

1978 OCTOBER 02

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1978 October 02 at 19:00 h.

PRESENT: Mayor T.W. Constable, In the Chair
Alderman G.D. Ast
Alderman D.P. Drummond
Alderman A.H. Emmott
Alderman D.A. Lawson
Alderman W.A. Lewarne
Alderman D.M. Mercier

ABSENT: Alderman B.M. Gunn
Alderman F.G. Randall

STAFF: Mr. M.J. Shelley, Municipal Manager
Mr. V.D. Kennedy, Deputy 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

M I N U T E S

The Minutes of the Council Meeting held on 1978 September 25 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN MERCIER:

"THAT the Minutes of the Council Meeting held on 1978 September 25 be now adopted."

CARRIED UNANIMOUSLY

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

- a) His Worship, Mayor Constable, proclaimed the week of 1978 October 08 - 14 as "Fire Prevention Week" in Burnaby.
- b) His Worship, Mayor Constable, proclaimed the week of 1978 October 08 - 14 as "Boys & Girls Club Week" in Burnaby.

D E L E G A T I O N S

The following wrote requesting an audience with Council:

- a) Donn Dean Collision Ltd., Donn Dean, President
Re: Requirement To Install Automatic Sprinkler Systems
In Paint Spray Booths At Donn Dean Collision Ltd.
Spokesman: Donn Dean
- b) Svend Robinson
Re: Bus Shelter Program
Spokesman: Svend Robinson
- c) R.D. Schweneker
Re: Closure of Chiselhampton Street At
Canada Way
Spokesman: R.D. Schweneker
- d) B.C. Auto Towing (1968) Ltd., Al Palmer, President
Re: Tender For Towing Presently Being Distributed
For Bids
Spokesman: Al Palmer

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN MERCIER:

"THAT the Delegations be heard."

CARRIED UNANIMOUSLY

- a) Mr. Donn Dean, President, Donn Dean Collision Limited, then addressed Council on the requirement to install automatic sprinkler systems in Paint Spray Booths at Donn Dean Collision Limited. Mr. Dean advised that Mr. Ray White, Officer Manager, would read a brief to Council on this subject.

The following is the text of Mr. White's address:

"As outlined in my letter to you of 1978 September 19, we have been ordered to install sprinkler systems in the paint spray booths of both Donn Dean Collision Ltd. and Universal Truck Rebuild.

The original orders were issued by Inspecting Officer Don Slavens. These were appealed to Mr. T.G. Nairn, Director of Fire Services, who replied on July 31, 1978 wherein he stated - "However, it should be noted where in view of an Inspector (authority having jurisdiction), a 'potential fire hazard' exists, and notwithstanding the lack of any previous incidence of fire, he is compelled to order an upgrading or alternatively, the removal of any hazard in or upon a building or property to which the by-law applies."

May I here describe the paint spray booths in both shops? At Donn Dean Collision, the bake oven is a separate section with a metal clad door between it and the paint spray booth. At Universal Truck Rebuild, the travelling bake oven is separated from the spray booth by a fire door. Only after the vehicle has been painted and air-dried for a suitable time with the ventilation system operating is the fire door opened and the bake oven activated.

Both the paint spray booths are approved installations by DeVilbiss. Both are metal clad throughout: There are no electrical outlets or wiring within the booths: All lighting is safety lighting installed outside the booth and shining in through safety windows. There is an override switch that prevents the air operated paint guns from operating unless the ventilation system is turned on. The ventilation system does not operate unless the doors are closed. The floor is concrete. In a word, there is nothing within the booth that you could ignite with a blow torch.

The ventilation systems are very powerful in order to insure there is absolutely no buildup of fumes. This is of greater importance to the painter from a standpoint of being able to breath fresh air than from a fire-hazard point of view. There is not only nothing to burn, but nothing to ignite it.

May I point out here that we are not against fire prevention. Indeed we have provided numerous dry chemical extinguishers in the spray booth area and throughout the shops. There are also water hoses with pistol-grip nozzles within feet of the spray booth personnel doors, although as you probably know, water is never used on flammable liquid fires.

May I now point out that in questioning the inspection officer, he admitted his knowledge of paint was very limited. Yet these orders are issued at the discretion of that officer.

We have discussed our paint spray booths and indeed our entire shop and office area with our Insurance Underwriter, and have had recent inspections by the Insurance Inspector retained by the Insurance Companies. Our Underwriter is completely satisfied with our fire prevention and protection facilities. He will not argue against a sprinkler system, as it is a "motherhood issue", but he assures us that such an installation will not reduce our fire insurance premium by one cent! It is very important financially that their knowledge of paint and spray booth safety is that of experts. His answer relative to the

effect on insurance premiums is eloquent.

May I now dwell briefly on the immediate effect on us if we are forced to go ahead on the installation of these sprinkler systems?

For starters, to install the wet pipe system specified, we would have to tear up the floor from the street water main to the distribution point, as it would require approximately a 3 inch line to provide the pressure and flow needed in the graduated pipe system of such installations. This size would be required to provide for any future changes in the code that might subsequently be called up when the code is amended to make sprinklers mandatory throughout the shop.

We have not had an estimate of what the total installation would be in each shop, but feel that it could easily run to \$10,000.00 by the time we complete the installation, water connections, etc. and include the municipal permits and inspection fees that would be required.

Now let me outline the implications of this extremely heavy financial burden:

1. We are limited in our hourly rates and charges for materials by what I.C.B.C. establishes as the rates they will pay. These are about \$8.00 an hour less than most large garages are charging.
2. We are competing with cut-rate operators who do not have proper paint spray booths and would appear to pretend they do not really do spray painting.
3. We are competing against "back-yard" operators who do not even have a license, let alone any sort of facility, apart from their garage or carport. The municipal officials all disclaim any authority to stop this sort of thing.
4. We are competing against body shops in other municipalities where inspectors have exercised their discretion somewhat differently, and are not insisting on sprinkler systems, even on new shops being built.

I therefore request that Council consider these points very carefully and suggest that the municipal fire prevention code, Article 3.2.8.8(1), concerning installation of sprinkler systems in properly protected booths such as ours be temporarily suspended at least until the following actions have been taken:

1. A proper study be conducted by a committee of qualified experts, including a member of the Body Shop Industry, and the insurance companies, concerning the need for such installations.
2. If it is subsequently found that this large expenditure must be made by operators, then a date should be set by which time all shops doing spray painting must complete such installation.
3. Municipal authorities must then ensure that no cut-rate operators are allowed to contravene the regulation, and no back alley operators are allowed to operate under any circumstances.

The present situation of discrimination against certain shops is patently unfair and undemocratic, and I appeal to you to take the necessary action to correct it.

Thank you for your time and attention."

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN MERCIER:

"THAT Item 9, Municipal Manager's Report No. 68, 1978 October 02, 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 Donn Dean Collision Ltd. be advised to appeal the order issued 1978 08 25, to the Provincial Fire Marshal, in accordance with the Burnaby Fire Prevention By-law No. 5096, Section 1.3.3.1.
2. THAT a copy of this report be sent to Mr. Donn Dean, 6919 Merritt Avenue, Burnaby, B.C. V5J 4R7

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN AST:

"THAT the Municipal Manager bring forward a report on the questions raised in Council this evening, and that no action be taken on the aforementioned recommendations of the Municipal Manager until such time as said report has been received by Council."

CARRIED UNANIMOUSLY

- b) His Worship, Mayor Constable, advised that Mr. Svend Robinson had indicated that he did not wish to appear as a Delegation this evening on the subject of the Bus Shelter Program but would appear as a Delegation on this subject at a later date.
- c) Mr. R.D. Schwenneker then addressed Council on the subject of the road closures in the Buckingham Avenue/Sperling Avenue area authorized by Council on 1978 September 18.

Included in the adopted recommendations of the Traffic Safety Committee was the total closure of Chiselhampton Street at Canada Way. Mr. Schwenneker advised that the proposed closure of Chiselhampton Street at Canada Way was contrary to the wishes of all of the residents on Chiselhampton Street and Rugby Avenue and pointed out the inconvenience that would be caused if the proposed barricades were erected as approved by Council. Mr. Schwenneker requested that Council consider leaving Chiselhampton Street open at Canada Way and moving the barricade to the intersection of Rugby Avenue and Sperling Avenue.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN AST:

"THAT Item 7, Municipal Manager's Report No. 68, 1978 October 02, pertaining to this subject, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following are the recommendations of the Traffic Safety Committee adopted by Council on 1978 September 18:

1. That a total closure of Chiselhampton Street, Haszard Street and Sperling Avenue at Canada Way be implemented by the placement of barricades.
2. That a partial closure of Rugby Avenue at Canada Way be implemented to allow right turn only egress from the area.
3. That a special gate be installed at Sperling Avenue and Canada Way to ensure that emergency vehicles would not be unduly delayed in getting into the Buckingham Heights area.
4. That the motoring public be notified of these changes by traffic signs to be determined by the Municipal Engineer.
5. That Mr. Fairservice, Mr. Friesen and Mrs. Steele be sent a copy of this report.
6. That this situation be reviewed by the Traffic Safety Committee in six months time.

His Worship, Mayor Constable, advised that in accordance with Section 180(1) of the Municipal Act, he was returning the aforementioned recommendations of the Traffic Safety Committee adopted by Council on 1978 September 18 to Council for reconsideration at this time.

MOVED BY ALDERMAN MERCIER:
SECONDED BY ALDERMAN AST:

"THAT Recommendation No. 1 of the Traffic Safety Committee, aforementioned, be amended to read as follows:

'THAT a total closure of Haszard Street and Sperling Avenue at Canada Way be implemented by the placement of barricades and that Rugby Avenue be closed by the placement of barricades at Sperling Avenue and that no change be made to Recommendations 2 to 6 inclusive, aforementioned, of the Traffic Safety Committee."

CARRIED

OPPOSED: Mayor Constable,
Aldermen Drummond and
Emmott

- d) Mr. Al Palmer, President, B.C. Auto Towing (1968) Ltd., then addressed Council on the subject of the Tenders for the Burnaby Towing Contract presently being distributed for bids.

The following is the text of Mr. Palmer's written submission:

"My name is Al Palmer, I am President of B.C. Auto Towing, a company which has been in business in Burnaby since 1950.

Mr. Mayor, Members of the Council, I thank you for allowing me this opportunity to speak to you on this matter.

I have a prepared statement, which I will read and will be available for questions and/or discussion after having done so.

There are two salient points which are vital to this presentation:

1. I am appearing before you as President of B.C. Auto Towing. I request that this be prominent in your minds at all times.
2. Comments included in this presentation may appear to be discrediting to the existing contract holder. This clearly is not my intent. The existing company holding the towing contract has changed owners three or four times to date. Each new owner carried on in the tradition of the previous owner. No criticism is intended to any of these individuals or to the company involved.

These two points being covered, I wish to state that, as President of B.C. Auto Towing, I am eligible to bid for the Burnaby Towing Contract. However, I find it impossible for B.C. Auto, or any other company which reads the contract as I do, to bid for this contract as it is written.

Initially - I am aware that Clause 6 of the tender provides a procedure for questioning and clarifying any portion of the contract. Due to time limitations (submission of the Tender is due 11th October, 1978) and the numerical quantity of queries, this should be brought directly to the attention of Council.

I wish to point out only three of the many items to be clarified:

1. Bond
2. Vehicles available at all times
3. Tandem

1978 October 02

The terms of this 1978-81 contract are almost identical to the previous 1975-78 contract which has been breached innumerable times by the present holder. I am aware that the current authorities of the Municipality have not acted upon these many breaches. It is not my intention to request any action be taken in regard to the 1975-78 contract.

My concern is the 1978-81 contract. It is written in such a manner as to allow virtually any person to initiate an action against the holder of the contract.

Personnel in public office and municipal employees can change. The fact that current authoritative personnel in Burnaby have not acted upon the breaches committed by the current contract holder is appreciated. But - who knows what a new staff in Purchasing might do? Who can say what a change in Council might bring?

I request Council to:

1. Instruct those concerned to re-write the Tender and Contract and put forth a viable document.
2. Extend the submission date beyond the 11th October to allow time to accommodate Item 1 above.

In closing - I have been given advice which implies that:

- openly discussing Burnaby's contract will not earn me any "Brownie Points".
- this could tend to antagonize Council and staff
- to do this may put our company in a "bad light" for any further contract.

Obviously, I do not believe any of this advice or I would not be here before you today.

My motivation is as I have previously (under a different situation) stated to you - and to others - I prefer to act in a co-operative manner BEFORE the fact rather than to bring action AFTER the fact.

e.g. Vancouver Contract, although not a direct parallel - ISSUED - CHALLENGED - RE-ISSUED.

This concludes my presentation. Thank you.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN EMMOTT:

"THAT the Municipal Manager bring forward a report providing additional information on the Tenders for the Burnaby Towing Contract for consideration by Council on 1978 October 10."

CARRIED UNANIMOUSLY

Alderman Mercier retired from the Council Chamber at 20:10 h.

B Y - L A W S

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

"THAT

'Burnaby Road Acquisition and Dedication By-law No. 2, 1978' #7257

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

CARRIED UNANIMOUSLY

1978 October 02

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN DRUMMOND:

"THAT

'Burnaby Road Acquisition and Dedication By-law No. 2, 1978' #7257
be now read three times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN LEWARNE:

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

'Burnaby Tax Sale Lands Reserve Fund Expenditure By-law No.2, 1978' #7254"

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN DRUMMOND:

"THAT

'Burnaby Tax Sale Lands Reserve Fund Expenditure By-law No.2, 1978' #7254
be now read a third time."

CARRIED UNANIMOUSLY

CORRESPONDENCE AND PETITIONSMOVED BY ALDERMAN AST:SECONDED BY ALDERMAN DRUMMOND:

"THAT all of the following listed items of Correspondence be received and those Items of the Municipal Manager's Report No. 68, 1978 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- a) The Corporation of the District of North Cowichan, Municipal Clerk,
Re: Great Increase In The School Requisition
Due To The Provincial Government's
Change Of Formula
-

A letter dated 1978 September 18 was received advising that the Council of The Corporation of North Cowichan had recently adopted the following resolution:

"THAT the government of British Columbia be requested to proclaim the applicable sections of the Colleges and Provincial Institutions Act (Bill No. 82) which will provide for the removal of financing the Institutional Budget through property taxation and establish the financing on the same basis as provided for in the Universities Act."

It was suggested that should the Municipal Council of The Corporation of the District of Burnaby agree with the principle involved, a similar resolution be adopted and forwarded to the Provincial Government.

Council was advised that a staff report on the subject would be available for consideration on 1978 October 10 and further consideration of the matter was deferred until that time.

Alderman Mercier returned to the Council Chamber and took his place at the Council table at 20:14 h.

- b) Keith R. Beedie
Re: New Duplex To Be Constructed
At 3883 Price Street
-

A letter dated 1978 September 18 was received concerning the design of a duplex proposed for construction at 3883 Price Street.

Item 8, Municipal Manager's Report No. 68, 1978 October 02, pertaining to this subject was brought forward for consideration at this time.

The Municipal Manager recommended:

1. THAT a copy of this report and Item 10, Municipal Manager's Report No. 66, 1978 September 25, be sent to Mr. Keith R. Beedie, 4869 Woodglen Court, Burnaby, B.C. V5G 2X8

MOVED BY ALDERMAN LEWARNE:SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

- c) Fraser Educational Foundation,
James C. McIntosh, Founder
Re: Fund Raising Dinner - Wednesday,
November 15 - 17:30 h. - Four
Seasons Hotel
-

A letter dated 1978 September 20 was received advising that the Fraser Educational Foundation would be holding a fund raising dinner in honour of Dr. Hugh L. Keenleyside and David Anderson in the Gallery and Arbutus Room of the Four Seasons Hotel on Wednesday, 1978 November 15.

- d) Province of British Columbia, Ministry of
Municipal Affairs and Housing, Honourable
Hugh A. Curtis, Minister
Re: Cheque In Amount Of \$739,600.00 Which Represents
Sixth Installment Of The 1978 Unconditional Grant
Pursuant To Part VIII Of The Revenue Sharing Act
Regulations

A letter dated 1978 September 25 was received enclosing a Province of British Columbia cheque in the amount of \$739,600.00 which represents payment to The Corporation of the District of Burnaby of the sixth installment of the 1978 Unconditional Grant pursuant to Part VIII of the Revenue Sharing Act Regulations.

- e) Burnaby Voters' Association
Raymond J. Beaton, President
Re: Advertising For 1978 Municipal Election

A letter dated 1978 September 25 was received in which it was suggested that consideration be given to publishing more of the municipalities advertising in the Columbian. It was considered that this could easily result in the political happenings in Burnaby receiving greater coverage in that newspaper.

Council was advised that a staff report on this subject will be submitted on 1978 October 10 and further consideration of the matter was deferred until that time.

ENQUIRIES

Alderman Ast

** See Minutes of
Council Meeting
1978 October 10.

Alderman Ast requested that the Municipal Engineer bring forward a report on the subject of disposal sites for refuse disposal. Alderman Ast noted that it was only a matter of four or five years before the present disposal site would be filled and alternative sites will have to be found. Alderman Ast noted that the closest site is a long way away and Council should be aware of other alternatives.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LEWARNE:

"THAT the Municipal Manger submit a report re available space for future refuse disposal."

CARRIED UNANIMOUSLY

Alderman Ast noted that Standard Oil on Friday, 1978 September 29, had apparently experienced problems at the refinery and that on Sunday, 1978 October 01, a very strong odor had affected the Capitol Hill area.

Alderman Ast requested a staff report on this subject.

Alderman Emmott

Alderman Emmott noted that in a recent Federation of Canadian Municipalities report on Municipal Salaries, Burnaby was the only Municipality who had declined to report the salaries currently in effect and enquired if there was a reason for this apparent omission.

The Municipal Manager replied that it was his opinion that such figures were not comparable between municipalities and were often misleading.

It was agreed that Alderman Lawson would discuss this matter with the Municipal Manager and bring it up at a Federation of Canadian Municipalities Directors' Meeting.

Alderman Mercier

Alderman Mercier requested information on a recent news release which indicated that the Greater Vancouver Regional District was again planning to construct a building in Burnaby and requested information as to why this Council had not been apprised of the Regional District's intention in this regard.

Alderman Emmott noted that the Greater Vancouver Regional District is at present occupying four buildings. The Regional District had recently voted \$20,000.00 to examine the question in depth. No decision has been made to build a new building at this time. The \$20,000.00 is to allow a proper study to be made.

Alderman Mercier requested that Council receive progress reports on the Greater Vancouver Regional District's study of this particular matter.

Alderman Lewarne noted that when the Greater Vancouver Regional District was previously considering the construction of a Headquarters building in Burnaby in 1975, a prerequisite had been established whereby the Regional District would be required to provide a grant in lieu of taxes based on full assessment and was of the opinion that the Greater Vancouver Regional District should be advised that this requirement is still in effect.

Alderman Drummond

Alderman Drummond requested information on the Urban Transit Authority Act Regulations which indicate that where there is an Annual Lease for a passenger carrying vehicle, the Annual Lease Fee shall be \$1,000.00 or more.

The Municipal Manager advised that he was not familiar with the regulations referred to by Alderman Drummond and could not reply at this time.

Alderman Drummond was of the opinion that Council should be provided with Agendas and Minutes of the meetings of the Interim Board of Directors of the Urban Transit Authority.

His Worship, Mayor Constable, said he would request Mayor Volrich, Interim Chairman of the Interim Board of Directors, to supply copies of the Agendas and Minutes of the meetings of the Interim Board of Directors to the Burnaby Council.

Alderman Drummond further enquired if the Planning Department had received information on buses on Boundary Road going into Champlain Heights. Alderman Drummond also noted that the express bus service on Hastings Street had been reduced and that no information had been received on this subject.

It was agreed that the Director of Planning would investigate the changes in bus service pointed out by Alderman Drummond and would advise Council accordingly.

Alderman Drummond further noted that Mayor Campbell, Chairman of the Greater Vancouver Regional District, had indicated that he would be investigating the transportation of flammable liquids throughout the regional district and enquired if Mayor Constable had been contacted in this respect.

His Worship, Mayor Constable, stated that he had not been contacted by Mayor Campbell but that he understood that a meeting would be held on 1978 October 10 or 11 at which time this subject would be discussed.

Alderman Lewarne

Alderman Lewarne noted that prior to the Mayor's illness, he had been requested by Council to take up the subject of the existing truck restrictions on the New Westminster side of 10th Avenue between Kingsway and 19th Avenue and requested information on the present status of this subject.

His Worship, Mayor Constable, advised that since his return from his illness, he had reactivated this subject and was actively pursuing same. He hoped to be in a position to report to Council in the near future.

R E P O R T S

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

The Municipal Manager presented Report No. 68, 1978 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. Building Department Report

The Municipal Manager provided a report from the Chief Building Inspector covering the operations of his Department for the period 1978 August 14 to 1978 September 08.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

2. Building Department Operations

The Municipal Manager submitted a report on the Building Department Operations.

Generally speaking, the Municipal Manager is continuously reviewing the staffing requirements of all Departments as is each Department Head concerned. The Chief Building Inspector has been watching this matter for some time, and actually he has acted before now as he has not engaged his usual Summer temporary help which, with other curtailments, will result in a saving in the recast budget of \$44,017.00. Further, the temporary Plumbing Inspector will terminate employment at the end of October as a direct result of the work load picture. At present, the remaining staff complement is needed to perform all of the work requirements for which the Department is now responsible.

In summary, staff has maintained close watch over the permit picture this year and has acted to largely offset declining revenue.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

3. Permit Fee Review

The Municipal Manager provided a report from the Chief Building Inspector regarding a proposed increase to permit fees.

The Municipal Manager recommended:

- 1. THAT the Municipal Solicitor be requested to prepare the necessary amendments to the Building, Plumbing, and Electrical By-laws to revise permit fee schedules upward in the order of 14.5%.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN MERCIER:

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

CARRIED

OPPOSED: Alderman Lewarne

4. Revised Gas By-law to Replace Burnaby Gas Fitting By-law No. 3298

The Municipal Manager provided a report from the Chief Building Inspector regarding a revised Gas Fitting By-law.

The Municipal Manager recommended:

- 1. THAT Burnaby Gas Fitting By-law No. 3298 be repealed and the Gas By-law as drafted be substituted therefor.
- 2. THAT a revised Schedule of Fees for Gas Permits, as set forth in the draft by-law, become effective and current with the adoption of the revised Gas By-law.
- 3. THAT the Municipal Solicitor be requested to prepare the necessary amending by-law for presentation to Council as soon as possible.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

5. Letter From Mr. Walter Weir Campbell Which Appeared On The Agenda For The 1978 September 25 Meeting Of Council Condition Of The Lane At The Rear of 6350 Winch Street.

The Municipal Manager provided a report from the Municipal Engineer regarding the lane at the rear of 6350 Winch Street.

The Municipal Manager recommended:

- 1. THAT nothing further be done at this time to that portion of the lane behind 6350 Winch Street and that the Engineering Department carry out routine visits to ensure the proper functioning of the ditch and to control excessive growth.
- 2. THAT Mr. Campbell be given a copy of this report.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

6. School And Municipal Option Studies - 1979

The Municipal Manager provided a report from the Municipal Treasurer regarding School and Municipal option studies.

The Municipal Manager recommended:

1. THAT assessment Option A continue in effect for the year 1979.
2. THAT the Area Assessor be so advised.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED

OPPOSED: Alderman Drummond

7. Letter From Mr. R.D. Schwenneker
5289 Rugby Street, Burnaby, B.C. V5E 2M9
Closures of Sperling Avenue, Chiselhampton Street,
Rugby Avenue and Haszard Street at Canada Way

This Item was dealt with previously in the meeting as Item 3c) under Delegations.

8. Letter From Mr. Keith R. Beedie
4869 Woodglen Court, Burnaby, B.C. V5G 2X8
Construction Of A Duplex At 3883 Price Street

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

9. Letter From Donn Dean Collision Limited
6919 Merritt Avenue, Burnaby, B.C. V5J 4R7
Corrective Order To Install A Sprinkler System
In Paint Spray Booths

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

10. Letter From the Association For The Protection Of
Fur-Bearing Animals Which Appeared On The Agenda
For The 1978 September 25 Meeting Of Council.
Leg-Hold Traps

The Municipal Manager provided a report regarding the use of leg-hold traps to capture animals.

In summary, the Municipal Manager reported that there is consensus among staff that there is no need in Burnaby for the type of By-law that has been enacted by Powell River. Notwithstanding the question of the By-law validity there is authority in the Criminal Code under which Municipalities can initiate legal action against persons who use leg-hold traps which injure or subject an animal to a form of suffering that may be considered to be cruel or inhumane. There is a clearly recognised legal process where reference is made to a charge that has been laid by the Burnaby Society For The Prevention Of Cruelty to Animals pursuant to the Code.

The Municipal Manager recommended:

1. THAT a copy of this report be sent to the Association for the Protection of Fur-Bearing Animals, 1316 East 12th Avenue, Vancouver, B.C. V5N 1Z9

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

11. Provision For Parking By Residents Only

The Municipal Manager submitted a report on a proposed amendment to "Burnaby Street and Traffic By-law 1961, Amendment By-law No. 1, 1978".

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN LEWARNE:

"THAT

'Burnaby Street and Traffic By-law 1961, Amendment By-law No. 1, 1978' be now lifted from the table."

CARRIED UNANIMOUSLY

The Municipal Manager recommended:

1. THAT no further action be taken on the proposed amendment.
2. THAT Item 4, Report No. 62, 1978 September 11 be lifted from the table.
3. THAT a copy of this report and Item 4, Municipal Manager's Report No. 62, 1978 September 11, be sent to Mr. John G. Graham and the other petitioners.

MOVED BY ALDERMAN MERCIER:
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

12. Rezoning Reference #20/78
Proposed Office/Warehouse/Distribution Development
4591 Canada Way

The Municipal Manager provided a report from the Director of Planning regarding Rezoning Reference #20/78.

The Municipal Manager recommended:

1. THAT Council authorize the Municipal Engineer to prepare the survey and subdivision plans necessary for the road dedication, for Beta Avenue north of Canada Way.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

13. Southward Extension of Gagliardi Way
Lougheed Highway to Stormont Interchange
By The Minister of Highways and Public Works
Land Exchange

The Municipal Manager provided a report from the Director of Planning regarding land exchanges that are required in connection with the southward extension of Gagliardi Way.

The Municipal Manager recommended:

1. THAT Council approve the land exchange as generally outlined in Sketch #2 and Section 2.0 of the Director of Planning's report and authorize the Land Agent to pursue the detailed legal completion of this land exchange.

MOVED BY ALDERMAN MERCIER:
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED

OPPOSED: Alderman Drummond

14. Appointment of Golf Professional

15. Notice of Non-renewal of Agreements with Mr. Trygve N. Wenn re Burnaby Golf Courses

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN MERCIER:

"THAT Items 14 and 15, Municipal Manager's Report No. 68, 1978 October 02, be tabled until later this evening after the completion of the 'In Camera' portion of the meeting."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN MERCIER:

"THAT the Council now resolve itself into a Committee of the Whole 'In Camera' at 21:00 h."

NOTE: Council remained 'In Camera' until 21:20 h.

MOVED BY ALDERMAN MERCIER:
SECONDED BY ALDERMAN DRUMMOND:

"THAT Items 14 and 15, Municipal Manager's Report No. 68, 1978 October 02, be now lifted from the table."

CARRIED UNANIMOUSLY

14. Appointment of Golf Professional

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding the appointment of a Golf Professional.

The Municipal Manager recommended:

1. THAT Council approve the entering of four agreements with Mr. Richard Leisen as the Golf Professional/Manager of the Burnaby Golf facilities.
2. THAT staff be directed to work out details of the agreements with Mr. Leisen and report back through the Commission to Council.

MOVED BY ALDERMAN MERCIER:
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED

OPPOSED: Alderman Lawson

15. Notice of Non-Renewal of Agreements with Mr. Trygve N. Wenn re Burnaby Golf Courses

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding non-renewal of agreements involving services rendered by the Golf Professional.

The Municipal Manager recommended:

- 1. THAT Trygve N. Wenn be given notice under the appropriate clause of each of the four agreements (Burnaby Mountain Golf Course, Central Park Pitch and Putt, Kensington Pitch and Putt, Burnaby Mountain Driving Range) that the Corporation does not intend to renew these agreements.

MOVED BY ALDERMAN MERCIER:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED

OPPOSED: Alderman Lawson

NEW BUSINESS

Alderman Lewarne drew Council's attention to correspondence he had received concerning the Brentwood Lanes on the Lougheed Highway.

His Worship, Mayor Constable, suggested that this might be an appropriate item of correspondence to be entered on the Agenda for the Council Meeting on 1978 October 10.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN MERCIER:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN MERCIER:

"THAT this meeting do now adjourn."

CARRIED UNANIMOUSLY

The meeting adjourned at 21:30 h.

Confirmed:

Certified Correct:



