

1980 DECEMBER 01

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C., on Monday, 1980 December 01 at 19:00 h.

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

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. C.A. Turpin, Municipal Clerk's Assistant

His Worship, Mayor Mercier, extended a welcome to the 53rd Burnaby Guide Company and their Leader, Mrs. Paulene Hall.

M I N U T E S

The minutes of the Council Meeting held on 1980 November 24 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN BROWN:

"THAT the minutes of the Council Meeting held on 1980 November 24 be now adopted."

Alderman Randall noted that on page 13 of the minutes of the Council Meeting held on 1980 November 24 concerning the report of the Grants and Publicity Committee regarding the request by the Burnaby Horsemen's Association for a grant in lieu of taxes, he was shown as being opposed to the motion as moved by Alderman Lewarne and seconded by Alderman Brown, "That a grant be given to the Burnaby Horsemen's Association for the 1980 taxes equivalent to the taxation for the year 1980, without penalties", when, in fact, he had absented himself from the Council Chamber and did not vote on the motion.

It was agreed that the minutes of the Council Meeting held on 1980 November 24 would be amended accordingly.

A vote was then taken on the original motion as moved by Alderman Ast and seconded by Alderman Brown, "That the minutes of the Council Meeting held on 1980 November 24 be now adopted", as amended, and same was CARRIED UNANIMOUSLY.

D E L E G A T I O N S

The following wrote requesting an audience with Council:

- (a) Greater Vancouver Regional District, Hugh Kellas, Regional Planner - Slide Presentation - "The Livable Region: From the 70's to the 80's"
- (b) Public Freightways Ltd., Divisional Controller, 1980 November 24, Re: Application to temporarily enclose a portion of Still Creek
Spokesman - Terry R. Smythe
- (c) Big Brothers of Burnaby, Executive Director, 1980 November 26, Re: Rental Agreement for 7443 Edmonds
Spokesman - Mr. Bruce Herzog

MOVED BY ALDERMAN BROWN:
SECONDED BY ALDERMAN LEWARNE:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

- (a) Mr. G.F. Farry, Administrator, Greater Vancouver Regional District, Regional Planning and Transportation Investigations, then addressed the members of Council and advised that the presentation tonight was in respect to the report entitled "The Livable Region: From the 70's to the 80's", copies of which have been distributed to the members of Council. Mr. Farry further advised that the Board is considering the direction and emphasis for this program for the 1980's and in that respect would like to share with the members of Council the views of the Greater Vancouver Regional District as to what stage the program is at, what the prospects are, and would encourage Council to comment on or question the overall plan or particular elements contained therein.

Mr. Farry then introduced Mr. Kenneth Cameron, Senior Associate, Livable Region Program, who provided Council with a slide presentation highlighting the contents of the above-mentioned report.

- (b) Mr. Terry R. Smythe, Divisional Controller, Public Freightways Limited, then addressed the members of Council and made the following presentation:

"Your Worship and members of Municipal Council, I am sure that Council already has some understanding of our application to enclose a portion of Still Creek where it bisects our property at 3985 Still Creek Avenue. We are proposing to make a temporary closure and enter into a legally binding undertaking with the municipality to remove the culvert at such time as the land use changes. In return, we also wish to grant to the municipality an easement, which would enhance the Still Creek linear parkway where it crosses our property on Still Creek Avenue on the south side of our property. There are a number of reasons for our need for this enclosure. In 1975 we had a fire that destroyed our building entirely and when we came to rebuild that building we could foresee the need, through our growth and volume, to have a larger building. This would be to accommodate our cross dock trucking operations. At that time we discovered to our surprise, that we no longer had the right to enclose the creek where it crosses our property and now required Council approval. We applied for such approval and the application was not approved at that time. Since that time we have modified the application to incorporate our undertaking to remove the enclosure at such time as the land use changes and to grant the easement to enhance the linear parkway. There is a safety element involved here which I haven't mentioned in the past, for example, last winter in the rainy season we had a rather serious problem where the Creek at the intake of the existing culvert undermined our property such that it collapsed to a depth of four to five feet and we were probably very lucky that we had no truck fall into it right at the mouth of the creek at that point. Fortunately the cavity was exposed before a truck happened to cross over. If you can recall the aerial photograph we provided earlier, you will see that that point near the mouth of the existing culvert is almost in the very centre of our property.

The purpose of our proposal now is to ensure that there is an open waterway when future redevelopment takes place in the area, and also permit better truck terminal utilization of the land until that time. There are several intangibles to be dealt with to fully understand our proposal. One of them is Council policy. After having examined the Council policy we find that the reasoning behind such a policy is that it is oriented towards future development in the area. Future development requires the waterways to be open. On 1980 November 17 in the Planner's report to Council on this subject partially reads as follows: 'The justification for Council's policy, in our view, still exists, to provide for preservation of the water-course for future use and enjoyment in improved environmental conditions as general redevelopment takes place'. The whole thrust of that policy, the whole purpose of it, is to look to the future. The concern is not so much with the present terminal use, only what will follow. It follows, I believe, that at the time that policy was first espoused that Council understandably

thought that in order to have open watercourses in the future Council must retain open watercourses in the present. Consequently, the policy has been worded in varying ways, but most of which include the word 'preservation of the open watercourse'. We submit that a proposal such as ours could not have been foreseen at that time and that our proposal entirely supports the long range policy and objectives of Council, and it is only in the short term that it appears to conflict with the words that were used to express that policy. The intent of the policy is still met by our proposal. The watercourse will be open for future development when it takes place. We submit then that our proposal does not conflict with Council policy, it simply permits the efficient land utilization at the present time. Another intangible that I think we have to deal with is that of the question of precedent. Council, I think, is understandably concerned that the establishment of a precedent would allow or make it easy for others to request that which we are. This matter is addressed in the Director of Planning's report to Council contained in this evening's agenda. That of a precedent and that of the three other properties in the area. I would like to suggest that there is really no precedent here. The dictionary defines precedent as something that sets a pattern for others to follow. Our property, if you can again recall the aerial photograph, is completely surrounded by other private properties to the east and west and by the Burlington Northern Railroad to the north. There are only two gates to the south on Still Creek Avenue. There is no access available to the public, whether visual or physical. That is not true of any other property in the area and we submit, therefore, that our property is unique and cannot establish a precedent to be followed by others. Additionally, the property immediately to our west has been redeveloped in recent years, less than five years ago, I believe, in such a way that the property is fully developed on both sides of the creek and there is no need for any kind of enclosure. The buildings have already been designed to accommodate the creek in an open condition. The property immediately to our east is already a truck service centre, and again, it is quite a new building which does not require additional space, the land on the north side of the creek adjacent to that building is used purely for storage and there is excellent access off Gilmore Street. The third and final property, to the east of Gilmore Street, is that of Dick's Lumber, which already has a large culvert over the creek and uses property east of the culvert and is unlikely to ever need full access to that area. If it needs anything it would only need bridge access so it could get to the easterly portion of its land. Under these circumstances I think we are unique and are the only ones that require full use of the land. Once again, our proposal is to extend our terminal building which requires us to back trucks up to that terminal building over the area that is presently blocked by the creek. We are unable to get by with simply bridge access to the area because we have to back up trucks over a much longer distance than can be served by a bridge. We have tried a number of ways to try and get around the need to enclose the creek. We have tried looking at building an L shape to the area, bending the building, angling the forty-five foot trailers that have to be backed-up to the building and in no way can we make it work with the creek in an open condition. We need the full use of the land unlike our neighbours. Access is simply not adequate for our purposes. The final and intangible item that I would like to cover is that of a suggested permanency to the culvert. It has been suggested that somehow in the future, removal of the culvert just might not occur. We would like to point out that removal would not be required until such time as there is a change in the land use and at which time a change in zoning would be required, all which requires the municipality's approval. Again our existing building is a single purpose building and it can't be used for any other purpose. The building would have to be removed or added to and again municipal approval would have to be sought. Finally we have proposed that a restrictive covenant be registered against our title so that if we own it or some subsequent purchaser owns the land there is a binding and legally enforceable right of the municipality to require the removal of the culvert. Incidentally, any subsequent purchaser, and I might add that Johnston Terminals is certainly not in the development business, and I do not foresee a time when we would want to redevelop, but should it be sold and some future developer were to try and avoid removing the culvert it would be fair to point out that the purchase price from Johnston Terminals would certainly reflect the need to remove that culvert.

1980 December 01

No matter what transpires, or who the owner is, Johnston Terminals would effectively bear the cost of removal through a reduction in the ultimate sale price by Johnston Terminals. I believe all these remarks have been addressed towards the long term interests of Burnaby and show that Burnaby's long term interests have been protected. There are several short term interests that also should be discussed. The short term interests are also well protected in that there are no negative aspects to our application as there are no aesthetic values lost, no physical or visual access to the creek lost, and there is no loss of water quality. There is also no financial cost to the municipality, or interference with the linear parkway plan. We submit that there is no conflict with policy objectives, nor precedent being set. There are several positive aspects. There is an improvement in tax revenue based on the improvements to the property. There is a protection of the water quality through the inability of pollutants to enter the creek from our property. The creek would be protected with the inclusion of catch basins and inspection chambers. The linear parkways enhanced by the easement we will grant in order to permit widening of the parkway. We have discussed this matter with the Chamber of Commerce, who at this early stage in their planning feel that this is a very positive approach to making the parkway an attractive one. I would also confirm that in their eyes they can see no reason why the enclosure should not be allowed to us on this particular property. I submit that it also demonstrates a degree of co-operation between government and private sector, that is a constructive example that could be followed in the future.

In summary, we believe that this is an application in the best interests of the community as a whole and is one that should be approved. If there are any doubts that remain in the minds of any Council members we would appreciate an opportunity to discuss it with them at their convenience."

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN AST:

"THAT Item 16 of the Municipal Manager's Report No. 74, 1980 December 01 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following is the recommendation contained in that report:

- (1) THAT a copy of this report be sent to Mr. Terry R. Smythe, Divisional Controller, Public Freightways, P.O. Box 5300, Vancouver, B.C., V6B 4B6.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LAWSON:

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

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

"THAT consideration of this report be postponed and brought forward at the same time when the postponed report of 1980 November 17 - Item 24, Municipal Manager's Report No. 70, 1980 is brought forward."

CARRIED

OPPOSED: ALDERMEN AST
AND DRUMMOND

- (c) Mr. Bruce Herzog, Executive Director, Big Brothers of Burnaby, then addressed the members of Council and firstly expressed appreciation to Council on behalf of the Big Brothers of Burnaby for the support the members of Council have provided the Big Brothers of Burnaby over the past years. Mr. Herzog then advised Council that the Big Brothers of Burnaby would like to place a request before Council that consideration be given to the agency's status as a non-profit society in arriving at a rental agreement for the occupation of the municipally-owned building at

7443 Edmonds Street. Mr. Herzog informed Council that the rate recommended in the report before Council tonight would place a great burden on the budget of this society.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN BROWN:

"THAT Item 14, Municipal Manager's Report No. 74, 1980 December 01 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following is the recommendation contained in that report:

- (1) THAT Lot 13, Block 6, D.L. 30, Group 1, Plan 3036, N.W.D., 7443 Edmonds Street, be leased to Big Brothers of Burnaby at a rate of \$6.00 per square foot per annum.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN AST:

"THAT Lot 13, Block 6, D.L. 30, Group 1, Plan 3036, N.W.D., - 7443 Edmonds Street - be leased to Big Brothers of Burnaby at a rate of \$1.00 per annum and other valuable considerations."

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN AST:

"THAT this subject matter be referred back to staff for a report on the various questions raised by Council."

CARRIED UNANIMOUSLY

B Y L A W S

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

"THAT Item 8, Municipal Manager's Report No. 74, 1980 December 01 be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The following is the recommendation contained in this report:

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

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 50, 1980'	#7609
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 51, 1980'	#7610
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 52, 1980'	#7611
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 53, 1980'	#7612
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 54, 1980'	#7613
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 55, 1980'	#7614

1980 December 01

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 56, 1980' #7615
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 57, 1980' #7616
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 58, 1980' #7617

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

"THAT the Committee now rise and report progress on the bylaws."

CARRIED

OPPOSED: ALDERMAN DRUMMOND
TO BYLAW #7610,
#7612 AND #7613

ALDERMEN BROWN AND
LEWARNE TO BYLAW
#7616

The Council reconvened.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED

OPPOSED: ALDERMAN DRUMMOND
TO BYLAW #7610,
#7612 AND #7613

ALDERMEN BROWN AND
LEWARNE TO BYLAW
#7616

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 50, 1980' #7609
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 51, 1980' #7610
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 52, 1980' #7611
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 53, 1980' #7612
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 54, 1980' #7613
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 55, 1980' #7614
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 56, 1980' #7615
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 57, 1980' #7616
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 58, 1980' #7617

be now read a first time."

CARRIED

OPPOSED: ALDERMAN DRUMMOND
TO BYLAW #7610,
#7612 AND #7613

ALDERMEN BROWN AND
LEWARNE TO BYLAW #7616

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Council Indemnity Bylaw 1980' #7618

'Burnaby Road Acquisition and Dedication Bylaw No. 2, 1980' #7619

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

"THAT the Committee now rise and report the bylaws complete."

CARRIED

OPPOSED: ALDERMEN BROWN
AND LEWARNE TO
BYLAW #7618

The Council reconvened.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED

OPPOSED: ALDERMEN BROWN
AND LEWARNE TO
BYLAW #7618

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Council Indemnity Bylaw 1980' #7618

'Burnaby Road Acquisition and Dedication Bylaw No. 2, 1980' #7619

be now read three times."

CARRIED

OPPOSED: ALDERMEN BROWN
AND LEWARNE TO
BYLAW #7618

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN RANDALL:

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

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 40, 1980' #7564"

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

"THAT the Committee now rise and report the bylaw 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 STUSIAK:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 40, 1980' #7564

be now read a third time."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN BROWN:

"THAT

- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 39, 1980' #7563
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 44, 1980' #7568
- 'Burnaby Tax Sale Lands Reserve Fund Expenditure Bylaw No. 3,1980' #7573
- 'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 49, 1980' #7580
- 'Burnaby Automatic Vending Machine Bylaw 1946, Amendment Bylaw 1980' #7581
- 'Burnaby Cab and Commercial Vehicles Bylaw 1951, Amendment Bylaw 1980' #7582
- 'Burnaby Cabaret Regulation Bylaw 1934, Amendment Bylaw 1980' #7583
- 'Burnaby Club Regulation Bylaw 1950, Amendment Bylaw 1980' #7584
- 'Burnaby Advisory Planning Commission Bylaw 1980' #7600
- 'Burnaby Local Improvement Construction Bylaw No. 20, 1980' #7603
- 'Burnaby Local Improvement Construction Bylaw No. 21, 1980' #7604
- 'Burnaby Local Improvement Construction Bylaw No. 22, 1980' #7605
- 'Burnaby Budget Authorization Bylaw 1980', Amendment Bylaw 1980' #7606
- 'Burnaby Trades Licence Bylaw 1950, Amendment Bylaw 1980' #7607

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

CARRIED

OPPOSED: ALDERMEN AST AND
STUSIAK TO BYLAW
#7600

1980 December 01

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 74, 1980 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- (a) The New Vista Society, Chairman,
Future Development Committee,
Re: Grant to society in lieu of taxes
paid 1979, 1980 and to be paid 1981

A letter dated 1980 November 13 was received advising that it is a matter of mutual interest to both Burnaby and the New Vista Society to preserve a portion of land for future development that will be required to serve the needs of the elderly citizens of the community as such needs increase. The letter requested that Council make a grant to the New Vista Society in lieu of taxes paid on this land in 1979, 1980 and to be paid in 1981.

Item 4, Municipal Manager's Report No. 74, 1980 December 01, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager recommended:

- (1) THAT the report of the Municipal Treasurer be received for information purposes.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

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

MOVED BY ALDERMAN LAWSON:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED

OPPOSED: ALDERMEN AST,
DRUMMOND AND STUSIAK

- (b) Ross Committee Secretary
Re: Skagit Valley

A letter dated 1980 November 17 was received advising that the Ross Committee has been successfully fighting the proposed flooding of the Skagit Valley for the past eleven years and the Municipality of Burnaby, along with many other others in the Lower Mainland and throughout the province have supported the Committee's position in the past. The Committee now, therefore, urges Council to pass an immediate resolution expressing opposition to the flooding, calling for public hearings into the issue, and supporting the request of the Government of British Columbia.

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN RANDALL:

"THAT the decision of the Municipal Council on 1971 May 17 to support the Ross Committee and oppose the plan to flood the Skagit Valley be reconfirmed by the present Council."

CARRIED

OPPOSED: ALDERMEN EMMOTT
AND STUSIAK

- (c) Svend J. Robinson, Member of Parliament, Burnaby
Re: Termination of Community Services Program

A letter dated 1980 November 17 was received advising that the Ministry responsible for the Central Mortgage and Housing Corporation intends to terminate the Community Services Contribution Program. The writer believes that the Burnaby Municipal Council should make known its concern that this program should be extended.

Item 2, Municipal Manager's Report No. 74, 1980 December 01, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager recommended:

- (1) THAT the report of the Municipal Treasurer be received for information purposes.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

- (d) Miss Patricia Knight,
Re: Where is the property line of the
houses on the west side of North Hythe Avenue

A letter dated 1980 November 21 was received requesting clarification of the property lines of the houses on the west side of North Hythe Avenue, and in addition, requesting the topping of trees in the area.

Item 7, Municipal Manager's Report No. 74, 1980 December 01, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager recommended:

- (1) THAT Miss P. Knight, 410 North Hythe Avenue, Burnaby, B.C. V5B 1G5 be sent a copy of this report.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

- (e) John Ingram, Re: Excessive demands
by Fire Department Officials

A letter dated 1980 November 20 was received enclosing a copy of a communication, with attachments, respecting excessive demands by Fire Department officials employed by the City of North Vancouver.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

"THAT the Municipal Manager communicate the policy and position of Burnaby to Mr. John Ingram with specific reference to the comments contained in the last paragraph on page 29 of the letter."

CARRIED UNANIMOUSLY

- (f) P.M. Collins
Re: Mauryne Allan's Mountain Dance Theatre

A letter dated 1980 November 21 was received in which the writer advised she was most disturbed to hear that some members of Council were opposed to the granting of funds to the Mountain Dance Theatre. The writer advised that the Mountain Dance Theatre has been in Burnaby for over seven years and their work has progressed enormously during this period

1980 December 01

of time. It was the understanding of the writer that the program offered by the Burnaby Arts Centre is one of the best in the Lower Mainland, and the majority of the classes are taught by members of the Mountain Dance Theatre.

- (g) Ed Aske, Re: Petition against Bonny's and Capitol Hill Taxi

A letter dated 1980 November 25 was received enclosing a petition signed by over two hundred (200) residents of Burnaby stating that:

"As Bonny's and Capitol Hill Taxi are not providing adequate service to the residents of Burnaby, and as they hold all seventy-seven taxi licences issued in Burnaby, and as these taxi companies seem more concerned with serving the airport than the people of Burnaby.

Therefore, we the undersigned:

- (1) Demand Bonny's Taxi return their cars to Burnaby.
- (2) Request Council to withhold any new licences from this company.
- (3) Request Council, if all else fails, to recall fifty percent of all Bonny's licences."

Item 17, Municipal Manager's Report No. 74, 1980 December 01, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager recommended:

- (1) THAT a copy of this report be forwarded to Mr. Edward J. Aske, #204 - 3940 East Pender Street, Burnaby, B.C., V5C 2L6.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

- (h) Mr. Mike Bueschkens, Coach, Burnaby Blackhawks
Re: Permission to hold bottle and paper drives

A letter dated 1980 November 25 was received requesting permission to hold bottle and paper drives on certain dates in the future for the purpose of raising money for an out-of-town tournament during the up-coming Spring Break.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

"THAT approval be given to hold the bottle and paper drives as requested."

CARRIED UNANIMOUSLY

- (i) J.A. Kozak
Re: Report on Boundary Road Alignment

A letter dated 1980 November 24 was received concerning the response the writer received from an earlier enquiry regarding the Boundary Road Alignment.

Council was advised that a staff report on this subject would be available on 1980 December 08 and further consideration of the matter was deferred until that time.

- (j) Petition, Merchants 3700 Block Hastings Street
Re: Against proposed parking restrictions
along Hastings Street

A letter dated 1980 November 24 was received enclosing a petition signed by the merchants occupying premises in the 3700 block of Hastings Street expressing opposition to the proposed parking restrictions for Hastings Street.

- (k) Miss Jean Tull, Re: Parking along Hastings
Street between Boundary Road and Delta Avenue

A letter dated 1980 November 27 was received advising that the writer is opposed to the prohibiting of parking on Hastings Street as there is insufficient parking in the immediate vicinity and increased parking time on the north and south streets between Albert Street and Pender Street does not appear to be the solution.

The Engineering Department has advised Miss Tull that the question of prohibiting parking on Hastings Street is expected to be considered by Council at its meeting on 1981 January 12 and that she will be advised shortly thereafter as to the outcome of the matter.

R E P O R T S

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

- (a) Traffic Safety Committee
Re: Intersection of Griffiths Avenue,
Stanley Street and Walker Avenue

The Traffic Safety Committee submitted a report in connection with a petition received containing the signatures of fifty-six (56) area residents requesting some form of traffic control be installed at the subject intersection.

The Traffic Safety Committee recommended:

- (1) THAT Griffiths Avenue be cul-de-sac'd as indicated on the attached sketch #2.
- (2) THAT Mrs. J. Hake, 6255 Ashworth Avenue, Burnaby, B.C., V5E 3T8 be sent a copy of this report.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

- (a)(i) Parks and Recreation Commission
Re: Heritage Village

The Parks and Recreation Commission submitted a report regarding proposed recommendations concerning the management model for Heritage Village Museum.

The Parks and Recreation Commission recommended:

- (1) THAT under Section 688 of the Municipal Act, Council create a seven member board of citizens to govern Heritage Village Museum.
- (2) THAT the bylaw creating the board clearly set out procedures governing the conduct of the board and its duties and powers as well as the property to be administered.

- (3) THAT the bylaw ensure both freedom and flexibility to the board and protection to the municipality by including the following provisions:
- (a) All staff will be employees of the board - dismissal of the Museum Manager will require ratification of Council.
 - (b) The board will have the alternative of performing work with its own staff, or contracting out, either to municipal departments or to others.
 - (c) Council will have prior approval of all capital projects.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN AST:

"THAT consideration of this report be postponed until a special meeting can be scheduled between the members of Council, the Parks and Recreation Commission, Century Park Museum Association, and any other interested parties."

CARRIED UNANIMOUSLY

- (b) The Municipal Manager presented Report No. 74, 1980 on the matters listed following as Items 1 to 17 either providing the information shown or recommending the courses of action indicated for the reasons given:
- 1. Financing through the Greater Vancouver Regional District and the Municipal Finance Authority - Security Issuing Bylaw

The Municipal Manager provided a report from the Municipal Treasurer in connection with Council's approval of certain bylaws to provide for the construction of local improvement street works. It is necessary to provide for partial financing of the works that are now proceeding and final financing for previous works that are now complete.

The Municipal Manager recommended:

- (1) THAT a security issuing bylaw be brought down to finance:
 - \$1,842,692 - 15 year local improvement works
 - \$356,308 - 10 year local improvement works
- (2) THAT the Municipal Treasurer be directed to make application to the Greater Vancouver Regional District for this financing.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

- 2. Letter from Svend J. Robinson, M.P. Burnaby Parliament Buildings, Ottawa Federal Government Community Services Contribution Program

This item was dealt with previously in the meeting in conjunction with Item 4.(c) under Correspondence and Petitions.

- 3. Tenders for Two Tandem Axle Trucks c/w 25 Cubic Yard Rear Loading Refuse Bodies

The Municipal Manager provided a report from the Purchasing Agent regarding the tenders submitted for two tandem axle trucks.

The Municipal Manager recommended:

- (1) THAT a purchase order be issued to the lowest complete tender, White Truck Sales Vancouver Limited to supply Two (2) 1981 White RX264 Trucks complete with Dempster DRK11-250 Refuse Bodies for the sum of \$186,940.00, including applicable taxes.

MOVED BY ALDERMAN BROWN:
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

4. Letter from the New Vista Society
7550 Rosewood Street, Burnaby, B.C. V5E 3Z3

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

5. Modification to Aerial Ladder Truck
presently under construction

The Municipal Manager provided a report from the Director - Fire Services regarding the modification to the aerial ladder truck presently under construction.

The Municipal Manager recommended:

- (1) THAT Council ratify the Municipal Manager's action in approving the modifications to the new aerial ladder truck, presently under construction for Burnaby Fire Department.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

6. Engineer's Special Estimate

The Municipal Manager provided a report from the Municipal Engineer covering a special estimate of work in the total amount of \$14,500.00.

The Municipal Manager recommended:

- (1) THAT the estimate as submitted by the Municipal Engineer be approved.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

7. Letter from Miss Patricia Knight, 410 North Hythe
Avenue, Burnaby, B.C., V5B 1G5
Removal of Trees

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

8. Rezoning Reference #54/80
Lot 86, D.L. 98, Plan 40572
7325 MacPherson Avenue

This item was dealt with previously in the meeting in conjunction with Item 3.(g) under Bylaws, "Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 56, 1980", Bylaw No. 7615.

9. Burnaby Central Area Transportation Study
Transportation Planning Priorities

The Municipal Manager provided a report from the Director of Planning regarding the Burnaby Central Area Transportation Study Transportation Planning Priorities.

The Municipal Manager recommended:

- (1) THAT Council adopt the recommendation in the attached report, viz:

"THAT Council approve the terms of reference for the Burnaby Central Area Transportation Study and authorize the retention of a qualified consultant to carry out the requisite work."

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

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

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN LEWARNE:

"THAT the recommendation of the Municipal Manager be amended by means of deleting the words: 'and authorize the retention of a qualified consultant to carry out the requisite work'."

CARRIED UNANIMOUSLY

A vote was then taken on the original motion as moved by Alderman Stusiak and seconded by Alderman Brown, "That the recommendation of the Municipal Manager be adopted", as amended, and same was CARRIED UNANIMOUSLY.

10. Letter from B.H. Buchannon which appeared on the agenda for the 1980 November 24 Meeting of Council - Parker Street at Holdom Avenue

The Municipal Manager provided a report from the Municipal Engineer regarding the intersection at Parker Street and Holdom Avenue.

The Municipal Manager recommended:

- (1) THAT the report of the Municipal Engineer be received for information purposes.

MOVED BY ALDERMAN RANDALL:
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

11. Subdivision Reference #84/80
Watercourse

The Municipal Manager provided a report from the Approving Officer regarding an existing watercourse in Subdivision Reference #84/80.

The Municipal Manager recommended:

- (1) THAT Council authorize the enclosure of the watercourse through the subject subdivision in a manner satisfactory to the Municipal Engineer.

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

12. Proposed Expansion for R.C.M.P. Detachment
Area - Burnaby Justice Building

The Municipal Manager provided a report from the project co-ordinator regarding the proposed expansion for the R.C.M.P. Detachment Area of the Burnaby Justice Building.

The Municipal Manager recommended:

- (1) THAT the report of the Project Co-ordinator be received for information purposes.

MOVED BY ALDERMAN RANDALL:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

13. Truncations - 5676 Dorset Street
and 6919 Merrit Avenue

The Municipal Manager provided a report from the Municipal Solicitor regarding the truncations of 5676 Dorset Street and 6919 Merrit Avenue.

The Municipal Manager recommended:

- (1) THAT the bylaw now be brought forward.

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

14. Letter from Mr. Bruce Herzog, Executive Director, Big Brothers of Burnaby, #202 - 4288 Grange Street, Burnaby, B.C., V5H 1P2 - Request to lease 7443 Edmonds Street

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

15. Letter from R. Sward, Chairman, North Burnaby Study Committee which appeared on the agenda for the 1980 October 20 Meeting of Council
Cambridge Overpass/Skeena Tunnel

The Municipal Manager provided a report from the Municipal Engineer regarding the Cambridge Overpass/Skeena Tunnel.

The Municipal Manager recommended:

- (1) THAT this report be forward to the City of Vancouver and the Ministry of Transportation and Highways for their consideration regarding the feasibility and/or desirability of closing those facilities that allow commuter traffic access to the residential streets in the Vancouver Heights and the Burnaby Heights areas as alternative routes to the Hastings Street arterial.
- (2) THAT a copy of this report be sent to Mr. R. Sward, Chairman, Transportation Sub-Committee, North Burnaby Study Committee, 3766 Oxford Street, Burnaby, B.C., V5C 1B9.

MOVED BY ALDERMAN RANDALL:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

16. Letter from Mr. Terry R. Smythe, Divisional Controller, Public Freightways, P.O. Box 5300, Vancouver, B.C., V6B 4B6
Proposal to close portion of Still Creek
3895 Still Creek Avenue

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

17. Petition submitted by Mr. Edward J. Aske
#204 - 3904 Pender Street, Burnaby, B.C.
Taxi Cab Operations

This item was dealt with previously in the meeting in conjunction with Item 4.(g) under Correspondence and Petitions.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN EMMOTT:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

N O T I C E O F M O T I O N

Alderman D.P. Drummond
Re: A Finance Advisory Committee

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN STUSIAK:

"WHEREAS under the present Managerial System of The Corporation of the District of Burnaby there are various methods by which new programs and policies can be brought to the Municipal Council for ratification. For example, programs and policies can be initiated by citizens, individual members of Council, committees of Council, municipal staff, the Burnaby Parks and Recreation Commission, the Burnaby Public Library Board; and

WHEREAS the function of the municipal staff is to co-ordinate and implement Council decisions in relationship to the Municipal Budget; and

WHEREAS the Municipal Council of Burnaby does not see the "total picture" of their actions until the Provisional Budget is brought before them; and

WHEREAS every policy decision, every separate program during the year should be viewed in relation to:

1. Its demand upon the financial resources of the municipality;
2. Its impact upon all of the municipality's existing program services;
3. Its relationship to medium and long term municipal goals; and

WHEREAS the Municipal Council of Burnaby does not have a vehicle to continuously review and monitor the financial impact of its actions; and

WHEREAS the creation of a new Finance Advisory Standing Committee would provide an interface between the Municipal Council, its committees, its departments and staff; and thus create an organizational structure which would review municipal policies, programs and their impact on the municipal budget; and

WHEREAS the function of the new Finance Advisory Committee would be to assist the Municipal Council in an advisory role and would not negate the principle of Council supremacy as the only enacting or decision making body:

THEREFORE BE IT RESOLVED that the Municipal Council of The Corporation of the District of Burnaby appoint, on the nomination of the Mayor, a Finance Advisory Committee of no fewer than three nor more than five members of Council which shall include the Mayor; the primary purpose of which is to assist and advise the Municipal Council on the following:

1980 December 01

1. The review of major policy decisions in relationship to existing programs and goals of the municipality.
2. The review of major policy decisions in relationship to their impact on the municipal budget.

MOVED BY ALDERMAN DRUMMOND:
SECONDED BY ALDERMAN STUSIAK:

"THAT the recommendations of Alderman Drummond be adopted."

MOVED BY ALDERMAN EMMOTT:
SECONDED BY ALDERMAN DRUMMOND:

"THAT this matter be referred to Alderman Drummond and to the Finance Liaison Alderman to establish the terms of reference for such a committee and bring such forward to Council for discussion."

CARRIED UNANIMOUSLY

E N Q U I R I E S

ALDERMAN LEWARNE:

Alderman Lewarne enquired as to whether the Municipal Manager was aware that the Attorney General's Department was currently conducting an evaluation of the Youth Services Division.

The Municipal Manager advised that he was not aware of such an evaluation being carried out, but this matter will now be investigated.

ALDERMAN RANDALL:

Alderman Randall enquired as to how long trucks and trailers are permitted to be parked on streets within the municipality?

The Municipal Engineer advised that in accordance with the bylaw, such vehicles may be parked for a maximum of four (4) hours in front of property that is not owned by the individuals owning the trucks and trailers.

N E W B U S I N E S S

ALDERMAN LEWARNE:

Alderman Lewarne brought to the attention of Council an advertisement placed in the Vancouver Sun with respect to a bid proposal for sale of Still Creek property and advised that the description in the advertisement was not contained in the recommendation of the original report. Alderman Lewarne noted that the information in the advertisement was indeed contained within the body of the report, but was not in fact part of the recommendation of that report.

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN EMMOTT:

"THAT when The Corporation of the District of Burnaby advertises a property the advertisement should specifically be that which is stated in the recommendation adopted by Council."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

"THAT this meeting do now adjourn."

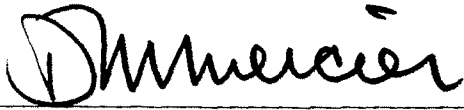
CARRIED UNANIMOUSLY

1980 December 01

The Council Meeting adjourned at 21:45 h.

Confirmed:

Certified Correct:



MAYOR



MUNICIPAL CLERK'S ASSISTANT