

1981 SEPTEMBER 28

A regular meeting of the Municipal Council was held in the Council Chamber, Municipal Hall, 4949 Canada Way, Burnaby, B.C., on Monday, 1981 September 28 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  
Mrs. B.J. Pordan, Secretary to Municipal Manager  
Mr. James Hudson, Municipal Clerk  
Mr. B.D. Leche, Deputy Municipal Clerk

V I S I T O R S

His Worship, Mayor Mercier, extended a welcome to Mr. John Ruryk, Moscrop Junior Secondary School, and members of the Grade 10 "Community Studies Program", who are attending the Council Meeting this evening as part of their studies.

His Worship expressed the wish that Mr. Ruryk and his students would find the Council Meeting informative and interesting.

M I N U T E S

The minutes of the regular Council Meeting and Caucus Meeting "In Camera" held on 1981 September 21 came forward for adoption.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN BROWN:

"THAT the minutes of the regular Council Meeting and Caucus Meeting 'In Camera' held on 1981 September 28 be now adopted."

CARRIED UNANIMOUSLY

His Worship, Mayor Mercier, recognized Mr. J.G. Lorimer, Member of the Legislative Assembly for Burnaby-Willingdon, who was attending the Council Meeting this evening.

D E L E G A T I O N S

The following wrote requesting an audience with Council:

- (a) Mrs. Anna Decurtins, 1981 September 22  
Re: Seek redress of grievances against  
Engineering Department  
Spokesperson - Mrs. Anna Decurtins

MOVED BY ALDERMAN BROWN:

SECONDED BY ALDERMAN LEWARNE:

"THAT the delegation be heard."

CARRIED UNANIMOUSLY

- (a) Mrs. Anna Decurtins then addressed Council on the subject of the sidewalk on the south side of Clinton Street between Royal Oak Avenue and Roslyn Avenue in front of her residence at 5392 Clinton Street. The following is the text of Mrs. Decurtins' submission:

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"On behalf of my neighbours, my husband, and myself, I appear before this Council to seek redress of our grievances against the Engineering Department.

We initiated the petition to improve our street and make it more sightly; and we were willing to pay over and above our yearly high taxes, the extra cost of \$1,547.81 for this improvement.

We have been resident taxpayers since 1958 as well as business taxpayers since 1969. We feel we have been very unjustly treated.

Our sidewalk is thirty years old and was built before modern engineering technology of sidewalk building was applicable, i.e. concrete was poured on dirt only without base. Our sidewalk is very unsightly with its cracks, its gouges at the edges, and its unevenness.

Project No. 79-043 was passed by Council on 1980 July 21. The detailed description of the proposed project did not state that any monies were to be spent on a bus stop 29 feet by 5.8 feet by 4 inches, with a sidewalk 5 feet wide and 120 feet long abutting the bus stop, a reinforced retaining wall 11½ inches wide, averaging 30 inches in height, and a handrail approximately 120 feet long.

Attached is a location map to scale as shown.

The bus stop and sidewalk being replaced were also 30 years old, and were built at the same time as our sidewalk. Most of the people who use this bus stop do not live on our street and are not paying for this project. The owners of the apartment located on Clinton Street and Royal Oak Avenue, are also not paying for this project. For the past thirty years the bus stop and sidewalk were serviceable. People did not complain; there were no mishaps; and to my knowledge, no claims.

When the work commenced on our street, we were delighted. But when we discovered that our unsightly sidewalk and that of our neighbours would not be replaced, we were very upset. We felt that the Engineering Department was discriminating against us and treating us as second-class citizens.

I immediately got in touch with the Engineering Department. I spoke with Mr. Jeffares, Mr. Olson, Mr. Sinclair and Mr. Ross, but to no avail. Because Mr. Shelley, the Municipal Manager, was busy, I spoke with Mr. Plesha, the Administrative Assistant to the Manager, but still was unsuccessful in having our grievances redressed.

From our office located at the corner of Clinton Street and Royal Oak Avenue, we watched the progress of this excessive construction of the bus stop and the sidewalk from the lane on Clinton Street west to Royal Oak Avenue. Mr. Olson stated this construction was necessary to ensure the safety of the bus passengers. The lane was raised about 10 to 12 inches, necessitating extra expense for backfill and blacktop. The next two houses east of the lane had their sidewalks replaced, and their sidewalks were in far better condition than ours. According to the Engineering Department this was necessary to avoid any undue grade from the bus stop eastward.

I verbally asked, and then wrote to Mr. Olson to give me the exact cost of the entire bus stop construction, including the replacement of the sidewalk, and the exact cost of replacing our unsightly sidewalk and that of our neighbours. At Mr. Olson's request, Mr. Ross provided him with this information. Mr. Olson wrote to me on 1981 September 09 and attached a copy of the memo he received from Mr. Ross. In this memo, Mr. Ross stated that the bus stop would cost \$592.80 and the replacement of our unsightly sidewalk and that of our neighbours would cost \$595.00. This amount for the entire bus stop construction did not seem correct to me. Either I was being misled, or Mr. Ross was not given the correct information as to my inquiry. Therefore, to avoid any further misunderstanding, I wrote to Mr. Ross and specifically asked for the exact overrun cost of this bus stop, the cost of the reinforced concrete wall, and the cost of the sidewalk from the lane to Royal Oak Avenue. I did not include the 120 feet of handrail.

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I delivered this letter personally to Mr. Ross and waited for a reply. When he finished reading it, he stated he could not possibly give me the prices I requested, but he did give me the tender contract #8102 which had the collective quoted price for ten different streets.

Because I was getting nowhere with the Engineering Department, my husband and I asked our friends in the construction business to give us a modest estimate of what the above construction would cost. They estimated it would be approximately \$7,500.00. This did not take into account the extra cost of the lane modification, nor the replacement of the sidewalk of the two houses east of the lane.

We are very upset with the Engineering Department. They failed to give us the information we requested, they failed to give us specific details on the proposed improvement of our street; and they failed to replace our unsightly sidewalk and that of our neighbours.

How can the Engineering Department possibly justify spending what we believe to be a very large amount of money, namely \$7,500.00, on the bus stop construction, and fail to justify spending \$595.00 to replace our unsightly sidewalk and that of our neighbours?

Had we known beforehand that our unsightly sidewalk and that of our neighbours would not be replaced, we would never have agreed to spend our hard earned money on this project. It spoils the whole effect of the street to have most of it new and a small part old and unsightly. This particular project by the Engineering Department is certainly no credit to Burnaby. Furthermore, our unsightly sidewalk and that of our neighbours will need replacement in the very near future and then it will be more costly. I believe the Engineering Department is being penny wise and pound foolish.

I should also like to point out to you that the new sidewalk section from the curb on Roslyn Avenue to our property line from east to west, and the new sidewalk section from the curb on Clinton Street to our property line from north to south, have too much of a slope and no gradual transition between the old and new concrete. This will make it very unsafe during wet and freezing weather.

It seems to me the Engineering Department is very inconsistent in regard to safety. They are concerned about safety of bus passengers, but not about the safety of pedestrians. Surely we, who are paying for the improvement of our street, are entitled to the same consideration in regard to safety as are the bus passengers!

For the past 12 years I have observed that very few passengers get on or off this bus stop. During the rush hour, anywhere from four to eight passengers get on or off the bus, and during the rest of the day, perhaps one or two passengers, or none at all. Therefore, we maintain the Engineering Department has spent far too much money on this bus stop and sidewalk construction. We believe this particular construction has been over-spent and over-engineered.

Everyone in the Municipal Hall to whom I spoke, is only concerned with policy, and not whether it is fair and just to the Burnaby taxpayer. Policies can be and should be changed when they affect the well-being of Burnaby taxpayers.

I think it is appalling that I, a Burnaby taxpayer, should have to go through such an ordeal and still get no satisfaction.

Having spent so much of my time, effort and energy on this matter, I have no further recourse but to come to this Council for corrective action.

On behalf of my neighbours, my husband and myself, I now appeal to you, the elected representatives of the citizens of Burnaby, to direct the Engineering Department to replace, without delay, our unsightly sidewalk and that of our neighbours, and correct the two unsafe slopes at Clinton Street and Roslyn Avenue."

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MOVED BY ALDERMAN BROWN:  
SECONDED BY ALDERMAN AST:

"THAT Item 16, Municipal Manager's Report No. 45, 1981, 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 Local Improvement Project #79-043 which is the project that is of concern to Mrs. Decurtins.

The Municipal Engineer noted that the replacement of the sidewalk on the south side of Clinton Street was not part of the project. The Municipal Engineer further noted that retaining walls, bus stops and driveway adjustments are never included in the work descriptions.

The cost of retaining walls and bus stops is not part of the rate paid by abutting property owners, but is part of the municipal share which is paid for by taxpayers at large, including the people who use the bus stop. The owners of the apartment building at the corner of Clinton Street and Royal Oak Avenue were not assessed because at the time of development they had paid the full cost of services across their frontage.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

It was agreed that the Municipal Engineer would provide a report for the next meeting of Council indicating what the cost would be, the possible timing, what precedent would be involved, the budgetary considerations, and whether a Local Improvement Program should be initiated, or whether the abutting owner should be permitted to petition for the requested works.

His Worship, Mayor Mercier, welcomed the Honourable William N. Vander Zalm, Minister of Municipal Affairs, and Mrs. Vander Zalm to the Council Meeting this evening.

MOVED BY ALDERMAN EMMOTT:  
SECONDED BY ALDERMAN BROWN:

"THAT Item 2, Municipal Manager's 'In Camera' Report No. 46, 1981, pertaining to the expropriation of the Mrs. L.E. Mann property at 9637 Cameron Street, be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

The Municipal Manager submitted a report from the Municipal Solicitor on the Mann expropriation.

The Municipal Solicitor noted that on the Council Agenda for 1981 September 14 was a letter dated 1981 August 28 from the Honourable W.N. Vander Zalm, Minister of Municipal Affairs, concerning the Mann expropriation. The letter advised that Mrs. Mann had abandoned her appeal from the award made by the arbitration board and she was concerned because she had received no advice from Burnaby since the Inspector of Municipalities completed his report.

Mrs. Mann has not heard from the municipality because she had retained the Honourable Thomas A. Dohm, Q.C., to act for her. A meeting was held with Mr. Dohm and it was agreed, without prejudice, to request the Department of Municipal Affairs to obtain an independent appraisal of the Mann property at current market value in accordance with one of the Inspector's

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recommendations. It was the intention to meet again after the appraisal report was received. We were subsequently advised by Mr. Dohm that Mrs. Mann requested the return of her documents stating that she wanted Mr. Gardner to look after the final details of her case.

The appraisal report has now been received and it fixes the value of the Mann property at 1981 September 02 at \$135,000.00.

We are presently attempting to arrange a meeting with Mr. Gardner in a final effort to settle this matter.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN LAWSON:

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

MOVED BY ALDERMAN DRUMMOND:

SECONDED BY ALDERMAN RANDALL:

"THAT this report be referred to the Municipal Manager."

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN LAWSON:

"THAT the Minister of Municipal Affairs have an opportunity to address the Municipal Council this evening."

CARRIED UNANIMOUSLY

The Honourable William N. Vander Zalm, Minister of Municipal Affairs, then addressed Council as follows:

"Thank you Mr. Mayor and members of Council. I am certainly enjoying this, it is like being back at Surrey Council, but of course you are more organized. I had to say that because I am here. Certainly, it is a pleasure for me to have the opportunity and it is not too often that I can get the time to come before Council, and if there are any questions I shall be pleased to try and answer them. The item that has been discussed is of particular interest to me and I thought perhaps too that I could answer any questions that you might have related to this item. Obviously, all questions have to be dealt with, I appreciate that, but certainly I have heard it reported that there has been some comment made as to why the Provincial Government had not acted quicker, particularly as of late, to produce some other expropriation legislation. Fair comment, of course, except that we have not had a session for the last number of months so we weren't able to do this from the time we commenced to become involved with respect to Mrs. Mann. I also just recently, in the last week or ten days, received a copy of a letter that was addressed to the Premier. In effect, I understand, Council took exception to the fact that the Minister of Municipal Affairs and the Inspector of Municipalities should become involved at all relevant to the Mann expropriation. I simply want to say there, that it is our legislation. Whenever we perceive something to be wrong, when we see somewhere where improvements may be made, I think it is only right that the Minister call for an investigation, or that the Inspector take the initiative. I am very grateful for the exercise because as the report pointed out, Burnaby did all things legally, there was no blame in that respect at all. On the other hand, there are many shortcomings in the legislation which must be addressed through a uniform expropriation act, or, alternatively, that may not have to be the route, and amendments to the Municipal Act will ensure that the process is more equitable. That applies everywhere throughout the Province. There are, of course, throughout the year, in any municipality, any number of expropriations. However, there are not too many of this nature. The bulk of them, I am guessing, would be with

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regards to sewer easements, water line easements, sidewalks and the likes. There aren't too many of this sort of expropriations. I am sure that we can all recall one or two. I can certainly recall one or two in the time I was involved in local politics in Surrey. There are not that many, so it wasn't as if we were zeroing in on Burnaby. This one was one that had definitely, I think, brought it to the fore and showed us that changes are required. I was very pleased with the report from the Inspector and I thought it made some very good recommendations which I sincerely hope that Council might accept. Perhaps we are a step closer to that and I will leave it with you."

A question and answer period then ensued between members of Council and the Minister of Municipal Affairs regarding the Mann expropriation and expropriation procedures generally.

B Y L A W S

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

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

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 36, 1980'	#7560
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 37, 1980'	#7561
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 37, 1981'	#7688
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 50, 1981'	#7701"

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN STUSIAK:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 36, 1980'	#7560
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 37, 1980'	#7561
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 37, 1981'	#7688
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 50, 1981'	#7701

be now read a third time."

CARRIED UNANIMOUSLY

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MOVED BY ALDERMAN LEWARNE:  
SECONDED BY ALDERMAN LAWSON:

"THAT

'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 57, 1980'	#7616
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 14, 1981'	#7664
'Burnaby Zoning Bylaw 1965, Amendment Bylaw No. 24, 1981'	#7674

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

CARRIED

OPPOSED: ALDERMEN BROWN AND  
LEWARNE TO BYLAW #7616

CORRESPONDENCE AND PETITIONS

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN BROWN:

"THAT all of the following listed items of correspondence be received and those items of the Municipal Manager's Report No. 45, 1981, which pertain thereto be brought forward for consideration at this time."

CARRIED UNANIMOUSLY

- (a) Malvern Property Owners Committee  
Re: Until Council has made a final decision  
regarding rezoning of Malvern Avenue duplex  
building permits be deferred

A letter dated 1981 September 18 was received requesting that until such time as Council has made a final decision regarding the rezoning of Malvern Avenue that building permits for two family dwellings on Malvern Avenue be deferred.

Item 6, Municipal Manager's Report No. 45, 1981, pertaining to this subject was brought forward for consideration at this time.

The Municipal Manager provided a report from the Director of Planning concerning the deferment of two family dwelling permits on Malvern Avenue.

The Director of Planning reported that Council, pursuant to Section 724 of the Municipal Act, has the authority to withhold the issuance of a building permit pending adoption of an amendment to a zoning bylaw. In consultation with the Chief Building Inspector, the Director of Planning advised that the Building Department has to date received no applications to construct two family dwellings within the subject area. However, should the Building Department receive an application for the development of a two family dwelling in the affected area, prior to adoption of the rezoning bylaw amendment, the matter will be brought before Council, at which time the Council may, as it sees fit, direct that the issuance of a building permit be withheld pursuant to Section 724 of the Municipal Act.

The Municipal Manager recommended:

- (1) THAT Council direct that the Chief Building Inspector, upon receipt of any applications to construct a two family dwelling in the Malvern Avenue area covered under Rezoning Reference #158/81, bring forward a report to Council for their consideration and direction relative to Section 724 of the Municipal Act.
- (2) THAT a copy of this report be sent to the property owners on Malvern Avenue as outlined in the petition which appears on the Council agenda as well as all other owners within the area that are the subject of Rezoning Reference #158/81.

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MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

- (b) Burnaby Fire Fighters Association,  
Local 323, Bill Copeland  
Re: Labour Negotiations

A letter dated 1981 August 21 was received requesting that Council assume direct responsibility for negotiating wages and working conditions with the Burnaby Fire Fighters Association.

The Burnaby Fire Fighters Association believes that direct negotiations are in the best interest of the three parties most affected by good labour management relations, the Council, the Fire Fighters of Burnaby and our community.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN RANDALL:

"THAT this letter be referred to the meeting to be held in reference to this subject matter."

CARRIED UNANIMOUSLY

- (c) Burnaby Chamber of Commerce, Manager  
Re: Holiday Shopping Regulation Act

A letter dated 1981 September 22 was received relative to the Holiday Shopping Regulation Act.

The following documents were enclosed with the aforementioned letter:

1. The proposed referendum wording.
2. Definitions of "Home Improvement Stores" and "Tourist Service Stores" as defined by the Burnaby Licensing Department.
3. Copy of a proposed bylaw to make all retail business lawful on Sundays.
4. Copy of proposed bylaw to permit home improvement stores and tourist service stores to remain open on Sundays.
5. Proposed form of Notice of Poll.
6. Copy of advertisement run by the City of Vancouver on 1981 June 23.
7. Copy of the "Holiday Shopping Regulation Bylaw" of the City of Victoria.

The Chamber has been advised that each bylaw must be voted on separately. The question with respect to the Limited Shopping Bylaw is framed so as to reduce the chance that the affirmative votes for Holiday Shopping will be split between two alternative bylaws.

Item 9, Municipal Manager's Report No. 45, 1981, pertaining to this subject was brought forward for consideration at this time.

The Municipal Manager provided a report from the Municipal Clerk concerning bylaws submitted to the electorate of other municipalities under the provisions of the Holiday Shopping Regulation Act.

The Municipal Clerk also provided, for Council's information, the relevant provisions of the Holiday Shopping Regulation Act.

The Municipal Manager recommended:

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



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MOVED BY ALDERMAN LAWSON:  
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN EMMOTT:

"THAT the question to be submitted to the electors on 1981 November 21 on the Holiday Shopping Regulation Act be:

'Are you in favour of the Council adopting a bylaw to permit all retail businesses to be open on Sundays and Holidays?'"

CARRIED

OPPOSED: ALDERMEN DRUMMOND,  
LAWSON AND RANDALL

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN DRUMMOND:

"THAT if the bylaw to permit all retail businesses to be open on Sundays and Holidays does not receive the assent of the electors are you in favour of the Council adopting a bylaw to permit 'Home Improvement' and 'Tourist Service' stores to be open on Sundays and Holidays?"

CARRIED

See minutes of Council Meeting  
of 1981 October 05 for amendment.

OPPOSED: ALDERMEN LEWARNE,  
RANDALL AND STUSIAK

- (d) Mr. Barry Carson Washburn, Mrs. Elizabeth Louise Washburn and Family  
Re: Accident on Friday, 1981 September 11  
at Trans Mountain Tank Farm

A copy of a letter addressed to Mr. G. Yorke-Slater, Secretary, National Energy Board, Ottawa, Ontario, was received concerning an accident which occurred at the Trans Mountain Tank Farm on Underhill Avenue on 1981 September 11. Accompanying the letter was a petition signed by thirty-seven (37) concerned residents of the area adjacent to the tank farm requesting that the government appoint a local body to oversee the safe and odourless operation of Trans Mountain Tank Farm.

Council was advised that a report on this subject would be available on 1981 October 05 and further consideration of the matter was deferred until that time.

- (e) The Banff Centre School of Management,  
Program Manager, School of Management  
Re: Request services of Municipal Manager as  
Resource Person on Municipal Management Seminar  
- Sunday to Saturday, 1982 May 02 to May 08

A letter dated 1981 September 17 was received requesting the services of Melvin J. Shelley, Municipal Manager for the Corporation of the District of Burnaby to act as a Resource Person on their Municipal Management Seminar, 1982 May 02 to May 08.

MOVED BY ALDERMAN RANDALL:  
SECONDED BY ALDERMAN BROWN:

"THAT the services of the Municipal Manager be made available to the Banff Centre School of Management, as requested."

CARRIED UNANIMOUSLY

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) Traffic Safety Committee  
Re: Traffic Matters

1. Empire Drive - Glynde Avenue to Capitol Drive

The Traffic Safety Committee submitted a report in response to concerns expressed by the Burnaby Fire Department regarding the difficulty encountered by emergency vehicles using Empire Drive from Glynde Avenue to Capitol Drive.

The Traffic Safety Committee recommended:

- (1) THAT the parking on the south side of Empire Drive from Glynde Avenue to Capitol Drive be prohibited.
- (2) THAT the centre line be off-set to provide a 3.3 metre wide lane on the south side of Empire Drive from Glynde Avenue to Capitol Drive.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

2. Bus stop Relocation to Douglas Road at Hardwick Street

The Traffic Safety Committee submitted a report on a request received for the installation of "No Stopping - Bus Zone" signs for the north-bound Douglas Road farside Woodsworth Street bus stop.

The Traffic Safety Committee recommended:

- (1) THAT Council approve the relocation of the bus stop for northbound Douglas Road at farside Woodsworth Street to a farside Hardwick Street location.
- (2) THAT Mr. J.D. Booth, 5560 Hardwick Street, Burnaby, B.C., V5G 1R1 be sent a copy of this report.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

3. Jaywalking - 5000 Block Kingsway from  
Nelson Avenue to Marlborough Avenue

The Traffic Safety Committee submitted a report on an alleged hazardous jaywalking situation which exists in the 5000 block Kingsway.

The Traffic Safety Committee recommended:

- (1) THAT Mr. Don MacIntyre, Co-Chairman, British Columbia Telephone Safety and Health Committee, 5021 Kingsway, Burnaby, B.C., V5H 4A5 be sent a copy of this report, together with Appendix "A" to the Traffic Safety Committee report.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

4. Intersection of Mary Avenue and Rosewood Street

The Traffic Safety Committee submitted a report on the intersection of Mary Avenue and Rosewood Street.

The Traffic Safety Committee recommended:

- (1) THAT Council approve the installation of stop signs on Rosewood Street at Mary Avenue.

MOVED BY ALDERMAN EMMOTT:  
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

5. Request for the Placement of a Traffic Barrier at the Intersection of Pender Street and Delta Avenue

The Traffic Safety Committee submitted a report on a request received for the installation of a traffic barrier at the intersection of Pender Street and Delta Avenue.

The Traffic Safety Committee recommended:

- (1) THAT the request for a barricade on Pender Street at Delta Avenue be denied.
- (2) THAT the Royal Canadian Mounted Police place the 4700 block Pender Street under periodic surveillance, particularly during the p.m. rush hours for speeding violations.
- (3) THAT Mr. C. Johannson, 4741 Pender Street, Burnaby, B.C., V5C 2N4, be sent a copy of this report.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN STUSIAK:

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

CARRIED UNANIMOUSLY

6. Gaglardi Way Interchange and Cariboo Road

The Traffic Safety Committee submitted a report on the Gaglardi Way interchange and Cariboo Road.

The Traffic Safety Committee recommended:

- (1) THAT a copy of this report be sent to Mr. R.G. Stacey, 7256 Cariboo Road, Burnaby, B.C., V3N 4A7.
- (2) THAT a copy of this report also be sent to the Insurance Corporation of British Columbia and to the Ministry of Transportation and Highways.

MOVED BY ALDERMAN AST:  
SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

7. Intersection of Kingsway and Fourteenth Avenue

The Traffic Safety Committee submitted a report on a complaint received regarding traffic flows at the intersection of Kingsway and Fourteenth Avenue.

The Traffic Safety Committee recommended:

- (1) THAT Mr. Bill Engleson, Shop Steward, Ministry of Human Resources, 7621 Kingsway, Burnaby, B.C., V3N 3C7, and the Ministry of Transportation and Highways be sent a copy of this report, together with Appendix "B" to the Traffic Safety Committee report.

MOVED BY ALDERMAN AST:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

8. Grant for School Safety Patrol Incentive Program

The Traffic Safety Committee submitted a report on a request received from Burnaby School District No. 41 for a grant in the amount of \$2,000.00 (two thousand dollars) for the School Safety Patrol Incentive Program.

The Traffic Safety Committee recommended:

- (1) THAT a cheque be prepared in the amount of \$2,000.00 (two thousand dollars) and forwarded to Mr. P.S. Boyle, Secretary-Treasurer, Burnaby School District No. 41, for their School Safety Patrol Incentive Program.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN LEWARNE:

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

CARRIED UNANIMOUSLY

- (b) The Municipal Manager presented Report No. 45, 1981 on the matters listed following as Items 1 to 19, either providing the information shown or recommending the courses of action indicated for the reasons given:

1. Senior Management Training Programs  
for the Burnaby Fire Department

The Municipal Manager provided a report from the Director - Fire Services on the Senior Management Training Programs for the Burnaby Fire Department.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

2. Urea Formaldehyde Foam Insulation

The Municipal Manager provided a report from the Chief Public Health Inspector concerning the installation of urea formaldehyde foam insulation in homes in Burnaby.

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The Chief Public Health Inspector reported that on 1981 July 02 a letter was forwarded to Consumer and Corporate Affairs Canada, Urea Formaldehyde Foam Insulation Information Centre, Hull, Quebec, requesting that approximately 60 Burnaby home owners who have contacted this department be eligible for the proposed formaldehyde testing program. The Urea Formaldehyde Foam Insulation Centre has still not committed themselves to the number of homes within the Burnaby area which will be tested under this program.

An agreement has been entered into with Simon Fraser University, Department of Kinesiology, Occupational Health Sciences Program, for the design and computer analysis of a questionnaire. This questionnaire will be aimed at assessing possible health complaints and related problems of residents of urea formaldehyde foam insulated homes within this municipality.

The design of the questionnaire and computer programming is scheduled for completion in early 1981 October. It is the intention to send the questionnaire to those residents who have already contacted the Municipal Health Department regarding urea formaldehyde foam insulation. In addition, the 1981 November issue of "Information Burnaby" will contain a bulletin requesting residents of homes which have urea formaldehyde foam insulation to contact the Health Department in order that a questionnaire may be sent to them.

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 RANDALL:

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

CARRIED UNANIMOUSLY

3. Expansion of C.G. Brown Memorial Pool  
- Health Club Facilities

The Municipal Manager provided a report from the Parks and Recreation Administrator regarding the expansion of C.G. Brown Memorial Pool - Health Club Facilities.

The Municipal Manager recommended:

- (1) THAT Council approve a short term borrowing bylaw for the interim financing of the C.G. Brown Memorial Pool extension as outlined in the Parks and Recreation Administrator's report on the condition that the project will not proceed unless the Provincial Government financial grant is forthcoming.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN AST:

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

CARRIED

OPPOSED: ALDERMAN STUSIAK

The Council Meeting recessed at 21:10 h.

The Council Meeting reconvened with all Council members in attendance at 21:20 h.

4. Municipal Engineer's Special Estimates

The Municipal Manager provided a report from the Municipal Engineer concerning a special estimate of work for his department in the total amount of \$7,000.00.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN LEWARNE:

SECONDED BY ALDERMAN BROWN:

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

CARRIED UNANIMOUSLY

5. Subdivision Servicing Agreement  
Subdivision Reference #121/80

The Municipal Manager provided a report from the Director of Planning concerning the servicing agreement for Subdivision Reference #121/80.

The Municipal Manager recommended:

- (1) THAT Council authorize the preparation and execution of the servicing agreement for Subdivision Reference #121/80.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

6. Petition from Property Owners on  
6167/74/95 and 6211 Malvern Avenue  
Malvern Avenue Rezoning/Deferment of  
Two Family Dwelling Building Permits

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

7. Letter from Antoinette Moretti which appeared on the  
Agenda for the 1981 September 14 Meeting of Council  
Mail Service, Unemployment Insurance Commission  
Office and Telephone Service

The Municipal Manager provided a report from the Purchasing Agent on the above subject.

The Purchasing Agent noted that Mrs. Moretti has expressed her concern with respect to the location of and services being provided by B.C. Telephone Company, the Post Office and Unemployment Insurance Commission.

The aforementioned services have been supplied in the manner outlined for many years. The expenses involved in a relocation program will likely prohibit any change in the foreseeable future.

Insofar as the B.C. Telephone Company is concerned, there are six telephone exchanges in operation covering this municipality, three of which are located in Burnaby. Exchange areas do not conform to municipal boundaries.

The Post Office employs nine sub-offices for total coverage of the municipality, five of which are not located within the boundaries of Burnaby. The exact location and quality of service provided is predicated by federal authorities.

The Metro Manager for the Unemployment Insurance Commission advised that "clients may go to the office of their choice". Individuals would normally be advised to go to the office nearest their place of residence. The Burnaby Office is 5021 Kingsway.

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The Municipal Manager recommended:

- (1) THAT a copy of this report be forwarded to Antoinette Moretti, 2590 Norcrest Court, Burnaby, B.C., V3J 1C8.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

8. Letter from D. Tatone which appeared on the agenda for the Council Meeting of 1981 September 08  
Lane Construction to the Rear of 6750 Lakeview Avenue

The Municipal Manager provided a report from the Director of Planning with reference to the above subject.

The Director of Planning reported that the Planning and Engineering Departments are not opposed to the construction of the lane should Mr. Tatone and the adjacent property owner wish to pursue a mutual agreement to arrange for the removal of buildings and subsequently satisfy the requirements outlined in the Director of Planning's report.

The Municipal Manager recommended:

- (1) THAT a copy of this report be sent to Mr. D. Tatone, 6750 Lakeview Avenue, Burnaby, B.C., V5E 2P4.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

9. Holiday Shopping Regulation Act

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

10. Pay Rates for 1981 Municipal Election

The Municipal Manager provided a report from the Municipal Clerk in which it was recommended that the 1981 election pay rates as enumerated in Schedule "A" attached to the Municipal Clerk's report be approved.

The Municipal Manager recommended:

- (1) THAT the recommendation of the Municipal Clerk be adopted.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

11. 1981 Municipal Election

The Municipal Manager provided a report from the Municipal Clerk concerning the 1981 Municipal Election, in which it was recommended:

1. THAT James Hudson, #7 - 6705 Arlington Street, Vancouver, B.C., V5S 3P1 be appointed Returning Officer for The Corporation of the District of Burnaby for the 1981 Municipal Election.

2. THAT nominations for the 1981 Municipal Elections be held in the Burnaby Municipal Hall Council Chamber, 4949 Canada Way, Burnaby, B.C., V5G 1M2.
3. THAT the poll required for the 1981 Municipal Election be opened at the locations enumerated in the Municipal Clerk's report.

The Municipal Manager recommended:

- (1) THAT the recommendations of the Municipal Clerk be adopted.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

12. Advance Poll for the 1981 Municipal Election

The Municipal Manager provided a report from the Municipal Clerk in which it was recommended that the Municipal Council give consideration to the adoption of the following motions:

1. THAT a bylaw to provide for the holding of an Advance Poll for the 1981 Municipal Election be brought forward.
2. THAT the Advance Poll bylaw provide therein that the Advance Poll be held at the Burnaby Municipal Hall, 4949 Canada Way, Burnaby, B.C., V5G 1M2.
3. THAT the Advance Poll bylaw provide therein that the Advance Poll be kept open from 08:30 h until 20:00 h.
4. THAT the Advance Poll be held on Wednesday, Thursday, and Friday, 1981 November 18, 19 and 20.

The Municipal Manager recommended:

- (1) THAT the recommendation of the Municipal Clerk be adopted.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY

13. Mobile Polls for the 1981 Municipal Election

The Municipal Manager provided a report from the Municipal Clerk in which it was recommended:

1. THAT a bylaw providing therein for the establishment of five (5) Mobile Polls for the 1981 Municipal Election on Saturday, 1981 November 21, for the purpose of attending at the locations enumerated in the Municipal Clerk's report under the headings "Mobile Poll Number One", "Mobile Poll Number Two", "Mobile Poll Number Three", "Mobile Poll Number Four", and "Mobile Poll Number Five" and for the hours shown, be brought forward.

The Municipal Manager recommended:

- (1) THAT the recommendation of the Municipal Clerk be adopted.

MOVED BY ALDERMAN EMMOTT:

SECONDED BY ALDERMAN LAWSON:

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

CARRIED UNANIMOUSLY



14. R.C.M.P. Monthly Report 1981 August

The Municipal Manager provided a report from the Officer-in-Charge, Burnaby Detachment, R.C.M.P. covering the policing of the municipality for 1981 August.

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 STUSIAK:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

15. Youth Services Division Report  
1981 May 01 to 1981 August 31

The Municipal Manager provided a report from the Officer-in-Charge, Burnaby Detachment, R.C.M.P. covering the activities of the Youth Services Division for the period 1981 May 01 to 1981 August 31.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

16. Letter from Mrs. Anna Decurtins  
5392 Clinton Street, Burnaby, B.C., V5J 2L6  
Local Improvement Project 79-043

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

17. Council Indemnities - 1982

The Municipal Manager provided a report from the Municipal Treasurer concerning Council Indemnities for 1982.

The Municipal Manager recommended:

- (1) THAT a bylaw be brought down to establish Council Indemnities for 1982 as follows:

Mayor	\$44,247.00
Aldermen	\$11,852.00 each

- (2) THAT the Municipal Manager bring forward a report at the last Council Meeting in 1982 September which would project Council Indemnities for 1983 utilizing the same formula as described herein.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

18. Home Owner Grants  
Council Resolution 1981 August 10

The Municipal Manager provided a report from the Municipal Treasurer regarding 1981 Home Owner Grants.

The Municipal Treasurer reported that full payment of the \$4.3 million due from the Provincial Government for outstanding Home Owner Grants has now been received.

It is estimated that the delayed payment cost the municipality approximately \$125,000.00 in lost investment income.

This calculation is based on the Home Owner Grant payment record established by the province during the years 1978 to 1980. During this period there was about a 14 day turn around time, i.e. the number of days from when we sent in our claim until the payment was received. Interest rates used were the rates we might have expected to earn had the funds been available for investment.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN RANDALL:

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

CARRIED UNANIMOUSLY

19. Greater Vancouver Area Suburban Firefighters  
1982 Wage Settlement (Arbitration)  
Burnaby Firefighters Association, Local 323

The Municipal Manager provided a copy of a news release by the Greater Vancouver Regional District Labour Relations Department relative to the Greater Vancouver Area Suburban Firefighters 1982 wage settlement.

The Municipal Manager recommended:

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

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN AST:

"THAT the Committee now rise and report."

CARRIED UNANIMOUSLY

The Council reconvened.

MOVED BY ALDERMAN STUSIAK:  
SECONDED BY ALDERMAN AST:

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

CARRIED UNANIMOUSLY

1981 September 28

E N Q U I R I E S

ALDERMAN LAWSON:

Alderman Lawson noted that a recent item in a local newspaper had indicated that three new buildings were contemplated on the Oakalla site and enquired if staff had any information on this subject.

It was agreed that the Municipal Manager would contact the appropriate provincial authorities for information in this regard.

ALDERMAN BROWN:

Alderman Brown enquired as to the present status of the traffic light proposed for the intersection of Imperial Street and Sussex Avenue.

The Municipal Engineer advised that he would check on the status of the proposed traffic signal at this intersection and advise Alderman Brown accordingly.

MOVED BY ALDERMAN STUSIAK:

SECONDED BY ALDERMAN DRUMMOND:

"THAT this regular Council Meeting do now adjourn."

CARRIED UNANIMOUSLY

The regular Council Meeting adjourned at 21:32 h.

Confirmed:

Certified Correct:



MAYOR

  
DEPUTY MUNICIPAL CLERK