

1980 JANUARY 14

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C. on Monday, 1980 January 14 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. H.B. Karras, Deputy Municipal Treasurer
Mr. James Hudson, Municipal Clerk
Mr. B.D. Leche, Deputy Municipal Clerk

M I N U T E S

The minutes of the Council Meeting held on 1980 January 07 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN BROWN:

"THAT the minutes of the Council Meeting held on 1980 January 07 be now adopted."

Alderman Ast noted that on page 7 of the minutes of the Council Meeting held on 1980 January 07 concerning Item 10, Municipal Manager's Report No. 1, 1980 January 07, he was shown as being opposed to the motion as moved by Alderman Lewarne and seconded by Alderman Drummond, "THAT the recommendations of the Municipal Manager be adopted", when, in fact, he had been in favour of this particular motion.

It was agreed that the minutes of the Council Meeting held on 1980 January 07 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 January 07 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) Mrs. Irene Marie Lewis, 1980 January 07,
Re: Allocating more funds for police
protection and less for Parks and Recreation
Spokesperson - Mrs. I.M. Lewis
- (b) Burnaby Public Library Board, Chief Librarian
and Secretary to the Board, 1980 January 10,
Re: Cameron Library and Recreation Centre
Property belonging to Mrs. Lillian E. Mann,
9637 Cameron Street
Spokesman - Mr. G.E. Smith

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN RANDALL:

"THAT the delegations be heard."

CARRIED UNANIMOUSLY

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- (a) Mrs. Irene Marie Lewis then addressed Council requesting that more funds be allocated for Police Protection and less for Parks and Recreation. The following is the text of Mrs. Lewis' submission:

"My name is Mrs. Irene Marie Lewis and I live in Burnaby, where I have spent twenty years teaching in the elementary public schools.

My purpose in appearing before you is to urge you to allocate more funds for Police Protection and less for Parks and Recreation. I believe you are expending far too much on Parks and Recreation, and not enough on Police Protection.

So that you will understand why I make these comments, it will be necessary for me to outline what has happened to me ever since my husband died in November 1967.

It was then that my difficulties with juveniles began. The boys ranged in age from ten to thirteen years. Some lived in the neighbourhood and others had just moved in. The boys thought nothing of trespassing on my property to play. They screamed and yelled, and paid no attention when I told them to leave. They threw stones at my front door and at the side of my house. They played football on the road in front of my house, and threw snowballs at my windows.

The parents were not very co-operative so I called the police for assistance. From 1968 to 1970 I was frequently in touch with the police who were most helpful. Finally in 1971 relative peace and quiet descended upon the neighbourhood. One of my neighbours stated that she had never experienced such tranquility in the area.

It was then that I realized how fortunate we were to have police to protect us, and it was then that I decided to support them in whatever way I could.

All went fairly well from 1971 to 1973. About ten o'clock, on a very foggy night in November, 1974, I returned home to discover that someone had broken into my house, and had stolen my television set and radio. One of the chest drawers in my bedroom had been emptied on my bed, and several drawers in my bedroom and dining room had been pulled out.

I promptly called the police and was so relieved to see a corporal walking up my front steps twenty minutes later. Shortly after two more policemen arrived and took fingerprints. I requested that they patrol my area more frequently until I recovered from the shock. They complied with my request, and both my neighbours and I were so pleased to see them in our area.

In April, 1975, a family with three boys moved into the neighbourhood. One evening about 7:00 p.m. my doorbell rang. I went to the door but no one was there. The same thing happened again. Then I heard some noises near my side window. I pulled back the drapes, and was surprised to see two boys throwing stones against my window from my neighbour's yard. One boy ran away, but the other continued to throw stones even though I was looking at him. I watched him for a short while and then called the police. One hour later a constable arrived. He apologized for being so late, but explained that he had more pressing matters to attend to first. I replied that I understood, and gave him the particulars of what had occurred.

In the fall of 1975 my neighbours, a widow and a retired couple, informed me that a gang of boys had deliberately pulled out the vegetables from their gardens. The widow also had her front window broken and the retired couple had had some money stolen.

In 1976 I was one of the volunteers for Operation Identification. I received a good response from my neighbours whom I encouraged to participate in this worthwhile project.

About 8:40 p.m. one evening in November, 1977, I heard a loud crash outside my kitchen wall. I looked out but could see no one. The next morning I found four tops of garbage cans on my back lawn and one near the kitchen window. If that top had been thrown a little higher, it would have broken the window.

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I telephoned the police, but they cannot do much because even when they catch the juveniles, the parents do not do anything.

In December, 1977, I found a section of my fence pushed into my lawn, and some drain tiles, my neighbour's garbage can, and several tops of garbage cans thrown on my lawn.

I have had so much trouble with refuse collection since the Engineering Department changed the place where the refuse receptacles should be, that I finally wrote to Mayor Constable last fall to explain my situation. Since then I have had satisfactory service.

During the summer of 1974, 1975, 1976, 1977 and 1978, I studied French at various universities in Canada and at one in the United States. When I returned from Laval University in 1978, I discovered that my house had been broken into again. Only two small items were stolen because I had marked almost everything in 1976 when I had participated in Operation Identification. The vandalism, however, was indeed a shock. Every drawer in my bedroom was turned upside down; everything I had stored in boxes in my clothes closets was taken out and thrown on the floor; two lamps were smashed; two tables were gouged; the doorbell chimes were removed and bent; my television set was gouged; a beautiful china cup and another china object were smashed; and several drawers in my dining room were emptied on the floor.

I had some beautifully decorated Ukrainian Easter eggs which the mother of one of my pupils had painted for me. These were smashed against the mirror in my living room, and the raw eggs splattered the mirror, the walls, the drapes, and the glass curtains. I have never, in my life, seen such a mess.

In 1974, the first time my house was broken into, a basement window was broken. To make it more difficult for anyone to break and enter again, I had all the basement windows boarded.

In 1978, the second time my house was broken into, the kitchen window, which my neighbours can readily see, was broken.

What convinces me that juveniles are responsible for the 1978 break and entry, is that a small recorder which children learn to play in elementary schools, was smashed into five pieces.

It seems to me that juveniles are becoming bolder because they are not being supervised, guided, or dealt with properly.

About 9:45 p.m. one evening in March 1979, I heard a loud noise at the back of my house. Because my porch light was on, I could see a youth trying to pull down a section of my fence. I promptly called the police who arrived in ten minutes. By that time the section of the fence was down and no one was in sight. The policeman with a dog searched the area but no one was found.

Because of what happened to me in 1978 I stayed home during the summer months of 1979. Before going to bed one evening in August, I looked out my back window and was shocked to see two men with bare chests sitting on my back steps. I immediately called the police. They arrived in ten minutes, but by then the men had left.

My latest problem is with two teenage boys who insist on playing football on the sidewalk and on the road. I spoke to them in August, 1979, but they absolutely ignored me. The ball lands on my property and I am concerned that one of my windows may be broken. I am also concerned that some motorist may have an accident.

Avondale Park is just across the lane and this is where the boys should be playing. I know one of the boys, and on two occasions I telephoned his parents but they were not at home. On a third occasion an older brother answered the telephone. I explained my concern and he replied there would be no problem. Later I saw the boys go to the park.

On the fourth occasion when the boys once again were playing football on the road, I called the police to speak to them. The constable informed me that

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the boys told him the ground in Avondale Park was uneven, and it was difficult to play football there. How true this is, I do not know. If it is true, then the Parks and Recreation Department should look into the matter so that the boys will not be able to make excuses for not playing there.

When parents fail to discharge their responsibilities, and when schools fail to impress the young, I believe that society will have to assume responsibility for doing as much as possible to prevent juvenile delinquency.

In 1975 I heard Solicitor-General Warren Allmand state that criminals do not develop overnight. In 1976 I heard Solicitor-General Francis Fox state that rehabilitation of criminals was a failure. Therefore, I believe our efforts should be directed toward crime prevention.

I hope that 1980 will be a better year not only for me, but also for those who find themselves in the same position as mine, and for senior citizens who are entitled to live in security.

At this time I wish to express my deep appreciation to the Burnaby Detachment of the Royal Canadian Mounted Police for the services they have rendered throughout the years. With more funds, I feel certain the police can help to make this a better community in which to live.

I trust you will give your utmost consideration to my request to allocate more funds for Police Protection.

I thank you for permitting me to present my views."

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN AST:

"THAT the presentation made by Mrs. Irene Marie Lewis to Council this evening be referred to Mr. Stephen Doig, Youth Services Supervisor, Youth Services Division."

CARRIED UNANIMOUSLY

- (b) Mr. G.E. Smith, Chairman, Burnaby Public Library Board, then addressed Council on the matter of the property belonging to Mrs. Lillian E. Mann at 9637 Cameron Street, Burnaby, B.C.

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

"In conjunction with the Planning Department the Library Board selected a site for a branch library to meet the present and future needs of library service to the Cameron area and Council authorized the acquisition of property on Cameron Street for this purpose in 1976. This land was approximately two acres in area: sufficient to meet all the parking and building requirements of the library.

The optimum size for a branch library to serve the expanding population base is approximately 10,000 square feet. After the failure of the library referendum the Library Board decided to proceed with phased construction of the building on a "pay as you go" basis. The property obtained on behalf of the Library Board was of sufficient size to accommodate future expansion.

Meanwhile a decision was made to locate a recreation centre adjacent to the public library. The Board felt that co-operation with the Parks and Recreation Commission would effect economy of scale and allow the Board to share its resources and broaden the scope of its services without wasteful duplication. The Library Board was persuaded to relinquish its site for the branch library as a contribution to the joint project in exchange for which replacement property would be acquired for the eastern portion of the site.

The plans developed by the architect placed the branch library on the eastern side of the complex with provision for parking and future expansion indicated on what is now property belonging to Mrs. Lillian E. Mann.

Had the Library Board doubted Council's determination to obtain replacement land for that which the Board contributed to the joint project, the Library

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Board would never have agreed to giving up its original property, or to the existing proposal and the plan for site development.

The Board questions whether Council fully understands the restriction on service to a part of the community which has had to wait so long for a branch library if the full site is not acquired and developed according to the previously adopted site development plan.

Your Library Board works hard at providing present library service and planning future services and co-operates willingly with other bodies in the public interest in an attempt to responding conscientiously to the responsibility with which it has been entrusted by Council.

Your Library Board now asks, with respect, that Council reciprocate by meeting its commitment to the Board and adhering to Council's decision to obtain the property in question."

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT Item 15, Municipal Manager's Report No. 3, 1980 January 14, pertaining to this subject, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager reported that arising out of the consideration of Item 13, Municipal Manager's Report No. 1 on 1980 January 07, the following resolutions were passed:

1. THAT the parking and loading requirements for the Cameron Library and Recreation Centre be structured and properly costed to the existing site and staff report thereon with a detailed drawing showing library access, parking and entry; and
2. THAT the staff's outstanding instructions from Council to commence the action on 1980 January 11 if Mrs. L.E. Mann is in 9637 Cameron Street, Burnaby, B.C. on 1980 January 10 be delayed pending the return to Council of the aforementioned report.

With respect to the first resolution, three sketches have been prepared for Council showing the following:

Sketch A - The layout of the site including the Mann property as presently planned. This is a balanced design showing parking at both ends of the facility.

RECOMMENDED because:

- good cost benefit
- best access to Library and Recreation Centre
- provides for expansion potential
- provides separation and buffer for adjacent existing residential development.

Sketch B - An alternative layout of the site not including the Mann property which will meet the Municipal by-laws. This shows parking to the north-east to replace what would be lost if the Mann property is not assembled.

NOT RECOMMENDED because:

- costly solution - approximately \$171,500.00.
- two series of extensive retaining walls required varying from 2 feet to 12 feet on one and zero to 4½ feet on the other, and undesirable narrow well created along north side of Sports Hall.
- would make expansion of both Recreation and Library portions of facility substantially more costly in the future because of removal costs of parking area and provision of retaining walls.
- would still need to acquire Mann property for future expansion of Library portion of facility.

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- a mature stand of trees would be eliminated unnecessarily.
- continued residential use of Mann property will generate complaints about use of Municipal facility because of inadequate separation between it and the house - possible trespass and noise problems.

Sketch C - An alternative layout of the site not including the Mann property which will meet the Municipal by-laws. This shows a fire access along the east side of the facility with a control gate and a paved addition to the existing westerly parking area.

NOT RECOMMENDED because:

- cost - approximately \$61,200.00
- much inferior loading access area for the Library portion of the building.
- replacement parking area for Mann property is 450 feet further from main entrance to the Library, and thus walking distance is greater than necessary.
- the total design would be out of balance, as all the parking would be at the west end of the facility.
- the fire access is of a lesser standard than proposed and would have to be relocated whenever the Library is expanded.
- the outdoor reading area of the Library would be eliminated.
- would still need to acquire Mann property for future expansion of Library portion of the facility.
- continued residential use of Mann property will generate complaints about use of Municipal facility because of inadequate separation between it and the house - possible trespass and noise problems.

All cost estimates are approximate, and should be taken as reasonable indications of the approximate scale and relative difference for the alternatives outlined. The architect has met with the contractor and discussed unit prices and approximate quantities, but it must be realized that the estimates are provided without the benefit of detailed design. The architect has subsequently re-checked his figures and re-confirmed them. No further refinement is possible without the necessary design work.

To occupy this facility, it must be recognized that if we do not gain possession of the Mann property in time to complete the site works before the opening, we would not plan to provide temporary parking in the short term interim, and the extra cost for deletions to the contract and start up for the same contract work within say a four-month period would be \$10,000.00. This solution appears feasible as the building will not be programmed for 100% use in the first four months of its use. If we do, however, have to provide temporary parking at the west end of the site in the form of a properly drained and lighted gravelled lot in the north-west corner, the extra cost could be approximately \$40,000.00.

In the event that Council decides that it is not prepared to complete the expropriation of the Mann property, the preferred solution is to spend the minimal amount of funds and keep the future options open for expansion of the site. In other words, the preferable solution would be to spend \$61,200.00 to implement the layout shown on Sketch C, and simply defer the Mann acquisition to a later date when it will be needed for expansion of the Library facility. It makes little sense to spend in the magnitude of \$171,500.00 to place parking in the north-east corner of the site as outlined in Sketch B, when it would need to be removed in the future, and the beauty of the site would be destroyed in the first instance.

We recommend the acquisition of the Mann property and the completion of the plan as presently provided for in the contract documents. We are beyond a point of no return, and it is the best all around development plan.

The Municipal Manager recommended:

1. THAT this report be received for the information of Council.

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MOVED BY ALDERMAN RANDALL:
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:
SECONDED BY ALDERMAN BROWN:

"THAT Council instruct the Municipal Manager to not proceed with the expropriation action against Mrs. Mann and that the Municipal Manager submit for Council's consideration the best and most extensive cost submission for a suitable parking facility on the existing site."

MOTION DEFEATED

OPPOSED: ALDERMEN AST,
DRUMMOND, EMMOTT,
LAWSON, LEWARNE
AND RANDALL

B Y - L A W S

MOVED BY ALDERMAN AST:
SECONDED BY ALDERMAN DRUMMOND:

"THAT

'Burnaby Road Closing By-law No. 10, 1979' #7463

'Burnaby Parks Regulation By-law 1979, Amendment
By-law No. 1, 1980' #7464

'Burnaby Sign By-law 1972, Amendment By-law No. 1, 1980' #7465

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

It was agreed that each of the aforementioned By-laws would be voted on separately.

(a) "Burnaby Road Closing By-law No. 10, 1979", By-law #7463

CARRIED

OPPOSED: ALDERMEN EMMOTT AND STUSIAK

MOVED BY ALDERMAN LEWARNE:
SECONDED BY ALDERMAN EMMOTT:

"THAT 'Burnaby Parks Regulation By-law 1979, Amendment By-law No. 1, 1980',
By-law #7464, and 'Burnaby Sign By-law 1972, Amendment By-law No. 1, 1980, By-law
#7465, be tabled."

CARRIED

OPPOSED: ALDERMEN DRUMMOND
AND RANDALL

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN AST:
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. 3, 1980 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

1980 January 14

- (a) Union of British Columbia Municipalities,
Executive Director,
Re: Annual U.B.C.M. Dues

A letter dated 1980 January 02 was received enclosing a statement in the amount of \$5,333.00 for the 1980 Membership Dues of The Corporation of the District of Burnaby in the Union of British Columbia Municipalities.

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN RANDALL:

"THAT the 1980 Union of British Columbia Municipalities Membership Dues in the amount of \$5,333.00 be paid."

CARRIED UNANIMOUSLY

- (b) Trade and Commerce, Manager
Re: Utilize the services of Trade and Commerce Magazine as an effective and economical media of communications

A letter dated 1980 January 02 was received requesting that Council consider utilizing the services of Trade and Commerce Magazine as an effective and economical media of communications.

Item 2, Municipal Manager's Report No. 3, 1979 January 14, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager reported that this type of request is received by the Municipality each year. We have never placed an advertisement in the magazine but we do annually comply with a request to complete a questionnaire, the results of which presumably are published in one of the editions.

A recently conducted telephone poll disclosed that no advertisements were placed in the magazine in 1979 by any of the eight Municipalities that were contacted in the Greater Vancouver area.

It is felt that there would be no significant benefit to be derived from the inclusion of an advertisement in this magazine.

The Municipal Manager recommended:

1. THAT this report be received for information purposes.

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

- (c) Marion I. Moore,
Re: Kingsway/Edmonds Area Plan

A letter dated 1980 January 08 was received advising that Mr. and Mrs. Moore supported that part of the Kingsway/Edmonds area plan which includes a park concept on the area bounded by Humphries Street, Seventeenth Avenue and Sylvan Gardens.

Mr. and Mrs. Moore have lived at 7417 Seventeenth Avenue, which is included in the proposed park area, for 22 years. During that time, they have watched small children playing in the parking area and garbage collection bins behind Sylvan Garden apartments and witnessed the whole area become less residentially desirable. As they did enjoy their years at this address when their children were small and the neighbourhood was more attractive, they would like to see it revitalized in some way. A small park or green space would be a very desirable addition. It would not detract from, but more likely enhance, the land value of surrounding lots and add a much more agreeable play environment for small children who are too young to travel to a park further afield.

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Mr. and Mrs. Moore considered that Burnaby would be remiss in not acquiring land for this proposed park before it becomes unobtainable. They strongly urged Council to also give consideration to the desirability of putting this small park in the plan.

It was agreed that this item of correspondence would be referred to the Parks and Recreation Commission.

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

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

Item 13, Municipal Manager's Report No. 85, 1979 December 17.

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN RANDALL:

"THAT Item 13, Municipal Manager's Report No. 85, 1979 December 17, pertaining to the establishment of a Mini Park in the Willingdon Heights Neighbourhood Improvement Program, tabled on 1979 December 17, be now lifted from the table.

MOTION DEFEATED

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

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

(a) ALDERMAN G.D. AST

Re: Legislative Assembly be called into session

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN DRUMMOND:

"WHEREAS there is a crisis in the need for rental housing for low income families;

AND WHEREAS concerns have been expressed by the Tourist Industry that the Provincial Government is not acting to promote tourism;

AND WHEREAS layoffs in the Forest Industry are three times normal for this time of year;

AND WHEREAS there is no apparent action forthcoming from the Provincial Government:

THEREFORE BE IT RESOLVED that the Municipal Council of the District of Burnaby petition the Provincial Premier Honourable W.R. Bennett to call the Legislative Assembly of the Province of British Columbia into session so that the problems facing this Province can be debated and some solutions found."

MOTION DEFEATED

OPPOSED: MAYOR MERCIER, ALDERMEN
BROWN, EMMOTT, LAWSON,
LEWARNE AND STUSIAK

(b) ALDERMAN W.A. LEWARNE

Re: Order of Business for Regular Meetings of Council

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

"WHEREAS Item 10 of By-law No. 6023, as amended, being 'Burnaby Procedure By-law 1971' presently reads -

'10. Unless otherwise ordered by Council, the order of business for all business for all regular meetings of the Council shall be as follows:

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- (1) Minutes
- (2) Delegations
- (3) By-laws
- (4) Correspondence and Petitions
- (5) Tabled Matters
- (6) Enquiries
- (7) Notices of Motion
- (8) Reports - Committee and Manager's

New Business may be introduced after completion of business under Item (8) upon a majority vote of members present being first obtained on a motion to include such new business. When recording minutes of the proceedings of meetings, the Clerk shall show those voting against a question.';

AND WHEREAS it is deemed desirable to amend the present order of business for regular meetings of the Council:

THEREFORE BE IT RESOLVED that Item 10 of By-law No. 6023, as amended, being 'Burnaby Procedure By-law 1971' be amended to read -

'10. Unless otherwise ordered by the Council, the order of business for all regular meetings of the Council shall be as follows:

- (1) Minutes
- (2) Delegations
- (3) By-laws
- (4) Correspondence and Petitions
- (5) Tabled Matters
- (6) Reports - Committee and Manager's
- (7) Notices of Motion
- (8) Enquiries

New Business may be introduced after completion of business under Item (7) upon a majority vote of members present being first obtained on a motion to include such new business. When recording minutes of the proceedings of meetings, the Clerk shall show those voting against a question.';

AND FURTHER that the Municipal Solicitor be requested to draft the necessary amending By-law for the consideration of Council."

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the order of business for all regular meetings of Council be further amended by the insertion of a new item No. 6 which would provide for a fifteen minute open question period."

MOTION DEFEATED

OPPOSED: MAYOR MERCIER, ALDERMEN
AST, BROWN, EMMOTT,
LAWSON, LEWARNE AND
STUSIAK

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN RANDALL:

"THAT the proposed changes to the order of business for regular Council Meetings be postponed until Burnaby Council Members have researched business for regular meetings and other procedural by-laws used by Municipalities in the Greater Vancouver Regional District."

MOTION DEFEATED

OPPOSED: MAYOR MERCIER, ALDERMEN
BROWN, EMMOTT, LAWSON,
LEWARNE AND STUSIAK

A vote was then taken on the original motion as moved by Alderman Lewarne and seconded by Alderman Brown and same was CARRIED with Aldermen Drummond and Randall opposed.

The Council Meeting recessed at 21:13 h.

The Council Meeting reconvened at 21:27 h with all Members of Council in attendance.

R E P O R T S

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

(a) Mayor D.M. Mercier

Re: Advisory Planning Commission

His Worship, Mayor Mercier, submitted a report in which it was indicated that a letter had been received from Mr. J.E. Waterston tendering his resignation from the Advisory Planning Commission for medical reasons.

Mr. Waterston has served for one year of a three-year term ending 1982 January 31. It will be necessary to appoint another member to the Advisory Planning Commission to complete the term of Mr. Waterston.

His Worship recommended, therefore, that the following person be appointed to the Advisory Planning Commission to fill the vacancy created by Mr. Waterston's resignation:

Mrs. Gerd Evans
6541 - 12th Avenue
Burnaby, B.C.
V3N 2J4

The term of this appointment will be for two years ending 1982 January 31.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

(b) HOUSING COMMITTEE

Re: Public Information Meetings

The Housing Committee submitted a report in which it was indicated that the Committee on 1980 January 03 established a policy which would allow for the holding of a Public Information Meeting on 1980 February 05 and if necessary, 1980 February 12.

The purpose of the Public Information Meeting would be to allow citizens an opportunity to express their concerns regarding existing suites in residential dwellings within Burnaby.

The Housing Committee recommended:

- (1) THAT Council authorize the Housing Committee to hold a Public Information Meeting on Tuesday, 1980 February 05 and, if necessary, Tuesday, 1980 February 12 at 19:00 h in the Council Chamber, Municipal Hall.
- (2) THAT Council authorize the Housing Committee to place an advertisement in the local newspapers advising of the Public Information Meeting on Tuesday, 1980 February 05 and, if necessary, Tuesday, 1980 February 12.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendations of the Housing Committee be adopted."

CARRIED UNANIMOUSLY

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(c) HOUSING COMMITTEE
Re: Residential Occupancy Standards

The Housing Committee submitted a report on Residential Occupancy Standards and proposed Burnaby Zoning By-law Text Amendments as outlined in Section "D" of the Housing Committee's report.

The Housing Committee recommended:

- (1) THAT the Council approve the proposed Burnaby Zoning By-law Text Amendments as outlined in Section "D" of the Housing Committee's report and that these Text Amendments be advanced to a reconvened Public Hearing on 1980 February 26.
- (2) THAT those persons who made representation at the adjourned Public Hearing on 1979 October 16 be invited to the reconvened Public Hearing, together with those individuals who have sent written submissions to the Council on this subject.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the recommendations of the Housing Committee be adopted."

CARRIED

OPPOSED: ALDERMEN BROWN,
LEWARNE AND STUSIAK

- (d) The Municipal Manager presented Report No. 3, 1980 on the matters listed following as Items 1 to 16 either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Authority for Execution of
Legal Documents in 1980

The Municipal Manager submitted a report regarding authority for the execution of legal documents in 1980.

The Municipal Manager recommended:

- (1) THAT Council pass the following resolutions which would become effective immediately upon their passage:
 - 1) "The Municipal Council does hereby authorize the acquisition in 1980 of all easements and rights-of-way required for Municipal purposes and the payment of compensation therefore not exceeding \$1,000.00 in each case"; and
 - 2) "The Municipal Council does hereby authorize the execution of all documents in 1980 that pertain to the release or cancellation of easements or ancillary rights where in the opinion of the Municipal Engineer such rights are no longer required"; and
 - 3) "The Municipal Council does hereby authorize the Municipal Clerk to execute documents on behalf of the Corporation, and the Engineer to sign letters, without reference to Council, pertaining to encroachment of easements and road allowances, and reduction of easement widths, for 1980"; and
 - 4) "The Municipal Council does hereby authorize the Municipal Clerk, pursuant to Section 215 of the Land Title Act, to execute documents on behalf of the Corporation without reference to Council, pertaining to the following restrictive covenants, for 1980:
 - (a) Limitation of building elevations due to:
 - i) Sewer depth
 - ii) Topography
 - iii) Access
 - iv) Land subject to flooding

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- (b) Vehicular access restriction
 - (c) Landscape buffer
 - (d) Rear yard setback
 - (e) Side yard setback"; and
- 5) "The Municipal Council does hereby authorize the acquisition in 1980 of all truncations required for Municipal purposes and the payment of compensation therefore not exceeding \$1,000.00 in each case, with the understanding that such cost in each case may include the restoration and/or relocation of plant material"; and
- 6) "The Municipal Council does hereby authorize the Municipal Clerk in 1980 to execute on behalf of the Corporation those covenants that involve limitations on the occupancy of single-family and two-family dwellings, pursuant to Section 215 of the Land Title Act"; and
- 7) "The Municipal Council does hereby authorize the Municipal Clerk in 1980 to execute on behalf of the Corporation, without reference to Council, discharges involving rights-of-way that become redundant as a result of the subdivision process"; and
- 8) "The Municipal Council does hereby authorize the Municipal Manager in 1980 to approve for payment, without reference to Council, the payment of claims that do not exceed \$1,000.00, subject to the receipt of appropriate releases"; and
- 9) "The Municipal Council does hereby authorize the Municipal Manager in 1980 to approve, without reference to Council, all requests for attendance at conferences when estimated costs related to a single conference does not exceed \$400.00."

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN EMMOTT:

"THAT Item 16, Municipal Manager's Report No. 3, 1980 January 14, pertaining to this subject, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager recommended that recommendation No. 3, Item 1, Municipal Manager's Report No. 3, 1980 January 14 be amended as follows:

- 3) "The Municipal Council does hereby authorize for 1980 the Municipal Clerk to execute documents on behalf of the Corporation, and the Engineer to sign letters, without reference to Council, pertaining to:
- (a) encroachment of easements and road allowances
 - (b) reduction of easement widths
 - (c) granting of pole anchor easements to public utility companies.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN EMMOTT:

"THAT Recommendations No. 1, 2, 3 (as amended by Item 16, Municipal Manager's Report No. 3, 1980 January 14), 5, 6, 7, 8 and 9 be adopted."

CARRIED

OPPOSED: ALDERMAN STUSIAK

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN EMMOTT:

"THAT Recommendation No. 4, aforementioned, be referred back to the Municipal Manager for clarification."

CARRIED UNANIMOUSLY

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2. Letter from Trade and Commerce Magazine,
Box 6900, 1077 St. James Street,
Winnipeg, Manitoba, R3C 3B1
Re: Request for an advertisement

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

3. Burnaby Trail Study

The Municipal Manager provided a report from the Parks and Recreation
Administrator regarding the Burnaby Trail Study.

The Municipal Manager recommended:

- (1) THAT Council approve, in principle, the Burnaby Trail Study as
the basis for compiling a detailed yearly "Trail Development
Program" which will provide for the implementation of the Trail
System on a staged basis.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN RANDALL:

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

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN LAWSON:

"THAT further consideration of this matter be tabled."

CARRIED

OPPOSED: MAYOR MERCIER, ALDERMEN
BROWN, EMMOTT AND STUSIAK

4. Proposed demolition of a Municipal house
Lot 15, Block 7, D.L. 70, Plan 1775,
N.W.D. 4573 Canada Way

The Municipal Manager provided a report from the Municipal Solicitor
regarding the proposed demolition of a Municipal house on the subject
property.

The Municipal Manager recommended:

- (1) THAT the house situated at 4573 Canada Way, legal description as
stated above, be demolished as soon as possible.

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

5. Engineer's Special Estimate

The Municipal Manager provided a report from the Municipal Engineer
regarding special estimates of work for his Department in the total
amount of \$1,800.00.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

6. G.V.R.D. Rapid Transit Project - Burnaby Involvement

The Municipal Manager provided a report from the Director of Planning concerning the G.V.R.D. Rapid Transit Project - Burnaby involvement. The Director of Planning reported that at its meeting on 1979 December 12 the G.V.R.D. Board of Directors received the three final reports arising from the G.V.R.D. high capacity rapid transit study. Bound in with the final reports summaries are the recommendations of the Staff Committee which had overall control of the study. The G.V.R.D. Board has not yet considered the Staff Committee recommendations but pending its further consideration the G.V.R.D. Board has approved the wider dissemination of the material contained in the three final reports to the public, as well as the Lower Mainland elected officials. Accordingly, the G.V.R.D. is holding an open house at the Rapid Transit Offices (2034 West 12th Avenue, Vancouver) for two weeks commencing 1980 January 07. It is the intention of the G.V.R.D. to also make a presentation regarding the Rapid Transit Study to the individual Municipal Councils at open public meetings which are expected to take place during February. It is our understanding that the Regional District will be co-ordinating the scheduling of a Burnaby meeting through the Office of the Mayor.

Two of the Staff Committee's recommendations which are of immediate concern to Burnaby are as follows:

- Item 8 Councils of Municipalities along the first LRT alignment should examine the alignments and station locations shown in Report 2 and make recommendations to the G.V.R.D. Board by 1980 March 01 on their choice of alignment options for the first LRT line.
- Item 11 Councils of Municipalities along the second and third priority LRT routes should make recommendations to the G.V.R.D. Board by 1980 March 01 as to the specific rights-of-way plan for the second and third LRT lines.

In order to be in a position to meet this March 01 deadline, staff will present a further report to Council in advance of that date and subsequent to the Council/Public Meeting discussed above. It is envisaged that this report would deal primarily with the specifics of alignments, rights-of-way, and stations in Burnaby, with recommendations regarding these aspects.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN LAWSON:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

7. Letter from Mrs. L. Wilde which appeared on the agenda for the 1980 January 07 meeting of Council
Occupancy of a Basement Suite at 5929/31 Hardwick
Street, Burnaby - Lot 19, Block 5, D.L. 76, Plan 1885

The Municipal Manager provided a report from the Chief Building Inspector regarding the occupancy of a basement suite at the subject address.

The Chief Building Inspector reported that inspection of the subject premises commenced in 1978 December following receipt of a complaint of multi-family use. The complainant has periodically been in touch with the Building Department throughout 1979 and last visited the Department on 1979 November 22 to enquire of what progress was being made toward having by-law compliance met in the use of the subject premises.

The current status of this matter is such that the date on the notice to vacate could be extended. In view of the current circumstances, including

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occupant's income level and a few past precedents of time extensions, staff is prepared, with Council's approval, to extend the date of the notice to vacate to 1980 March 31. This action will be taken, unless directed otherwise.

The Municipal Manager recommended:

- (1) THAT a copy of this report be sent to Mrs. L. Wilde, 5929 Hardwick Street, Burnaby, B.C., V5G 1R5.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN BROWN:

"THAT the date of notice to vacate to the tenant of the basement suite at 5929/31 Hardwick Street be extended to 1980 June 30."

CARRIED UNANIMOUSLY

8. Restrictive Covenants -
Subdivision Reference #60/79

The Municipal Manager provided a report from the Director of Planning regarding restrictive covenants in connection with Subdivision Reference #60/79.

The Municipal Manager recommended:

- (1) THAT Council authorize release of the restrictive covenant registered over Lots 113 and 114, D.L. 4, Plan 48256 under BY 30041.
- (2) THAT Council authorize the preparation and execution of a new restrictive covenant under Section 215 of the Land Title Act, as more particularly outlined in the Director of Planning's report.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN DRUMMOND:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN DRUMMOND:

"THAT this Council meeting extend beyond 22:30 h."

CARRIED UNANIMOUSLY

9. Demolition of a Municipal house
Lot D, Block 13, D.L. 153, Group 1, Plan 4979, N.W.D.
6179 Cassie Avenue

The Municipal Manager provided a report from the Municipal Solicitor regarding the demolition of a Municipal house on the subject property.

The Municipal Manager recommended:

- (1) THAT the house situated at 6179 Cassie Avenue, legal description as stated above, be demolished as soon as possible.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

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10. Discharge of Polychlorinated Biphenyls
into the Fraser River
Belkin Paperboard, a division of Belkin Packaging Ltd.
8255 Wiggins Street, Burnaby, B.C.

The Municipal Manager provided a report from the Chief Public Health Inspector concerning the discharge of polychlorinated biphenyls into the Fraser River by Belkin Paperboard, a division of Belkin Packaging Ltd.

The Chief Public Health Inspector reported that this concerned plant does have a controlled effluent discharge to the Fraser River, such discharge coming within the jurisdiction and requiring a permit from the Pollution Control Branch, Ministry of the Environment, Provincial Government.

This Department had no knowledge of the fact that the pertinent effluent discharge contained polychlorinated biphenyls. We have, 1980 January 09, discussed the subject with the Pollution Control Branch by telephone and will be forwarding a formal request for full information as to past events and present status of the effluent discharge.

We are also requesting, in writing, any information the Environmental Protection Service, Environment Canada, may have which relates to the Burnaby section of the Fraser River.

In the meantime, this Department will continue its investigation and will be submitting a full report on this subject within the next two to three weeks.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

His Worship, Mayor Mercier, retired from the Council Chamber at 22:46 h, and Acting Mayor Randall assumed the Chair.

11. Kingsway/Edmonds Area Plan

The Municipal Manager provided a report from the Director of Planning concerning the Kingsway/Edmonds area plan.

The following are the recommendations contained in this report:

- (1) THAT Council adopt the plan for the Kingsway/Edmonds area as illustrated on Sketch 1 attached to the Director of Planning's report entitled "Kingsway/Edmonds Area Plan" with the amendments as noted in the Director of Planning's report.
- (2) THAT a copy of this report be sent to the Advisory Planning Commission, Parks and Recreation Commission, and citizens who have expressed an interest.

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN BROWN:

"THAT further consideration of this matter be tabled."

CARRIED UNANIMOUSLY

His Worship, Mayor Mercier, returned to the Council Chamber at 22:56 h and assumed the Chair.

12. Data Processing

The Municipal Manager provided a progress report from the Municipal Treasurer regarding the computer conversion program. The Municipal Treasurer reported that the objectives which we set out to achieve at the commencement of the project should be realized. Problems encountered during the conversion are causing a delay in meeting our time deadlines. Costs are higher because we are using more outside programming help than we had originally intended. One major application - Payroll - remains to be done and it is proposed that we call for bids to do the job.

The Municipal Manager recommended:

- (1) THAT the Treasurer prepare specifications and call bids to engage a computer software house to program the Payroll application.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

13. Tenders for Half-Ton Mini Pick-Up Type Trucks

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

The Purchasing Agent on the basis of instructions received from the Engineering Department initially called for tenders for four mini pick-up trucks and two cars. A subsequent review of requirements disclosed that the operational effectiveness of the Department would be better served if all vehicles were trucks. The Purchasing Agent was then requested, following the date on which tenders closed, to adjust the requirement from four trucks and two cars to six trucks.

The Municipal Manager recommended:

- (1) THAT Council approve the issuance of a purchase order to White Spot Service Limited to supply six (6) 1980 Model Datsun King Cab Trucks, as specified, for the sum of \$41,121.60 including applicable taxes.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN STUSIAK:

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

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

"THAT this matter be referred back to the Purchasing Agent for re-tendering and that tender applications be made available to all interested parties.

MOTION DEFEATED

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

A vote was then taken on the original motion as moved by Alderman Randall and seconded by Alderman Stusiak, "THAT the recommendation of the Municipal Manager be adopted", and same was CARRIED with Alderman Lewarne opposed.

14. Community Plan Seven - Site 13
Property at Halifax Street/Phillips Avenue

The Municipal Manager provided a report from the Director of Planning containing additional information on the proposed development of a commercial site at Halifax Street/Phillips Avenue.

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The Director of Planning reported that all of the information contained in this report substantiates his Department's earlier recommendations with respect to the suitability of the proposal, sale of land and rezoning. It is appropriate, therefore, to proceed.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

15. Cameron Library and Recreation Centre
Property belonging to Mrs. Lillian E. Mann
9637 Cameron Street

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

16. Authority for Execution of Legal Documents
in 1980 - Pole Anchors

This item was dealt with previously in the meeting in conjunction with Item 1, Municipal Manager's Report No. 3, 1980 January 14.

N E W B U S I N E S S

Alderman Drummond requested that Council give direction to the Pollution Committee to review the Fraser River Estuary Study.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN BROWN:

"THAT this Council direct the Pollution Committee to review the Fraser River Estuary Study."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LEWARNE:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN EMMOTT:

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

CARRIED UNANIMOUSLY

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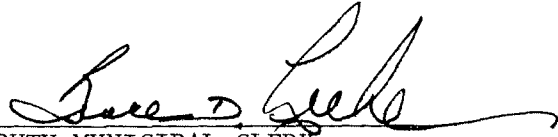
The Council meeting adjourned at 23.15 h.

Confirmed:

Certified Correct:

A handwritten signature in cursive script, appearing to read "M. Mercier", written over a horizontal line.

MAYOR

A handwritten signature in cursive script, appearing to read "L. D. Leek", written over a horizontal line.

DEPUTY MUNICIPAL CLERK