

ITEM	SUPPLEMENTARY	22
MANAGER'S REPORT NO.		85
COUNCIL MEETING	1979 12 17	

Re: NORTHEAST BURNABY RECREATION/LIBRARY COMPLEX
PROPERTY BELONGING TO MRS. LILLIAN E. MANN
9637 CAMERON STREET, BURNABY, B. C.

RECOMMENDATION:

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

REPORT

The purpose of this report is to advise the Municipal Council of the current status of this matter and the steps being taken by the Municipal Manager.

The Municipal Manager 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 effect 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.

This is for the information of Council.

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