

1979 DECEMBER 17

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1979 December 17 at 19:00 h.

PRESENT: Mayor D.M. Mercier, In the Chair  
Alderman G.D. Ast  
Alderman D.P. Drummond  
Alderman A.H. Emmott  
Alderman D.A. Lawson  
Alderman W.A. Lewarne  
Alderman F.G. Randall  
Alderman V.V. Stusiak

ABSENT: Alderman D.N. Brown

STAFF: Mr. Bart McCafferty, Acting Municipal Manager  
Mr. E.E. Olson, Municipal Engineer  
Mr. A.L. Parr, Director of Planning  
Mr. James Hudson, Municipal Clerk  
Mr. B.D. Leche, Deputy Municipal Clerk

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN AST:

"THAT Alderman D.N. Brown be granted a leave of absence from the Council Meeting this evening."

CARRIED UNANIMOUSLY

#### M I N U T E S

The minutes of the Council Meeting held on 1979 December 10 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the minutes of the Council Meeting held on 1979 December 10 be now adopted."

His Worship, Mayor Mercier, noted that on page 24 of the minutes of the Council Meeting held on 1979 December 10 relative to Item 14, Municipal Manager's Report No. 83, 1979 December 10, "Approval for the funding of staffing requirements at the Cameron and Eastburn Community Centres", Alderman Randall should be substituted for Alderman Emmott as being opposed to the motion "That the proposed position for one lounge attendant for the Cameron Recreation Centre be deleted". It was agreed that the minutes of the Council Meeting held on 1979 December 10 would be amended accordingly.

A vote was then taken on the original motion as moved by Alderman Ast and seconded by Alderman Drummond, "That the minutes of the Council Meeting held on 1979 December 10 be now adopted", as amended, and same was carried unanimously.

The minutes of the Public Hearing (Zoning) held on 1979 December 11 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the minutes of the Public Hearing held on 1979 December 11 be now adopted."

CARRIED UNANIMOUSLY

#### D E L E G A T I O N S

The following wrote requesting an audience with Council:

- (a) Mrs. Mary Murdocco, 1979 December 05  
Re: Deer Lake Area Barricades.  
Spokesperson - Mrs. Mary Murdocco

- (b) British Columbia Institute of Technology,  
Manager: Student and Conference Housing,  
1979 December 11, Re: Post-Secondary Student  
Housing in the Burnaby Rental Accommodation Market.  
Spokesman - Mr. Val Karpinsky
- (c) Seaburn Storage, J.E. Macdonald,  
1979 December 12, Re: Car Storage in  
Apartment Building Basements.  
Spokesman - Mr. J.E. Macdonald
- (d) Garry Beatch, 1979 December 11,  
Re: Proposed changes to intersection  
of Canada Way and Burris Street.  
Spokesman - Mr. Garry Beatch
- (e) Mrs. Margaret M. Taylor, 1979 December 11,  
Re: Access problem to 5649 Canada Way.  
Spokesperson - Mrs. M.M. Taylor
- (f) Shell Canada Limited, Shellburn Refinery,  
A.W. Marynowski, 1979 December 12, Re: Invest  
\$52 million at our Shellburn Refinery.  
Spokesman - Mr. A.W. Marynowski
- (g) Simon Fraser University, President,  
1979 December 12, Re: Illegal Suites.  
Spokesman - Mr. K.G. Pedersen
- (h) Herbert R. Karras, 1979 December 11,  
Re: Shelby Court - Restrictive Covenant.  
Spokesman - Mr. Herbert R. Karras

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

His Worship, Mayor Mercier, advised Council that Mr. Herbert R. Karras wished to withdraw as a delegation this evening.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN AST:

"THAT Mr. Herbert H. Karras be authorized to withdraw as a delegation this evening."

CARRIED UNANIMOUSLY

- (a) Mrs. Mary Murdocco, Re: Deer Lake Area Barricades.  
Mrs. Murdocco did not appear at the Council Meeting this evening.
- (b) Mr. Val Karpinsky, British Columbia Institute of Technology, Manager,  
Student and Conference Housing, then addressed Council concerning the  
Burnaby rental accommodation market. The following is the text of  
Mr. Karpinsky's submission:

"B.C.I.T. currently has a full-time enrollment of 4,100 students. Fifty percent of our students are from outside the Lower Mainland, and must relocate in order to attend classes at B.C.I.T.

B.C.I.T. is the only school of its kind in the entire province of British Columbia, offering courses in Business, Health and Engineering. Upon 1979 Graduation, 93% of B.C.I.T. students were employed in jobs for which they were trained.

B.C.I.T. now has 250 beds in its new Maquinna Residence, and 44 beds in the residence which formerly housed the Willingdon School for Girls.

B.C.I.T. hopes to have another 250 beds in the next few years - but we do not wish to displace the private landlord. Our total goal is an on-campus population of approximately 500 beds, which would still be less than 10% of our maximum student population at B.C.I.T. (5,698 students by 1984).

Whatever develops with B.C.I.T. residences, students will always have a strong requirement for rental accommodation in the private rental market.

According to the October Survey of Canada Mortgage and Housing Corporation, the vacancy rate in Burnaby is 0.2%. This means that in every one thousand rental units in Burnaby, there are two vacancies. A vacancy rate of 1% is considered to be of a critical nature.

B.C.I.T. does not wish to see its students living in dangerous, dilapidated accommodation. However, we are aware that there are many suites, presently considered illegal, which could provide reasonable shelter for many people.

We understand the desire of most Burnaby residents to keep population pressures manageable within the various residential areas of the city.

B.C.I.T. would endorse the closure of any rental accommodation which does not meet reasonable health, fire, and building standards. We suggest, as possible solutions, that landlords with rental accommodation should provide suitable off-street parking for occupants of their buildings, and that the landlord recompense Burnaby for extra services required by additional occupants of a building, i.e. garbage collection, fire protection, etc.

B.C.I.T. would appreciate the opportunity to work with Council, and with its Housing Committee, to suggest possible solutions to a very complicated problem. We have spoken to the administrative officers of Pacific Vocational Institute, and Simon Fraser University. They have also indicated a similar desire to co-operate with Burnaby Council.

We hope that you will consider our participation."

MOVED BY ALDERMAN DRUMMOND:  
SECONDED BY ALDERMAN RANDALL:

"THAT the submission of Mr. Val Karpinsky be referred to the Housing Committee.

CARRIED UNANIMOUSLY

- (c) Mr. J.E. Macdonald, Seaburn Storage, then addressed Council on the subject of car storage in apartment building basements. The following is the substance of Mr. Macdonald's submission:

"I have come here tonight to explain my side of the story in regards to storage of all cars in apartment buildings in question. In 1975 I approached the owners of two apartment buildings in question and asked to rent some of their excess and unused parking space, and to build a fence around those areas, they agreed and I approached the Building Department and subsequently received approval from the Building Department, Planning Department and Fire Department. I also agreed to store only cars or wheeled vehicles in these areas. The reason for my creating these areas was on behalf of my many friends in the various old car clubs in the Lower Mainland who find it very difficult to keep their old cars safe and dry. I, being a past president of the Vintage Car Club of Canada, and a current director, have some collector cars myself and can fully understand their problems. This operation has been managed by myself for over five years with absolutely no problems with either Burnaby Municipality, buildings tenants or the car storage tenants. The parking spaces in question are in excess of the amount of parking required under the present by-law. Also I must remind you that my use of this space was approved in 1975. The one and only complaint you have received during the five years was from a chap who belonged to

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one of the car clubs who pleaded with me to store a 1927 Model T even though we were full at the time. Six months later there was a break-in in the storage area and some parts were removed from this vehicle. This chap didn't believe in insurance even though the year before his house was badly burned, hence he tried to hold me responsible for his stolen car parts. We went to Small Debts Court and it was thrown out, hence he is crying sour grapes. As was stated in the original report to you, this operation was investigated by the Licence Department last summer and it was decided to take no action because of the use of the various members of the vintage car club and other clubs, i.e. a society which is non-licencable. The only reason I use a limited company name to manage this operation is to protect the car clubs, building owners and myself if there should be any legal problems. As a result I don't consider this a commercial venture. As I also stated in the report, if any tenants of the building require extra parking I will supply them with it even though the apartment building already has enough parking as per the by-law. I might also add that there is very little movement of these old cars and I have the only access, hence no unnecessary people are in the building and some of the cars have been in storage for five years. I know the buildings' owners will confirm the above and will also state what an excellent liaison we have had during this period. I ask that you consider the unnecessary hardships and problems inflicted on my fellow old car collectors by a possible decision to shut down this harmless but necessary operation, and take into consideration what I would call an excellent record on our part. Thank you."

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN AST:

"THAT this matter be referred to the Municipal Manager for a further report on the questions raised this evening, including the question of setting a precedent."

CARRIED UNANIMOUSLY

- (d) Garry Beatch then addressed Council on the subject of the proposed changes to the intersection of Canada Way and Burris Street. The following is the substance of Mr. Beatch's submission:

"Mr. Beatch stated that he was very disappointed with Council's decision last week to retain the barricades in the Canada Way/Sperling Avenue area. Mr. Beatch noted that while no doubt Council had solved the problems in the actual Deer Lake area little consideration had been given to the residents of Buckingham Heights, those living on the north side of Canada Way, and the people that live on Canada Way. There are a great many problems there and Mr. Beatch did not consider that it was reasonable to provide an answer to one small segment of the overall area. The people that were in favour of the removal of the barricades had tried very hard to come up with alternative solutions to the barricades. The people in favour of the barricades had offered no compromises whatsoever, and had put very little effort into attempting to arrive at an alternative solution. Mr. Beatch reiterated the problems that he had encountered with the use of his own driveway off Canada Way. Mr. Beatch was also of the opinion that the commercial establishments along Canada Way had not in any way benefited from the barricades. Mr. Beatch also advised that it was not his intention to let this matter drop and that he would be back before Council again and again until he had achieved some satisfaction. Mr. Beatch suggested that the barricades, if they are to remain, be moved back from Canada Way some distance in order that cars with problems would have some place to pull off rather than to use the private driveways of people residing on Canada Way for this purpose."

It was agreed that the Municipal Engineer would investigate the possibility of relocating the existing barriers as suggested by Mr. Beach in his submission.

- (e) Mrs. Margaret M. Taylor then addressed Council on the subject of access problems to 5649 Canada Way. The following is the substance of Mrs. Taylor's presentation:

"Mrs. Taylor advised Council that her problem was very similar to that of Mr. Beatch. She then reviewed the situation regarding access and egress from 5649 Canada Way. This problem had been brought before Council on April 27 of this year when her and her husband returned from a retirement holiday and found themselves unable to enter or leave their property at certain times of the day. The situation had been aggravated by the barricades. The 40,000 cars per day on Canada Way has nothing to do with this. Mr. Beatch's point concerning vehicles using his driveway is something that Council does not seem to understand. We are not complaining about 40,000 cars. Mrs. Taylor advised that the amount of traffic did not bother her one bit. However, it does bother her when she wants to get in and out of her driveway, which she could always do before the installation of the barricades. The point here is that the side streets, Haszard Street and Rugby Street, are public roads. Council has blocked those and on Mrs. Taylor's particular bend of the road it is very difficult for cars and when they breakdown they usually breakdown right there. Mrs. Taylor's property has no rear access and this fault lies with Burnaby. When the Taylor's had purchased their property on Canada Way some twenty years ago there were no other properties behind them. The rear lane from Haszard could have been pushed through, but Burnaby developed it without the lane. Council has closed public roads and forced the traffic on to private driveways. Like Mr. Beatch, Mrs. Taylor advised that the existing situation was most unsatisfactory and that she would keep returning to Council until a more satisfactory solution was found."

It was agreed that the Municipal Engineer would arrange with the Legal and Lands Department to formally contact the property owners to the rear of Mrs. Taylor's property with a view to obtaining a lane right-of-way which would provide rear access to Mrs. Taylor's property at 5649 Canada Way.

- (f) Mr. A.W. Marynowski, Shell Canada Limited, Shellburn Refinery, then addressed Council on Shell Canada Limited's recently announced plans to invest \$52 million at their Shellburn Refinery in order to improve air quality, reduce noise, improve water quality and reduce consumption of energy, and also to provide British Columbia consumers of unleaded gasoline, diesel and aviation fuels with a secure source of supply to meet their needs in the mid 1980's.

The Shell proposal is unique in many respects. Rather than providing for a conventional crude oil expansion, the modifications are limited to separating and blending a mixture of treated, refined products, manufactured at a new refinery in Edmonton from Alberta Oil Sands synthetic crude oil, and transferred to B.C. in batches through the Trans Mountain Pipeline. Shellburn Refinery will thus be able to help meet the short fall in supplies of "light oils" in B.C. expected by 1982/83 in an optimal manner. The increased product supply will be obtained with minimal process expansion at the refinery since the additional feed stock will already have been refined and treated.

Shell's plans are designed to benefit not only B.C. consumers but also our neighbours. By making modifications to some of our existing facilities we will be able to considerably reduce the noise of the emissions from the refinery, to reduce noise, to improve effluent water quality and to reduce the amount of energy we consume in transforming crude oil into useful products.

The investment program, phased over the period 1980/83, will create additional employment and will result in an increased tax contribution to the Municipality. It is difficult to calculate the precise multiplier effect of capital expenditures, but a \$52 million project will have a distinct impact on the local economy. We believe the effect of our construction activity will be minimal on traffic flows around the refinery.

At the convenience of the Council Members, we would appreciate an opportunity to provide an in depth briefing at the Refinery, so that any questions which arise from this proposal may be answered more fully.

We are also prepared to provide a special briefing/display sessions at the Refinery for interested groups of our neighbours.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the matter of the Shellburn Refinery expansion program be referred to the Pollution Committee."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN RANDALL:

"THAT the questions I am going to address be put to staff for investigation and answer."

FOR: ALDERMEN AST, DRUMMOND,  
LAWSON AND RANDALL

OPPOSED: MAYOR MERCIER, ALDERMEN  
EMMOTT, LEWARNE AND  
STUSIAK

The votes being equal for and against the question, the motion was declared negatived and LOST.

- (g) Mr. K.G. Pedersen, President, Simon Fraser University, then addressed Council on the subject of illegal suites. The following is the substance of Mr. Pedersen's submission:

"Your Worship, Members of Council, may I say first of all thank you for the opportunity to appear here this evening to speak on behalf of students at Simon Fraser University. Let me begin my comments by saying that we certainly at the University appreciate the type of problem that you are trying to address in the so called illegal suites, it is a very complex and I am sure a very vexing one for Members of Council to try and deal with, and may I also indicate it is certainly not our intention here to come along and suggest to you as to how you should deal with this problem. What we are here for really this evening is to indicate to you that the situation as far as student housing is a very serious one and you have already heard the major details of that through the representative from B.C.I.T. As far as S.F.U. is concerned, we have at the present time approximately ten thousand students at the institution and roughly one third of those people are looking for accommodation in a given semester. So we are looking for accommodation for about thirty-five hundred people. Unfortunately, S.F.U. has available to us accommodation for only 500, that is something in the order of six to seven percent, which puts us just about down near the bottom as far as universities in Canada that are able to accommodate students in on-campus housing. There are a whole variety of reasons why this situation exists and it's no use presenting them here this evening, other than to lament them I guess, but in any case to give you some notion, the last survey we did of Canadian Universities suggests that the average percentage that they can accommodate is something in excess of twenty percent, so that you can see, I hope, that we are very limited in the accommodation that we have and it has a very important impact as far as students are concerned. During this past semester we have fifteen hundred students waiting for the single occupancy housing of which we only have two hundred and twenty-five rooms, we had another fifteen hundred students on a waiting list to get into the two hundred and ten apartments that we have. Now as I understand it, there is concern on the part of this Council with respect to the recent, continued development of illegal suites in the community and I understand as well there is some interest in curbing this. The problem that we are faced with is the very low vacancy rate that has already been identified as something of less than one-fifth of one percent at the present time, and we are very much concerned about what impact that is going to have on our student body come the next semester or the Fall semester. Summer semester is not as big a problem to us because we only run with about two-thirds of the normal

enrolment in the Summer semester, but come the Fall, if the current situation continues, we are anticipating a very serious situation and so as was indicated earlier by the delegate from B.C.I.T. we would very much like to work with the Municipality in ways that are meaningful in trying to deal with this problem. We don't happen to accept the point of view that there is not a provincial responsibility in the development of student housing on-campus. It has for as long as I have known the situation been the policy of the provincial government not to provide any support at all and so universities and institutions like the B.C.I.T. have had to go outside in the private sector or public sector or wherever it was possible to find funding such that at a rate and cost money that would be such that the rental could be derived from such housing would be sufficient to carry it. My own particular view is that it ought to be a serious concern and responsibility of the provincial government with respect to providing assistance for student housing. I happen to believe it is just as significant for students of this province to have adequate housing to live in as they go to university as it is to have classrooms in which to attend. I think that is all I wish to say on the matter Your Worship, I take under advisement your comments with respect to Alderman Randall, we would be delighted to work with him and his Committee in any way that is meaningful and for that matter in any other way that Simon Fraser can be helpful to this Council. Thank you.

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN AST:

"THAT the Burnaby Municipal Council correspond with the Premier of the Province of British Columbia indicating Council's concern that the Provincial Government provide adequate housing for students at Provincial institutions of higher education and pointing out the current vacancy rate in Burnaby and thus the hardship on Burnaby students."

CARRIED UNANIMOUSLY

B Y - L A W S

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN LEWARNE:

"THAT

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|--|-------|
| 'Burnaby Zoning By-law 1965, Amendment<br>By-law No. 33, 1979' | #7399 |
| 'Burnaby Zoning By-law 1965, Amendment<br>By-law No. 45, 1979' | #7454 |
| 'Burnaby Zoning By-law 1965, Amendment<br>By-law No. 46, 1979' | #7455 |
| 'Burnaby Zoning By-law 1965, Amendment<br>By-law No. 47, 1979' | #7456 |

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 LEWARNE:

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

CARRIED

OPPOSED: ALDERMEN AST, DRUMMOND  
 AND RANDALL - BY-LAW  
 #7399

The Council reconvened.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED

OPPOSED: ALDERMEN AST, DRUMMOND  
AND RANDALL - BY-LAW  
#7399

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning By-law 1965, Amendment  
By-law No. 33, 1979' #7399

'Burnaby Zoning By-law 1965, Amendment  
By-law No. 45, 1979' #7454

'Burnaby Zoning By-law 1965, Amendment  
By-law No. 46, 1979' #7455

'Burnaby Zoning By-law 1965, Amendment  
By-law No. 47, 1979' \$7456

be now read two times.

CARRIED

OPPOSED: ALDERMEN AST, DRUMMOND  
AND RANDALL - BY-LAW  
#7399

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT Item 1, Municipal Manager's Report No. 85, 1979 December 17 pertaining to 'Burnaby Temporary Borrowing By-law No. 1, 1980', By-law No. 7460, and 'Burnaby Temporary Borrowing By-law No. 2, 1980', By-law No. 7461, be brought forward for consideration at this time."

The following is the recommendation contained in that report:

1. That by-laws be brought down to permit borrowing to a maximum of \$12,000,000, repayable on or before 1980 July 15; and that for the period 1980 January 01 to December 31 borrowing to a maximum of \$1,000,000 be permitted, repayable 1980 December 31.

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT

'Burnaby Temporary Borrowing By-law  
No. 1, 1980' #7460

'Burnaby Temporary Borrowing By-law  
No. 2, 1980' #7461

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 the By-laws complete."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT

'Burnaby Temporary Borrowing By-law  
No. 1, 1980'

#7460

'Burnaby Temporary Borrowing By-law  
No. 2, 1980'

#7461

be now read three times."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN RANDALL:

"THAT the motion of Council of 1979 October 22 giving Reconsideration and Final Adoption to 'Burnaby Development Cost Charges By-law 1979, Amendment By-law 1979', By-law No. 7421, be rescinded."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT Item 16 of the Municipal Manager's Report No. 85, 1979 December 17, pertaining to 'Burnaby Zoning By-law 1965, Amendment By-law No. 44, 1979', By-law No. 7428, be brought forward for consideration at this time.

The following is the recommendation contained in that report:

1. THAT the report of the Director of Planning be received for information purposes.

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN RANDALL:

"THAT Item 14, Municipal Manager's Report No. 85, 1979 December 17, pertaining to 'Burnaby Boundary Road Widening By-law No. 1, 1979', By-law No. 7452 and 'Burnaby Boundary Road Widening By-law No. 2, 1979', By-law No. 7453, be brought forward for consideration at this time.

The following is the recommendation contained in that report:

1. THAT this report be received for information purposes.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN RANDALL:

"THAT

'Burnaby Development Cost Charges By-law  
1979, Amendment By-law 1979' #7421

'Burnaby Zoning By-law 1965, Amendment  
By-law No. 44, 1979' #7428

'Burnaby Road Acquisition and Dedication  
By-law No. 2, 1979' #7450

'Burnaby Building By-law 1973, Amendment  
By-law No. 3, 1979' #7451

'Burnaby Council Indemnity By-law  
No. 2, 1979, Amendment By-law 1979' #7459

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

CARRIED

OPPOSED: MAYOR MERCIER -  
BY-LAW 7421

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN RANDALL:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 85, 1979 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- (a) City of Port Moody, City Clerk  
Re: Burrard Thermal Generating Plant

A letter dated 1979 December 03 was received enclosing a report submitted by the Chairman of the Port Moody Environmental Protection Committee and considered by the Port Moody City Council at a special meeting held on Monday, 1979 November 26.

The report deals with an application by the British Columbia Hydro and Power Authority to the National Energy Board for renewal and modifications of their four export licences. Specific mention is made of the Burrard Thermal Plant, located on Burrard Inlet, in close proximity to both the District of Burnaby and the City of Port Moody.

In view of Burnaby's recent submissions to the Port Moody City Council it is anticipated that Burnaby Council may wish to participate in this matter.

Item 17, Municipal Manager's Report No. 85, 1979 December 17, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager reported:

THAT the Municipality was not informed in sufficient time to become recognized by the Energy Board as an intervener at the meetings that

the Board will hold next year. This is not considered to be a problem, however, in that we will be able to express any views that we may wish to make to the Board through our close working relationship with Port Moody.

The Municipal Manager recommended:

1. THAT the report of the Chief Public Health Inspector be received for information purposes.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN AST:

"THAT this Council send a letter to the National Energy Board requesting the Board to recognize The Corporation of the District of Burnaby as an intervener at the meeting of the Board to be held in Vancouver on 1980 January 22."

CARRIED UNANIMOUSLY

The Council Meeting recessed at 21:07 h

The Council Meeting reconvened at 21:22 h with Alderman Brown absent.

- (b) John G. Sandner, Re: Rental of Basement Suite 20/22 MacDonald Avenue North

A letter dated 1979 November 24 was received concerning the occupancy of the basement suite at the above address.

The suite is rented to a young man with no apparent family who, when he applied to Mr. Sandner for a job was on the fringes of the young delinquent element and was a ward of the Child Welfare Superintendent. When it became apparent that his home at that time was totally inadequate, Mr. Sandner offered him the basement of the Burnaby house at a rental considerably less than would normally be asked for this type of suite. The rent is, in fact, paid by the Welfare Department.

Mr. Sandner has taken a personal interest in this young man and feels that in changing for the better some credit is due to the fact that he has his own place of living where Mr. Sandner can keep an eye on him. No useful purpose would be served by his being moved out of what is a very adequate home.

Mr. Sandner has been advised by Mr. Eastman of the Municipal Building Department that he was in contravention of a Burnaby By-law in renting out this suite and that the present occupier should leave almost forthwith.

Mr. Sandner requested that the Municipal Council reconsider the case of his illegal suite in light of the aforementioned circumstances.

Item 8, Municipal Manager's Report No. 85, 1979 December 17, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager provided a report from the Chief Building Inspector advising that the letter from Mr. John G. Sandner is accurate and speaks for itself. The Chief Building Inspector reviewed his Department's actions with respect to this particular suite. Beside the Zoning By-law infraction, the ceiling height in the basement rooms was noted to vary between 6 feet 9 inches and 6 feet 10 inches. This is substantially below the 7 feet 6 inches minimum ceiling height for habitable rooms called up by the National Building Code of Canada and under present conditions of use constitutes infraction of the Building By-law.

The Municipal Manager recommended:

1. THAT a copy of this report be sent to Mr. John G. Sandner, #102 - 710 East 6th Avenue, Vancouver, B.C., V5T 1L5.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN LAWSON:

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

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN AST:

"THAT further consideration of this matter be referred to the Housing Committee for a further report and recommendation to Council."

CARRIED

OPPOSED: ALDERMAN LEWARNE

- (c) Champlain Heights Planning Advisory  
Committee, Corresponding Secretary,  
Re: Citizens Participation in Transit

A copy of a letter dated 1979 November 27 addressed to the Greater Vancouver Regional District was received concerning citizens participation in transit.

- (d) Tex-Pro Western Limited, President  
Re: No longer have an exit off Norland Avenue  
on to Ardingley Avenue travelling north

A letter dated 1979 December 04 was received advising that the exit off Norland Avenue onto Ardingley Avenue travelling north has been closed.

It is now necessary to arrive at 6332 Darnley Street to travel around on Norland Avenue then proceed east on Laurel Street arriving at Ardingley Avenue and then turning north again to arrive at the corner of Ardingley Avenue and Darnley Street. The writer suggested re-instating Ardingley Avenue northbound from Norland Avenue and all that would be necessary would be a stop sign at the corner of Norland Avenue and Ardingley Avenue to assist in the exiting from Ardingley Avenue.

Item 24, Municipal Manager's Report No. 85, 1979 December 17, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager provided a report from the Municipal Engineer regarding the closure of Ardingley Avenue at Norland Avenue which contained the following recommendations:

- (1) THAT Council concur with the action taken in closing Ardingley Avenue at Norland Avenue at this time.
- (2) THAT Mr. A.R. Houston, President, Tex-Pro Western Limited, 1221 Franklin Street, Vancouver, B.C., V6A 1J8 be sent a copy of Report Item No. 6, Municipal Manager's Report No. 79, 1979 November 19 in addition to a copy of this report.
- (3) THAT Mr. Reg. M. Allen, 6307 Laurel Street, Burnaby, B.C., V5B 3B3, and Mr. E. Almerling, 3311 Ardingley Avenue, Burnaby, B.C., V5B 4A5, be sent a copy of this report.

The Municipal Manager recommended:

- (1) THAT Ardingley Avenue be reopened subject to the following conditions:
  - (i) It be northbound only between Sprott Street and Laurel Street.
  - (ii) That signs be erected advising that Ardingley Avenue is a "Temporary Access" and will be closed at some time in the future.

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED

OPPOSED: ALDERMAN STUSIAK

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- (e) Svend J. Robinson, M.P. Burnaby,  
Re: Rates for Leases by National Harbours Board

A letter dated 1979 November 30 was received enclosing a copy of a letter recently received by Mr. Robinson's office in response to a letter he had written on October 09 expressing his concern with the decisions made to substantially increase the rates for leases in Burnaby by the National Harbours Board. Mr. Robinson advised that he was not satisfied with the response received and would be interested to hear further from Council whether it wished him to pursue this matter.

Mr. Robinson further requested Council's comments on the last paragraph of the letter he had received from the National Harbours Board.

Item 7, Municipal Manager's Report No. 85, 1979 December 17, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager recommended:

- (1) THAT Messrs. Svend J. Robinson and Chuck Cook be requested to support and take whatever action they can to bring about a change which will cause future rental increases in leases to be based on the national rate of inflation.

MOVED BY ALDERMAN DRUMMOND:  
SECONDED BY ALDERMAN LAWSON:

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

CARRIED

OPPOSED: ALDERMEN EMMOTT  
AND STUSIAK

- (f) Svend J. Robinson, M.P. Burnaby,  
Re: Bus Shelter and Crosswalk on Canada  
Way to serve new Chelsea Complex

A letter dated 1979 December 06 was received requesting that Council give the matter of a bus shelter and crosswalk on Canada Way to serve the people living in the new Chelsea Complex serious consideration.

Item 18, Municipal Manager's Report No. 85, 1979 December 17, pertaining to this subject was brought forward for consideration at this time.

The Municipal Manager reported that based on the position of the location in the list of priorities, we expect to be able to proceed with the installation of the requested bus shelter in the Spring of 1980.

The Municipal Manager recommended:

- (1) THAT a copy of this report be sent to Mr. Svend J. Robinson, M.P., House of Commons, Ottawa, Ontario, KIA 0A6.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN DRUMMOND:

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

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN AST:

"THAT a copy of this report and a covering letter be also forwarded to Mr. Jack Kaplan, New Chelsea Complex."

CARRIED UNANIMOUSLY

A vote was then taken on the original motion as moved by Alderman Lewarne and seconded by Alderman Drummond, "That the recommendation of the Municipal Manager be adopted", as amended, and same was carried unanimously.

- (g) Vancouver Heights Citizens Committee,  
Richard Pedersen, Re: Commuter Traffic  
Problems Vancouver Heights/Burnaby Heights

A copy of a letter dated 1979 November 27 addressed to the Honourable W.R. Bennett, Premier of the Province of British Columbia, was received concerning commuter traffic problems in the Vancouver Heights/Burnaby Heights areas.

- (h) H. Neufeld  
Re: We think it is wrong to close city streets

A letter dated 1979 December 06 was received advising that Mr. Neufeld was of the opinion that it is wrong to close city streets in the Municipality. Streets are access roads for all citizens to their homes and to public places such as Deer Lake Park. The roads are not paid for exclusively by local residents. They are partially paid out of general taxes.

Mr. Neufeld urged Council to open these areas and be a Council that deals wisely for all citizens of the Municipality.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN RANDALL:

"THAT this item of correspondence be referred to the Traffic Safety Committee."

CARRIED UNANIMOUSLY

- (i) Province of British Columbia, Ministry of Municipal  
Affairs, Honourable W.N. Vander Zalm, Minister  
Re: Third Quarter Housing Growth Grant for 1979

A letter dated 1979 December 04 was received enclosing a Province of British Columbia cheque in the amount of \$58,200.00 which represents the third quarter housing growth grant for 1979 pursuant to Part III of the Revenue Sharing Act Regulations.

- (j) W.A.C. Bennett Memorial Fund, Chairman  
Re: Request for support

A letter dated 1979 December 06 was received requesting that Council consider a minimum grant of five cents per person registered in the Municipality as a one time grant to support the objectives of the W.A.C. Bennett Memorial Fund.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN EMMOTT:

"THAT this matter be referred to the Grants and Publicity Committee."

FOR: ALDERMEN EMMOTT AND  
RANDALL

OPPOSED: MAYOR MERCIER, ALDERMEN  
AST, DRUMMOND, LAWSON  
LEWARNE AND STUSIAK

MOTION DEFEATED

- (k) Province of British Columbia, Ministry  
of Provincial Secretary and Government  
Services, Honourable E.M. Wolfe, Minister  
Re: Recreation Facilities Assistance Program

A letter dated 1979 December 11 was received enclosing a Province of British Columbia cheque in the amount of \$33,333.33 representing the Municipalities first payment from the Recreation Facilities Assistance Program for the James Cowan Theatre and Burnaby Arts Centre projects.

- (l) Mutual Realty Ltd.  
Re: Purchase of 7731-7733 Edmonds Street

A letter dated 1979 December 07 was received advising that Mutual Realty

Ltd. would be interested in purchasing this property and are making this enquiry to determine if the Corporation has an interest in selling.

Council was advised that a staff report on this subject would be available on 1980 January 07 and further consideration of the matter was deferred until that time.

- (m) Herbert R. Karras  
Re: Shelby Court - Restrictive Covenant

This item of correspondence was withdrawn.

- (n) Burnaby Beautification Committee, Chairman,  
Re: Untidiness of Burnaby

A copy of a letter dated 1979 November 30 addressed to Mrs. Rosemary Brown, M.L.A., Burnaby-Edmonds, was received concerning the alleged untidiness of Burnaby. The letter outlined the steps that had been taken by the Burnaby Beautification Committee, the Burnaby School Board and Municipal Departments to keep the Municipality in a clean and tidy condition.

- (o) School District No. 41 - Burnaby, Secretary-Treasurer,  
Re: Project 200 Burnaby West Elementary

A letter dated 1979 December 12 was received advising that the following recommendation concerning the Project 200 Burnaby West Elementary School had been adopted by the Burnaby School Board on 1979 December 11:

"THAT the Board approve reactivating plans to construct a first phase of an elementary school on the Project 200 West Site, and further that the Corporation of the Municipality of Burnaby be notified in writing that the Board is including this school in its current Capital Program (C.E.P.)."

Item 16, Municipal Manager's Report No. 85, 1979 December 17, pertaining to this subject, was dealt with previously in the meeting as Item 3.(h) under "Burnaby Zoning By-law 1965, Amendment By-law No. 44, 1979", By-law No. 7428.

- (p) The Duke of Edinburgh's Award in Canada,  
Director, British Columbia and Yukon Division  
Re: Duke of Edinburgh's Award

A letter dated 1979 December 10 was received outlining the purpose of the Duke of Edinburgh's Award in Canada.

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN RANDALL:

"WHEREAS the Duke of Edinburgh's Award in Canada is a scheme devised by H.R.H. Prince Philip to encourage young people to make the best use of their leisure time by following a four-point program comprising:

- (1) Service to the Community;
- (2) Worthwhile expenditures;
- (3) Pursuit of hobbies or special interests;
- (4) Physical activities, or
- (5) Design for living; and

WHEREAS there are over 200,000 participants annually in 47 countries of whom 14,000 are Canadians with over 2,500 in British Columbia, and

WHEREAS the Duke of Edinburgh's Award is Prince Philip's Challenge to Youth: A program of enriching incentives and awards for individual achievement for the development of qualities, in our adult citizens of tomorrow, of integrity, self-reliance, moral fortitude, perseverance and endurance; and

1979 December 17

WHEREAS a Certificate of Achievement from the Duke of Edinburgh's Award in Canada at either bronze, silver or gold level is recognized as a valid character reference by the adult community:

THEREFORE BE IT RESOLVED that the Municipal Council of The Corporation of the District of Burnaby endorse this program and fully recommends its use by all youth organizations including schools."

CARRIED UNANIMOUSLY

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

(a) Joseph and Elisabeth Staudacher  
Re: Vehicle Crossing for 1244 Boundary Road

Item 12, Municipal Manager's Report No. 75, 1979 November 05.

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN LEWARNE:

"THAT Item 12, Municipal Manager's Report No. 75, 1979 November 05, pertaining to the vehicle crossing for the commercial premises at 1244 Boundary Road, tabled on 1979 November 05, be now lifted from the table."

CARRIED UNANIMOUSLY

The following are the recommendations contained in that report:

- (1) THAT Council concur with the action taken.
- (2) THAT Mr. Staudacher, 4911 Dundas Street, Burnaby, B.C., V5B 1A1, be sent a copy of this report.

The following motion was then before Council for consideration:

"MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN AST:

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

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

FOR: ALDERMAN DRUMMOND  
OPPOSED: MAYOR MERCIER, ALDERMEN  
AST, EMMOTT, LAWSON  
LEWARNE, RANDALL AND  
STUSIAK

MOTION DEFEATED

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN LAWSON:

"THAT Item 21, Municipal Manager's Report No. 85, 1979 December 17, pertaining to this subject, be brought forward for consideration at this time.

CARRIED UNANIMOUSLY

The following is the recommendation contained in that report:

- (1) THAT Council concur with the action taken by the Engineering Department in denying vehicular access to a non-conforming use.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN LAWSON:

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

FOR: ALDERMAN AST AND DRUMMOND  
OPPOSED: MAYOR MERCIER, ALDERMEN  
EMMOTT, LAWSON, LEWARNE,  
RANDALL AND STUSIAK

MOTION DEFEATED



MOVED BY ALDERMAN EMMOTT:  
SECONDED BY ALDERMAN LEWARNE:

"THAT in view of the circumstances relating to this matter, the provision of a curb crossing to service the existing driveway on the subject property will be in order."

CARRIED

OPPOSED: ALDERMEN AST AND  
DRUMMOND

- (b) Road Closing By-law for the closure of a portion of 18th Street between 18th Avenue and 17th Avenue - Road Closing Reference #10/79 - D.L. 95

Item 10, Municipal Manager's Report No. 83, 1979 December 17.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT Item 10, Municipal Manager's Report No. 83, 1979 December 10, pertaining to Road Closing Reference #10/79, tabled on 1979 December 10, be now lifted from the table."

CARRIED UNANIMOUSLY

The following are the recommendations contained in that report:

- (1) THAT Council authorize the preparation and introduction of a Road Closing By-law for the closure of a portion of the subject road allowance.
- (2) THAT Council authorize the preparation of Road Closing By-law plans and right-of-way plans by the Municipal Engineer.

The following recommendation was then before Council for consideration:

"MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN RANDALL:

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

A vote was then taken on the aforementioned motion and same was carried unanimously.

Alderman Stusiak gave notice that he would be introducing a "Notice of Motion" proposing that the road allowances in this area not be subject to closure and that the one property in question not be subject to acquisition by the municipality.

- (c) Approval for the funding of staffing requirements at the Cameron and Eastburn Community Centres

Item 14, Municipal Manager's Report No. 83, 1979 December 10.

Council was advised that a report on this subject will be submitted on 1980 January 07 and further consideration of the matter was deferred until that time. The subject was, therefore, left on the table.

- (d) Engineering Services for the 1980 Local Improvement Program

Item 16, Municipal Manager's Report No. 83, 1979 December 10.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT Item 16, Municipal Manager's Report No. 83, 1979 December 10 pertaining to this subject, tabled on 1979 December 10, be now lifted from the table."

CARRIED UNANIMOUSLY

The following is the recommendation contained in that report:

- (1) THAT The Corporation of Burnaby enter into an Engineering Agreement with Robert F. Binnie Ltd. for the provision of all requisite engineering services for the design of the 1980 Local Improvement Program for both projects "A and "B" as outlined in the Municipal Engineer's Terms of Reference dated 1979 November 19 for a total fee not to exceed \$42,177.00, excluding disbursements and in accordance with the proposal submitted by Robert F. Binnie Ltd. dated 1979 December 03.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN LEWARNE:

"THAT Mr. Owen Dykstra of Local 23, Canadian Union of Public Employees, be allowed to appear as a delegation to present a submission on this subject:

CARRIED UNANIMOUSLY

Mr. Owen Dykstra then addressed Council with a proposal that the Engineering Services for the 1980 Local Improvement Program be carried out by Municipal staff. The following is the text of Mr. Dykstra's submission:

"Your Worship and Members of Council:

On December 31, 1979, the Engineering Department will be laying off three Instrumentmen 1A's and one Survey Assistant. Their length of service with The Corporation of Burnaby is five years, three and one-half years, one and one-half years, and one and one-half years respectively.

The reasons given were, and I quote from the Engineer's letter to the Union dated 1979 October 29: "The Engineering Department's 1980 Provisional Budget (prepared according to the Municipal Manager's covering letter of 1979 June 11), as it pertains to the Survey Section of the Design Division, reflects the following two circumstances:

- (1) The surveys component of the mapping program will draw to a close at the end of 1979, and
- (2) With lesser amounts of capital funds being spent on drainage, local improvements and other works, the workload in the form of preparation of survey control plans has been reduced accordingly."

The Union met with the Municipal Engineer and other Engineering staff members for the purpose of hopefully identifying survey work that would prevent the anticipated lay-off.

When the subject of the 1980 Local Improvement Program was raised, the Municipal Engineer's position was that he interpreted a Municipal Council Committee's recommendation which was adopted by Council in February of 1974, "that complete (outside) engineering services should be utilized for future Local Improvement Works which would include surveys, inspections, and design work", and that he would make this recommendation to Council.

We ask you to consider our position. If all of this work was performed by Municipal forces, there would be a great cost saving - contrary to some statements that were made concerning the budget that Union wages are a great factor in the increase of the 1980 provisional budget. Simple mathematics show that if the wage bill of Union members is approximately 60% of the total budget, our increase of 7% for 1980 would have an impact of  $7\% \times 60\% = 4.2\%$ , and that at a time when the cost of living is expected to jump by more than 10%. From these calculations, you can conclude that the Union wage increases constitute a net reduction of the budget amounting to the anticipated 10% cost of living increase minus the 4% additional Union wage impact on the budget, which leaves a net savings of 10% minus 4%, which equals 6%.

The reason for the above exercise is to show that if you want to use cost figures, you can also make them work for you, and the 1974 recommendations were made by a Council Committee which had to rely on cost figures from the Municipal Engineer and from Associated Engineering Services Ltd. The Union is sure that both these sources wanted to contract out these services.

History will prove this. For example:

- (a) Contracting out of construction (approximately 1967);
- (b) selling off our graders and tandem trucks (approximately 1970) to place the Municipality in a less competitive position (also for snow removal);
- (c) the above-mentioned 1974 report, and
- (d) in 1975 figures were given to Council showing that Municipal refuse collection was impractical.

Subsequently, history has also shown that with some good equipment, good management, and Union-Management co-operation, our Municipal refuse collection is about the best in the country, if not all of North America.

But back to this specific program. We have the forces available. The proposed laid-off crews could easily be converted to this type of work. We have a Works Inspector who was recently laid off, and it might mean a small increase in the drafting staff.

But who would complain, with the bargain price we have to offer? No private Engineering Consultants could touch it!

If Council is concerned about liability, which seems to be a factor in the Engineer's decision, we are sure that the Municipality can obtain insurance on the same basis as the Engineering Consultants are required to secure.

With the early start which the Consultants seem to be able to secure, we are confident that, given the same time allotment, we will be able to have the projects ready for 1980 construction.

If Council at this time finds itself unable to accede to our request, we ask that Council at least approve the carving out of the survey work from the Engineering Consultants' contract for the sake of the surveyors. To be laid off on December 31 is about the worst time of the year for that profession and it is impossible for them to obtain other employment at this time of the year; they have tried.

We know that this work will carry them only for a few months, but hopefully some other work will be available by then.

On behalf of all our members (your employees), we wish you all a Merry Christmas and a happy and successful New Year."

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT this Council Meeting proceed past 22:30 h."

CARRIED UNANIMOUSLY

A vote was then taken on the following motion as moved by Alderman Stusiak and seconded by Alderman Lawson on 1979 December 10, "THAT the recommendation of the Municipal Manager be adopted", and same was carried with Alderman Randall opposed.

- (e) Storage of vehicles in apartment building parking areas at 5050 Sanders Street and 4200 Mayberry Avenue

Item 20, Municipal Manager's Report No. 83, 1979 December 10.

This item was dealt with previously in the meeting as Item 2.(c) under Delegations.

ENQUIRIESALDERMAN LEWARNE

Alderman Lewarne advised Council that he would be introducing a "Notice of Motion" requesting that \$50,000.00 be placed in the 1980 budget for a study of proper methods of disposing of Burnaby's garbage.

Alderman Lewarne enquired if Council would have sufficient information on the proposed Light Rapid Transit alignments and stations to allow Council to have input to the Greater Vancouver Regional District prior to 1980 March 01 as requested.

The Director of Planning advised that staff was in possession of one copy of the report but that other copies of the report would be available in the near future and would be distributed to Council as soon as possible. Following the adoption of the recommendations in the report by the Greater Vancouver Regional District Board of Directors, the Municipal staff will be in a position to provide Council with more definite information on this subject. The Director of Planning was of the opinion that Council would have sufficient time to provide input to the Greater Vancouver Regional District on this subject prior to 1980 March 01.

ALDERMAN RANDALL

Alderman Randall noted that in a press release from the Greater Vancouver Regional District dated 1979 December 12 concerning L.R.T. the statement was made that "steps should be taken to increase the number and adequacy of bus shelters". Alderman Randall enquired as to whether "adequacy" referred to the physical construction of the bus shelters, such as having them closed in at both ends, equipped with longer benches, etc.

The Director of Planning advised that it was his opinion that this statement in the Greater Vancouver Regional District News Release referred to the actual number of bus shelters and not to the type of construction to be used.

Alderman Randall further reported that he had received complaints concerning the approaches to the pedestrian underpass of the Lougheed Highway adjacent to the Lougheed Mall. Alderman Randall enquired as to whether the Municipal Engineer could arrange for the clearing of bush at the south side of the underpass and possibly provide temporary lighting at this location.

It was agreed that the Municipal Engineer would investigate this matter and advise Alderman Randall accordingly, who can then return the subject to Council if he considers it warranted.

ALDERMAN STUSIAK

Alderman Stusiak noted that each Council member was receiving a large volume of miscellaneous circulars from the G.V.R.D. and other organizations each week. Alderman Stusiak requested direction as to the correct method of dealing with these circulars, particularly from the G.V.R.D.

His Worship, Mayor Mercier, suggested that Council members having queries on G.V.R.D. circulars should contact one of the two Council appointed Directors to the Greater Vancouver Regional District and discuss the matter with them. If the subject is something that requires Council's consideration, the matter can then be placed on the Council agenda.

R E P O R T S

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

(a) Mayor D.M. Mercier

(1) Appointment to Committees

His Worship, Mayor Mercier, submitted a report in which it was indicated that the following persons have agreed to serve again for a one year term ending 1980 December 31:

Traffic Safety Committee:

Citizens' Representative

Mr. Gordon Mackie  
5342 Meadale Drive  
Burnaby, B.C., V5B 2E7

Burnaby Justice Council/Family Court Committee:

Mr. N.R.K. Stainton  
5550 Keith Street  
Burnaby, B.C., V5J 3C5

Mrs. K.P. MacKenzie  
7576 Lambeth Drive  
Burnaby, B.C., V5E 1Z4

Mrs. I.M. Laidley  
5470 Hardwick Street  
Burnaby, B.C., V5G 1R1

Reverend R.G. Morrison  
7092 Jubilee Avenue  
Burnaby, B.C., V5J 4B0

Mrs. J.E. Chobotuck  
8247 - 16th Avenue  
Burnaby, B.C., V3N 1R8

Reverend H.D. Neufeld  
4551 Charlotte Court  
Burnaby, B.C., V5G 3T9

Mrs. Marguerite Dixon  
Suite #9 - 7675 Edmonds Street  
Burnaby, B.C., V3N 1B7

His Worship, Mayor Mercier, recommended that the above named people be re-appointed to serve on their respective Committees for a one year term from 1980 January 01 to 1980 December 31.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN STUSIAK:

"THAT the recommendation of His Worship, Mayor Mercier, be adopted."

CARRIED UNANIMOUSLY

(2) Acting-Mayor

His Worship, Mayor Mercier, submitted a report concerning the appointment of the Acting-Mayor for the months of 1980 January and February.

His Worship, Mayor Mercier, recommended that Alderman F.G. Randall be appointed Acting-Mayor for the months of 1980 January and February.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN EMMOTT:

"THAT the motion adopted by Council on 1979 December 03 appointing Alderman D.A. Lawson as Acting-Mayor for the months of 1980 January and February be rescinded.

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN STUSIAK:

"THAT Alderman F.G. Randall be appointed Acting-Mayor for the months of 1980 January and February."

CARRIED UNANIMOUSLY

(b) Grants and Publicity Committee  
Re: Financial Assistance

The Grants and Publicity Committee submitted a report covering the following request for grants:

1. South Burnaby Men's Club - \$350.00

The Grants and Publicity Committee recommended a grant in the amount of \$350.00 to the South Burnaby Men's Club.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

2. Big Brothers of Burnaby - NIL

The Grants and Publicity Committee recommended that no grant be given to the Big Brothers of Burnaby.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

3. Royal Canadian Air Cadets - NIL

The Grants and Publicity Committee recommended that no grant be given to the Royal Canadian Air Cadets, 759 Squadron.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

4. The Fraser Valley Rugby Union - NIL

The Grants and Publicity Committee recommended that no grant be given to The Fraser Valley Rugby Union.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

5. Church of Christ The King - NIL

The Grants and Publicity Committee recommended that no grant be given to the Church of Christ The King.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

6. B.C. Lions Society For Crippled Children - NIL

The Grants and Publicity Committee recommended that no grant be given to the B.C. Lions Society For Crippled Children.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

- c) The Municipal Manager presented Report No. 85, 1979 on the matters listed following as Items 1 to 24, either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Temporary Financing By-Laws

This Item was dealt with previously in the meeting as Items 3(e) and (f), By-Law #7460 and By-Law #7461.

2. Tenders for Equipment

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

The Municipal Manager recommended:

1. THAT a purchase order be issued to the lowest bidder, Carter Pontiac Buick Limited to supply three GMC Model TC31306 1980 Vans for the sum of \$26,123.76, including applicable taxes.
2. THAT a purchase order be issued to the lowest bidder, Casey Dean Lincoln Mercury Sales Limited to supply two Ford L800 Trucks complete with 5 - 7 cubic yard Dump Bodies for the sum of \$45,393.92, including applicable taxes.
3. THAT a purchase order be issued to the lowest bidder, Carter Pontiac Buick Limited to supply one GMC 1980 Model 3/4 Ton Pick-Up for the sum of \$7,597.20, including applicable taxes.
4. THAT a purchase order be issued to the lowest bidder, Carter Pontiac Buick Limited to supply four 1980 Model "S" 7T JOB Acadians for the sum of \$17,426.24, including applicable taxes.
5. THAT a purchase order be issued to Courtesy Chevrolet to supply one 1980 Chevrolet Four-Door Station Wagon Model CC 10906-ZW9 for the sum of \$9,370.40, including applicable taxes.
6. THAT a purchase order be issued to the lowest bidder, Casey Dean Lincoln Mercury Sales Limited to supply one 1980 Ford C 700 Tilt Cab & Chassis for the sum of \$14,950.00, including applicable taxes.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN STUSIAK:

"THAT in future tender calls of this nature, the specifications be amended to read 'Michelin X Radials or equivalent'."

CARRIED

OPPOSED: Aldermen Ast, Drummond and Randall.

3. Contract #7922 - Supply, Rental and Operation of Dump Trucks

The Municipal Manager provided a report from the Purchasing Agent regarding contract #7922 - Supply, Rental and Operation of Dump Trucks.

The Municipal Manager recommended:

1. THAT the lowest tender in the amount of \$101,027.50, submitted by H. Seifert Trucking Limited, be accepted with final payment to be based on the actual use and hourly rates tendered.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

4. Air Pollution

The Municipal Manager reported that on 1979 September 25, he had written to the Greater Vancouver Regional District to obtain comments on the following two aspects of air pollution control:

- a) What has been done by the G.V.R.D. over the past 5 years in terms of making its capability more responsive to air pollution problems, e.g., improved monitoring effectiveness, training of staff, etc.?
- b) What has industry done during the past 5 years to remedy those causes or air pollution for which it is responsible, e.g., installation of equipment, etc.?

The Municipal Manager provided a copy of the reply that was recently received from Mr. J. Barry Mills, head of the G.V.R.D. Pollution Control Division, with regard to this matter.

In conclusion, the information that has been received from the G.V.R.D. was requested by staff in connection with the desire to keep informed on this subject. It is not an exhaustive review, but does provide a good historical prospective on what has transpired in the field of air pollution control during the past 5 years.

The Municipal Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

5. R.C.M.P. Monthly Report - November

The Municipal Manager provided a report from the Officer in Charge, Burnaby Detachment, R.C.M.P., covering the policing of the Municipality for the month of 1979 November.

The Municipal Manager recommended:

1. THAT the report of the Officer in Charge, Burnaby Detachment, R.C.M.P., be received for information purposes.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY



6. S.P.C.A. Contract - 1980

The Municipal Manager provided a report from the Chief Licence Inspector concerning the S.P.C.A. Contract for 1980.

The Municipal Manager recommended:

1. THAT the Contract with the S.P.C.A. be renewed for the period 1980 January 01 to 1980 December 31 at a cost of \$159,254.00 plus 25% commission on the total licence fees collected by them.
2. THAT monthly payments be made to the S.P.C.A. at the rate of 1/12th of the annual amount of the basic contract plus commission on the sale of licences, plus 1/4 of the cost of the evening patrols for the months of May to August.
3. THAT all other terms and conditions of the 1979 Contract be included in the 1980 Contract.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

7. Letter from Svend J. Robinson, M.P.  
Parliament Buildings, Ottawa, Ontario  
National Harbours Board Leases V-508(3),  
V-1359(2) and V-1365(2)

This Item was dealt with previously in the meeting as Item 4e) under Correspondence and Petitions.

8. Letter from Mr. John G. Sandner  
#102 - 710 East 6th Avenue, Vancouver, B.C., V5T 1L5  
Property at 20/22 N. MacDonald Avenue

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

9. Subdivision Reference #90/79  
Restrictive Covenant

The Municipal Manager provided a report from the Director of Planning regarding a restrictive covenant for Subdivision Reference #90/79.

The Municipal Manager recommended:

1. THAT Council authorize the preparation and execution of a restrictive covenant pursuant to Section 215 of the Land Title Act, as more particularly described in the Director of Planning's report.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

10. Subdivision Reference #99/77  
Restrictive Covenant

The Municipal Manager provided a report from the Director of Planning concerning a Restrictive Covenant for Subdivision Reference #99/77.

The Municipal Manager recommended:

1. THAT the Municipal Council authorize the preparation and execution of a restrictive covenant pursuant to Section 215 of the Land Title Act as more particularly described in the Director of Planning's report.

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED

OPPOSED: Mayor Mercier, Aldermen  
Lewarne and Stusiak.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN STUSIAK:

"THAT this Council receive a legal opinion on the legality of this type of covenant and the Municipal responsibilities in the event of damage to private property which may occur as a result of the retention of trees as required by such a covenant."

CARRIED UNANIMOUSLY

11. Installation of a Burnaby Entrance Sign and Associated Landscaping.  
7880 Kingsway Between Tenth and Twelfth Avenues  
Lots 47 and 48, Block 10, Plan 26444  
St. Thomas More School and Our Lady of Mercy Church

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding a proposal to execute a lease for the installation of an entrance sign on Kingsway.

The Municipal Manager recommended:

1. THAT Council approve the proposed changes in the lease and leasehold property required for the installation of the above entrance sign and landscaping.
2. THAT Council authorize the execution of the lease documents.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

12. Placement of Signs in Public Parks
  - (a) Burnaby Parks Regulation By-law 1979
  - (b) Burnaby Sign By-law 1972

The Municipal Manager submitted a report from the Parks and Recreation Administrator regarding the placement of signs in public parks and proposed amendments to the Burnaby Parks Regulation By-law and the Burnaby Sign By-law.

The Municipal Manager recommended:

1. THAT Council approve the following amendments to the noted by-laws:
  - a) Burnaby Parks Regulation By-law 1979 - Section 24  
Add "This section shall not apply to signs erected or placed by the Burnaby Parks and Recreation Commission for the purpose of conveying information on park or recreation matters or controlling activities within parks".
  - b) Burnaby Sign By-law 1972 - Schedule 1, Section 9  
Replace the period following the word "municipality" with a comma and add the following:  
"other than property designated for park purposes and under the jurisdiction of the Parks and Recreation Commission".

MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN RANDALL:

"THAT the recommendation of the Municipal Manager be adopted and the necessary amending By-laws be prepared by the Municipal Solicitor and brought forward."

CARRIED

OPPOSED: Mayor Mercier, Alderman Emmott and Lewarne.

13. Proposed Establishment of a Mini Park  
Willingdon Heights Neighbourhood Improvement  
Program ( N.I.P.)

The Municipal Manager submitted a report from the Parks and Recreation Administrator regarding the proposed establishment of a Mini Park in the Willingdon Heights Area.

The Municipal Manager recommended:

1. THAT Council approve in principle the location for the four-acre neighbourhood park proposed in the Director of Planning's report dated 1979 October 11, together with the projected phasing program to achieve this (all as outlined on the attached drawing no. 2a).
2. THAT once the above properties have been acquired, Council authorize the rezoning to P3 for development as a 'mini park'.
3. THAT Council authorize the closure of the adjacent portion of the MacDonald Avenue right-of-way (as shown on drawing no. 2a) and the rezoning of this right-of-way to P3 for park development.
4. THAT Council approve in principle the pedestrian link outlined on attached drawing No. 2a.

MOVED BY ALDERMAN DRUMMOND:  
SECONDED BY ALDERMAN STUSIAK:

"THAT further consideration of this matter be tabled."

CARRIED UNANIMOUSLY

14. Boundary Road Widening

This Item was dealt with previously in the meeting as Item 3k), By-Law #7452 - By-law WITHDRAWN pending Victoria approval.

15. Burnaby Horsemen's Association  
Revised License Agreement, Assignment of  
Licence Agreement  
Letter of Understanding and Indenture to Lease

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding the proposed execution of documents involving the Municipality and the Burnaby Horsemen's Association.

The Municipal Manager recommended:

1. THAT Council rescind Recommendation Nos. 2, 3, 4 and 5 of Item 10, Municipal Manager's Report No. 46, 1978 June 19.
2. THAT Council approve the License Agreement, Assignment of License, Letter of Understanding, and Indenture to the Lease attached to this report.
3. THAT Council authorize the Municipal Solicitor to execute the Licence, Assignment of License, and Indenture to the Lease, on behalf of the Municipality.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

16. Information on School Requirements  
Lot 85, D.L. 15/148  
9000 Forest Grove Drive, Enclave 6, Burnaby 200  
Rezoning Reference #34/79

This Item was dealt with previously in the meeting as Item 3h)  
By-law No. 7428.

17. Letter from the City of Port Moody  
2425 St. Johns Street, Port Moody, B.C., V3H 3E1  
B.C. Hydro Application for Export Licences

This Item was dealt with previously in the meeting as Item 4a)  
under Correspondence and Petitions.

18. Letter from Mr. Svend Robinson, M.P.  
House of Commons, Ottawa, KIA 0A6  
Bus Shelter and Crosswalk for the New Chelsea Complex

This Item was dealt with previously in the meeting as Item 4f)  
under Correspondence and Petitions.

19. Letter from Mr. Herbert R. Karras  
5459 Chaffey Avenue, Burnaby, B.C. V5H 2S1  
Subdivision Reference #82/79 - Shelby Court

This Item was not considered at the Council Meeting this evening.  
Mr. Herbert H. Karras withdrew his request.

20. Engineering Services for the 1980 Local Improvement  
Program

This Item was dealt with previously in the meeting as Item 5d)  
under Tabled Matters.

21. Local Improvement Project Fronting a Commercial  
Establishment at 1244 Boundary Road (Stauwacher)

This Item was dealt with previously in the meeting as Item 5a)  
under Tabled Matters.

22. Northeast Burnaby Recreation/Library Complex  
Property Belonging to Mrs. Lillian E. Mann  
9637 Cameron Street, Burnaby, B.C.

The Municipal Manager reported that he has continued to attempt to negotiate with Mr. Gardner and has referred several alternative properties to him for Mrs. Mann's review. All sites are very close (within one block) to Mrs. Mann's property and are approximately the same area as her property.

Since we have earlier advised Mrs. Mann that the property was to be vacated by January 10, the Municipal Manager proposes to take the following steps in the event that the property is not vacated by that date:

1. Apply to the Supreme Court for an Order declaring that Title has vested in Burnaby and seeking possession of the property.
2. At the same time, we will encourage the arbitration proceedings to reach an early conclusion.

Until these proceedings are concluded and the Order made, Mrs. Mann will remain in the house unless she chooses to leave in the meantime.

Notwithstanding these steps, all other alternatives for concluding the acquisition are still being pursued. We will continue to attempt to affect a fair and reasonable settlement and the procedure noted above, with due notice to Mrs. Mann through Mr. Gardner, will be followed. We are confident that Mr. Gardner is aware of the time involved in this whole process.

The Municipal Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

23. Rezoning Reference #41779

Goldon Arrow Investments Limited  
Lot 434, D.L. 138, Plan 54890  
1405 Greystone Drive

Application for the rezoning of: Lot 434, D.L. 138, Plan 54890

From: Small Holdings District (A2)

To: Comprehensive Development District (CD)

Address: 1405 Greystone Drive

The Municipal Manager recommended:

1. THAT Council request a rezoning by-law be prepared; that the rezoning be advanced to a Public Hearing on 1980 January 15, and that the following be established as prerequisite conditions to the completion of the rezoning:
  - a) The submission of a suitable plan of development.
  - b) The deposit of sufficient monies to cover the costs of services outlined in Section 3.5 of this report.
  - c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
  - d) The granting of any necessary easements.
  - e) The retention of as many existing mature trees as possible on the site.
  - f) The retention of the majority of the existing watercourse in an open condition over the subject site, to the approval of the Municipal Engineer.
  - g) The satisfactory resolution of the details of the purchase arrangement.
2. THAT Council authorize staff to permit the applicant to commence site preparation including removal of peat prior to Final Adoption of this rezoning.

VI

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED

OPPOSED: Alderman Lewarne

24. Closure of Ardingley Avenue at Norland Avenue

This Item was dealt with previously in the meeting as Item 4d) under Correspondence and Petitions.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT the Committee now rise and report.

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY