1978 APRIL 24

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1978 April 24 at 19:00 h.

Present:

Acting-Mayor D.P. Drummond, in the Chair

Alderman G.D. Ast
Alderman A.H. Emmott
Alderman W.A. Lewarne
Alderman D.M. Mercier
Alderman F.G. Randall

Absent:

Mayor T.W. Constable Alderman B.M. Gunn Alderman D.A. Lawson

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

MINUTES

a) The Minutes of the Council Meeting held on 1978 April 17 came forward for adoption.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN MERCIER:

"THAT the Minutes of the Council Meeting held on 1978 April 17 be now adopted."

CARRIED UNANIMOUSLY

b) The Minutes of the Public Hearing (Zoning) held on 1978 April 18 came forward for adoption.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN MERCIER:

"THAT the Minutes of the Public Hearing (Zoning) held on 1978 April 18 be now adopted."

CARRIED UNANIMOUSLY

DELEGATION

The following wrote requesting an audience with Council:

a) Robert Gardner and Associates,
Barristers and Solicitors,
RE: "Burnaby Expropriation By-law No. 3, 1978"
Spokesman - Mr. Svend J. Robinson

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN RANDALL:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

a) Mr. Svend J. Robinson then addressed Council and advised that he was representing Mrs. Lillian Mann with reference to the proposed expropriation of her property by the Municipality in connection with the North East Burnaby Recreation Complex. Mr. Robinson noted that on 1978 March 28 he had appeared before Council as a delegation on this same subject. Mr. Robinson noted that Mrs. Mann and her son and daughter were present this evening. Mr. Robinson then reviewed the pertinent portions of his previous presentation to Council on March 28th.

Mr. Robinson noted that at the time of his original submission they had taken the position that the earlier expropriation by-law covering Mrs. Mann's property had been invalidly passed and the reason for that was that the consent of the Governor in Council had not been obtained. It was their position, therefore, that the expropriation by-law that had been originally passed was invalid. It appears that the Municipal Solicitor did not agree with this position, however, the Municipal Solicitor has now recommended that Council rescind the earlier by-law and give three readings to a new by-law covering the expropriation of Mrs. Mann's property. Mr. Robinson was of the opinion that this shows that the Municipal Solicitor is accepting their argument that the original by-law was invalid.

Mr. Robinson further noted that the consent of the Governor in Council for the expropriation of Mrs. Mann's property had never been granted and that Mrs. Mann had appealed to the Minister of Veterans' Affairs and the Veterans' Land Act Officials to not give consent to the expropriation. The matter is still being considered by Federal Authorities and there is no guarantee that such consent will be forthcoming.

It was Mr. Robinson's submission that this whole expropriation procedure had been rushed far too quickly in view of the fact that it is not certain what the property will be required for. It would appear that the future of the area in Community Plan "G" is very much in doubt.

Mr. Robinson stated that what Mrs. Mann is requesting this evening is that she be left to live her life in relative peace and without harassment, that the question of what should be done with the property be considered by the Advisory Planning Commission and that Council not give three readings to the expropriation by-law this evening but rather that the matter of the expropriation be allowed to die a very natural death.

BY-LAWS

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN EMMOTT:

"THAT:

BURNABY ZONING NO. 3, 1978	BY-LAW	1965,	AMENDMENT	BY-LAW	-#7185
'BURNABY ZONING NO. 4, 1978'	BY-LAW	1965,	AMENDMENT	BY-LAW	- #7186
'BURNABY ZONING NO. 6, 1978'	BY-LAW	1965,	AMENDMENT	BY-LAW	-#7188
'BURNABY ZONING NO. 8, 1978'	BY-LAW	1965,	AMENDMENT	BY-LAW	<i>-</i> #7190
'BURNABY ZONING NO. 9, 1978'	BY-LAW	1965,	AMENDMENT	BY-LAW	-#7191

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 AST: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

"THAT:

'BURNABY ZONING NO. 3, 1978'	BY-LAW	1965,	AMENDMENT	BY-LAW	<i>-</i> #7185
'BURNABY ZONING NO. 4, 1978'	BY-LAW	1965,	AMENDMENT	BY-LAW	- #7186
'BURNABY ZONING NO. 6, 1978'	BY-LAW	1965,	AMENDMENT	BY-LAW	- #7188
'BURNABY ZONING NO. 8, 1978'	BY-LAW	1965,	AMENDMENT	BY-LAW	- #7190
'BURNABY ZONING NO. 9. 1978'	BY-LAW	1965,	AMENDMENT	BY-LAW	-#7191

be now read two times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN MERCIER:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW -#7187 NO. 5, 1978'

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

CARRIED UNANIMOUSLY

Acting Mayor Drummond stated that he had been requested by Alderman Gunn and Alderman Lawson, who are not present at the Council Meeting this evening, to make their views on By-Law No. 7187 known to the Council Meeting this evening.

- Alderman Lawson Alderman Lawson wishes it publicly known that she supports the proposed rezoning covered by By-law No. 7187.
- b) Alderman Gunn Alderman Gunn, in a written statement, expressed the following viewpoint:

'I support this rezoning because it fits the community plan and is a suitable land use for the area. I do not believe that there will be a major traffic problem in the area. I think we should do traffic surveys on Curle Avenue and Kalyk Avenue before and during construction and then check for solutions if a problem is indicated. I do not believe that the facility or those using it will upset the residents of the Carleton Private Hospital and Rest Home.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN MERCIER:

"THAT further consideration of this matter be tabled to allow the Director of Planning to meet with the Ismailia Council to see if, in fact, the site municipally owned and known as Site #5 or #6 in the Central Administrative Recreational and Cutural Centre area will, in fact, provide the needs of the Ismailia Council."

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FOR: Aldermen Lewarne, Mercier and Randall.

1978 April 24

OPPOSED: Acting-Mayor Drummond, Aldermen Ast and Emmott.

The votes being equal FOR and AGAINST the question, the question was declared NEGATIVED and LOST.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN MERCIER:

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

CARRIED

OPPOSED: Alderman Lewarne

The Council reconvened.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN EMMOTT:

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

CARRIED

OPPOSED: Alderman Lewarne

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN EMMOTT:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 5, 1978'

-#7187

be now read two times."

CARRIED

OPPOSED: Alderman Lewarne

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN LEWARNE:

"THAT Item 32, Municipal Manager's Report No. 32, 1978 April 24 pertaining to:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 7, 1978'

-#7189

be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

32. The Municipal Manager provided a report from the Director of Planning concerning a Council request that the Planning Department examine the possibility of widening the existing north-south lane which would attempt to provide improved vehicular access to the subject development site.

The Planning Department advised that the widening of the existing northsouth lane would be inadviseable and that the present pavement width can successfully accommodate the amount of traffic generated by the proposed church facility without disrupting the aesthetic quality and traffic patterns relative to the immediately adjacent residential area.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN LEWARNE:

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

MOVED BY ALDERMAN EMMOTT: SECONDED BY ALDERMAN MERCIER:

"THAT:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 7, 1978'

-#7189

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

CARRIED UNANIMOUSLY

Alderman Mercier reported that he had been opposed to referring this rezoning proposal to a Public Hearing and was still opposed to the proposal because it did not constitute a proper use of the area in question. There is not sufficient space involved in the application. The site is isolated on both sides by uses not likely to change and are residential in nature. Alderman Mercier was of the opinion that this proposal would constitute spot rezoning and that he was opposed to the application.

Alderman Ast also indicated that he was opposed to this rezoning. The site was not suitable for the proposed use and he did not agree with traffic exiting into the lane. The prevailing land use in the area is firmly residential and Alderman Ast could see no purpose in changing it. There is no community plan proposal that the area be changed to the type of use proposed and Alderman Ast could not support the rezoning application.

Alderman Lewarne stated that he could support this motion if the site was squared off to the corner of Frederick Avenue so that the site would have access to a major street. Alderman Lewarne was of the opinion that as it stands at this time there is not sufficient exit or egress from the site to a 12 ft lane and it did not seem to him to be the standard that is required for vehicle movement.

Alderman Lewarne advised that he is opposed to the rezoning proposal as it presently stands.

Alderman Randall noted that he had previously expressed concern about the lane situation and the site. Alderman Randall agreed with Alderman Lewarne that if they had that piece of property on the corner it would certainly make access much easier. Alderman Randall had spoken to the owner of that property and it was his understanding that it is available but that the owner has never been approached by the people who have the church property. Alderman Randall stated that he could support the rezoning application if that additional piece of property on the corner was included. Alderman Randall considered that the applicants should properly pursue discussions for that particular piece of property. Alderman Randall stated that he could not see this proposal as a high volume operation at all and it was strictly access off and on Imperial Street that concerned him. Alderman Randall advised that he was prepared to support this rezoning application at this stage subject to the applicant having discussions regarding the corner property.

MOVED BY ALDERMAN EMMOTT: SECONDED BY ALDERMAN RANDALL:

"THAT the Committee now rise and report progress on:

'BURNABY ZONING BY-LAW 1965, AMENDMENT BY-LAW NO. 7, 1978!."

-#7189

CARRIED

OPPOSED: Aldermen Ast, Lewarne, and Mercier

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

"THAT Item 23, Municipal Manager's Report No. 32, 1978 April 24 pertaining to:

BURNABY EXPROPRIATION BY-LAW NO. 3, 1978'

-#7209

be brought forward for consideration at this time."

23. The Municipal Manager recommended:

THAT By-law No. 7209, being 'Burnaby Expropriation By-law No. 3, 1978' be introduced and given three readings.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

"THAT Item 11, Municipal Manager's Report No. 32, 1978 April 24 pertaining to:

*BURNABY TAX SALE LANDS RESERVE FUND EXPENDITURE BY-LAW NO. 1, 1978'

-#7210

be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

11. The Municipal Manager recommended:

THAT a tax sale monies by-law be brought down to appropriate \$ 660,493.56 from the Tax Sale Fund Reserve to reimburse general revenue funds for the monies expended on the land acquisition and development costs as noted in the Treasurer's report.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

"THAT Item 15, Municipal Manager's Report No. 32, 1978 April 24 pertaining to:

BURNABY LOAN AUTHORIZATION BY-LAW NO. 1, 1978'

be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

15. The Municipal Manager recommended:

THAT a loan authorization by-law pursuant to Section 253 of the Municipal Act in the amount of \$1,070,000. be brought down.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN EMMOTT:

"THAT:

BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW

-#7196

NO. 1, 1978

BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 2, 1978'

-#7197

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BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 3, 1978	-#7198
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 4, 1978'	-# 7199
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 5, 1978'	-#7200
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 6, 1978'	- #7201
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 7, 1978'	- #7202
BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 8, 1978'	-#7203
BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 9, 1978'	- #7204
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 10, 1978'	-# 7205
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 11, 1978'	-# 7206
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 12, 1978'	− #7207
BURNABY HIGHWAY EXCHANGE BY-LAW NO. 1, 1978	<i>−</i> # 7208
BURNABY EXPROPRIATION BY-LAW NO. 3, 1978	<i>−</i> #7209
BURNABY TAX SALE LANDS RESERVE FUND EXPENDITURE BY-LAW NO. 1, 1978'	<i>-</i> #7210
'BURNABY LOAN AUTHORIZATION BY-LAW NO. 1, 1978'	-#7211

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 AST: SECONDED BY ALDERMAN EMMOTT:

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

CARRIED

OPPOSED: Alderman Mercier to By-law No. 7209.

The Council reconvened.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

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

CARRIED

OPPOSED: Alderman Mercier to By-law No. 7209.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN LEWARNE:

"THAT:

'BURNABY LOCAL IM NO. 1, 1978'	IPROVEMENT	CONSTRUCTION	BY-LAW	- #7196
BURNABY LOCAL IM	iprovement	CONSTRUCTION	BY-LAW	-#7197
'BURNABY LOCAL IM	IPROVEMENT	CONSTRUCTION	BY-LAW	-#7198

'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 4, 1978'	<i>−</i> #719 9
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 5, 1978'	<i>−</i> #7200
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 6, 1978'	- #7201
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 7, 1978'	-#7202
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 8, 1978'	<i>#</i> 7203
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 9, 1978'	- #7204
BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 10, 1978'	-#7205
BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 11, 1978'	- #7206
'BURNABY LOCAL IMPROVEMENT CONSTRUCTION BY-LAW NO. 12, 1978'	- #720 7
'BURNABY HIGHWAY EXCHANGE BY-LAW NO. 1, 1978'	<i>−</i> #7208
BURNABY EXPROPRIATION BY-LAW NO. 3, 1978	<i>−</i> #7209
BURNABY TAX SALE LANDS RESERVE FUND EXPENDITURE BY-LAW NO. 1, 1978'	-#7210
BURNABY LOAN AUTHORIZATION BY-LAW NO. 1, 1978	-#7211

be now read three times."

CARRIED

OPPOSED: Alderman Mercier to By-law No. 7209.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN RANDALL:

"THAT:

'BURNABY SIGN BY-LAW 1972, AMENDMENT BY-LAW NO. 1, 1978'

-#7195

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 AST: SECONDED BY ALDERMAN MERCIER:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 32, 1978 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

a) Mrs. Daphne Horner RE: Dog Too Old To Be Neutered

A letter dated 1978 April 10 was received advising that Mrs. Horner had recently taken her dog to the Vancouver Society for the Prevention of Cruelty to Animals for a thorough checkover and had been informed that he was too old to be neutered. The Society for the Prevention of Cruelty to Animals had issued a certificate to this effect. Mrs. Horner had presented this certificate to the Licence Department but they had refused to honor it.

Mrs. Horner requested further information as to what additional action she can take in this regard.

Council was advised that a staff report on this subject would be available for consideration on May 01 and further consideration of the matter was deferred until that time.

b) The Kensington Home Owner Association, President, RE: Progress Report On The Burlington/Still Creek Overpass Issue

A letter dated 1978 April 13 was received requesting a progress report on the selection of alternatives to the Kensington Overpass alignment.

Item 17, Municipal Manager's Report No. 32, 1978 April 24 pertaining to this subject was brought forward for consideration at this time.

17. The Municipal Manager provided a report from the Director of Planning regarding the Kensington Avenue Overpass Alternative Study.

The Municipal Manager recommended:

THAT a copy of this report item be forwarded to Mr. Patrick Serne.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

c) City of Vancouver, City Clerk, RE: B.C. Telephone Building -Employee Parking

A letter dated 1978 April 12 was received attaching a copy of a letter from Alderman Kennedy, Chairman, City of Vancouver, Transportation Committee requesting a joint meeting between the Burnaby Transportation Committee and the Vancouver Transportation Committee to discuss the above subject.

Item 22, Municipal Manager's Report No. 32, 1978 April 24 pertaining to this subject, was brought forward for consideration at this time.

- 22. The Municipal Manager recommended:
 - 1. THAT a copy of this report be sent to the Vancouver City Council with a request that a meeting with it's Transportation Committee be deferred until it can be determined when Mayor Constable will be returning from an absence due to illness.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

d) City of Vancouver, Deputy City Clerk, RE: Boundary Road Improvements And Associated Matters

A letter dated 1978 April 13 was received advising that the Vancouver City Council on Tuesday, 1978 April 11 after hearing representatives from the City Engineering and Planning Departments, the Champlain Heights Project Manager and the Executive Coordinator for the City Planning Commission, heard a number of representations from the public in connection with the City Manager's Report dated 1978 March 08 on the subject matter.

The City Council approved Option 1(b) outlined in the City Manager's Report, approved Recommendations "B" and "E", and approved Recommendation "C" after amending it to read as follows:

"That staff report back on suitable land use options for the area south of Marine Drive, taking into account environmental, economical, and other issues, and staff be directed that this land not be used for housing purposes but for some form of industry as a buffer zone."

The City Council passed a further motion that City staff prepare a proposal for a regional goods movement study to be presented to the Greater Vancouver Regional District Transportation Committee at an appropriate time.

e) Marcello Cappelletti, RE: My Residence Does Have A Legal In-Law Suite

A letter dated 1978 April 11 was received concerning the water and sewerage rates charged for a legal in-law suite in the single family dwelling at 2691 Claymore Place.

Item 6, Municipal Manager's Report No. 32, 1978 April 24, pertaining to this subject, was brought forward for consideration at this time.

6. The Municipal Manager reported that the suite in the subject residence has been accepted by the Building Department as being in conformity with existing regulations. It appears that the correspondant is simply requesting to be relieved of his obligation to pay water and sewer rates for occupancy of two families. Under existing policies, however, the charges for services that are currently in effect relative to this dwelling are being made in accordance with regulations that have been approved by Council; there are no grounds on which to exempt either M. Cappelletti or any other person from the rates that have been established.

The Municipal Manager recommended:

THAT a copy of this report be sent to M. Cappelletti.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

REPORTS

MOVED BY ALDERMAN MERCIER: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

a) Acting-Mayor D.P. Drummond
 RE: Acting-Mayor for the months
 of May and June, 1978

Acting Mayor D.P. Drummond submitted a report in which it was recommended that Alderman G.D. Ast be appointed Acting Mayor for the months of May and June, 1978.

MOVED BY ALDERMAN MERCIER: SECONDED BY ALDERMAN RANDALL:

"THAT the recommendation of the Acting Mayor be adopted."

b) Alderman G.D. Ast
RE: Appointment To North Fraser
Harbour Commission

Alderman Ast submitted a report on the Municipal Appointment to the North Fraser Harbour Commission.

The following is the text of Alderman Ast's report:

'Mayor Constable called upon me to represent him and meet with Alderman Warnett Kennedy, representing Vancouver and Mayor G. Blair, representing Richmond, to decide on the Municipal appointee to the North Fraser Harbour Commission.

When I contacted Alderman Kennedy I was informed that he and Mayor Blair had decided on the Vancouver nominee and he asked if I would concur to make the recommendation unanimous. I informed Alderman Kennedy that I could not concur, that I felt the appointment should be from Richmond or Burnaby as the last two appointments have been from Vancouver, I also informed Mayor Blair of Mayor Constable's and my position. Before taking leave-of-absence, Mayor Constable conveyed to me his firm position that the appointee to the Commission should come from Burnaby or Richmond, and he favoured the Burnaby nominee.

The Vancouver nominee, supported by Richmond and Vancouver representatives is Mr. John Oliver. The Burnaby nominee is Mr. Joe Corsbie.

I support the position taken by Mayor Constable in favour of the Burnaby nominee.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN MERCIER:

"THAT this matter be referred back to Alderman Ast to have further discussions with the City of Vancouver and the Municipality of Richmond."

CARRIED UNANIMOUSLY

c) Traffic Safety Committee

The Traffic Safety Committee submitted reports on the following subjects:

Stop Signs for Speed Control Devices

The Traffic Safety Committee recommended that stop signs not be used as speed control devices or to discourage commutor traffic.

MOVED BY ALDERMAN EMMOTT: SECONDED BY ALDERMAN MERCIER:

"THAT the recommendation of the Traffic Safety Committee be adopted."

CARRIED

OPPOSED: Alderman Randall

2. Intersection of Canada Way and Edmonds Street

To facilitate the increased traffic on the westbound Edmonds Street approach, the Traffic Safety Committee recommended:

- 1. THAT the curb lane be restricted to right turns only.
- 2. THAT left turns be prohibited between 06:30 h and 9:00 h.
- THAT enforcement action be taken against those motorists who make right turns from the centre lane.

MOVED BY ALDERMAN EMMOTT: SECONDED BY ALDERMAN MERCIER:

"THAT the recommendations of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

3. Intersection of Ledger Avenue and Roberts Street

The Traffic Safety Committee recommended:

- THAT a stop sign be placed on Roberts Street assigning the right of way to Ledger Avenue.
- THAT parking be prohibited on both sides of Ledger Avenue between Canada Way and Roberts Street.
- 3. THAT Ledger Avenue be centre lined from Canada Way north.

MOVED BY ALDERMAN EMMOTT: SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

 Lakeview Neighbourhood Area - Mayfield Street Cul-de-sac at Canada Way

At a meeting of the Traffic Safety Committee held on 1978 April 18, the Burnaby School Board representative expressed concern that the placement of the barriers restricted the access of emergency vehicles to the Lakeview School. In view of this fact, the Traffic Safety Committee recommended:

 THAT a temporary locking gate, complete with signing to be determined by the Municipal Engineer be installed across Mayfield Street at Canada Way to allow the access of emergency vehicles to the Lakeview School and surrounding residential area.

MOVED BY ALDERMAN MERCIER: SECONDED BY ALDERMAN EMMOTT:

"THAT the recommendation of the Traffic Safety Committee be adopted."

CARRIED UNANIMOUSLY

- d) The Municipal Manager presented Report No. 32, 1978 on the matters listed following as Items (1) to (32) either providing the information shown or recommending the courses of action indicated for the reasons given:
- Greater Vancouver Regional District Light Rapid Transit Study

The Municipal Manager provided a report from the Director of Planning on the participation of Municipal staff in the Greater Vancouver Regional District Light Rapid Transit Study.

Mr. Peeter Liivamagi, a Transportation Planner in the Municipal Planning Department is currently working on the transportation elements of the Burnaby Metrotown plan, including studying the many ramifications of the proposal to provide Light Rapid Transit access to Metrotown.

It will be advantageous to both Burnaby and the Greater Vancouver Regional District to have Mr. Liivamagi involved in the Light Rapid Transit study and arrangements have been made with the Greater Vancouver Regional District for him to spend approximately half his time on that study with Burnaby to be reimbursed for his salary and expenses, during the time he is involved with the Light Rapid Transit Study.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

2. Retirement - Mr. John R. Sutherland

The Municipal Manager provided a report from the Personnel Director concerning the retirement of Mr. John R. Sutherland who has been employed by the Municipality for thirty-one years.

The Municipal Manager recommended:

 THAT the Mayor, on behalf of Council, send to Mr. Sutherland a letter of appreciation for his many years of loyal and dedicated service to the Municipality.

MOVED BY ALDERMAN MERCIER: SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

3. Canadian Association of Municipal Administrators Annual Conference Canadian Municipal Personnel Association Annual General Meeting

The Municipal Manager provided a report from the Personnel Director regarding his attendance at the subject conference and annual meeting which will be held in Edmonton, Alberta from June 01 to June 04.

The Municipal Manager recommended:

1. THAT the Personnel Director be authorized to attend the Canadian Association of Municipal Administrators Annual Conference and related Canadian Municipal Personnel Association Annual General Meeting in Edmonton from 1978 June 01 to 04.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

4. Fire Department Quarterly Report

The Municipal Manager provided a report from the Director of Fire Services covering the activities of his department for the monthsoof January, February and March, 1978.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

5. Eighteenth Avenue as a Through Street

The Municipal Manager provided a report from the Municipal Engineer on the reasons for the placement of stop signs on Fourth Street, Second Street and First Street, which, in effect, made Eighteenth Avenue a through street.

The Municipal Engineer reported that a report was submitted to Council through the Traffic Safety Committee recommending the placing of stop signs along Eighteenth Avenue at Fourth Street, Second Street and First? Street. This was approved by Council at its meeting on 1977 November 28.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

 Letter from M. Cappelletti 2691 Claymore Place, Burnaby Residential Suite

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

7. Letter from Ersilio Colasimone which appeared on the Agenda for the 1978 April 17 Meeting of Council (Item 4k) Residential Suite

The Municipal Manager provided a report from the Chief Building Inspector regarding a suite in a residence at 8048 14th Avenue.

The Municipal Manager reported that in summary, the matter at this time can be simply transacted in accordance with existing procedure, i.e. submission of necessary permit applications with inspections to follow and the signing of a declaration as to the use of the suite as has been stated in the Chief Building Inspector's report.

The Municipal Manager recommended:

1. THAT a copy of this report be sent to E. Colasimone.

MOVED BY ALDERMAN MERCIER: SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

8. Engineer's Special Estimates

62-085

The Municipal Manager provided a report from the Municipal Engineer covering Special Estimates of Work in the total amount of \$ 37,400.00 for the following work:

- 12-031 Bainbridge Avenue, Broadway Lougheed Highway
 Construct approximately 750' chipwalk and erect
 "NO PARKING" signs.
 Charge: Code 15-06
 Additional Information: Construction of this
 chipwalk was approved in Council 78 01 30,
 Manager's Report No. 8, Item 1.
 Funds are provided in 1978 Capital Budget. \$ 5,100.
 - Funds are provided in 1978 Capital Budget.

 Kensington Avenue at Sprott Street.

 Municipal share of traffic control device -

Cost Sharing Ministry of Highways. Charge: Code 15-08 Additional Information: Funds are provided in the 1978 Capital Budget for this cost shared

traffic signal. \$ 7,300.

62-086 To move utilities relative to 1978 Local Improvement Program.
Charge: Code 40-01
Additional Information: Funds are provided in the 1978 Capital Budget. This work is required relative to 1978 Local Improvement Project.

\$25,000.

301

\$37,400.

The Municipal Manager recommended:

1. THAT the estimates be approved as submitted.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

9. Air Pollution - Nitrogen Oxides

The Municipal Manager provided a report from the Chief Public Health Inspector regarding the nitrogen oxides problem within the regional district and the contribution of the automobiles to this problem.

The Chief Public Health Inspector provided a copy of a letter from Mr. F.R. Bunnell, Director of Air Pollution Control for the Greater Vancouver Regional District providing comments on Council's enquiry.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

10. Province of British Columbia Youth Employment Program 1978

The Municipal Manager provided a report from the Municipal Treasurer on the Youth Employment Program for 1978 indicating that the Province has approved Project Nos. 1 to 18, as approved by Council on 1978 March 20.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

11. Tax Sale Moneys By-law to Repay General Revenue Fund for Acquisition and Development of Land

This item was dealt with previously in the meeting as Item 2(v) under By-Law No. 7210.

12. 1977 Treasurer's Financial Report and <u>Auditors' Report</u>

The Municipal Manager provided the Treasurer's Financial Report and Auditors' Report for the year ended 1977 December 31.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

13. Data Processing

The Municipal Manager provided a report from the Municipal Treasurer on data processing.

The Municipal Manager recommended:

1. THAT the Corporation accept the proposal from Sperry UNIVAC for a Series 90/30 computer, to be phased in as outlined in the consultant's report.

- THAT Computech Consulting Canada Ltd. be retained on a per diem basis to provide technical and managerial assistance for the development work at an estimated cost of \$ 126,000.
- 3. THAT the 1978 budget include provision for the Sperry UNIVAC lease and the services of Computech Consulting Canada Ltd.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN MERCIER:

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

MOVED BY ALDERMAN EMMOTT: SECONDED BY ALDERMAN LEWARNE:

"THAT further consideration of this matter be tabled."

CARRIED UNANIMOUSLY

14. Attendance of Parks and Recreation Commissioners at the British Columbia Provincial Parks and Recreation Conference, Vernon, B.C. 1978 April 27 - 30

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding the attendance of two commissioners at the subject conference in Vernon, B.C.

The Municipal Manager recommended:

 THAT advance budget approval be granted for the attendance of Commissioners J.P. Daem and A.E. Lock at the B.C. Provincial Parks and Recreation Conference in Vernon, B.C., 1978 April 27 - 30.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

15. Storm Sewer Financing

The Municipal Manager provided a report from the Municipal Treasurer concerning the need to borrow money for drainage works to be constructed during the year 1978.

This item was dealt with previously in the meeting as Item 2(w) under By-Law No. 7211.

16. Eastburn Neighbourhood Improvement Programme Proposed Bus Shelter Installation in Residential Areas

The Municipal Manager provided a report from the Director of Planning regarding the proposed installation of bus shelters in the Eastburn Area.

The Municipal Manager recommended:

THAT Council authorize an expenditure of \$ 13,000. under the terms
of the Eastburn Neighbourhood Improvement Programme for the construction
and installation of six bus shelters on residential streets in the
Eastburn area.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN LEWARNE:

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

It was agreed that the Municipal Manager would investigate recent changes in the B.C. Hydro Transit Service in the City of New Westminster and the effect such changes would have on bus service in the Eastburn area.

17. Letter from the Kensington Home Owners Association 6290 Parkcrest Drive, Burnaby
Kensington Avenue Overpass Alternative Study

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

18. 1978 Summer Council Meetings

The Municipal Manager submitted a report pointing out that if Council adopts the practice that has been followed in years past, meetings would be held on alternate weeks only during the months of July and August, 1978. To assist Council with its consideration of this matter, following are the dates on which meetings would be held on this basis:

1. Meetings would be held on:

July 4, July 17, July 31, August 14 and August 28

2. Meetings would be cancelled on:

July 10, July 24, August 8, and August 21

The first Council meeting in September would be Tuesday, September 5 as Monday, September 4, is a Statutory Holiday.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN MERCIER:

"THAT Council adopt the aforementioned schedule of Council Meetings during the months of July and August 1978."

CARRIED

OPPOSED: Alderman Lewarne

19. Petition from A. & N. Gracie et al
Which appeared on the Agenda for the 1978 April 17
Meeting of Council (Item 4(1))
Local Improvement Project No. 77/040

The Municipal Manager provided a report from the Municipal Engineer regarding Local Improvement No. 77/040.

The Municipal Engineer reported that under the Local Improvement Procedure and in accordance with the provisions of the Municipal Act it is not possible to provide for the extension of time for receipt of objections to the proposed work. The Municipal Clerk's Certificate of Sufficiency contained a recommendation for Council to authorize the preparation of Local Improvement Construction By-laws for each of the surviving projects. This was approved by Council on 1978 April 10.

The Local Improvement Project in question was initiated as a 4-block entity because we were concerned about the preservation of continuity of the street within the neighbourhood.

The Municipal Manager recommended:

1. THAT a copy of this report be sent to the petitioners.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

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

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN MERCIER:

"THAT further consideration of this matter be tabled."

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN MERCIER:

"THAT Municipal staff go out and question people in the four blocks involved in Local Improvement Project No. 77-040 'MacDonald Avenue from Kincaid to Fir Street' to determine their wishes with respect to this local improvement project."

CARRIED UNANIMOUSLY

20. Pick up of Refuse from Commercial Establishments by Municipal Forces

The Municipal Manager provided a report from the Municipal Engineer with respect to the feasibility of expanding services relative to the pick-up and disposal of refuse.

The Municipal Manager recommended:

- 1. THAT the motion 'that The Corporation of the District of Burnaby pick up commercial refuse accounts on a controlled basis to the limit of our capabilities' be lifted from the table.
- THAT commercial container service not be initiated on a controlled basis, using the spare container vehicle, since the standard of service would necessarily be cyclical and therefore unsatisfactory to the customer.
- THAT a copy of this report be sent to Mrs. Yvonne Cunningham and the Burnaby School District.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN RANDALL:

"THAT this matter remain on the table."

CARRIED UNANIMOUSLY

21. Letter from the Brentwood Park Ratepayers' Association Which appeared on the Agenda for the 1978 April 17 Meeting of Council Road Closure in Community Plan "D" Brentwood Park

The Municipal Manager provided a report of the Director of Planning regarding road closures in Community Plan Area "D".

The Director of Planning noted that Council by its past actions, has indicated that the existing road closures (Alternative 1) constitutes within the complex circumstances, the appropriate solution to meet the needs and concerns of the Brentwood residents.

The Municipal Manager recommended:

1. THAT a copy of this report be sent to Mrs. I. Ulmer.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN MERCIER:

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

CARRIED UNANIMOUSLY

22. Letter from the City of Vancouver 453 West 12th Avenue, Vancouver B.C. Telephone Building - Employee Parking

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

23. NorthEast Burnaby Recreation/Library Complex Lot 1, Block 23, D.L. 6, Group 1, Plan 6991, N.W.D. The Director, The Veterans' Land Act and Lillian F. Mann 9637 Cameron Street

This item was dealt with previously in the meeting as Item 1(a) under Delegations and Item 2 (u) under By-law No. 7209.

25. 1978 Annual Budget

The Municipal Manager submitted a report on the 1978 Annual Budget in which it was reported that it is necessary to recommend further changes in the annual budget as presented to Council on 1978 April 17 as amended in accordance with Item 20 (Supplementary), Report No. 30, 1978 April 17.

The Municipal Manager recommended:

- THAT the grant in lieu of taxes as shown in the annual budget for 1978 be adjusted in accordance with this report.
- THAT the provision of \$ 309,000 for the addition to the railway overpass reserve be deleted from the budget.
- 3. THAT the reserve for contingency be increased by \$ 22,901.

MOVED BY ALDERMAN LEWARNE: SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

26. Annual Budget

The Municipal Manager reported that the school mill rate has not been firmed up. However, we have an educated guess and we have now available to us the rates of the other taxing authorities. In order to make a proper comparison between the several tax rates, which has not been possible until now, it is necessary to add to the 1977 general purposes tax levy the business tax and calculate a mill rate for the year 1977 on the school taxable assessment less Hydro and machinery content — to produce a mill rate of 44.710 mills rather than 19.140 on full value assessments.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

27. Tenders for Contract #7806 Asphalt FOB the Plant

The Municipal Manager provided a report from the Purchasing Agent regarding tenders for the supply of asphaltic concrete.

The Municipal Manager recommended:

- THAT the tender submitted by Jack Cewe in the amount of \$ 78,382.50 be accepted.
- 2. THAT final payment be based on unit prices tendered and actual qualities used, with the unit prices so tendered to be adjusted where required for escalation of costs according to the provisions of the contract.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN AST:

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

28. Mountain Dance Theatre Company

The Municipal Manager provided a report from the Parks and Recreation Administrator concerning a request for a grant in the amount of \$ 2,000. from the Mountain Dance Theatre Company.

The Municipal Manager recommended:

 THAT Council approve a grant of \$ 2,000. to the Mountain Dance Theatre Company for 1978.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN EMMOTT:

"THAT Item 10 of the report of the Grants and Publicity Committee tabled on 1978 April 03 be now lifted from the table."

CARRIED UNANIMOUSLY

The following motion was then before Council for consideration:

"MOVED BY ALDERMAN LAWSON: SECONDED BY ALDERMAN AST:

'THAT the recommendation of the Grants and Publicity Committee be adopted.'"

A vote was then taken on the aforementioned motion with the following results:

FOR: Acting-Mayor Drummond, Aldermen Ast, Emmott and Randall.

OPPOSED: Aldermen Lewarne and Mercier.

MOTION LOST

The aforementioned motion requires a vote in favour of two-thirds of the entire Council which is six.

29. Letter received from the Norland Avenue Property Owners Association which appeared on the Agenda for the 1978 April 17 Meeting of Council Norland Avenue Widening

The Municipal Manager provided a report from the Director of Planning regarding the effects that the widening of Norland Avenue will have on abutting properties.

The Municipal Manager noted that as Council is aware, staff has expressed a willingness to meet with the Committee when a meeting is desired to discuss concerns or to provide information. Although we have not received such a request with respect to the matter that is presently before Council, we nevertheless have attempted to contact Mr. Forbes to determine if he or the Committee want to meet again. We were unable to reach Mr. Forbes by telephone because, we are told, that he is out of town and will not return until April 24. We will try again at that time.

The Municipal Manager recommended:

THAT a copy of this report be sent to Mr. J.D. Forbes.

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN MERCIER:

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

30. Capital Improvement Program 1978 - 1983

The Municipal Manager submitted for consideration of Council the Capital Improvement Program for the years 1978 - 1983, as prepared by the Staff Capital Improvement Program Committee.

The Municipal Manager recommended:

- 1. THAT Council consider the program as submitted.
- THAT a by-law be brought down for final passage by 1978 May 15 to adopt the program.
- 3. THAT the 1978 portion of the program be included in the Annual Budget By-law which must then be passed by 1978 May 15.
- 4. THAT Council, after the adoption of the Capital Expenditure By-law and the Annual Budget By-law, conduct continuing discussions on this program and the Capital Expenditure needs of the community generally and, if necessary, cause the Capital Expenditure By-law and the Annual Budget By-law to be amended later in the year in the event that Council considers that items in the program should be altered, deleted, or added.

MOVED BY ALDERMAN MERCIER: SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

31. Burnaby Counter Attack Against Impaired Driving Request for Scholarship Funding - \$ 600.00

The Municipal Manager provided a report from the Officer-in-Charge, Royal Canadian Mounted Police, Burnaby Detachment regarding a project that is proposed in connection with the Burnaby Counter Attack on Impaired Driving Program. The Officer-in-Charge reported that the Burnaby Detachment, through the Police Community Relations/Crime Prevention Detail, are directly involved in the project "Burnaby Counter Attack on Impaired Driving. The objective is to get community involvement and awareness. At this stage we are directing attention to the high schools. The participation involves a major public speaking contest for which we ask that an amount of \$ 600.00 be authorized for the purpose of a scholarship at the senior secondary level. The specific amount was chosen to match a similar scholarship contribution made by the Provincial Government.

The Officer in charge requested that Council authorize diverting \$ 600.00 from the Police Crime Prevention budget for the purpose of establishing a 'one time' scholarship directly related to the project "Counter Attack Against Impaired Driving" which will be administered by the Burnaby School Board.

The Municipal Manager recommended:

- THAT Council authorize diverting \$ 600.00 from the Police Crime Prevention budget for the purpose of establishing a 'one time' scholarship directly related to the project "Counter Attack Against Impaired Driving".
- 2. THAT the Scholarship be administered by the Burnaby School Board.

MOVED BY ALDERMAN RANDALL: SECONDED BY ALDERMAN LEWARNE:

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

32. Rezoning Reference # 2/78 4564 Imperial Street Lot 7E₂, Block 3, D.L. 99, Plan 3513

This item was dealt with previously in the meeting as Item 2(e) under By-Law No. 7189.

MOVED BY ALDERMAN EMMOTT: SECONDED BY ALDERMAN RANDALL:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN EMMOTT: SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST: SECONDED BY ALDERMAN LEWARNE:

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