

1980 AUGUST 05

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C., on Tuesday 1980 August 05 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 W.A. Lewarne  
Alderman F.G. Randall  
Alderman V.V. Stusiak

ABSENT: Alderman D.A. Lawson

STAFF: Mr. B. McCafferty, Acting Municipal Manager  
Mr. E.E. Olson, Municipal Engineer  
Mr. A.L. Parr, Director of Planning  
Mr. J.G. Plesha, Administrative Assistant to Manager  
Mr. B.D. Leche, Deputy Municipal Clerk  
Mr. C.A. Turpin, Municipal Clerk's Assistant

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LEWARNE:

"THAT Alderman D.A. Lawson be granted a leave of absence from the Council meeting this evening."

CARRIED UNANIMOUSLY

#### M I N U T E S

The minutes of the Council Meeting held on 1980 July 21 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN LEWARNE:

"THAT the minutes of the Council Meeting held on 1980 July 21 be now adopted."

His Worship, Mayor Mercier, noted that on page 13 of the minutes of the Council Meeting held on 1980 July 21 recommendation numbers 4 and 5 of the report of the Transportation Committee had been incorrectly recorded. Following is the corrected text of the aforementioned recommendations:

- (4) THAT Council authorize the use of the amended implementation schedule as a basis for discussion with adjacent municipalities, the G.V.R.D. and the Ministry of Transportation and Highways relative to the project programming of those agencies.
- (5) THAT Council request the Transportation Committee to annually review the implementation strategy and ten-year implementation schedule.

Recommendation numbers 4 and 5 were subsequently amended as shown on page 14 of the minutes of the Council Meeting held on 1980 July 21.

A vote was then taken on the original motion as moved by Alderman Ast and seconded by Alderman Lewarne "That the minutes of the Council Meeting held on 1980 July 21 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) Canadian Pro-Am Skateboard Association,  
President, 1980 July 24,  
Re: Canadian Amateur Skate Board Championships -  
Use of Forest Grove Drive - Sunday, 1980 August 17  
Spokesperson - Monty Little
- (b) W. Charles Johnstone & Co., 1980 July 22,  
Re: Burnaby Lake Properties Ltd.,  
Burnaby By-law No. 5844 - Expropriation of Burnaby Lake Property.  
Spokesperson - W. Charles Johnstone

- (c) Mrs. Sara Ratner, 1980 July 24,  
Re: Researching of Commercial Rental Agency.  
Spokesperson - Mrs. Sara Ratner.
- (d) Hean, Wylie and Company, 1980 July 21,  
Re: Release Love Property at 8720 Government Road  
From Its Present Designation For Parks Purposes.  
Spokesperson - Arnold F.C. Hean.
- (e) Mrs. Lillian E. Mann, 1980 July 30,  
Re: Request Council's Consideration To  
De-expropriate Her Property at 9637 Cameron Street.  
Spokesperson - Lillian E. Mann/Robert Gardner.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN DRUMMOND:

"THAT the delegations identified in items 2 (a), (c), and (d) be heard."

CARRIED UNANIMOUSLY

- (a) Mr. Monty Little, President, Canadian Pro-Am Skateboard Association,  
did not appear as a delegation before Council this evening.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN BROWN:

"THAT Item 16, Municipal Manager's Report No. 50, 1980, pertaining to  
this subject, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager provided a report from the Municipal Engineer on the request received from the Canadian Amateur Skateboard Association for the closure of Forest Grove Drive and Maple Grove Crescent for the Canadian Amateur Skateboard Championships to be held 1980 August 17.

The Municipal Manager recommended:

- (1) THAT Council approve the requested closure of Forest Grove Drive and Maple Grove Crescent for the Canadian Amateur Skateboard Championships to be held 1980 August 17.
- (2) THAT the applicant comply with the conditions as noted in the Municipal Engineer's report.
- (3) THAT the applicant, Monty Little, Association President, Canadian Pro-Am Skateboard Association, P.O. Box 2039, Vancouver, B.C., V6B 3S1, be sent a copy of this report.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

- (c) Mrs. Sara Ratner then addressed Council on the subject of her research into the operation of a commercial rental agency in the Lower Mainland. The following is the text of Mrs. Ratner's submission:

"Point of the Investigation - I assumed that many if not most of the people who sign up with Rent-A-Home learn of the agency by way of the listings Rent-A-Home places in the Province newspaper. The usual listing for a Rent-A-Home apartment consists of: the rent per month; a four digit listing number; a few details about the apartment and Rent-A-Home's phone number. Before one can find out the location of the apartment or if the apartment listed in the paper is still available one must sign up with the agency and pay the \$35.00 fee. If people choose to sign up with Rent-A-Home on the basis of the listings they see in the Province newspaper, it seems important that these listings are accurate.

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Method - I investigated Rent-A-Home between June 25, 1980 and July 9, 1980 by posing as an apartment seeker. My restrictions were that I did not want to pay over \$450.00 a month for rent and I did not want to be as far out as Surrey or Langley. My category, therefore, was a fluid one - I had no pets or children to restrict my eligibility as a prospective tenant, I could live on the eastside or westside in either a one or two bedroom apartment.

I concentrated on viewing the listings as they appeared each morning in the "Unfurnished Suites to Rent" column of the Province newspaper. Each day I called Rent-A-Home for the details of the newly listed apartments. From time to time I also asked for the listings which did not appear in the paper. At most I was given three listings; sometimes no other listings were available.

Findings - During a two week period 60 listings appeared in the Unfurnished Suites To Rent" column of the Province. This averages out to about 6 listings for the 10 editions published during this time. However, these 60 listings represented only 22 different apartments. This averages out to 2.2 new listings for each publication. Of these 22 apartments:

10 were listed in the paper after they had been rented. Of these 10, 2 that I am certain of were listed two weeks after they had been rented.

3 were incorrectly listed. One appeared as a Kitsilano apartment when in fact it had a 600 block W. 8th address. One was listed as renting for \$250.00 a month when the rent was \$575.00 a month. The third was in actuality a "shared accomodation" and should have been listed as thus and not as a one bedroom suite in the "Unfurnished Suites" column.

1 apartment was listed on six separate occasions. I was not able to get in touch with the Landlord.

Conclusion - Lets give Rent-A-Home the benefit of the doubt by saying that of those 10 apartments listed in the paper after they had been rented out, 6 of them could not be helped. These 6 had only one repeat listing and perhaps they were rented out after 3:30 p.m. and could not be withdrawn from the next day's Want Ads. This still leaves 5 listings, that I know of, which were repeated in the paper more than once after they had been rented. Add to this the listing repeated 6 times where the Landlord was neverhome, if he existed at all, and the 3 incorrect listings and you end up with 8 out of 22 listings having some kind of a problem. An error rate of over one-third seems awfully high for a commercial venture. Whether these errors are deliberate or simply oversights does not make them more or less misleading for the person who is attempting to assess the services of Rent-A-Home."

Mr. A. McClynnh, 103/6060 Balsam Street, Vancouver, B.C. then addressed Council and gave a detailed account of an unsatisfactory experience he had had with Rentex in 1979.

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN EMMOTT:

"THAT Mr. Tom LaLonde, President, Greater Vancouver Renter's Association be heard as a delegation on this subject this evening."

CARRIED

OPPOSED: ALDERMEN DRUMMOND  
AND LEWARNE

Mr. LaLonde then addressed Council on the subject of the operation of rental agencies in Vancouver. The following is the text of Mr. LaLonde's submission:

"On behalf of the G.V.R.A. I wish to express our disappointment in the recommendations from Burnaby Licensing. Several complaints were given to Mr. Kenzie's office. One man's complaint was that most listings that were given him had already been rented. In Licensing's report they dismissed this complaint because the man did not have a car so, therefore, could not view the suites fast enough. It is natural to assume that the gentleman telephoned landlords before viewing the suites, therefore the time factor would not have any bearing. It appears that little attempt was made to compile this report. Council asked the G.V.R.A. and Red Door to provide more complaints to Licensing but it seems to me that Licensing should have taken the initiative on its own as well to compile information on commercial rental agencies through the placement of ads and any other means available to them.

When Linda Mead of Red Door and I met with Mr. Kenzie our impression was that licensing would not change their recommendation if we had brought them 2,000 complaints. In fact Mr. Hamilton who was present at the meeting as well was quite defensive of the agencies and lectured us on the virtues of free enterprise. He seemed to feel that it was not their job to protect people from their own stupidity. Ms. Mead and I wanted guidelines as to what Licensing would consider just cause for a regulatory by-law to be brought in. We do not feel that this information was ever given. We believe that rental agencies at many times have misled the public. An ad in the Province reads "Rent a home today, call Rent-A-Home", have they forgotten about the present housing shortage? Rental agency clients who represent a visual minority are not being given all available listings because companies such as Rentex have allowed landlords to express a preference as to what colour the tenant is to be. I do not think that the people who were of a visible minority were given full service for their money. There are many ways to mislead people and give them a false impression. Mr. Haight speaks very highly of his computer system at Rentex but he is not as proud of his other rental agency, Rent-A-Home. At one time he asked a Sun reporter not to mention his joint ownership of the two agencies. Your License Department has investigated the actual services provided but has not looked into the way clients are sweet talked through the doors. They are promised the world only to awaken to the reality of their situation after their money has been collected.

We hope that Council members will listen closely to the complaints brought before you tonight. We have chosen this manner to present them to you in order that they be given fair consideration. We feel that if only one person is misled or taken advantage of then that is one person too many. Governments must protect the public from parasitical opportunists who jump in for a quick dollar without ever considering their effect on consumers. As a point of interest The Attorney General has asked the R.C.M.P. to investigate the closure of Homelocators in Burnaby so as to determine whether or not charges may be laid. It also appears that a former employee of Homelocators is attempting to open a new agency in North Vancouver, this is being investigated at the moment."

Mr. LaLonde also read a brief prepared by Ms. L. Mead, Red Door, on this subject. The following is the text of Ms. Mead's submission:

"Mr. Chris Haight, in his written recommendations to Council on behalf of Rentex, stated certain factors which would conclude an agency to be a "low-level service", these were:

- 1) A non-existent address
- 2) Vacancies which are not for lease or rent
- 3) Vacancies which do not meet the specifications of the client
- 4) Vacancies which lease or rent for a different price than quoted by the agency
- 5) Vacancies already rented, and the agency knows or should know that the vacancy is no longer available.
- 6) Vacancies listed without the consent of landlord or owner.

We submit that the evidence we have i.e. complaints and data gathered, shows that the rental operations which Mr. Haight is responsible for

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have done these very things, thereby proving themselves to be a "low-level service". Homelocators are at the moment being investigated by Consumer and Corporate Affairs and the R.C.M.P. - and for good reason. Within weeks of appearing on television and promising to institute a new guarantee to protect tenants, Homelocators closed down without prior notice to their clients, and in fact signed up new clients right up until closure. This was also just weeks after making a presentation to this Council. In this glowing report to Council about the legitimacy of his services, Mr. Dank who is president of Homelocators, had the audacity to cite as one of his many services a "renters package". This package consisted of a T-shirt advertising homelocators, a map of the city, blank paper and pencil, plus a small list of government departments which, incidentally, listed the Rentalman's address incorrectly! At a cost of \$30.00! Vancouver Licensing ordered them to cease this unethical practice, and they moved to Burnaby.

In ending his report, Mr. Dank stated that his type of service was "as essential as providing housing - one of man's essential requirements" and compared it to the grocery store providing food - another essential requirement. However, it is beyond me to imagine any member of this Council paying \$40.00 to find out where they can buy some food - and no guarantees given.

We take contest with Mr. Dank's report, and feel it is comparable to a confidence trick. We believe it to be an insult to this Council's intelligence, and therefore also to the entire citizenry of Burnaby. We submit that the only way to prevent such a disgraceful scam from happening again is through regulation allowing fees to be paid only after successful relocation, and sincerely hope that Council will take the necessary steps within their power to make this positive change."

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

"THAT Item 19, Municipal Manager's Report No. 44, 1980 June 23 pertaining to the operation of rental agencies, be now lifted from the table."

CARRIED

OPPOSED: ALDERMEN BROWN,  
DRUMMOND AND RANDALL

The following are the recommendations contained in that report:

- (1) THAT a By-law to regulate the operations of rental listing agencies not be brought down.
- (2) THAT a copy of this report be forwarded to all persons corresponding with Council regarding rental agencies.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED

OPPOSED: ALDERMEN BROWN,  
DRUMMOND AND RANDALL

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN RANDALL:

"THAT the Municipal Council of the Corporation of the District of Burnaby request the provincial government to provide rental agencies in the Greater Vancouver Regional District."

MOTION DEFEATED

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

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN BROWN:

"THAT the Municipal Council of the Corporation of the District of Burnaby request that the provincial government provide funds to assist non-profit organizations, either existing or to be established, to operate a rental agency in the Greater Vancouver Regional District."

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN BROWN:

"THAT further consideration of the aforementioned motion be tabled."

MOTION DEFEATED

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

A vote was then taken on the original motion as moved by Alderman Ast and seconded by Alderman Brown and same was carried with Alderman Lewarne opposed.

MOVED BY ALDERMAN EMMOTT:  
SECONDED BY ALDERMAN LEWARNE:

"THAT the question of the Municipality providing financial assistance to non-profit organizations, either existing or to be established, to operate rental agencies be considered at the time of the recast budget and that staff determine the avenues by which such assistance could best be extended."

CARRIED UNANIMOUSLY

- (d) Mr. Arnold F.C. Hean addressed Council to request that the Love property at 8720 Government Road be released from its designation for Parks purposes. The following is the text of Mr. Hean's submission:

"Some years ago the Council of the day caused the Love property, outlined in red on the attached map, to be designated for future park use with the opinion in mind that it seemed to form a natural continuation of the Burnaby Lake park area and that major trails proposed to be developed in the future would meet at about that location.

Since that time the Gaglardi cut-off from the Cariboo exchange on the Freeway has been completed and application has been made to remove the two parcels of land at 6750 and 6766 Cariboo Road (being Lot A except Parcel 1, Reference Plan 29411 and Lot B, Block 11, D.L. 10, Plan 3320), immediately to the west of Gaglardi cut-off across Cariboo from the Continental Can property and abutting the railway from park designation, and to rezone them from A1 to M5.

In the meantime the Winston trail portion of the Burnaby Trail system is settled along Avalon Avenue, up Cariboo Road, over the railway tracks, guarded by gates and flashing lights, and turning to the west on Government Road. The Brunette River Trail joins the Winston Trail at Cariboo and follows the Brunette River, along the trunk sewer easement through the Brunette Valley to New Westminster.

It has been suggested that somewhere near where Stoney Creek flows into the Brunette River the trail system should follow Stoney Creek northwards to meet with the trail route coming down the south slope of Burnaby Mountain. Since it is highly unlikely that level crossing permission would be granted this route would require either an overpass or an underpass to get beyond the double gang tracks of the railway. This could be nothing but staggeringly expensive even if the railway would give permission to build. Additionally, the trail would either have to go under or over the Lake City spur track at a very high cost, or parallel the spur line at Government Road and beyond. We suggest permission to do this would be difficult to obtain.

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It seems more logical to my clients and I, and far, far less costly to citizens of Burnaby, if the trail to the north of Government Road were merely to cross Government Road from the Winston Trail and travel in an easterly direction to a point where it could meet appropriately with the trail coming down the south slope of Burnaby Mountain possibly in an existent Hydro right-of-way at no or little cost to Burnaby. This would certainly avoid the cost of over or underpasses of the Burlington railway double line and/or Lake City spur line which money could far better be spent on more beneficial park purposes.

This change in routing would enhance the trail system and would not in any way prejudice the Brunette River trail or limit the use of the Stoney Creek reserve south of the railway line at the easterly end of the Love property. To assure perpetual use of these areas to the people of Burnaby Mr. & Mrs. Love, without cost to Burnaby, would upon rezoning grant a right-of-way to Burnaby of those areas on their property marked in green on the plan attached to the application.

In this way, we submit, the contemplated trail pattern could be achieved at an earlier date than otherwise and the esthetic quality of the Brunette River Valley and the Stoney Creek setting would be retained for the enjoyment of hikers and others taking advantage of the opportunity.

The map attached to this submission shows both the Brunette River Trail and the Stoney Creek rights-of-way marked in green and also shows our proposed Burnaby Mountain Trail connector on the North Side of Government Road, leading possibly to a B.C. Hydro right-of-way, marked in brown.

Rezoning from Agricultural to Light Industrial - In their application to have their property removed from the Future Park Development area designation Mr. and Mrs. Love have agreed that upon rezoning to the highest and best use, which they consider to be M5, they will grant for park purposes, free of cost to Burnaby, rights-of-way over those areas marked green on the attached plan. It is submitted that those rights-of-way should satisfy the anticipated needs related to the trail system.

In considering the use to which their property might best be put Mr. and Mrs. Love conducted an informal survey with a number of highly regarded and well known persons conversant with good land use all of whose opinion coincided with that of my client. It was unanimously felt that the property could best be used within the uses permitted in the M5 zone and most likely for warehousing. Because of the property being bounded by the two line railway and the Gagliardi cut-off, and the heavy traffic noise resultant from both, it was the consensus of opinion that no residential use seems appropriate.

As you know the supply of suitable land for light industrial use in Burnaby is becoming increasingly limited but this does not diminish our need to increase our employment-tax base. The strong indications are that upon rezoning to M5 the Love property would quickly be developed with the attendant benefits of such development.

Upon completion an excellent, even if relatively small, industrial park with its attendant employment opportunities and real property tax bearing qualities would accrue to the benefit of Burnaby and its citizens. Of course, during the development, construction phase many skilled trades men and industrial labourers will be employed and construction materials consumed over a period of many months.

Thus, in our opinion, the essential needs of tax returns, employment opportunity and human recreation amenities can all appropriately be accommodated through a reasoned, practical use of the Love property.

Therefore, on behalf of Mr. and Mrs. Love, I urge that this application be moved as quickly as possible through public hearing and the other necessary procedures leading to the applied for rezoning so that they may get on with planned development of their property.

All of which is respectfully submitted."

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MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

"THAT Item 12, Municipal Manager's Report No. 50, 1980 pertaining to this subject, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager provided a report from the Director of Planning outlining the background and current status of the Love property at 8720 Government Road.

The Municipal Manager recommended:

- (1) THAT a copy of this report be sent to Mr. Arnold F.C. Hean, Q.C., Hean, Wylie and Company, 600 - 4211 Kingsway, Burnaby, B.C. V5H 2A8.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN RANDALL:

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

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT Item 12, Municipal Manager's Report No. 50, 1980 pertaining to this subject, together with Mr. Hean's submission to Council this evening be referred to the Parks and Recreation Commission."

MOTION DEFEATED

OPPOSED: MAYOR MERCIER, ALDERMEN  
BROWN, DRUMMOND, EMMOTT,  
LEWARNE, RANDALL AND  
STUSIAK

A vote was then taken on the original motion as moved by Alderman Ast and seconded by Alderman Randall "THAT the recommendation of the Municipal Manager be adopted and the motion was defeated with Mayor Mercier, Aldermen Brown, Drummond, Emmott, Lewarne, Randall and Stusiak opposed.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN AST:

"THAT the submission of Mr. Arnold F.C. Hean on the subject of the Love property at 8720 Government Road be referred to the Planning Department for consideration of this submission and a subsequent report to Council."

CARRIED

OPPOSED: ALDERMAN DRUMMOND

The Council Meeting recessed at 21:05 h.

The Council Meeting reconvened at 21:15 h. with Alderman Lawson absent.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT delegation (b) W. Charles Johnstone and delegation (e) Mrs. Lillian Mann/Robert Gardner not be heard."

CARRIED

OPPOSED: MAYOR MERCIER,  
ALDERMAN BROWN



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B Y - L A W S

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning By-law 1965, #7528  
Amendment By-law No. 28, 1980'

'Burnaby Zoning By-law 1965, #7531  
Amendment By-law No. 31, 1980'

'Burnaby Zoning By-law 1965, #7532  
Amendment By-law No. 31, 1980"

'Burnaby Zoning By-law 1965, #7533  
Amendment By-law No. 32, 1980'

'Burnaby Zoning By-law 1965, #7534  
Amendment By-law No. 33, 1980"

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED

OPPOSED: ALDERMAN DRUMMOND  
TO BY-LAWS 7533 AND 7534  
ALDERMAN AST AND RANDALL  
TO BY-LAW #7534.

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 BY-LAWS #7533 AND #7534  
ALDERMAN AST AND RANDALL  
TO BY-LAW #7534

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning By-law 1965, #7528  
Amendment By-law No. 28, 1980'

'Burnaby Zoning By-law 1965, #7531  
Amendment By-law No. 30, 1980'

'Burnaby Zoning By-Law 1965, #7532  
Amendment By-law No. 31, 1980'

'Burnaby Zoning By-law 1965, #7533  
Amendment By-law No. 32, 1980'

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'Burnaby Zoning By-law 1965,  
Amendment By-law No. 33, 1980'

#7534

be now read a first time, being introduction of the By-laws."

CARRIED

OPPOSED: ALDERMAN DRUMMOND  
TO BY-LAW #7533 AND #7534  
ALDERMAN AST AND RANDALL  
TO BY-LAW #7534

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN BROWN:

"THAT Item 27, Municipal Manager's Report No. 50, 1980, pertaining to 'Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure By-law 1980' By-law No. 7548, be brought forward for consideration at this time."

The Municipal Manager recommended:

- (1) THAT a By-law to appropriate \$338,000 from the Reserve for Capital Works, Machinery and Equipment be considered by Council.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Tax Sale Lands REserve Fund Expenditure By-law No. 2, 1980'	#7529
'Burnaby Local Improvement Construction By-Law No. 3, 1980'	#7535
'Burnaby Local Improvement Construction By-law No. 4, 1980'	#7536
'Burnaby Local Improvement Construction By-law No. 5, 1980'	#7537
'Burnaby Local Improvement Construction By-law No. 6, 1980'	#7538
'Burnaby Local Improvement Construction By-law No. 7, 1980'	#7539
'Burnaby Local Improvement Construction By-law No. 8, 1980'	#7540
'Burnaby Local Improvement Construction By-law No. 9, 1980'	#7541
'Burnaby Local Improvement Construction By-law No. 10, 1980'	#7542
'Burnaby Local Improvement Construction By-law No. 11, 1980'	#7543
'Burnaby Local Improvement Construction By-law No. 12, 1980'	#7544
'Burnaby Local Improvement Construction By-law No. 13, 1980'	#7545
'Burnaby Local Improvement Construction By-law No. 14, 1980'	#7546
'Burnaby Local Improvement Construction By-law No. 15, 1980'	#7547
'Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure By-law, 1980'	#7548

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

CARRIED UNANIMOUSLY

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MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT Item 2 (b) McKay Avenue from Rumble Street to Greta Street and Item 2 (c) McKay Avenue from Greta Street to Imperial Street be deleted from By-law No. 7538 and that these Local Improvement Projects be incorporated in a separate report.

CARRIED:

OPPOSED: ALDERMEN AST, DRUMMOND  
AND STUSIAK

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Tax Sale Lands Reserve Fund Expenditure By-law No. 2, 1980'	#7529
'Burnaby Local Improvement Construction By-law No. 3, 1980'	#7535
'Burnaby Local Improvement Construction By-law No. 4, 1980'	#7536
'Burnaby Local Improvement Construction By-law No. 5, 1980'	#7537
'Burnaby Local Improvement Construction By-law No. 6, 1980'	#7538
'Burnaby Local Improvement Construction By-law No. 7, 1980'	#7539
'Burnaby Local Improvement Construction By-law No. 8, 1980'	#7540
'Burnaby Local Improvement Construction By-law No. 9, 1980'	#7541
'Burnaby Local Improvement Construction By-law No. 10, 1980'	#7542
'Burnaby Local Improvement Construction By-law No. 11, 1980'	#7543
'Burnaby Local Improvement Construction By-law No. 12, 1980'	#7544
'Burnaby Local Improvement Construction By-law No. 13, 1980'	#7545
'Burnaby Local Improvement Construction By-law No. 14, 1980'	#7546
'Burnaby Local Improvement Construction By-law No. 15, 1980'	#7547
'Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure By-law, 1980'	#7548

be now read three times.

CARRIED UNANIMOUSLY

CORRESPONDENCE AND PETITIONS

MOVED BY 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. 50, 1980 which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- (a) Province Of British Columbia, Ministry of Municipal Affairs,  
Minister, 1980 July 16, Re: 1980 Initial Payment -  
Sewerage Facilities Assistance Act

A letter dated 1980 July 16 was received enclosing a Province of British Columbia cheque in the amount of \$131,150.53 which represents the initial payment to the Municipality of Burnaby for 1980 under the grant provisions of the Sewerage Facilities Assistance Act.

- (b) Province Of British Columbia, Ministry of Municipal Affairs,  
Minister, 1980 July 17, Re: 1980 Unconditional Grant - Part VIII  
Revenue Sharing Act Regulations

A letter dated 1980 July 17 was received enclosing a Province of British Columbia cheque in the amount of \$922,900.00 which represents payment to the Municipality of Burnaby of the fourth installment of the 1980 Unconditional Grant pursuant to Part VIII of the Revenue Sharing Act Regulations.

- (c) Province of British Columbia, Ministry of Municipal Affairs,  
Minister, 1980 July 16, Re: Project to Analyze Municipal By-Laws  
And Provincial Regulations Affecting Industrial, Commercial And  
Residential Development.

A letter dated 1980 July 16 was received advising that the provincial government has entered into a joint project with the private sector to analyze municipal By-laws and provincial regulations affecting industrial, commercial and residential developments. The Minister was writing to solicit Council's support in this worthwhile endeavor.

The private sector has appointed five representatives of developers interest groups and related associations to an operating committee which will conduct the analysis in consultation with the senior provincial officials. The British Columbia Development Corporation together with the Ministry of Industry and Small Business Development will provide the project co-ordinator and support staff, while the Ministry of Municipal Affairs will pay for project expenses and provide liaison with provincial ministries and with municipalities through the Union of British Columbia Municipalities.

The Ministry trusted that the Municipal Council and staff will make every effort to cooperate with the project operating committee.

Item 1, Municipal Manager's Report No. 50, 1980 August 05, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager provided a report from the Director of Planning in which it was indicated that municipal staff would welcome the opportunity to become involved in the program and to cooperate with the project operating committee which has been established jointly by the provincial government and the private sector, and looks forward to hearing from the committee in the near future.

The Municipal Manager recommended:

- (1) THAT a copy of this report be sent to the Honourable William N. Vander Zalm, Minister of Municipal Affairs, Parliament Buildings, Victoria, B.C. V8V 1X4.

1980 August 05

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN RANDALL:

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

CARRIED

OPPOSED: ALDERMAN DRUMMOND

MOVED BY ALDERMAN DRUMMOND:  
SECONDED BY ALDERMAN RANDALL:

"THAT elected members of the Union of British Columbia Municipalities executive as well as municipal officials be included in the joint project with the private sector to analyze municipal By-laws and provincial regulations affecting industrial, commercial and residential development."

MOTION DEFEATED

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

- (d) Patricia Knight, 1980 July 20,  
Re: Burnaby View Spots

A letter dated 1980 July 20 was received drawing Council's attention to a situation in the 200 Block North Hythe Avenue whereby trees growing on a Corporation owned site are blocking a view.

Item 11, Municipal Manager's Report No. 50, 1980 August 05, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager provided a report from the Director of Planning in which it was noted that the trees are part of a natural pattern of growth which is a feature of the Capitol Hill area, both on private lands and on the park lands of the conservation area park further to the North. As there is no interference with public works or apparent hazard, the policies of the Corporation would provide for their preservation.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN AST:

"THAT this matter be referred to the Burnaby Beautification Committee for comments."

CARRIED UNANIMOUSLY

- (e) James G. Lorimer, M.L.A. - Burnaby-Willingdon, 1980 July 21,  
Re: After Construction Of The Annacis Island Bridge, Traffic Patterns in Burnaby Will be Severely Affected

A letter dated 1980 July 21 was received advising that it was Mr. Lorimer's belief that after construction of the Annacis Island Bridge, the traffic patterns in Burnaby will be severely affected. He could foresee that local streets will be used by commuters to Vancouver to provide the quickest route to the downtown area from South of the River.

- (f) D.J. Ehrhardt, 1980 July 26  
Re: Subdivision Reference #13/80

A letter dated 1980 July 26 was received requesting Council approval for the relaxation of the full improvement requirement for Lakeview Avenue in the subject subdivision.

1980 August 05

It was the opinion of the writer that the patchwork installation of services within the existing developed neighborhood is not in the best interests of the property owners for the following reasons:

- (1) A visual and physical discrepancy in the neighborhood properties will be created.
- (2) The cost of improvements to be installed would be unequally levied within the neighborhood.

Item 26, Municipal Manager's Report No. 50, 1980 August 05, pertaining to this subject, was brought forward for consideration at this time.

The following are the recommendations contained in that report:

- (1) THAT Council confirm the need to provide a future road connection from Lakeview Avenue to Brantford Avenue.
- (2) THAT the Prerequisite conditions of rezoning (Items 4.1(a) through (g) of the 1980 March 17 report which can be covered through the normal subdivision approval procedure be removed as outlined in this report.
- (3) THAT the subject rezoning be advanced to Third Reading on 1980 August 18 and Final Adoption on 1980 September 02.
- (4) THAT a copy of this report be sent to Mr. D.J. Ehrhardt, 7798 Stanley Street, Burnaby, B.C. V5E 1V8.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN EMMOTT:

"THAT the street dedication not be a requirement on the North end of the subject site in Subdivision Reference No. 13/80."

CARRIED .

OPPOSED: ALDERMEN DRUMMOND,  
LEWARNE AND RANDALL

- (g) H.N. Matheson, 1980 July 24  
Re: Height Of Hedges At 428 Northcliffe Crescent

A letter dated 1980 July 24 was received concerning the height of hedges at 428 Northcliffe Crescent.

Council was advised that a staff report on this subject will be available on 1980 August 18 and further consideration of the matter was deferred until that time.

- (h) N. McClellan, 1980 July 24,  
Re: Eleven Vacated Dwellings Situated Between Patterson Avenue, Willingdon Avenue And Maywood Street Are A Potential Fire Hazard

A letter dated 1980 July 24 was received in which it was noted that approximately two months ago eleven dwellings situated between Patterson Avenue, Willingdon Avenue and Maywood Street were vacated. These buildings are open to the public and are a potential fire hazard.

The writer has contacted the Building Department at the Municipal Hall requesting that action be taken to have these buildings boarded up but was referred to the Fire Warden. He then contacted the Fire Warden who advised that the buildings were slated for demolition.

1980 August 05

Yesterday afternoon, July 23, 1980 a fire occurred in one of these buildings. Later on that same afternoon the Fire Department on patrol was again surveying the buildings and when questioned by the writer stated that several orders had been given to the owner to board up these buildings.

Item 21, Municipal Manager's Report No. 50, 1980 August 05, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager provided a report from the Director - Fire Services concerning the vacant buildings in question.

The Director-Fire Services reported that the buildings to which N. McClellan refers are potentially dangerous and it is for this reason that an order to secure and demolish them was issued to the owner on 1980 July 18. Fire regulations require compliance of such an order within 30 days from the date issuance.

Inspection of the site on July 30 disclosed that the buildings are now in the process of being demolished and it would appear that this work will be essentially complete within the next few days. The securing and/or demolishing of vacant buildings on streets that are being rezoned for new development is of concern to the Fire Department. This concern stems from the fact that although the Fire Prevention Bureau always issues the required order to secure and/or demolish in accordance with Burnaby Fire Prevention By-law No. 5096, there is inevitably a delay in the removal of the building pending the adoption of a Third Reading as required when rezoning is involved. The Fire and Planning Departments are now reviewing ways in which this problem can be resolved and it is expected that a report with recommendations will be submitted to Council for consideration in the near future.

The Municipal Manager recommended:

- (1) THAT a copy of this report be sent to Mr. N. McClellan, 112 - 6688 Willingdon Avenue, Burnaby, B.C.

MOVED BY ALDERMAN RANDALL:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

- (i) Union of British Columbia Municipalities, President  
Re: Accommodation for U.B.C.M. Convention in Prince George

A letter dated 1980 July 28 was received regarding the difficulties being experienced by delegates in obtaining suitable accommodation for the U.B.C.M. Convention in Prince George in September.

It was requested that Council members finalize their individual plans for the Convention as soon as possible and that any rooms previously reserved that will not be required be released as quickly as possible.

- (j) Union of British Columbia Municipalities, Assistant Executive Director,  
Re: Nominating Procedure, U.B.C.M. Executive

A letter dated 1980 July 28 was received setting out the procedures governing the nomination and election of U.B.C.M. Executive Members at the 1980 U.B.C.M. Convention in Prince George.

- (k) Cameron Recreation Centre Advisory Council,  
Re: Invite One Of The Council Members To Attend Open House  
1980 September 06

A letter dated 1980 July 28 was received advising that the Cameron Recreation Centre Advisory Council will be holding an Open House at the Centre on Saturday, 1980 September 06.

1980 August 05

It was requested that if possible one of the Council members participate in the Open House program at the Cameron Library and Recreation Centre on 1980 September 06.

It was agreed that Alderman Ast would represent the Municipal Council on this occasion.

- (1) Wilfred Yorston,  
Re: "Resident Parking Only" Restrictions Adjacent To  
Burnaby General Hospital

A letter dated 1980 July 22 was received concerning the "Resident Parking Only" restrictions presently in effect adjacent to the Burnaby General Hospital.

Item 8, Municipal Manager's Report No. 50, 1980 August 05, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager, by way of background information noted that the posting of the "Residential Parking Only" restriction in the subject area was approved by Council at its meeting on 1978 July 31 as a result of a recommendation from the Traffic Safety Committee. The Traffic Safety Committee's unanimous decision to recommend a complete posting of the area to resident parking was in response to a delegation from the Cascades Heights Residents Association who are concerned with the parking use of the streets by visitors to, and the staff of, the Burnaby General Hospital.

In conclusion, the residential area in the vicinity of the hospital is unlike most neighborhoods in that it is regularly subjected to heavy volumes of traffic and persons seeking a place to park. The Municipality received complaints from the residents on a number of occasions over the years, and in July of 1978, imposed the parking restrictions that are presently in effect.

The Municipal Manager recommended:

- (1) THAT a copy of this report be sent to Mr. Wilfred Yorston, 1111 Yorston Court, Burnaby, B.C. V5A 2T8.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

- (m) Century Park Museum Association, First Vice-President,  
Re: Formation Of Heritage Advisory Committee

A letter dated 1980 July 28 was received advising that the Century Park Museum Association on 1980 July 15 had adopted the following motion relative to the formation of a Heritage Advisory Committee:

"THAT this Board take the necessary action to form a Burnaby Heritage Advisory Committee."

The Board of Directors of the Century Park Museum Association was requesting Council's recognition of such a committee. This committee would stand ready to investigate and advise Council on Heritage Buildings and other items which from time to time come to the attention of Council.

The Executive Board of the Century Park Museum Association is prepared to establish such a committee should the Council approve.

Council was advised that a staff report on this subject would be available on 1980 August 18 and further consideration of the matter was deferred until that time.



1980 August 05

- (n) Keith D. Tinck,  
Re: The Closures Of Norcrest Court At Broadway

A letter dated 1980 July 29 was received strongly protesting the closure of Norcrest Court at Broadway.

Item 20, Municipal Manager's Report No. 50, 1980 August 05, pertaining to this subject, was brought forward for consideration at this time.

The Municipal Manager provided a report from the Municipal Engineer outlining the background for the installation of a barricade on Norcrest Court at Broadway.

The Municipal Manager recommended:

- (1) THAT Mr. Keith D. Tinck, 2525 North Road, Burnaby, B.C., V3J 1R4, be sent a copy of this report.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED

OPPOSED: ALDERMAN BROWN

#### T A B L E D   M A T T E R S

- (a) Municipal Manager,  
Re: Rental Agencies -  
(Item 19, Manager's Report No. 44, 1980 -  
Council Meeting 1980 June 23)

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

- (b) Municipal Manager,  
Re: Park Acquisition Program - 1980 May;  
(Item 14, Manager's Report No. 46, 1980 -  
Council Meeting 1980 July 07)

This matter was left on the table.

#### R E P O R T S

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

- (a) Mayor D.M. Mercier  
Re: Custom Transit Services

His Worship, Mayor Mercier, submitted a report regarding the provision of non-profit mini bus or other similar forms of transportation for elderly, handicapped or other persons whose mobility is restricted, to help those persons to and from their daily activities.

Alderman Lawson, who some time ago expressed interest in the subject, and the Mayor, working with staff, have been examining this category of transportation services provided in Burnaby by various community and volunteer groups and individuals. A summary on the subject was recently compiled by Alderman Lawson and forwarded as information to the Greater Vancouver Regional District.

Concurrently, during the past few weeks a sub-committee of the G.V.R.D. Transportation Committee has surveyed and summarized the demand for current supply of custom transit services within the G.V.R.D.

1980 August 05

Since the recommendations of the G.V.R.D. "Sub-Committee on Transportation for Handicapped" are virtually identical with the alternatives discussed and contemplated by the Mayor himself and some Members of Council who have approached him on the subject, the Mayor recommended that:

- (1) Our Council co-operate with the G.V.R.D. Sub-Committee working towards an early commencement of provision of improved transportation for the elderly and handicapped.
- (2) Alderman Lawson, as Chairman, and the Mayor comprise a "Committee for Custom Transit Services" to work with and be in liaison with the G.V.R.D. "Sub-Committee on Transportation for Handicapped" at such times and in such ways as that Sub-Committee may advise.
- (3) The Committee in (2) and appropriate members of staff assist in whichever ways possible to ensure that, with respect to the G.V.R.D. Invitation for Proposals from interested organizations described in the information supplied, Burnaby's interests are identified and well presented to the G.V.R.D. Sub-Committee.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

- (b) The Municipal Manager presented report No. 50, 1980 on the matters listed following as Items 1 to 30, either providing the information shown, or recommending the courses of action indicated for the reasons given:

1. Letter from The Honourable William N. Vander Zalm, Minister of Municipal Affairs, Parliament Buildings, Victoria, B.C. V8V 1X4 - Proposed Committee to Study Municipal By-laws and Provincial Regulations

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

2. Building Department Report

The Municipal Manager provided a report from the Chief Building Inspector covering the operations of the Building Department from 1980 June 09 to 1980 July 06.

The Municipal Manager recommended:

- (1) THAT the report of the Chief Building 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

3. Surpluses and Reserves carried by the Municipality as of 1979 December 31

The Municipal Manager provided a report from the Municipal Treasurer concerning surpluses and reserves carried by the municipality as of 1979 December 31.

The Municipal Manager recommended:

- (1) THAT this report be received for information purposes.

1980 August 05

- (2) THAT \$67,016 and \$101,450 in 1979 allocations for works pending and \$1,313,525 in surplus from general revenue fund allocations as shown on page 6 be transferred to the Capital Works financing section of the Reserve for Capital Works, Machinery and Equipment.
- (3) THAT a review of general funds allocated to the Capital Improvement Program be made at the end of each year, with funds to complete works in progress being brought forward to the year following and any surplus being transferred to the Capital Works financing section of the Reserve for Capital Works, Machinery and Equipment.
- (4) THAT the \$3,149,195 portion of the Reserve for Capital Works, Machinery and Equipment allocated for the railway overpass be transferred to the Capital Works financing section of the Reserve so that any moneys eventually appropriated by by-law for the overpass will be repaid to the Reserve.
- (5) THAT \$650,227 in unallocated interest earnings in the Trust and Agency Fund shown on page 13 and all subsequent interest earnings on this fund exclusive of that portion of the fund representing specific reserves, be transferred to the Capital Works financing section of the Reserve for Capital Works, Machinery and Equipment.
- (6) THAT \$22,113 in Trust and Agency Funds, inclusive of interest earnings relative to the McGillivray Development shown on page 14 be transferred to the Capital Works financial section of the Reserve for Capital Works, Machinery and Equipment.
- (7) THAT \$22,438 in surplus capital improvement funds belonging to the Burnaby Public Library Board as shown on page 6 be transferred to their General Revenue Fund Reserve for unspecified purposes.
- (8) THAT \$34,650 in Library equipment replacement reserve funds, shown as a statutory reserve in the report, be transferred from the statutory reserve to a general revenue fund reserve.
- (9) THAT \$750,000 of the interest earnings transferred to the Capital Works financing section of the Reserve for Capital Works, Machinery and Equipment be appropriated by by-law approved by a two-thirds vote of all Members of Council and approved by the Minister of Municipal Affairs without the requirement of repayment.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

4. R.C.M.P. Monthly Report - 1980 June

The Municipal Manager provided a report from the Officer-in-Charge, Burnaby Detachment, R.C.M.P. covering the policing of the municipality for the month of 1980 June.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

5. Revenue Sharing Grants

The Municipal Manager provided a report from the Municipal Treasurer regarding Municipal Revenue Sharing Grants.

The Municipal Treasurer noted that a question had arisen in Council as to whether or not the shortfall in gas revenue predicted by the province will affect revenue for municipalities this year or next.

The answer to the question is that it should not affect revenue sharing this year or next. However, it will most certainly affect revenue sharing in the calendar year 1982, as will any loss due to the drastic reduction in forest industry business in 1980 and the attendant loss in fees and taxes under the Forest and Logging Tax Acts.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

6. Retirement - Mr. Earl J. Williams

The Municipal Manager provided a report from the Personnel Director concerning the retirement of Mr. Earl J. Williams, who has been employed by the municipality for 27 years.

The Municipal Manager recommended:

- (1) THAT the Mayor, on behalf of Council, send to Mr. Williams a letter of appreciation for his many years of loyal and dedicated service to the municipality.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

7. Personnel Department Report

The Municipal Manager provided the semi-annual report from the Personnel Director on the permanent position establishment and employee strength in the municipal organization as at 1980 July 06.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

8. Letter from Mr. Wilfred Yorston  
1111 Yorston Court, Burnaby, B.C. V5A 2T8  
Parking Situation Adjacent to the Burnaby General Hospital

This item was dealt with previously in the meeting in conjunction with Item 4.(1) under Correspondence and Petitions.

9. Retirement - Mr. J.M. Craig

The Municipal Manager provided a report from the Personnel Director regarding the retirement of Mr. J.M. Craig, who has been employed by the municipality for 27 years.

The Municipal Manager recommended:

- (1) THAT the Mayor, on behalf of Council, send to Mr. Craig a letter of appreciation for his many years of loyal and dedicated service to the municipality.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

10. Proposed Sale of a Municipal Property  
Lot 9, Block 12, D.L. 122, Plan 1308  
4870 East Hastings Street

The Municipal Manager provided a report from the Director of Planning concerning the proposed sale of the subject property on Hastings Street.

The Municipal Manager recommended:

- (1) THAT Council authorize the Legal and Land Department to sell Lot 9, Block 12, D.L. 122, Plan 1308 at 4870 East Hastings Street subject to the conditions outlined in the Director of Planning's report.

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

11. Letter from Miss Patricia Knight  
410 North Hythe Avenue, Burnaby, B.C. V5B 1G5  
Tree Growth in the 200 Block North Hythe Avenue

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

12. Letter from Mr. Arnold F.C. Hean, Q.C.  
Hean, Wylie and Company, 600 Burnaby Centre,  
4211 Kingsway, Burnaby, B.C. V5H 2A8  
Parcel "B", Plan 17411, Block 12, D.L. 10, Plan 3054  
8720 Government Road (Love Property)

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

13. Special Estimates - Engineering Department

The Municipal Manager provided a report from the Municipal Engineer covering special estimates of work for his department in the total amount of \$258,000.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN EMMOTT:

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

It was agreed that each of the items in the Municipal Engineer's report would be voted on separately.

Work Order 22-278

CARRIED

OPPOSED: ALDERMEN AST,  
RANDALL AND STUSIAK

Work Order 32-947

CARRIED UNANIMOUSLY

14. Rezoning Reference #20/80  
Lots 5, 6 and 7 of Block 10, D.L. 206, Plan 1323  
517, 523 and 599 Sperling Avenue

The Municipal Manager provided a report from the Director of Planning concerning prerequisites required for Rezoning Reference #20/80.

The Municipal Manager recommended:

- (1) THAT a copy of the Director of Planning's report be sent to the applicant.
- (2) THAT the following be established as prerequisites to the completion of rezoning:
  - (a) The submission of a suitable plan of development.
  - (b) The deposit of sufficient monies to cover the costs of all services necessary to serve the site to include the construction of a full standard lane adjacent to the site as outlined in the Director of Planning's report. All services are to be designed and constructed to the approval of the Municipal Engineer. One of the conditions for the release of occupancy permits will be the completion of all requisite services.
  - (c) The installation of all electrical, telephone and cable servicing, and all other wiring underground throughout the development, and to the point of connection to the existing service where sufficient facilities are available to serve the development.
  - (d) The submission of an undertaking to remove all existing improvements from the site within six months of the rezoning being effected but not prior to Third Reading of the By-law.
  - (e) The granting of any necessary easements.
  - (f) The granting of any rights-of-way as required.
  - (g) The approval of the Ministry of Transportation and Highways to this rezoning.
  - (h) The consolidation of the net site into one legal parcel.

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN AST:

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

1980 August 05

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN STUSIAK:

"THAT Recommendation No. 2.(b) of the Municipal Manager be amended to the extent that access and egress from the site under consideration be from Sperling Avenue."

CARRIED

OPPOSED: ALDERMEN AST,  
DRUMMOND AND RANDALL

A vote was then taken on the original motion as moved by Alderman Randall and seconded by Alderman Ast, "That the recommendations of the Municipal Manager be adopted", as amended, and same was CARRIED with Aldermen Ast, Drummond and Randall opposed.

15. Rezoning Reference #21/80  
2070 Duthie Avenue

The Municipal Manager provided a report from the Director of Planning on Rezoning Reference #21/80.

The Director of Planning reported that the applicant for Rezoning Reference #21/80 has indicated that he wishes to appear as a delegation at a future Council Meeting to discuss this zoning. He expects to be ready to appear later in August. He wishes the rezoning to be held in abeyance until his appearance.

The Municipal Manager recommended:

- (1) THAT Council hold Rezoning Reference #21/80 in abeyance until after the applicant appears as a delegation.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

16. Letter from Canadian Pro-Am Skateboard Association  
P.O. Box 2039, Vancouver, B.C. V6B 3S1  
Temporary Closure of Two Streets for use in connection  
with an Amateur Skateboard Championship

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

17. Tenders for Library Materials Security  
System Installation at Three Branch Libraries

The Municipal Manager provided a report from the Purchasing Agent regarding tenders for library materials security system installation at three branch libraries.

The Municipal Manager recommended:

- (1) THAT the lowest tender to satisfy our specifications submitted by Checkpoint Systems Inc. in the amount of \$23,970.00 plus 4% B.C. sales tax (on materials only) be accepted, and a purchase order issued for this amount.

MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

1980 August 05

18. 1980 Local Improvement Program  
Malvern Avenue from Imperial Street to Burris Street,  
and Fell Avenue - Hastings Street to Dundas Street

The Municipal Manager provided a report from the Municipal Treasurer concerning the subject Local Improvement Projects.

The Municipal Manager recommended:

- (1) THAT "Burnaby Local Improvement Charges By-law 1980", By-law No. 7479, be amended to include the works on Malvern Avenue as shown in the Municipal Treasurer's report.
- (2) THAT a By-law be brought down to permit the construction of Malvern Avenue as described in the Municipal Treasurer's report as a local improvement.
- (3) THAT the Municipal Clerk be directed to initiate the local improvement as described in the Municipal Treasurer's report on Fell Avenue between Hastings Street and Dundas Street.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

19. 1980 International Public Works Congress and Equipment  
Show, Kansas City, Missouri/1980 September 13-18

The Municipal Manager provided a report from the Municipal Engineer requesting authority for the Municipal Engineer to attend the subject Congress and Equipment Show.

The Municipal Manager recommended:

- (1) THAT the Municipal Engineer be authorized to attend the 1980 International Public Works Congress and Equipment Show, Kansas City, Missouri on 1980 September 13-18, at an estimated cost of \$957.50.

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

20. Letter from Mr. Keith D. Tinck  
2525 North Road, Burnaby, B.C. V3J 1R4  
Closure of Norcrest Court at Broadway

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

21. Letter from N. McClennan  
#112 - 6688 Willingdon Avenue, Burnaby, B.C.  
Vacant Buildings located between Patterson  
Avenue, Willingdon Avenue and Maywood Street

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



22. Proposed Amendment to Engineering Agreement  
#E2/80 to include work for:
1. Commercial Site at Phillips and Greystone
  2. Municipal Subdivision at Kitchener and Burnwood
  3. Burnwood from Aubrey to Curtis

The Municipal Manager provided a report from the Municipal Engineer on a proposed amendment to Engineering Agreement #E2/80.

The Municipal Manager recommended:

- (1) THAT construction supervision and works inspection for the servicing of the Greystone/Phillips commercial site, the servicing of the municipal subdivision at Kitchener and Burnwood, and the construction of Burnwood from Aubrey to Curtis be included in R.F. Binnie Ltd.'s Engineering Agreement #E2/80, as approved by Municipal Council on 1980 March 03.
- (2) THAT the Municipal Council ratify the action of the Municipal Engineer in approving additional work to be carried out on the design of the Municipal Subdivision at Kitchener and Burnwood by Phoenix Engineering Services Ltd. at a total cost of approximately \$14,000.

MOVED BY ALDERMAN BROWN:  
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

23. Willingdon Recreation Centre Expansion  
Neighbourhood Improvement Project

The Municipal Manager provided a report from the Chief Building Inspector concerning the calling of construction tenders for additions and alterations to the Willingdon Heights Community Centre.

The Municipal Manager recommended:

- (1) THAT Council authorize the call for construction tenders for additions and alterations to the Willingdon Heights Community Centre, with tenders closing with the Municipal Purchasing Agent at 15:00 h, 1980 August 27.

MOVED BY ALDERMAN EMMOTT:  
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

24. Administrative Fee Structure  
Upland Consents for Leases of Waterlots in the North Arm  
of the Fraser River Opposite Municipally-Owned Properties

The Municipal Manager provided a report from the Municipal Solicitor concerning the administrative fee structure for upland consents for leases of waterlots in the north arm of the Fraser River opposite municipally owned properties.

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The Municipal Manager recommended:

- (1) THAT the administrative fee structure for municipal consent to lease waterlots be increased by 15% of the product of 20% of the first \$500.00 as outlined in the Municipal Solicitor's report, and 15% of the product of 10% of the balance as outlined in the Municipal Solicitor's report.

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN EMMOTT:

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

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

"THAT the aforementioned recommendation of the Municipal Manager be amended to read as follows:

'THAT the administrative fee structure for municipal consent to lease waterlots be increased by 20% of the product of 20% of the first \$500.00 as outlined in the Municipal Solicitor's report, and 50% of the product of 10% of the balance as outlined in the Municipal Solicitor's report.'"

CARRIED UNANIMOUSLY

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

25. Proposed Sale and Consolidation of Municipal Lands  
Portion of Lot 149, Group 1, D.L. 163 - Nelson Avenue

The Municipal Manager provided a report from the Director of Planning regarding the proposed sale and consolidation of the subject municipal lands on Nelson Avenue.

The Municipal Manager recommended:

- (1) THAT Council authorize the Legal and Lands Department to offer the subject lands for sale in a selective public tender at an upset value of \$62,447, subject to their consolidation with an adjacent property as more particularly described in the Director of Planning's report.
- (2) THAT Council authorize the preparation and introduction of a Road Closing By-law for that portion of Ingram Street which is illustrated on Figure 1 attached to the Director of Planning's report.
- (3) THAT Council authorize the sale of the closed Ingram Street road allowance at a value of \$1.28 per square foot (approximately \$18,955) subject to its consolidation with an adjacent property as more particularly explained in the Director of Planning's report.
- (4) THAT Council authorize the preparation and introduction of a rezoning by-law redesignating the zoning of the subject lands from P3 (Park and Public Use) to A3 (Truck Gardening) District. This by-law will be forwarded to the next regularly scheduled Public Hearing to be held on 1980 October 21.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

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26. Letter from Mr. D.J. Ehrhardt  
7798 Stanley Street, Burnaby, B.C. V5E 1V8  
Rezoning Reference #4/80  
6550 Lakeview Avenue S.D. Ref. #13/80

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

27. Traffic Management Projects 1980

This item was dealt with previously in the meeting in conjunction with Item 3.(t) "Burnaby Capital Works, Machinery and Equipment Reserve Fund Expenditure By-law, 1980", By-law No. 7548.

28. Tenders for the Refurbishing of Swangard Stadium Track

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding tenders for the refurbishing of Swangard Stadium Track.

The Municipal Manager recommended:

- (1) THAT Council approve the awarding of the contract for the refurbishing of Swangard Stadium Track to Standard General Construction (B.C.) Limited for the Sportflex Super X surface at a cost of \$326,900.00.
- (2) THAT Council approve the execution of the necessary contract documents.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

29. Tender for Two Street Flush Trucks

The Municipal Manager provided a report from the Purchasing Agent regarding tenders for two street flush trucks.

The Municipal Manager recommended:

- (1) THAT Council appropriate the sum of \$79,664.00 plus \$250.00 for pre-service adjustments, a total of \$79,914.00 from the Reserve for Depreciation and Equipment By-law No. 7369.
- (2) THAT a purchase order be issued to Westank-Willock, A Division of Willock Industries Limited, to supply and deliver one Street Flush Truck all as specified for the sum of \$79,664.00, including applicable taxes.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

30. Sale of Municipal Lots by Public Tender

The Municipal Manager provided a report from the Municipal Solicitor regarding the proposed sale of three municipally owned properties.

The Municipal Manager recommended:

- (1) THAT the highest bid for Lot 2, D.L. 127, 322 Ranelagh Avenue, submitted by Adriatic Construction Ltd. in the amount of \$76,600.00 be accepted.

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- (2) THAT the highest bid for Lot 143, D.L. 131, 6577 Parkdale Drive, submitted by Adriatic Construction Ltd. in the amount of \$69,700.00 be accepted.
- (3) THAT the highest bid for Lot 2, D.L. 87, 6290 Sixth Street, submitted by Kwok Ping Kee in the amount of \$80,011.00 be accepted.

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN STUSIAK

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY