby's understanding that the Province has entered a legal agreement with the District of Burnaby to lease for \$1 over 99 years 158 plus-or-minus acres of land known as the Oakalla Park lands.

The June 21, 1975 agreement with the former government was an agreement with the intent to lease the land on April 1, 1976. As you know, the government changed on December 11, 1975, and we decided to have a more thorough look at this lease. Consequently, we are now striking a citizens' committee to study and recommend to the government the best use of the Oakalla lands, which include the 158 acres. Your council has appointed Mayor Tom Constable to this committee and we are very pleased and proud to have him on it.

October 17, 1977

Upon receiving the recommendations from the committee, the government will study them and will act in the best interests of the citizens of Burnaby.

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN STEWART:

"THAT Item 1, Municipal Manager's In-Camera Report No. 72, 1977 pertaining to the lease of the Oakalla lands be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following are the recommendations contained in that report:

1. THAT a letter be written to the Honourable Alex V. Fraser pointing out that:
 - a) In our opinion, the agreement of June 21, 1975 includes all the necessary ingredients of a valid lease and is in fact a lease; and
 - b) Without prejudice to its position, Burnaby, since the Minister has not stated that the government does not intend to lease the property, is prepared to cooperate in the expectation that a speedy resolution of the matter may be concluded.

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED

OPPOSED: Alderman Emmott

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN STEWART:

"THAT this Council write to the Minister of Highways and Public Works recommending that the lease on the 158.9 acres of Oakalla lands, with particular reference to the Deer Lake Park report, be consummated immediately and that the attention of the Citizens' Committee be directed to the disposition of the balance of the Oakalla Lands."

CARRIED

OPPOSED: Aldermen Ast, Emmott,
and Lewarne

- d) Province of British Columbia, Ministry of Consumer and Corporate Affairs, Liquor Control And Licensing Branch, Director of Administration
RE: Performance James Cowan Theatre, Thursday - Saturday, November 3,4,5, 1977 - Sale of Liquor

A letter dated October 6, 1977 was received advising that the Liquor Control and Licensing Branch is prepared to issue a special occasion license for the theatre performances to be held on November 3,4, and 5 of this year.

The licenses are being issued with the understanding that the bar facilities will be opened under the same terms and conditions that existed in conjunction with the functions held in 1976. We will also require a letter from the Municipality of Burnaby approving the sale of liquor in the theatre as per the above noted dates.

Item 14, Municipal Manager's Report No. 71, 1977 was brought forward for consideration at this time.

October 17, 1977

The following is the recommendation contained in that report:

1. THAT the letter from Mr. J.E. Warren, Director of Administration for the Liquor Control and Licensing Branch, be referred to the Parks and Recreation Administrator for acknowledgement.

MOVED BY ALDERMAN STEWART:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

- e) Union of British Columbia Municipalities, Executive Director RE: Union of British Columbia Municipalities Policy For Financial Assistance to Members On Appeals Of Court Decisions

A letter dated October 4, 1977 was received outlining the Union of British Columbia Municipalities policy for financial assistance to members on appeals of court decisions.

- f) Union Of British Columbia Municipalities RE: Submission to the British Columbia Energy Commission Public Hearing inquiring into the matter of Franchise Fees paid to Municipalities by Gas Utilities in British Columbia

A copy of the brief presented to the British Columbia Energy Commission Public Hearing enquiring into the matter of Franchise Fees paid to Municipalities by Gas Utilities in British Columbia by the Union of British Columbia Municipalities was received.

- g) Burnaby Concert Band Society 1971, President, RE: New Senior Executive of the Burnaby Concert Band Society

A letter dated October 7, 1977 was received advising of the new senior executive of the Burnaby Concert Band Society. The society considered that they had a band of which the community can be most proud and they expected continued growth in both size and stature.

It was the hope of the society that Council members would be able to attend some of the concerts the band will provide this year.

- h) Province of British Columbia, Ministry of Municipal Affairs and Housing, Honourable H.A. Curtis, Minister, RE: Further Expansion to the Bus Fleet

A letter dated October 7, 1977 was received advising that the planning of local bus services, including the purchase of vehicles, rests with B.C. Hydro and Power Authority. The Minister advised that the Authority has placed an order for thirty new diesel buses to be delivered late this year, but for details on the disposition of these vehicles the Minister referred Council to Mr. William Duncan, General Manager of Transportation at the British Columbia Hydro and Power Authority.

The Minister further advised that insofar as his departmental program for buses is concerned, they are continuing in their normal fashion to discharge their obligations with respect to bus purchases outside the British Columbia Hydro and Power Authority service area. The large volume of buses ordered in 1975 was to meet 1976 and 1977 needs hence the lack of order placements in 1976.

- i) Jack M. Gair RE: Ornamental Street Lighting Project Number 77-015 - Stratford Avenue from Hastings Street to Pandora Street

- j) Mrs. Joan R. Kadey
RE: 1977 Local Improvement Program -
Ornamental Street Lighting Project: 77-015
- k) Vivian Stanley and C.R. Stanley,
RE: File 77-015 - Installation of Decorative
Lighting in the 200 Block Stratford Avenue

Items (i), (j), and (k) of Correspondence and Petitions were dealt with previously in the meeting as Item 3(b) under Delegations.

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

- a) Assessment Amendment Act 1977 (No. 2) Bill 31

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

- b) Council Meeting -- September 26, 1977 -
(Item 3(h) - Page 10)

Shirley Ince - Re: Controlling a Fire on Chevron Premises

A letter dated September 17, 1977 was received expressing concern that a fire could occur in the vicinity of the Chevron Refinery in Burnaby as occurred in Nanaimo. Information was requested as to what resources the community has for preventing such a catastrophe or for controlling a fire on the Chevron premises.

Council was advised that a staff report on this subject would be available for consideration on October 11 or October 17, 1977.

Moved by Alderman Lawson:
Seconded by Alderman Stewart:

"THAT this item of correspondence be tabled pending receipt of the staff report in question."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN STUSIAK:

"THAT Item 11 and Item 15, Municipal Manager's Report No. 71, 1977 pertaining to this subject be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following are the recommendations contained in that report:

- 1. THAT the Director of Fire Services periodically confer with the major oil companies and industries that use or store hazardous products, for the purpose of arranging on site inspections of physical security; and that these be carried out in collaboration with the Provincial Fire Marshall's office (if possible) and the R.C.M.P., with the understanding that these inspections will be made to ensure that security conforms with the standards as specified in the Provincial Fire Marshal's Act; and

2. THAT the Provincial Fire Marshal's office be requested to ask the Attorney General to enact the necessary legislation to bring into effect the current edition of the National Fire Code of Canada.
3. THAT Council endorse and submit to all major oil companies in the form of a strong recommendation that they execute a mutual aid agreement to include, among other forms of assistance, the use of company vessels so adapted as to provide an effective fire suppression response in case of emergency.
4. THAT the Fire Department and the R.C.M.P. meet every six months with all major oil companies and industries that use or store explosives or toxic materials to review and evaluate their fire/security arrangements.
5. THAT a copy of this report be sent to:
 - a) Senior officials of all oil refineries and tank farms in Burnaby;
 - b) North Slope Ratepayers Association,
 - c) The person initiating the petition which appears as an item of correspondence in the Director's report;
 - d) Shirley Ince whose letter appeared on the agenda for the September 26, 1977 meeting of Council (Item 3h).

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN STUSIAK:

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

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN EMMOTT:

"THAT the Municipal Manager's Recommendations No. 1, 2, 3, and 4, aforementioned, be tabled for two weeks and that recommendation no. 5, aforementioned, be adopted."

CARRIED UNANIMOUSLY

c) Council Meeting - August 29, 1977:-

(Item 5(1), Page 52 -- Item 21, Manager's Report No. 57, 1977 - Page 151)

Ministry of Municipal Affairs and Housing Deputy Minister - Re: Burnaby Urban Renewal Hastings Street East Project

Correspondence under date of August 18, 1977 was received requesting that the \$ 76,500.00 forfeited deposit monies be paid out to the partners in question.

The Municipal Manager provided a report from the Director of Planning in regard to the above noted subject.

It was recommended that:

1. Council lift Recommendation #1, Item 6, Manager's Report #25, Council Meeting April 4, 1977 from the table; and
2. Council approve the subject recommendation which reads as follows:

THAT approval be given to distribute the \$ 76,500. security deposit that was forfeited by the previous developer to the partnership; 50% to CMHC, 25% to the Provincial Government, and 25% to the Municipality.

Moved by Alderman Stewart:
Seconded by Alderman Drummond:

"THAT the subject matter be tabled for a sufficient time for the partners to get together and the Mayor contact the Minister of Municipal Affairs and Housing."

October 17, 1977

A letter dated October 7, 1977 was received from the Honourable H.A. Curtis, Minister of Municipal Affairs and Housing, Province of British Columbia, on this subject.

The following is the text of the Minister's letter:

'I refer to the August 29, 1977 resolution of your Council:

'That the subject matter be tabled for a sufficient time for the partners to get together and the Mayor contact the Minister of Municipal Affairs and Housing'.

The position of my Ministry on this matter has been clearly stated in previous correspondence. As this deposit represents money recovered in the course of the urban renewal business, it should be disbursed to the partners in accordance with established accounting procedures. Additional expenditures approved by the partners will, of course, be paid for in the usual manner.

I would appreciate your attention to the finalizing of this specific matter at your earliest convenience.'

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

The following recommendations were then before Council:

1. THAT Council lift Recommendation No. 1, Item 6, Municipal Manager's Report No. 25, Council Meeting April 4, 1977 from the table.
2. THAT Council approve the subject recommendation which reads as follows:

"That approval be given to distribute the \$76,500. security deposit that was forfeited by the previous developer to the partnership; 50% to Central Mortgage and Housing Corporation, 25% to the Provincial Government and 25% to the Municipality."

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

E N Q U I R I E S

Alderman Lewarne

Alderman Lewarne gave notice that he would be introducing a Notice of Motion concerning the construction of new major roads in the Municipality.

Alderman Drummond

Alderman Drummond reported that he had received a complaint from residents in the Brentwood area concerning dirt that was being deposited on the roads in the area from the Bosa Brothers Developments.

The Municipal Engineer replied that his department would investigate this complaint immediately.

Alderman Stewart

Alderman Stewart enquired as to whether the "No Parking" signs on the hill on Delta Avenue north of the Lougheed Highway had been posted by the adjacent developer or by the Municipality.

The Municipal Engineer advised that the signs in question would have been posted by his department or under the supervision of his department at the developers expense.

October 17, 1977

Alderman Stewart further enquired if His Worship, Mayor Constable, had established a date for the proposed tour of the Big Bend area.

Mayor Constable advised that he had not completed the arrangements for this tour as yet.

Alderman Stusiak

Alderman Stusiak enquired as to why a "No Parking" sign had been posted adjacent to McDonald's Restaurant on Kingsway across from the Burnaby Public Library.

The Municipal Engineer advised that he did not have the information immediately available but would advise Alderman Stusiak when he had obtained the required information.

R E P O R T S

MOVED BY ALDERMAN STEWART:

SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

- a) Report of the Ad Hoc Committee established to review the subject of the proposed conveyor system to be installed by Kask Bros. Ready Mixed Concrete Ltd.

The Ad Hoc Committee established to review the subject of the proposed conveyor system to be installed by Kask Bros. Ready Mixed Concrete Ltd submitted a report on this subject.

The report in question concluded by advising that if the Municipal Council does not rescind the motions directing that the Kask plant site be rezoned to a CD category, the company will not proceed with the installation of the conveyor. The Municipal Council, therefore, must decide whether it will stand firm in the position that it has taken to date, or if it will rescind the motion in question. Since this is a question that must be debated by the entire Council, the Committee is unanimously submitting this report for the information of Council.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT the report of the Ad Hoc Committee established to review the subject of the proposed conveyor system to be installed by Kask Bros. Ready Mixed Concrete Ltd., be received."

CARRIED UNANIMOUSLY

- b) The Municipal Manager presented Report No. 71, 1977 on the matters listed following as Items (1) to (15) either providing the information shown or recommending the courses of action indicated for the reasons given:
1. Letter from Outdoors Unlittered Which Appeared on the Agenda for the October 11, 1977 Meeting of Council (Item 6b)

The Municipal Manager provided a report from the Municipal Engineer regarding Municipal membership in Outdoors Unlittered.

The Municipal Manager recommended:

1. THAT Mr. Allard W. Van Veen's request to have the Municipality support Outdoors Unlittered through membership in the organization be approved.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

2. Assessment Amendment Act 1977 (No. 2),
Bill 31 -

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

3. Extension of Work on Contract #7702
Sanitary Sewers - Central Valley

The Municipal Manager provided a report from the Municipal Engineer to extend the time required to complete the subject contract.

The Municipal Manager recommended:

1. THAT Sonora Construction Ltd. be granted an extension of time of an additional thirty-five (35) working days to complete Contract #7702 - Sanitary Sewers - Central Valley, Area 6, Phase III, without implementation of any penalty charge subject to the following provisions:
 - a) THAT all work to complete Contract #7702 be completed within the price provisions contained within the Contract.
 - b) THAT the consent of the bonding company supplying the performance bond and the labour and material payment bond be obtained.

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

4. Proposed Sale of Municipal Property
Lots 1,2, and 3, Blk. 19, D.L. 69, Plan 1321 together
with Redundant Road and Lane Allowances
4008, 4018, 4028 and 4048 Regent Street

The Municipal Manager provided a report from the Land Agent regarding the sale of properties on Regent Street.

The Municipal Manager recommended:

1. THAT Lots 1,2 and 3, Block 19, D.L. 69, Plan 1321 and the redundant road and lane allowances referred to in the attached Planning report be sold to Mr. David M. Mercier for \$103,005.00.

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

5. R.C.M.P. Monthly Report - September, 1977

The Municipal Manager provided a report from the Officer in Charge, Burnaby Detachment, Royal Canadian Mounted Police, covering the policing of the Municipality for the month of September, 1977.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

His Worship, Mayor Constable was requested to write to the Premier of the Province of British Columbia outlining Council's extreme concern with the large number of escapes from the Oakalla Lower Mainland Correctional Institute as reported monthly by the Burnaby Detachment, Royal Canadian Mounted Police.

- 6. By-Law No. 7014, Burnaby Waterworks Regulation
By-Law 1953, Amendment By-Law No. 2, 1977
(Item 1, Report No. 13, February 21, 1977)

This item was dealt with previously in the meeting as Item 4(r) under By-Laws.

- 7. Road Exchange By-Law involved in Subdivision Reference #19/77

The Municipal Manager provided a report from the Director of Planning regarding a proposed road exchange by-law involved in subdivision reference #19/77.

The Municipal Manager recommended:

- 1. THAT Council authorize the preparation and introduction of a highway exchange by-law involving the areas shown on the sketch attached to the Director of Planning's report.
- 2. THAT Council approve the amount of compensation in the amount of \$17,889.00 to be paid for the redundant lane allowance.

MOVED BY ALDERMAN STEWART:
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

- 8. Unauthorized Parking of Vehicles in Central Park

The Municipal Manager provided a report from the Officer in Charge, Burnaby Detachment, Royal Canadian Mounted Police, concerning the unauthorized parking of vehicles in Central Park.

The Municipal Manager advised that as Council is aware, Mayor Constable and staff are meeting with members of the Telephone Company to discuss the problems that are being encountered with respect to the Company's employees, and also, with members of the British Columbia Hydro and Power Authority for improvements to transit services in the area. Vancouver, as reported on October 3, is also pursuing a course of action in connection with this matter. In due course, and hopefully in the very near future, a further report on the results of these actions will be available for the consideration of the respective Councils.

The Municipal Manager recommended:

- 1. THAT a copy of this report be sent to Mr. W. Muche.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN STUSIAK:

"THAT a copy of this report be sent to the Burnaby Roads Committee."

9. Days off in Lieu of Christmas (1977) and New Year's Day (1978)

The Municipal Manager provided a report from the Personnel Director on the designation of a holiday in lieu of Christmas.

The Municipal Manager recommended:

1. THAT the alternative days off for Christmas and New Year's Day be as follows:
 - a) Christmas
December 25 Friday, December 23 in lieu of Sunday
 - b) New Year's Day
January 1 Monday, January 2 in lieu of Sunday

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

10. Assessment Amendment Act 1977 (No. 2) Bill 31

The Municipal Manager provided a copy of the Executive Orders in Council issued which will set the definitions concerned in the Assessment Amendment Act, 1977(No. 2) Bill 31.

The Municipal Manager recommended:

1. THAT a copy of the Executive Orders in Council be sent to the Burnaby Chamber of Commerce.

MOVED BY ALDERMAN STEWART:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

11. Fire/Security Protection Standards Involving Oil Refineries in Burnaby

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

12. Youth Services Division

The Municipal Manager submitted a report concerning the re-establishment of the Youth Services Division.

The Municipal Manager recommended:

1. THAT approval in principle be given to the re-establishment of the Youth Services Division under the jurisdiction of the Burnaby Police Services Department, subject to 50% funding being received under the Canada Assistance Plan; and
2. THAT an application be made to the Chief Technical Negotiator, Federal-Provincial Cost Sharing, Ministry of Human Resources for approval of this program to be funded under the Canada Assistance Plan, with an operating grant of 50% of salaries, benefits and travelling costs.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN STUSIAK:

"THAT the Municipal Manager obtain an assessment from the Officer in Charge, Burnaby Detachment, Royal Canadian Mounted Police, Dr. E.E. Froese, Superintendent of Schools - Burnaby, Burnaby Schools Youth Officer, and Mr. K.L. Levitt, Regional Manager, Department of Human Resources, as to the relative merits of the Youth Services Division and any possible duplication of services provided by other agencies."

CARRIED UNANIMOUSLY

13. Gasoline Spill
Gulf Oil Canada Ltd.

The Municipal Manager provided a report concerning a spillage of gasoline which occurred at the Gulf Oil Canada Ltd.'s distribution plant at 9950 Barnet Highway on June 17, 1977. The report provided a brief resume of discussions which had taken place since that time between Gulf Oil Canada Limited, the Municipal Health and Fire Departments and the Provincial Government's Pollution Control Board on future methods of controlling such spills.

The current status is that plans showing containment facilities with a capacity of 13,000 gallons have been received. This capacity, which exceeds our minimum requirements for containment by 3,000 gallons, is expected to become operative by the end of the year.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN STEWART:

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

CARRIED UNANIMOUSLY

14. Letter from the Liquor Control and Licensing Branch
Special Occasion Licences for Theatre Performances

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

15. Fire/Security Protection Standards
Involving Oil Refineries in Burnaby

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

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